

SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

1st Legislative Day Monday, January 9, 2023

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Prayer	By the chaplain, Rabbi Iah Pillsbury, Temple Beit Torah, Colorado Springs	11
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Presentation of Colors	By the Joint Colorado Color Guard	14
	Members: Staff Sergeant Trevor McKinnon, Specialist Andrew Borrego, Staff Sergeant	15
	Aaron Quirk, Senior Airman Ryan Shanahan, 2nd Lieutenant Samuel Harrison, and	16
	Chief Master Sergeant Jonathon Pratt	17
	Accompanied by Babpipes: Aurora Fire Rescue Captain Thomas Johnson	18
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Pledge	By the children and grandchildren of the Senators.	20
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Musical Presentation	DeVotchKa from Denver	22
	Members: Jean Schroder, Thomas Hagerman, Shawn King, and Nicholas Urata from	23
	Denver	24
		25
Call to Order	The hour of 10:00 a.m. having arrived, the Senate of the 74th General Assembly of	26
	the State of Colorado, pursuant to law, was called to order by President Steve Fenberg,	27
	President of the Senate of the 73rd General Assembly of the State of Colorado.	28
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Roll Call	The roll call of holdover Senators was called with the following result:	30
	Present--17 Bridges, Buckner, Coleman, Fields, Gardner, Ginal, Hansen, Jaquez Lewis,	31
	Kirkmeyer, Kolker, Liston, Moreno, Priola, Simpson, Smallwood, Zenzinger, President	32
	Fenberg	33
	Excused--1 Rankin	34

LETTERS OF RESIGNATION

December 1, 2022

Ms. Cindi Markwell
 Secretary of the Senate
 200 E. Colfax Ave., Room 346
 Denver, CO 80203

Ms. Markwell:

I will resign my position as Senator for the 5th Senate District of Colorado effective
 January 10, 2023.

Sincerely,
 (signed)
 Senator Bob Rankin

December 27, 2022

Ms. Cindi Markwell
 Secretary of the Senate
 200 E. Colfax Ave., Room 346
 Denver, CO 80203

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Dear President Fenberg, Majority Leader Moreno, & Secretary Markwell:

Effective midnight, Monday January 2nd, 2023, I will resign from my position as Colorado State Senator for District 22.

It has been the honor of my life to serve the people of Colorado over the past ten years in state legislature. I am incredibly grateful to my colleagues, the staff at the Capitol who maintain this magnificent building and support our work, and those who keep us safe within it. I will forever cherish this place and our work together on behalf of the Coloradans as a member of the House and Senate. I am humbled and grateful to the people of Colorado for sending me here to represent them.

Thank you for the honor to serve the people of House District 28 and Senate District 22.

Sincerely,
(signed)
Senator Brittany Pettersen
Jefferson County

COMMUNICATIONS FROM THE SECRETARY OF STATE

State of Colorado
Department of State

UNITED STATES OF AMERICA, } ss. CERTIFICATE STATE OF COLORADO

I, Jena Griswold; 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 Senate for the 74th General Assembly by the qualified electors of the State of Colorado in the November 8, 2022 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 12th day of December 2022,

(signed)
Jena Griswold
Secretary of State

**Colorado General Election Results
November 8, 2022**

State Senator - District 1

Counties: LOGAN, MORGAN, PHILLIPS, SEDGWICK, WASHINGTON, WELD, YUMA

	Vote Totals	Percentage
Byron Pelton (REP)	53,199	100.00 %

State Senator - District 3

Counties: PUEBLO

	Vote Totals	Percentage
Nick Hinrichsen (DEM)	33,795	51.22 %
Stephen A. Varela (REP)	32,090	48.64 %
Alex Mugatu (REP) (Write-In)	90	0.14 %

State Senator - District 4

Counties: CHAFFEE, CUSTER, DOUGLAS, FREMONT, JEFFERSON, LAKE, PARK, TELLER

	Vote Totals	Percentage
Mark Baisley (REP)	55,595	60.84 %
Jeff Ravage (DEM)	35,789	39.16 %

State Senator - District 7			1
Counties: DELTA, MESA			2
	Vote Totals	Percentage	3
Janice Rich (REP)	52,696	70.06 %	4
David C. Stahlke (DEM)	22,520	29.94 %	5
			6
State Senator - District 8			7
Counties: CLEAR CREEK, EAGLE, GARFIELD, GILPIN, GRAND, JACKSON, MOFFAT, RIO BLANCO, ROUTT, SUMMIT			8
	Vote Totals	Percentage:	9
Dylan Roberts (DEM)	40,765	55.70 %	10
Matt Solomon (REP);	32,427	44.30 %	11
			12
			13
State Senator - District 9			14
Counties: EL PASO			15
	Vote Totals	Percentage	16
Paul Lundeen (REP)	50,266	62.31 %	17
Arik Dougherty (DEM)	28,327	35.12 %	18
Steve Darnell (LIB:.	2,075	2.57 %	19
			20
State Senator - District 11			21
Counties: EL PASO			22
	Vote Totals	Percentage	23
Tony Exum (DEM)	20,258	49.94 %	24
Dennis Hisey	18,042	44.48 %	25
Daryl Kuiper (LIB.)	2,264	5.58 %	26
			27
State Senator - District 15			28
Counties: BOULDER, LARIMER			29
	Vote Totals	Percentage	30
Rob Woodward (REP:	42,054	49.40 %	31
Janice Marchman (DEM)	43,068	50.60 %	32
			33
State Senator - District 20			34
Counties: JEFFERSON			35
	Vote Totals	Percentage	36
Lisa A. Cutter (DEM)	49,375	54.22 %	37
Ttm Walsh (REP)	39,651	43.54 %	38
BetteRose Ryan (LIB)	2,043	2.24 %	39
			40
State Senator - District 22			41
Counties: JEFFERSON			42
	Vote Totals	Percentage	43
Colby Drechsel (REP)	22,609	32.71 %	44
Jessie Danielson (DEM)	46,508	67.29 %	45
			46
State Senator - District 24			47
Counties: ADAMS			48
	Vote Totals	Percentage	49
Kyle Mullica (DEM)	30,008	53.82 %	50
Courtney Potter (REP)	24,184	43.37 %	51
Donald Osborn (1.1B)	1,569	2.81 %	52
			53
State Senator - District 25			54
Counties: ADAMS, BROOMFIELD, WELD			55
	Vote Totals	Percentage	56
Melody Peotter (REP)	27,207	38.51 %	57
Faith Winter (DEM)	43,435	61.49 %	58
			59
State Senator - District 27			60
Counties: ARAPAHOE, DOUGLAS			61
	Vote Totals	Percentage	62
Tom Kim (REP)	32,757	45.10 %	63
Tom Sullivan (DEM)	39,861	54.88 %	64
Matt Snider (CEN) (Write-In)	21	0.03 %	65
			66
State Senator - District 30			67
Counties: DOUGLAS			68
	Vote Totals	Percentage	69
Kevin Van Winkle (REP)	46,751	53.82 %	70
Braeden Miguel (DEM)	40,122	46.18 %	71
			72

State Senator - District 32			1
Counties: ARAPAHOE, DENVER, JEFFERSON			2
	Vote Totals	Percentage	3
			4
Robert Rodriguez (DEM)	44,619	76.00 %	5
Dean Flanders (REP)	14,089	24.00 %	6
			7
State Senator - District 34			8
Counties: DENVER			9
	Vote Totals	Percentage	10
Julie C. Gonzales (DEM)	48,831	100.00 %	11
			12
State Senator - District 35			13
Counties: BACA, BENT, CHEYENNE, CROWLEY, EL PASO, ELBERT, HUERFANO,			14
KIOWA, KIT CARSON, LAS ANIMAS, LINCOLN, OTERO, PROWERS			15
	Vote Totals	Percentage	16
Rod Pelton (REP)	58,478	74.30 %	17
Travis Star Nelson (DEM)	20,230	25.70 %	18
			19

State of Colorado
Department of State

UNITED STATES OF AMERICA, } ss. CERTIFICATE STATE OF COLORADO

I, Jena Griswold, 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 Senate by the qualified electors of the State of Colorado in the November 8, 2022 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 12th day of December 2022,

(signed)
Jena Griswold
Secretary of State

Colorado General Election Results
November 8, 2022

State Senator - District 1			47
	Vote Totals	Percentage	48
Byron Pelton (REP)	53,199	100.00 %	49
15530 Blair Street			50
Sterling, CO 80751			51
			52
State Senator - District 3			53
	Vote Totals	Percentage	54
Nick Hinrichsen (DEM)	33,795	51.22 %	55
2215 Norman Ln			56
Pueblo, CO 81005			57
			58
State Senator - District 4			59
	Vote Totals	Percentage	60
Mark Baisley (REP)	55,595	60.84 %	61
301 Thunder Ridge Dr			62
Woodland Park, CO 80863			63
			64
State Senator - District 7			65
	Vote Totals	Percentage	66
Janice Rich (REP)	52,696	70.06 %	67
1815 Venetian Drive			68
Grand Junction, CO 81506			69
			70
			71
			72

State Senator - District 8			1
	Vote Totals	Percentage	2
Dylan Roberts (DEM)	40,765	55.70 %	3
37305 Highway 6 Apt 104			4
Avon, CO 81620			5
State Senator - District 9			6
	Vote Totals	Percentage	7
Paul Lundeen (REP)	50,266	62.31 %	8
19210 Sixpenny Lane			9
Monument, CO 80132			10
State Senator - District 11			11
	Vote Totals	Percentage	12
Tony Exum (DEM)	20,258	49.94 %	13
3672 Iguana Drive			14
Colorado Springs, CO 80910			15
State Senator - District 15			16
	Vote Totals	Percentage	17
Janice Marchman (DEM)	43,068	50.60 %	18
2037 Vancorum Dr.			19
Loveland, CO 80538			20
State Senator - District 20			21
	Vote Totals	Percentage	22
Lisa A. Cutter (DEM)	49,375	54.22 %	23
13049 W. Aqueduct Avenue			24
Littleton, CO 80127			25
State Senator - District 22			26
	Vote Totals	Percentage	27
Jessie Danielson (DEM)	46,508	67.29 %	28
4550 Vance St.			29
Wheat Ridge, CO 80033			30
State Senator - District 24			31
	Vote Totals	Percentage	32
Kyle Mullica (DEM)	30,008	53.82%,	33
2103 West 91st PL			34
Federal Heights, CO 80260			35
State Senator - District 25			36
	Vote Totals	Percentage	37
Faith Winter (DEM)	43,435	61.49 %	38
11676 Osceola St			39
Westminster, CO 80031			40
State Senator - District 27			41
	Vote Totals	Percentage	42
Tom Sullivan (DEM)	39,861	54.88 %	43
17133 E Prentice Dr			44
Centennial, CO 80015			45
State Senator - District 30			46
	Vote Totals	Percentage	47
Kevin Van Winkle (REP)	46,751	53.82 %	48
3889 Wynwood Circle			49
Highland Ranch, CO 80126			50
State Senator - District 32			51
	Vote Totals	Percentage	52
Robert Rodriguez (DEM)	44,619	76.00 %	53
1845 S. Clermont Street			54
Denver, CO 80222			55
State Senator - District 34			56
	Vote Totals	Percentage	57
Julie C. Gonzales (DEM)	48,831	100.00 %	58
2240 Clay St #203			59
Denver, CO 80211			60
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State Senator - District 35

Vote Totals
58,478

Percentage
74.3 %

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

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Credentials Committee

On motion of Majority Leader Moreno, and with unanimous consent of the Senate, a committee of three was appointed by the President as the Committee on Credentials. The President appointed Senators Moreno, Chair, Rodriguez, and Lundeen as members of the committee.

The President announced that the Senate would be in recess so the committee on credentials could meet and prepare its report.

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Senate in recess. Senate reconvened.

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REPORT OF COMMITTEE ON CREDENTIALS

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Mr. President:

Your committee on credentials, to which was referred the list of the members of the Senate for the 74th General Assembly of the State of Colorado, transmitted by the Secretary of State, begs leave to report that the persons named therein constitute a true and correct list of the members as shown by the election certificate and records in the office of the Secretary of State, and your committee recommends that the list so furnished and read be adopted as the temporary roll call of the Senate of the 74th General Assembly of the State of Colorado.

Signed:

(signed)
Majority Leader Moreno, Chair
Assistant Majority Leader Rodriguez
Minority Leader Lundeen

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On motion of Majority Leader Moreno, the report of the committee on Credentials was read and adopted by unanimous consent of the Senate.

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On motion of Majority Leader Moreno, and with unanimous consent of the Senate, a committee of three was appointed by the President as the Committee to wait upon Chief Justice Brian D. Boatright of the Colorado Supreme Court and request him to administer the oath of office to the Senators-elect.

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The President appointed Senator Fields, and Senators-Elect Sullivan and Rich as members of the Committee and announced that the Senate would be in recess until the return of the Committee with Chief Justice Brian D. Boatright.

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Senate in recess. Senate reconvened.

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The Senate Chief Sergeant-at-Arms, Frank Lombardi, announced the arrival of the Committee and the Chief Justice.

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Oath of Office

Chief Justice Brian D. Boatright of the Colorado Supreme Court administered the Oath of Office to the Senators-elect.

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Senate in recess. Senate reconvened.

Roll Call The roll call of the Senators-elect was called with the following result: Present--17
 Baisley, Cutter, Danielson, Exum, Gonzales, Hinrichsen, Lundeen, Marchman, Mullica,
 Pelton, B., Pelton, R., Rich, Roberts, Rodriguez, Sullivan, Van Winkle, Winter.
 Quorum The President announced the temporary roll call of the Senate--34 present, 0 absent, and 1
 excused, and that a quorum was present.

On motion of Majority Leader Moreno, and with the unanimous consent of the Senate, the
 temporary roll call of the Senate was made the permanent roll call of the Senate.

Election of President On motion of Majority Leader Moreno and seconded by Minority Leader Lundeen,
 President Steve Fenberg was nominated as President of the Senate.
 Majority Leader Moreno moved that the nominations for President of the Senate be closed
 and that a unanimous vote be cast for President Steve Fenberg. The motion was adopted
 by unanimous vote.

Election of President Pro Tempore On motion of Majority Leader Moreno and seconded by Minority Leader Lundeen,
 Senator James Coleman was nominated as President Pro Tempore of the Senate.
 Majority Leader Moreno moved that the nominations for President Pro Tempore of the
 Senate be closed and that a unanimous vote be cast for Senator James Coleman. The
 motion was adopted by unanimous vote.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SJR23-001 by Senator Moreno; also Representative Duran--Concerning the adoption of the Joint Rules
 as the temporary Joint Rules of the Seventy-fourth General Assembly.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Rodriguez	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Simpson	Y
Buckner	Y	Hansen	Y	Mullica	Y	Smallwood	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Sullivan	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Van Winkle	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rankin	E	Zenzinger	Y
Fields	Y	Liston	Y	Rich	Y	President	Y
Gardner	Y	Lundeen	Y	Roberts	Y		

SR23-001 by Senator Moreno--Concerning the temporary Rules of the Senate.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Rodriguez	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Simpson	Y
Buckner	Y	Hansen	Y	Mullica	Y	Smallwood	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Sullivan	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Van Winkle	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rankin	E	Zenzinger	Y
Fields	Y	Liston	Y	Rich	Y	President	Y
Gardner	Y	Lundeen	Y	Roberts	Y		

SR23-002 by Senator Moreno--Concerning changes to the Rules of the Senate regarding committees of reference.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Rodriguez	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Simpson	Y
Buckner	Y	Hansen	Y	Mullica	Y	Smallwood	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Sullivan	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Van Winkle	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rankin	E	Zenzinger	Y
Fields	Y	Liston	Y	Rich	Y	President	Y
Gardner	Y	Lundeen	Y	Roberts	Y		

SR23-003 by Senator Moreno--Concerning the appointment of Officers and Employees for the Senate convened in the First Regular Session of the Seventy-fourth General Assembly.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Rodriguez	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Simpson	Y
Buckner	Y	Hansen	Y	Mullica	Y	Smallwood	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Sullivan	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Van Winkle	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rankin	E	Zenzinger	Y
Fields	Y	Liston	Y	Rich	Y	President	Y
Gardner	Y	Lundeen	Y	Roberts	Y		

Election of Secretary
On motion of Majority Leader Moreno, Cindi L. Markwell was nominated to serve as Secretary of the Senate during the First Regular Session of the Seventy-fourth General Assembly of the State of Colorado.

A majority of all members elected to the Senate having voted in the affirmative, the motion for the election of Cindi L. Markwell as Secretary of the Senate was adopted.

Oath of Office
The President administered the oath of office to Cindi L. Markwell as Secretary of the Senate.

On motion of Majority Leader Moreno, and with unanimous consent of the Senate, the President appointed Senators Exum, Cutter, and Pelton, R. as members of the Committee to Notify the House of Representatives that the Senate was organized and ready for business.

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

On motion of Majority Leader Moreno, and with unanimous consent of the Senate, the President appointed Senators Coleman, Roberts, and Pelton, B. as members of the Committee to Notify the Governor that the Senate was organized and ready for business.

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

Senate in recess. Senate reconvened.

COMMITTEE APPOINTMENTS

December 15, 2022

Mrs. Natalie Castle
 Executive Director
 Office of Legislative Council
 200 E. Colfax Ave., Room 029
 Denver, CO 80203

Mrs. Natalie Castle,

As you know, Senate rules require that as the Majority Leader, I determine the committee composition and the majority party’s appointments to the 2023 Legislative Committees of Reference. Below are the committee compositions and the Majority’s appointments.

	Majority	Minority	Committee Size
Agriculture and Natural Resources	4	3	7
Appropriations	4	3	7
Business, Labor and Technology	6	3	9
Education	4	3	7
Finance	4	3	7
Health and Human Services	6	3	9
Judiciary	3	2	5
Local Government and Housing	4	3	7
State, Veterans and Military Affairs	3	2	5
Transportation and Energy	5	2	7

Agriculture and Natural Resources

- Senator-elect Dylan Roberts – Chair
- Senator Nick Hinrichsen – Vice Chair
- Senator Kevin Priola
- Senator-elect Janice Marchman

Appropriations

- Senator Jeff Bridges – Chair
- Senator Rachel Zenzinger – Vice Chair
- Senator Chris Hansen
- Senator James Coleman

<u>Business, Labor and Technology</u>	1
Senator Robert Rodriguez – Chair	2
Senator Jessie Danielson – Vice Chair	3
Senator James Coleman	4
Senator Joann Ginal	5
Senator Nick Hinrichsen	6
Senator-elect Tom Sullivan	7
	8
<u>Education</u>	9
Senator Janet Buckner – Chair	10
Senator-elect Janice Marchman – Vice Chair	11
Senator Rhonda Fields	12
Senator Chris Kolker	13
	14
<u>Finance</u>	15
Senator-elect Kyle Mullica – Chair	16
Senator Chris Kolker – Vice Chair	17
Senator Kevin Priola	18
Senator Faith Winter	19
	20
<u>Health and Human Services</u>	21
Senator Rhonda Fields – Chair	22
Senator Joann Ginal – Vice Chair	23
Senator Janet Buckner	24
Senator-elect Lisa Cutter	25
Senator Sonya Jaquez Lewis	26
Senator-elect Kyle Mullica	27
	28
<u>Judiciary</u>	29
Senator Julie Gonzales – Chair	30
Senator Robert Rodriguez – Vice Chair	31
Senator-elect Dylan Roberts	32
	33
<u>Local Government and Housing</u>	34
Senator Sonya Jaquez Lewis – Chair	35
Senator-elect Tony Exum, Sr., – Vice Chair	36
Senator Julie Gonzales	37
Senator-elect Dylan Roberts	38
	39
<u>State, Veteran and Military Affairs</u>	40
Senator James Coleman – Chair	41
Senator-elect Tom Sullivan – Vice Chair	42
Senator Julie Gonzales	43
	44
<u>Transportation and Energy</u>	45
Senator Faith Winter – Chair	46
Senator Kevin Priola – Vice Chair	47
Senator-elect Lisa Cutter	48
Senator-elect Tony Exum, Sr.,	49
Senator Sonya Jaquez Lewis	50
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Sincerely,	52
(signed)	53
Dominick Moreno	54
Majority Leader	55
Colorado State Senate	56
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December 14, 2022 1
Ms. Natalie Castle 2
Executive Director, Legislative Council 3
200 E. Colfax, Rm 029 4
Denver, CO 80203 5
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Dear Director Castle, 7
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Pursuant to Senate Rules, the Minority Leader is responsible for assigning members of the 9
Senate Minority Caucus to Senate Committees of Reference. For the Seventy-fourth 10
General Assembly, the Minority members of the Senate Committees of Reference are: 11
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Committee on Education, 13
Senator Paul Lundeen (R - Monument) [Ranking Member] 14
Senator-Elect Mark Baisley (R - Woodland Park) 15
Senator-Elect Janice Rich (R - Grand Junction) 16
17
Committee on Judiciary, 18
Senator Bob Gardner (R - Colorado Springs) [Ranking Member] 19
Senator Kevin Van Winkle (R - Highlands Ranch) 20
21
Committee on Transportation and Energy, 22
Senator Cleave Simpson (R - Alamosa) [Ranking Member] 23
Senator-Elect Byron Pelton (R - Sterling) 24
25
Committee on Health and Human Services, 26
Senator Jim Smallwood (R - Parker) [Ranking Member] 27
Senator-Elect Janice Rich (R - Grand Junction) 28
Senator to be chosen by SD5 vacancy committee 29
30
Committee on State, Veteran, and Military Affairs, 31
Senator-Elect Mark Baisley (R - Woodland Park)[Ranking Member] 32
Senator Larry Liston (R - Colorado Springs) 33
34
Committee on Agriculture and Natural Resources, 35
Senator Cleave Simpson (R - Alamosa) [Ranking Member] 36
Senator-Elect Rod Pelton (R - Cheyenne Wells) 37
Senator-Elect Byron Pelton (R - Sterling) 38
39
Committee on Finance, 40
Senator Kevin Van Winkle (R - Highlands Ranch) [Ranking Member] 41
Senator Cleave Simpson (R - Alamosa) 42
Senator Jim Smallwood (R - Parker) 43
44
Committee on Business, Labor, and Technology, 45
Senator Larry Liston (R - Colorado Springs) [Ranking Member] 46
Senator Mark Baisley (R - Woodland Park) 47
Senator to be chosen by SD5 vacancy committee 48
49
Committee on Local Government and Housing, 50
Senator-Elect Janice Rich (R - Grand Junction) [Ranking Member] 51
Senator-Elect Byron Pelton (R - Sterling) 52
Senator Elect Rod Pelton (R - Cheyenne Wells) 53
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Committee on Appropriations, 1
 Senator Barbra Kirkmeyer (R - Weld County) [Ranking Member] 2
 Senator Bob Gardner (R - Colorado Springs) 3
 Senator Larry Liston (R - Colorado Springs) 4
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 Respectfully, 6
 (signed) 7
 Paul Lundeen 8
 Senate Minority Leader - designate 9
 10
 Cc: The Honorable Stephen Fenberg, President of the Senate 11
 The Honorable Dominick Moreno, Senate Majority Leader 12
 The Honorable Julie McCluskie, Speaker - designate of the House of Representatives 13
 The Honorable Monica Duran, House Majority Leader - designate 14
 The Honorable Mike Lynch, House Minority Leader - designate 15
 Sharon Eubanks, Director of the Office of Legislative Legal Services 16
 Cindi Markwell, Secretary of the Senate 17
 Robin Jones, Chief Clerk, House of Representatives 18
 Rachel Kurtz-Phelan, Legislative Council Staff 19
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 January 9, 2023 24
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 Ms. Natalie Castle 26
 Executive Director, Legislative Council 27
 200 E. Colfax, Rm 029 28
 Denver, CO 80203 29
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 Dear Director Castle, 31
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 Please be advised that pursuant to C.R.S. § 2-3-101, I am appointing Senators Rod Pelton 33
 and Kevin Van Winkle to the Legislative Audit Committee for the 74th Colorado General 34
 Assembly. 35
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 Respectfully yours, 37
 (signed) 38
 Paul Lundeen 39
 Senate Minority Leader 40
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 cc: The Honorable Stephen Fenberg, President of the Senate 42
 The Honorable Dominick Moreno, Senate Majority Leader 43
 The Honorable Julie McCluskie, Speaker of the House of Representatives 44
 The Honorable Monica Duran, House Majority Leader 45
 The Honorable Mike Lynch, House Minority Leader 46
 The Honorable Rod Pelton, Senator 47
 The Honorable Kevin Van Winkle, Senator 48
 Sharon Eubanks, Director of the Office of Legislative Legal Services 49
 Cindi Markwell, Secretary of the Senate 50
 Robin Jones, Chief Clerk, House of Representatives 51
 Elizabeth Haskell, Legislative Council Staff 52
 Rachel Kurtz-Phelan, Legislative Council Staff 53
 Shannon Briggs, Legislative Council Staff 54
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 _____ 56

January 9, 2023 1

Ms. Natalie Castle 2

Executive Director, Legislative Council 3

200 E. Colfax, Rm 029 4

Denver, CO 80203 5

Dear Director Castle, 6

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Please be advised that pursuant to C.R.S. § 2-3-301, I am appointing Senators Paul 10

Lundeen, Bob Gardner, Jim Smallwood, and Cleave Simpson to the Legislative Council 11

Committee for the 74th Colorado General Assembly. 12

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Respectfully yours, 14

(signed) 15

Paul Lundeen 16

Senate Minority Leader 17

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cc:The Honorable Stephen Fenberg, President of the Senate 19

The Honorable Dominick Moreno, Senate Majority Leader 20

The Honorable Julie McCluskie, Speaker of the House of Representatives 21

The Honorable Monica Duran, House Majority Leader 22

The Honorable Mike Lynch, House Minority Leader 23

The Honorable Bob Gardner, Senator 24

The Honorable Jim Smallwood, Senator 25

The Honorable Cleave Simpson, Senator 26

Sharon Eubanks, Director of the Office of Legislative Legal Services 27

Cindi Markwell, Secretary of the Senate 28

Robin Jones, Chief Clerk, House of Representatives 29

Elizabeth Haskell, Legislative Council Staff 30

Rachel Kurtz-Phelan, Legislative Council Staff 31

Shannon Briggs, Legislative Council Staff 32

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January 9, 2023 37

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Ms. Natalie Castle 39

Executive Director, Legislative Council 40

200 E. Colfax, Rm 029 41

Denver, CO 80203 42

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Dear Director Castle, 44

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Please be advised that pursuant to C.R.S. § 2-3-502, I am appointing Senators Bob 46

Gardner and Kevin Van Winkle to the Committee on Legal Services for the 74th 47

Colorado General Assembly. 48

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Respectfully yours, 50

(signed) 51

Paul Lundeen 52

Senate Minority Leader 53

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cc:The Honorable Stephen Fenberg, President of the Senate 55

The Honorable Dominick Moreno, Senate Majority Leader 56

The Honorable Julie McCluskie, Speaker of the House of Representatives 1
 The Honorable Monica Duran, House Majority Leader 2
 The Honorable Mike Lynch, House Minority Leader 3
 The Honorable Bob Gardner, Senator 4
 The Honorable Kevin Van Winkle, Senator 5
 Sharon Eubanks, Director of the Office of Legislative Legal Services 6
 Cindi Markwell, Secretary of the Senate 7
 Robin Jones, Chief Clerk, House of Representatives 8
 Elizabeth Haskell, Legislative Council Staff 9
 Rachel Kurtz-Phelan, Legislative Council Staff 10
 Shannon Briggs, Legislative Council Staff 11

January 9, 2023 12
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 Ms. Natalie Castle 17
 Executive Director 18
 Office of Legislative Council 19
 200 E. Colfax Ave., Room 029 20
 Denver, CO 80203 21
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Dear Director Castle: 23
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I am appointing Senator Julie Gonzales, Senator Dylan Roberts, and Majority Leader 25
 Dominick Moreno to the Committee on Legal Services, effective immediately. They will 26
 be replacing Senators Buckner, Lee and Rodriguez. 27
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Sincerely, 29
 (signed) 30
 Steve Fenberg 31
 Senate President 32
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Cc: The Honorable Paul Lundeen, Senate Minority Leader 35
 The Honorable Mike Lynch, House Minority Leader 36
 The Honorable Julie McCluskie, Speaker of the House 37
 The Honorable Dominick Moreno, Senate Majority Leader 38
 The Honorable Julie Gonzales, Senator 39
 The Honorable Dylan Roberts, Senator-elect 40
 The Honorable Janet Buckner, Senator 41
 The Honorable Robert Rodriguez , Senator 42
 The Honorable Pete Lee, Senator 43
 Cindi Markwell, Secretary of the Senate 44
 Robin Jones, Chief Clerk of the House 45
 Sharon Eubanks, Director of OLLS 46
 Rachel Kurtz-Phelan 47
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January 9, 2023 49
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 Ms. Keri L. Hunter 52
 State Auditor 53
 Colorado Office of the State Auditor 54
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1525 Sherman Street, Suite 700
Denver CO 80203

Dear State Auditor Hunter:

Please be advised that I am appointing Senator Rhonda Fields and Senator Robert Rodriguez to the Legislative Audit Committee for the 74th General Assembly. These appointments are effective immediately.

Sincerely,
(signed)
Steve Fenberg
Senate President

Cc: The Honorable Paul Lundeen, Senate Minority Leader
The Honorable Mike Lynch, House Minority Leader
The Honorable Julie McCluskie, Speaker of the House
The Honorable Dominick Moreno, Senate Majority Leader
The Honorable Rhonda Fields, Senator
The Honorable Robert Rodriguez , Senator
Cindi Markwell, Secretary of the Senate
Robin Jones, Chief Clerk of the House
Natalie Castle, Director of LCS
Sharon Eubanks, Director of OLLS
Rachel Kurtz-Phelan

January 9, 2023

Ms. Natalie Castle
Executive Director
Office of Legislative Council
200 E. Colfax Ave., Room 029
Denver, CO 80203

Dear Director Castle:

I am appointing Senator Faith Winter to the Legislative Council for the 74th Session of the General Assembly. I am also re-appointing Senators James Coleman and Chris Hansen. These appointments are effective immediately.

Sincerely,
(signed)
Steve Fenberg
Senate President

Cc: The Honorable Paul Lundeen, Senate Minority Leader
The Honorable Mike Lynch, House Minority Leader
The Honorable Julie McCluskie, Speaker of the House
The Honorable Dominick Moreno, Senate Majority Leader
The Honorable James Coleman, Senator
The Honorable Chris Hansen, Senator
The Honorable Faith Winter, Senator
Cindi Markwell, Secretary of the Senate
Robin Jones, Chief Clerk of the House

Sharon Eubanks, Director of OLLS
Rachel Kurtz-Phelan

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APPOINTMENTS TO STATUTORY COMMITTEES

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Legislative
Council

Pursuant to Section 2-3-301 C.R.S., the President and Minority Leader appointed President Fenberg, Senators Moreno, Lundeen, Winter, Coleman, Hansen, Gardner, Smallwood, and Simpson as members of the Legislative Council Committee.

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Majority Leader Moreno moved that the appointments to the Legislative Council Committee be confirmed. The motion was adopted by the following roll call vote:

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YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Rodriguez	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Simpson	Y
Buckner	Y	Hansen	Y	Mullica	Y	Smallwood	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Sullivan	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Van Winkle	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rankin	E	Zenzinger	Y
Fields	Y	Liston	Y	Rich	Y	President	Y
Gardner	Y	Lundeen	Y	Roberts	Y		

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Legal
Services

Pursuant to Section 2-3-502, C.R.S., the President and Minority Leader appointed Senators Gonzales, Moreno, Roberts, Gardner, and Van Winkle as members of the Committee on Legal Services.

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Majority Leader Moreno moved that the appointments to the Committee on Legal Services be confirmed. The motion was adopted by the following roll call vote:

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YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Rodriguez	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Simpson	Y
Buckner	Y	Hansen	Y	Mullica	Y	Smallwood	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Sullivan	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Van Winkle	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rankin	E	Zenzinger	Y
Fields	Y	Liston	Y	Rich	Y	President	Y
Gardner	Y	Lundeen	Y	Roberts	Y		

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Legislative
Audit

Pursuant to Section 2-3-101, C.R.S., the President and Minority Leader appointed Senators Rodriguez, Fields, Pelton, R., and Van Winkle as members of the Legislative Audit Committee.

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Majority Leader Moreno moved that the appointments to the Legislative Audit Committee be confirmed. The motion was adopted by the following roll call vote:

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YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Rodriguez	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Simpson	Y
Buckner	Y	Hansen	Y	Mullica	Y	Smallwood	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Sullivan	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Van Winkle	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rankin	E	Zenzinger	Y
Fields	Y	Liston	Y	Rich	Y	President	Y
Gardner	Y	Lundeen	Y	Roberts	Y		

Capital Development Committee

Pursuant to Section 26-6.8-103, C.R.S., the President and Minority Leader appointed Senators Hinrichsen, Mullica, and Simpson as members of the Capital Development Committee.

Majority Leader Moreno moved that the appointments to the Legislative Audit Committee be confirmed. The motion was adopted by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Rodriguez	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Simpson	Y
Buckner	Y	Hansen	Y	Mullica	Y	Smallwood	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Sullivan	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Van Winkle	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rankin	E	Zenzinger	Y
Fields	Y	Liston	Y	Rich	Y	President	Y
Gardner	Y	Lundeen	Y	Roberts	Y		

On motion of Majority Leader Moreno, and with the unanimous consent of those elected to the Senate, the Senate stood in recess to hear the opening day remarks of Senate President Steve Fenberg and Senate Minority Leader Paul Lundeen.

Senate in recess

The text of President Fenberg's remarks follow.

Mr. Majority Leader, Mr. President Pro Tempore, Mr. Minority Leader - friends, loved ones, and honored guests: good morning, and welcome to the 74th General Assembly of the Colorado State Senate!

It is an honor to be with you all today as we find ourselves at the outset of what promises to be a challenging, yet rewarding 120 days.

Before we get started, I invite you all to look around and take a second to appreciate the changes we've made during the interim to the Senate Chamber. Spearheaded by our indomitable Secretary Cindi Markwell, whose commitment to the Senate remains unrivaled, we've spruced things up quite a bit:

All of the member desks, the front desk, and virtually every piece of wood was removed from the chamber, stripped, and brought back to its original shine
 Countless improvements, including new steel reinforced floors
 We even gave the lobby a little upgrade, uncovering and bringing back the original stenciling
 But another priority of these improvements was to make our historic senate chamber—our place of business—more accessible to those with different abilities.

We've installed T-Coils throughout so folks with hearing impairments can receive a direct audio feed into their hearing aides
 We removed a level from the floor and brought the well up to the same level as the floor.
 A ramp has been custom built for the one step that remains on the chamber floor.
 We've also laid the groundwork for the next phase of accessibility improvements, which will include an adjustable podium in the well and either a ramp or a lift up to the president's dais.

All of this was done with an eye towards ensuring this historic, beloved chamber in the people's house evolves to be a more welcoming and inclusive space. So, I hope you'll enjoy the new and improved Senate. I know I will. And with the election behind us, I'm finally settling into not just the chamber, but my office.

Unpacking boxes, a fresh coat of paint. I may even get some new drapes—actually, Senator Lundeen, I believe you measured them already right? Can you let me know what those measurements were?

In all seriousness, the fact that we can convene here today with a level of normalcy. A sense of relative safety. In the context of having one of the strongest economies in the country. It's nothing short of amazing and we should all be incredibly grateful. But, it's been a long journey. And that journey for Colorado's families and businesses is still far from over.

The past couple of years have been tough, not just because of the global pandemic and the economic impacts of that pandemic, but also the rise in political violence, instability, and hate of all kinds.

Last November, we added another horrific chapter to the long history of hate and violence in Colorado. Five beautiful lives were murdered and countless others were forever altered. A community was attacked and shaken to its core. To our LGBTQ friends, family, and loved ones, know this: we will stand with you no matter what.

From a suburban high school... to a midnight movie showing... to a neighborhood grocery store, far too many families have suffered through the unimaginable pain of having someone murdered by gun violence while they were just simply going about their lives.

But we also must remember that the vast majority of gun deaths don't make the national news.

They're the thousands of lives that end alone after a long battle that was raging within themselves. Or the thousands of lives that were taken as a result of crime and violence on the streets within our communities.

As leaders in our state, it is our job to solve the problems facing our constituents and our communities.

We lost more than 1,000 Coloradans to gun violence in 2021.

That is simply unacceptable.

We owe it to each of those victims and their families to do more. Yes, it's a mental health issue. But it's also an economic justice issue. And a public safety issue. And an education issue. And, yes, it is also a gun issue.

That is why this session we will prioritize preventing gun violence. Among other bills we'll consider, Senator Sullivan will introduce a bill to expand and improve Colorado's extreme risk protection orders. So if local law enforcement can't - or won't - be the ones to bring the issue to a judge, others like district attorneys and counselors can and will.

Nobody is saying that Coloradans don't have the right to defend themselves and own a gun. We're saying that, in a civilized society, where people expect the freedom to live with basic security and safety, we must be willing to consider that there are some people who are not fit to possess a deadly weapon because of the extreme risk they pose to themselves and others.

And for those who can't or won't secure your firearms—either at home or in your vehicle—perhaps you're not the responsible gun owner you think you are. Guns have no place in the hands of children, criminals, or those who aren't well. And if you're the reason they're entering those hands, you are part of the problem.

We must do more as a society to protect innocent lives.

We owe it to Raymond Vance...to Kelly Loving...to Daniel Aston...to Derrick Rump...and to Ashley Paugh.

We owe it to Javad and Vivian.

And we owe it to Alex.

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I'd also like to take a moment to remember a leader from the other chamber who left us far too soon. Like all of you, I was shocked to hear that we lost the House Minority Leader—our friend, Hugh McKean.

Hugh was a good man. A loving father, and a dedicated public servant. He had a huge heart, and he used his own unique blend of humor and hard work to break down barriers and try to solve problems.

This session, let's embrace Hugh's approach to our work. More jokes. More smiles. And more love.

Let's do what Hugh did every day: take our work seriously. But not ourselves.

As we begin to map out the path before us for these 120 days, I think it's important to take stock of where we've been, so we can better understand where we're going.

We've been through a deadly pandemic, a public health emergency the likes of which we haven't seen for over a century and that stole more from us than any of us will ever truly understand.

We've endured an escalating housing crisis that's priced countless families out of their communities and put thousands out of their homes entirely.

We've seen shootings, mudslides, fires, crime waves, and more.

Heck, we even watched in horror as an attempted insurrection was mounted on the US Capitol.

But time and time again, the people of Colorado have shown their toughness and their resiliency in the face of disaster. Because we've also had wonderful rainstorms, and beautiful days spent outside with loved ones.

We've graduated from school, landed jobs, bought homes, gotten married, had kids...some of us had our hair grow gray...

We've loved together, mourned together, and persevered together.

Colorado has had more good days than bad – and it's our mission to make sure there are even more good days to come. We have before us an awesome and humbling opportunity to be changemakers.

But let's be honest: everyone in this room is here for slightly different reasons. One person's progress may be another's backslide.

But regardless of why you're here, how you're here will determine whether this session is a successful one or not.

Will we pursue grievance and anger, to accuse and betray and lay blame while shirking responsibility? // Or will we search for understanding and compassion, and seek compromise and progress?

Will we play politics and preen for the cameras? // Or will we put those differences aside, roll up our sleeves, and govern?

Will we listen to our better angels? // Or will our demons consume us and foil any chance we have at consensus?

Clearly, we are living in hyper-partisan and polarized times. And at times it probably seems like our differences are so vast that we could never meet each other half-way.

But I wager that this democratic process—specifically, this legislative process—as flawed and imperfect as it is, provides us the antidote to what too often seems like a toxic and poisoned political process.

This session, let's do what the Senate was designed to do: slow down when needed. Authentically deliberate. (Maybe take an occasional nap.) And solve real problems for real people. Let's not rush to judgment because of who the sponsor is, the title of the bill, or the party that's supporting it.

Not only is that what our constituents would prefer, it's also in the spirit of the rules and procedures that govern our work.

The legislative process was never meant to be a sport with two teams. It was not designed to have predetermined outcomes simply based on which team has more players on the field. The Senate was intended to be a body that genuinely deliberated—sometimes painstakingly so—in order to reach the outcome that was most acceptable to the most number of members.

The idea was to counter the Hobbesian theory that humans, left to their own devices, are fundamentally selfish and power hungry, which is why the legislative process was designed to prevent one person from accumulating too much power, influence, or authority.

Instead it distributes that power and authority throughout, After all, the essence of majority rule - the cornerstone of the parliamentary process - is the ultimate guardrail against a small minority claiming too much influence.

But there's a flaw in these assumptions: it ignores the fact that, in the political sphere, the main human characteristic we should be cognizant of isn't that humans are selfish. It's that we're groupish. We follow the thinking of our group. There are different names for this these days—tribalism, partisanship, identity politics, us-versus-them mentality, etc.

Obviously self selecting into affinities or identities is not a bad thing. Quite the contrary: it can lead to incredibly valuable and powerful aspects of the human experience—altruism, looking out for others within a community, and the most essential part of being human: culture.

But in the context of politics, it can lead to some problematic behaviors and patterns. It leads us to use what scientists call “post hoc rationalization.” Which is a fancy way to describe decision making not based on reason or facts, but based on a gut reaction of what we think our tribe would believe. In other words, all too often, we have a knee-jerk opinion first, and then we rationalize why we're right second.

Rather than being open to changing our mind, it seems that it's more advantageous in politics to defend a position at all costs even if the facts don't support it.

This causes people to dig in and defend original beliefs, rather than change their minds when presented with contradictory evidence or new facts. Taken to its extreme, it can have a devastating effect on democratic norms. Hence why vast portions of America still vehemently believe that Donald Trump won the 2020 election, despite all evidence pointing to the contrary.

So how do we break this cycle? How do we deliberate—as the founders of the parliamentary process intended—and reach the best policy outcome rather than simply pursue the policy that reinforces a worldview?

How do we, as 35 individuals in just one American legislative chamber, begin to stop a pattern of behavior that is plaguing our politics and keeping us from just simply working towards creating the most good.

How do we turn “us-versus-them” into “out of many, one.”

It's actually quite simple: It turns out that we are much more likely to grow or change our minds when we know and understand other people who have different views. That's how we begin to see that the “other” isn't an enemy - they simply have different life experiences, different traditions, and different values that are held sacred.

If we better understand why someone else thinks the way they do, it helps us find the common ground necessary to begin problem solving together.

We don't need to abandon or turn our backs on our tribe. But we need to build fewer walls, and more bridges between our tribes. We need to build authentic relationships with those who are outside of our insular groups. In other words: we need to become friends.

So that's my challenge for all of us this year. Build those relationships. Especially because it was a lot harder over these past few years in the middle of a pandemic. And in the middle of a polarizing election cycle.

But now, get that beer after a long committee hearing. Sit in each other's offices and get lost in conversation. Visit each other in our districts, get to know each other's families. If we can commit to doing the most human thing we can do—build relationships—then we're more likely to solve problems not as Democrats or Republicans, but as Coloradans.

And, if we can do that, it can have a bigger impact than on just us. Because when we show to our respective communities that we truly know each other. That we respect each other. And that from time to time, we can change each other's minds and be open to compromise, collaboration, and even consensus, it reinforces to our tribes that intentional deliberation isn't a foregone idea. It's still something we can do in American politics.

I would argue that not only can we do this, but we have a moral responsibility to do it.

The level of polarization and divisiveness in American politics today requires those with the power to reduce the polarization to do so.

The 35 of us here today have a unique role to play. We are leaders of our groups. Let's find the courage to stop seeing ourselves as foot soldiers for those tribes. To stop being performative because it gains us retweets or social status within said tribe. And instead, use that position of privilege, respect, and honor that we've been given to do something that America desperately needs—to reduce the volume, to retract the hate, and remove the polarization.

Given the events in our country in recent years. Given the rise in political violence, the anger and distrust and lies, I think this is not just a nice thing that we should do. I think the fate of our democracy quite literally depends on it.

One simple way to start. From time to time, I encourage you to do this one simple exercise: Pick up a bill that's scheduled soon for committee. Read it cover to cover without reading the title, or the bill summary, or the names of the sponsors. You might find that you identify amendments or modifications to the policy that you otherwise wouldn't. Or you might even find yourself voting for a bill that you otherwise wouldn't have.

Now, to be clear, I'm not saying any of us should check our beliefs or agendas at the door. That would be foolish and is not what this job is about. We are here to fight for what we believe in.

For instance, I'm not advocating for my party to look at these historic majorities and decide not to utilize them. The voters clearly gave us a mandate. A mandate for what? Well, you'll find at least 23 different opinions.

But let's talk about that. What should we be taking from this past election that sent us here today? Clearly the electorate was sending a message. They weren't wholeheartedly endorsing everything that my party was selling, nor were they embracing everything we've done in recent years. But, in my opinion, voters were sending us a crystal clear message on a few issues that felt increasingly existential to them:

Democracy: voters said STOP it with the conspiracy theories. Stop it with the grifting. And stop it with the politically-inspired violence. And so this year we will defend Colorado's gold standard for election administration and we'll continue to make improvements so that every eligible voter who wants to vote, will vote.

Choice: Coloradans have made up their minds, a woman's choice is a woman's choice. No ifs, ands, or buts. And so this year we will further expand protections for women's access to reproductive health care. And for all of those Republican candidates who saw the polling and changed their tune towards the end by saying "abortion is a settled question in Colorado" ...well, you're in luck because this session you'll have the opportunity to vote to further expand protections for women's reproductive health care!

Climate: The existential threat of climate change is wreaking havoc on communities, livelihoods, and lives. To those who lost their homes in one of the many devastating fires in recent years, there isn't a question: we are causing immense changes to our climate and we must reverse course as soon as possible. So this year we will continue to bring down our emissions, prioritize getting our air quality under control, conserving and improving water quality, and do everything we can to protect our landscapes from devastating wildfires.

But what about the areas that aren't so cut and dry? We heard a lot about crime rates and public safety. About the rapidly rising cost of living in Colorado. And, of course, about the important issues in Colorado's classrooms, like "Critical Cat Theory" and children embracing that dangerous ideology of furies.

For what it's worth, here's my perspective on these issues:

On the issue of public safety: We can't ignore the unmistakable reality that the rates of some crimes have gone up. Every single one of us have either had a car stolen or a close friend who had theirs stolen recently. People rely on their car for their jobs and livelihoods.

Let's work together this year to pass real policy that ends this spike in crime. But let's also recognize that there are societal problems that lead to the stealing of a car that aren't just going to disappear by increasing penalties. We have to address those root causes to end the cycles. We have to do more to counter poverty and addiction.

Addiction continues to be a plague and overdoses are tearing families apart each and every day. But let's give last year's bipartisan fentanyl bill a chance to work. There will come a time to make changes and improvements, but let's do it based on science and data, not politics.

How and at what level we support our public education system in Colorado also needs a mature and thoughtful debate. Let's build on the successes from the past years when we expanded access to universal preschool, full day kindergarten, and investing historic levels of funding in classrooms. Let's make another historic investment that isn't just a one-year windfall, but instead is done in a way that is a sustainable and long term promise to our teachers, students, and parents.

And, likely the biggest issue - and the most difficult one to solve - is the runaway costs that families and businesses are facing. Although it feels out of our hands at some points, let's choose to focus on the areas that we do have control over.

When it comes to the cost of housing, Colorado is becoming less and less affordable year after year. Let's work together and fix this problem before we turn into San Francisco. There's no question: Colorado will continue to grow. People like living here. But the real question is how will we grow?

Will it be done in a way that pushes people out of their communities and farther from where they work and play? Or will it be done in a way that prioritizes denser housing along transit corridors? It's not too late to pursue smart growth—our air quality, our pocketbooks, and our quality of life depend on it.

And, of course, we will need to tackle all of these issues in an uncertain economic environment. It's likely to be a tough budget year as we settle into the reality of global economic conditions. Luckily, the Senate has three whip-smart members serving on the Joint Budget Committee.

I know Senator Zenzinger will lead that committee with her usual combination of passion and preparedness, and will chart a course to fiscal prosperity for our state. Senator Bridges, you're exactly where you're supposed to be and I'm excited to see you bring innovation and fresh thinking to our state's finances. And Senator Kirkmeyer, DC's loss is the JBC's gain. Thank you for doubling down on your investment here at home.

We have a lot of work to do. But luckily, we're equipped with the right leaders to get the job done. I'm proud to say that voters sent us the most diverse legislature in the history of Colorado to solve these problems. The Colorado General Assembly reflects the communities who sent us here.

After this year's elections, we added more women and more diverse voices to both chambers. For the first time ever, there are more women than men serving in the General Assembly, a milestone that shows just how far our state has come since becoming the first state to approve women's suffrage at the ballot box.

I am also proud to note that in just a few short days, Tribal leaders from the Ute Mountain Ute Tribe and the Southern Ute Indian Tribe will deliver their first annual address to a joint session of the General Assembly.

Our Tribal partners shouldn't be left on the sidelines when it comes to policy making - they should be front and center, because their priorities are Colorado's priorities.

Including more voices into the halls of power matters and we should always be asking ourselves which voices are being left out. We have more work to do on that front. So let's take stock and then continue to identify how we can make this a more inclusive and accessible institution for all.

And we should give credit where credit's due because this is an area where our Republican friends across the aisle have also made progress - for the first time since I became a legislator, you now officially have more women in your caucus than you have men named Kevin.

In all seriousness - the Senate in recent years has enjoyed remarkable stability and functionality - our two caucuses have real disagreements, but we've learned how to communicate with respect. After a rather rocky start, previous Senate leadership was able

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to forge a working relationship based on openness and trust, and the body - and our state - was all the better for it.

Senator Lundeen, I credit your calm and mature temperament for much of this functionality. You've taught me that when things get heated, it's probably best to take a breather and talk. I look forward to our continued partnership with you in your new role this session.

But, of course, a huge reason why this chamber has had so much success recently, is in large part because of my work husband, Majority Leader Moreno. Senator Moreno, the respect you've garnered from every single person in this chamber, your commitment to this institution, and your intelligence make you the natural leader that this institution deserves. Thank you for your tireless work and all that you'll do for Colorado this coming session. I couldn't ask for a better partner in crime.

But before I wrap up, I want to leave you with this: these jobs are hard. There are going to be a lot of late nights, hard conversations, and difficult votes. You'll get into arguments, disagree with friends, and be disappointed in your colleagues. No doubt you'll disappoint your family when the nights get long and you miss dinner or bedtimes.

But it's also a unique, once-in-a-lifetime opportunity, and one that should never be taken for granted. So take a moment now and then, maybe during a quiet night in your office, or an early morning on the floor, to pause and remember why you're here. I trust some of you will remind me to do that from time to time.

With only 119 left, our days are numbered. Let's use them to their fullest because we have our work cut out for us. I hope, more often than not, we'll do it together rather than apart. But what matters most is that we deliver for the people of Colorado. And let's show them we can have a lot of fun while doing it.

Thank you.

President Fenberg Recognized Minority Leader Lundeen to address the Senate.

The text of Minority Leader Lundeen's remarks follow.

Mr. President, Mr. Majority Leader, colleagues, families, guests here in the Capitol, and to the People of Colorado : Welcome. To Senators Pelton (Byron and Rod), Baisley, Rich, Roberts, Exum, Cutter, Marchman, Mullica, and Sullivan, I extend a warm welcome to the state senate.

I was hoping to give a different, larger, not longer but larger, speech from a different location; about 15 feet back and about 7 feet higher.

That said, colleagues, I am grateful and honored for the opportunity to stand before you today and share with you some hopes going into this legislative session.

Despite the persistent problems and challenges the people of Colorado face, I am optimistic about our future....because the people of Colorado are an optimistic people.

There are challenges. Challenges faced by all. All of us face something completely unexpected in Colorado-empty store shelves-and runaway unaffordability when we do find the products and services we seek. All of us face a season of rising crime that will continue to expand unless we commit to a culture that honors law and law enforcement. All of us face a public school system that is hemorrhaging quality teachers and failing to meet the needs of far too many students unless we fund and focus on students instead of the system. All of us face a water shortage crisis that will desiccate our grandchildren's future unless we are serious about storing the precious resources to which we are legally entitled. And all of us face a future where energy is unreliable and unaffordable unless we wisely use the best carbon transition fuels we have and explore alternative energy options, like nuclear. A recession appears to be at our shared doorstep and the government continues to grow faster than family budgets. We face challenges too big to ignore and opportunities too important to fumble. Failure to address these issues risks leaving our grandchildren to face a parched, unlivable, ignorant existence.

Yet, in the face of haunting statistics about rising crime and exploding unaffordability, the people of this state get up every morning, unsure of what the day ahead holds, and work to build better lives for themselves and their families. Coloradans remain optimistic.

Why? One reason is: adversity has a clarifying effect. When you find yourself challenged, the extraneous, the minutia, the distraction, falls away. When wheat is fed into the thresher the chaff blows away. When ore is blasted by the heat of the crucible it is refined into something precious. In politics unexpected losses bless you with focused thoughts.

Like the people of Colorado do every day, we must all lean forward and strain toward the prize of a better Colorado for ourselves, our children and our posterity.

I have been asked, can a team of twelve, the minority caucus in this august chamber make a difference? The answer rings clear. Yes! The Republican caucus in this chamber can, and I believe will, make a fundamental difference. You will experience the difference in the way this body and the broader General Assembly takes on and talks about issues. And possibly more importantly, we will help this Chamber lift up its head, look to the far horizon, and take on the basic issues that will provide extraordinary opportunities to our grandchildren and their children with a willingness to thoughtfully discern priorities and a laser focus that dismisses unsustainable political pet projects.

I mentioned the Republican caucus in this chamber can, and I believe will, make a fundamental difference in the way this body takes on and talks about issues. We face some tough issues this session, those empty shelves I mentioned earlier, unaffordable goods and services, crime, a struggling education system, soaring energy costs.

These difficult conversations can be noisy. In fact, politics has become extremely noisy. In part because everyone who chooses-and most politicians choose-own a broadcast channel. The truth is it's not really a broadcast channel, it's a narrowcast channel and you and I are increasingly rewarded with dopamine hits-we get the hits when we get more "likes" or "shares" than the with the previous post-and we tend to get more hits when we post things that tickle the fancy of one edge, or the other, of politics. Not so much when we talk common sense.

It is almost unanimous, the people we represent, the whole people of Colorado, say they do NOT like polarized politics. Those of us charged with the burden of representing the people's interests face a dilemma. Post something that gets attention and likes and shares and viral explosion, or post something that informs, even if it informs people of something they'd prefer not to hear. We can ratchet up the noise of politics or we can elevate the level of debate.

Toward that end, I've put a fully amendment 41 compliant gift on each of your desks today. I realize you have precious little time to read another item at this moment, so it's more of a placeholder for a conversation.

In the bestselling Seven Habits of highly effective people, Steven Covey suggested we make more headway and create more good in life when we first seek to understand, and then to be understood. It tends to be our nature as politicians to launch into any debate at full throttle to tell everything we know about a matter. Pretty soon we're talking right past each other and the cacophony can only be described as noise. The book on your desk has the subtitle of "talking politics without the noise." It offers each side of the aisle the ability, at least in some small way, to seek first to understand before seeking to be understood.

So now we launch into 120 days of policy and politics. Together we face some persistent problems and it is likely that new challenges will arise.

The election is behind us, and we honor the result. The twelve Republican senators seated in this chamber were also elected by the hard-working people who call Colorado home. And we have a responsibility to represent our constituents, as well as the principles of individual freedom, the wisdom of crowds, or said another way, market forces, and a constrained government that animates creativity among the people, and of course we have a burden to hear and amplify the voices of people from every corner of Colorado. It is our duty that the voices of people who find themselves in the minority in this season of Colorado's history be heard and shared.

The saying in this body is that the minority gets their say, and the majority gets their way. But we are intent to do more than just talk. We insist to be full participants in the legislative process in this chamber, and will offer our best, constructive suggestions for making the future laws of this state better. Many of the issues fought over in this past election are not solved, they are still with us. The work on these practical matters is pressing in on us even now.

It is a tradition in this building to claim that this policy or that piece of legislation is bi-partisan. The application of one, or sometimes two member's names, from the second party has been the accepted measure of that claim. Moving forward we propose the

marker that gives honest purchase to the claim of bipartisanship should be: the tone, tenor and discernable principles and meaningful details folded into the legislation. We hope that the majority will listen to our ideas and incorporate the best of them in what we ultimately together offer the people of Colorado.

In an echo of Covey's encouragement for to us to seek first to understand then to be understood, let's start from the perspective that every material amendment offered-is a friendly amendment.

To the majority caucus: We will make honest and sincere efforts to work with you. And yet we must not mislead ourselves into believing that the government can solve all problems. We must not use the resources and mechanisms of state government in a way that encumbers our grandchildren with a burden that cripples their future economy or saddles those precious souls with a debt they can never repay. We cannot, nor should we ever, expect the people of Colorado to unwillingly surrender anything that is theirs, including their hard-earned money, their closely-held beliefs, their livelihoods or small businesses, or their basic rights as enshrined in the United States Constitution. Together we must find balance in our discussions and a willingness to look to that far horizon. For it is in those commonsense and broadly acceptable solutions and the ability to crane our necks to see beyond today, even tomorrow, far beyond our time in this chamber that the optimism of the people of Colorado rests.

To the People of Colorado: We care about your family's ability to get ahead-not just survive. We care about your safety and that of your children. We care about the quality and flexibility of your child's education that is so important to their future success. We won't be able to fix every problem this state faces during these next 119 days. In fact, to conclude that all the solutions lie in government action is false on its face and the highest order of misguided hubris. What we can do is give space in every Coloradan's life. Space for freedom and opportunity, creativity and ingenuity, and access to support and connection to help when a season of life is so heavy as to overwhelm a fellow Coloradan.

So, though in many cases, misguided policies have created or exacerbated the problems of today, I am optimistic that when we more fully embrace the principles and values that have made this country and this state exceptional we change our future for the better.

These coming years will likely be tough on the people of Colorado, and only through bipartisan cooperation, and reasoned application of the best and most inherently sustainable ideas, will we be able to overcome the challenges all of us face. The Senate Republican caucus eagerly awaits the opportunity to help achieve solutions that will benefit all Coloradans.

May God bless the work we undertake today with wisdom and a spirit of joy and understanding. May God bless you and your families today and your future generations.

Thank you for your attention.

Senate reconvened.

On motion of Majority Leader Moreno, and with the unanimous consent of those elected to the Senate, the above remarks of President Fenberg and Minority Leader Lundeen were ordered spread upon the pages of the journal.

MESSAGE FROM THE HOUSE

January 9, 2023
Mr. President:

The House has adopted and transmits herewith HJR23-1001, as printed in House Journal, January 9, 2023.

The House has adopted and transmits herewith HJR23-1002, as printed in House Journal, January 9, 2023.

The House has adopted and returns herewith SJR23-001.

The House has adopted and transmits herewith HJR23-1003, as printed in House Journal, January 9, 2023.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS/MEMORIALS

HJR23-1001 by Representative Duran; also Senator **Moreno**--Concerning a Joint Session of the House of Representatives and the Senate of the Seventy-fourth General Assembly for the purpose of canvassing the votes for certain officials at the election held November 8, 2022.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Rodriguez	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Simpson	Y
Buckner	Y	Hansen	Y	Mullica	Y	Smallwood	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Sullivan	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Van Winkle	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rankin	E	Zenzinger	Y
Fields	Y	Liston	Y	Rich	Y	President	Y
Gardner	Y	Lundeen	Y	Roberts	Y		

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB23-001** by Senator(s) Roberts and Zenzinger; also Representative(s) Bird and Lukens--Concerning additional functions of the public-private collaboration unit for public projects that provide housing.
Local Government & Housing
- SB23-002** by Senator(s) Mullica and Simpson; also Representative(s) McCluskie and Bradfield-- Concerning seeking federal authorization for medicaid reimbursement for services provided by a community health worker.
Health & Human Services
- SB23-003** by Senator(s) Buckner and Gardner; also Representative(s) Weissman--Concerning a Colorado department of education partnership with a nonprofit entity to create a program for adult education.
Education
- SB23-004** by Senator(s) Marchman and Jaquez Lewis;--Concerning employment of certain school mental health professionals.
Health & Human Services
- SB23-005** by Senator(s) Jaquez Lewis and Cutter, Ginal, Simpson, Danielson; also Representative(s) (None), Lynch, Snyder, Story--Concerning measures to expand the forestry workforce, and, in connection therewith, directing the Colorado state forest service to develop educational materials for high school students about career opportunities in forestry and wildfire mitigation; creating a timber, forest health, and wildfire mitigation industries workforce development program to help fund internships in those industries; allocating general fund money to the wildfire mitigation capacity development fund; authorizing the expansion and creation of forestry programs in the community college system and at Colorado mountain college; and directing the state board for community colleges and occupational education to administer a program to recruit wildland fire prevention and mitigation educators.
Agriculture & Natural Resources

- SB23-006** by Senator(s) Roberts and Rich; also Representative(s) McLachlan and Catlin--Concerning the creation of the rural opportunity office in the office of economic development. Business, Labor, & Technology 1
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- SB23-007** by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Kipp and Catlin--Concerning enhancing adult education in Colorado. Education 5
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- SB23-008** by Senator(s) Moreno; also Representative(s) Lindsay--Concerning opportunities for youth involvement in the review of the state's education standards. Education 9
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- SB23-009** by Senator(s) Ginal;--Concerning a per day limit on the amount of an opioid that a prescriber may prescribe to a patient, and, in connection therewith, creating an exception for a patient with intractable pain. Health & Human Services 13
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- SB23-010** by Senator(s) Bridges and Simpson; also Representative(s) McLachlan, McCormick--Concerning the water resources and agriculture review committee. Agriculture & Natural Resources 18
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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR23-001; SR23-001, 002, and 003.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Tuesday, January, 10, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

2nd Legislative Day Tuesday, January 10, 2023

- Prayer 10
By Senator Coleman 11
- Call to Order 12
By the President at 9:00 a.m. 13
- Roll Call 14
Present--34 15
Vacant--1, District 5 16
- Quorum 17
The President announced a quorum present. 18
- Pledge 19
By Senator Bridges 20
- Approval of the Journal 21
On motion of Senator Zenzinger, the Journal of Monday, January 9, 2023, was approved as corrected by the Secretary. 22

SENATE SERVICES REPORT

Correctly Printed: SB23-001, 002, 003, 004, 005, 006, 007, 008, 009, and 010; SJR23-001; SR23-001, 002, 003. 23

Correctly Engrossed: SJR23-001; SR-001, 002, and 003. 24

Correctly Revised: HJR23-001. 25

Correctly Enrolled: SR23-001, 002, and 003. 26

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR23-1002 by Representative(s) Duran; also Senator(s) Moreno--Concerning changes to the Joint Rules of the Senate and House of Representatives regarding oversight responsibilities of committees of reference. 27

On motion of Majority Leader Moreno, the **adopted** by the following roll call vote: 28

YES	34	NO	0	EXCUSED	0	ABSENT	0	VACANT	1
Baisley	Y	Gardner	Y	Lundeen	Y	Rodriguez	Y		
Bridges	Y	Ginal	Y	Marchman	Y	Simpson	Y		
Buckner	Y	Gonzales	Y	Moreno	Y	Smallwood	Y		
Coleman	Y	Hansen	Y	Mullica	Y	Sullivan	Y		
Cutter	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y		
Danielson	Y	Jaquez	Y	Pelton R.	Y	Winter F.	Y		
District 5	V	Kirkmeyer	Y	Priola	Y	Zenzinger	Y		
Exum	Y	Kolker	Y	Rich	Y	President	Y		
Fields	Y	Liston	Y	Roberts	Y				

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HJR23-1003 by Representative(s) Duran, McCluskie, Lynch, McLachlan; also Senator(s) Moreno, Fenberg, Lundeen--Concerning a Joint Session of the House of Representatives and the Senate for the purpose of hearing a message from Representatives of the Ute Mountain Ute Tribe Tribal Council and the Southern Ute Indian Tribe Tribal Council, and appointing a committee to escort the Tribal Representatives.

On motion of Majority Leader Moreno, the **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	0	ABSENT	0	VACANT	1
Baisley	Y	Gardner	Y	Lundeen	Y	Rodriguez	Y		
Bridges	Y	Ginal	Y	Marchman	Y	Simpson	Y		
Buckner	Y	Gonzales	Y	Moreno	Y	Smallwood	Y		
Coleman	Y	Hansen	Y	Mullica	Y	Sullivan	Y		
Cutter	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y		
Danielson	Y	Jaquez	Y	Pelton R.	Y	Winter F.	Y		
District 5	V	Kirkmeyer	Y	Priola	Y	Zenzinger	Y		
Exum	Y	Kolker	Y	Rich	Y	President	Y		
Fields	Y	Liston	Y	Roberts	Y				

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Marchman, Mullica, Pelton B., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Winter F., and Zenzinger.

Pursuant to HJR23-1003 the President appointed Senators Gonzales, Danielson, and Simpson to escort the Tribal Representatives on Wednesday, January 11, 2023.

MESSAGE FROM THE HOUSE

January 10, 2023
Mr. President:

The House has adopted and transmits herewith HJR23-1004 and HJR23-1005, as printed in House Journal, Wednesday, January 11, 2023.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB23-011** by Senator(s) Winter F., Sullivan; also Representative(s) Boesenecker and Lindsay, Valdez--Concerning the regulation of processes associated with the licensing of a minor to drive a motor vehicle on a roadway.
Transportation & Energy
- SB23-012** by Senator(s) Winter F.; also Representative(s) Catlin and Froelich, Boesenecker, Lindsay--Concerning the enforcement of safety requirements for intrastate motor vehicle carriers.
Transportation & Energy
- SB23-013** by Senator(s) Ginal, Danielson, Jaquez Lewis; also Representative(s) (None), Lynch--Concerning resources for fire investigations to enhance public safety, and, in connection therewith, prioritizing funding for wildland fire investigations.
Agriculture & Natural Resources
- SB23-014** by Senator(s) Moreno; also Representative(s) Lindsay--Concerning establishing the office of disordered eating prevention in the department of public health and environment.
Health & Human Services

SB23-015	by Senator(s) Rodriguez; --Concerning vehicle value protection agreements. Business, Labor, & Technology	1 2 3
SB23-016	by Senator(s) Hansen; also Representative(s) McCormick and Sirota--Concerning measures to promote reductions in greenhouse gas emissions in Colorado. Transportation & Energy	4 5 6 7
SB23-017	by Senator(s) Winter F.; also Representative(s) Willford--Concerning the addition of qualifying uses of paid sick leave. Business, Labor, & Technology	8 9 10 11
SB23-018	by Senator(s) Fields, Rodriguez; also Representative(s) Amabile--Concerning ongoing funding for the Colorado 911 resource center. Health & Human Services	12 13 14 15
SB23-019	by Senator(s) Kolker; --Concerning consumer protection for Coloradans purchasing vehicles from out-of-state online retailers. Business, Labor, & Technology	16 17 18 19
SB23-020	by Senator(s) Coleman; --Concerning the timely issuance of a certified death certificate. Health & Human Services	20 21 22 23
SB23-021	by Senator(s) Liston, Mullica; --Concerning modification of the procedure for ordering of names on primary election ballots, and, in connection therewith, making conforming amendments to the procedure for ordering of names on a certificate of designation by assembly. State, Veterans, & Military Affairs	24 25 26 27 28 29
SB23-022	by Senator(s) Hinrichsen; --Concerning adding aggravated motor vehicle theft to the list of convictions that apply to the offense of possession of weapons by previous offenders. Judiciary	30 31 32 33 34
SB23-023	by Senator(s) Rich; also Representative(s) Holtorf--Concerning CPR training for high school students. Education	35 36 37 38
SB23-024	by Senator(s) Kirkmeyer; also Representative(s) Pugliese--Concerning permitting a challenge to the constitutionality of a court order in a contempt proceeding. Judiciary	39 40 41 42
SB23-025	by Senator(s) Baisley, Rich; also Representative(s) Bennett and Soper, Armagost, Bradfield, Evans, Frizell, Marshall, Weinberg, Wilson, Winter T.--Concerning the creation of the "In God We Trust" license plate. Transportation & Energy	43 44 45 46 47
SB23-026	by Senator(s) Pelton R.; --Concerning prohibiting discrimination by financial institutions based on environmental criteria. Business, Labor, & Technology	48 49 50 51
SB23-027	by Senator(s) Cutter; --Concerning funding of the food pantry assistance grant program. Health & Human Services	52 53 54 55
SB23-028	by Senator(s) Gonzales; also Representative(s) Epps and Soper--Concerning the penalty for committing any of certain offenses involving the operation of a commercial vehicle. Judiciary	56 57 58 59 60
SB23-029	by Senator(s) Moreno; also Representative(s) Lindsay--Concerning addressing disproportionate discipline in public schools. Education	61 62 63 64
SB23-030	by Senator(s) Rich; also Representative(s) Soper--Concerning a state income tax credit for an eligible educator's classroom expenses. State, Veterans, & Military Affairs	65 66 67 68
SB23-031	by Senator(s) Danielson and Cutter; --Concerning improving older Coloradans' access to trained geriatric specialist health-care providers. Health & Human Services	69 70 71 72

SB23-032 by Senator(s) Simpson and Ginal, Danielson, Jaquez Lewis; also Representative(s) Lynch, Story--Concerning the establishment of a wildfire detection technology system pilot program, and, in connection therewith, making an appropriation. 1
 Agriculture & Natural Resources 2
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SB23-033 by Senator(s) Rodriguez and Fields; also Representative(s) Amabile--Concerning prior authorization exemption for medicaid coverage of medications treating serious mental illness. 5
 Health & Human Services 6
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SB23-034 by Senator(s) Fields and Pelton B.; --Concerning the definition of serious bodily injury in section 18-1-901, Colorado Revised Statutes. 10
 Judiciary 11
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SB23-035 by Senator(s) Bridges and Moreno; also Representative(s) Herod--Concerning the operation of the middle-income housing authority, and, in connection therewith, adding members to the board of directors and expanding the power of the authority to enter into public-private partnerships. 14
 Local Government & Housing 15
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SB23-036 by Senator(s) Pelton B. and Cutter, Bridges; also Representative(s) Armagost and Ortiz, Bottoms--Concerning a change to the application process for the property tax exemption for veterans with a disability. 20
 State, Veterans, & Military Affairs 21
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On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., 27
 Wednesday, January 11, 2023. 28
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Approved: 30
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 Steve Fenberg 37
 President of the Senate 38
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Attest: 40
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 Cindi L. Markwell 45
 Secretary of the Senate 46

SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

3rd Legislative Day Wednesday, January 11, 2023

- Prayer 10
 By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton 11
- Call to Order 12
 By the President at 9:00 a.m. 13
- Roll Call 14
 Present--32 15
 Excused--2, Jaquez Lewis, Van Winkle 16
 Vacant--1, Senate District 5 17
 Present later--1, Jaquez Lewis 18
- Quorum 19
 The President announced a quorum present. 20
- Pledge 21
 By Senator Bridges 22
- Approval of the Journal 23
 On motion of Senator Zenzinger, the Journal of Tuesday, January 10, 2023, was approved 24
 as corrected by the Secretary. 25

SENATE SERVICES REPORT

Correctly Printed: SB23-011, 012, 013, 014, 015, 016, 017, 018, 019, 020, 021, 022, 023, 024, 025, 026, 027, 028, 029, 030, 031, 032, 033, 034, 035, and 036. 33
Correctly Revised: HJR23-1002 and 1003. 34
Correctly Enrolled: SJR23-001. 35

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR23-1004 by Representative(s) Duran, McCluskie, Lynch; also Senator(s) Moreno, Fenberg, Lundeen--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. 43

On motion of Senator Majority Leader Moreno, the resolution was **adopted** by the following roll call vote: 44

YES	32	NO	0	EXCUSED	2	ABSENT	0	VACANT	1
Baisley		Y		Gardner	Y	Lundeen	Y	Rodriguez	Y
Bridges		Y		Ginal	Y	Marchman	Y	Simpson	Y
Buckner		Y		Gonzales	Y	Moreno	Y	Smallwood	Y
Coleman		Y		Hansen	Y	Mullica	Y	Sullivan	Y
Cutter		Y		Hinrichsen	Y	Pelton B.	Y	Van Winkle	E
Danielson		Y		Jaquez	E	Pelton R.	Y	Winter F.	Y
District 5		V		Kirkmeyer	Y	Priola	Y	Zenzinger	Y
Exum		Y		Kolker	Y	Rich	Y	President	Y
Fields		Y		Liston	Y	Roberts	Y		

Co-sponsor(s) added: Exum and Gonzales. 59

Pursuant to HJR23-1004 the President appointed Senators Marchman and Gardner to escort the Chief Justice to the State of the Judiciary Address on Friday, January 13, 2023.

HJR23-1005 by Representative(s) Duran, McCluskie, Lynch; also Senator(s) Moreno, Fenberg, Lundeen--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.

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

YES	32	NO	0	EXCUSED	2	ABSENT	0	VACANT	1
Baisley	Y	Gardner	Y	Lundeen	Y	Rodriguez	Y		
Bridges	Y	Ginal	Y	Marchman	Y	Simpson	Y		
Buckner	Y	Gonzales	Y	Moreno	Y	Smallwood	Y		
Coleman	Y	Hansen	Y	Mullica	Y	Sullivan	Y		
Cutter	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	E		
Danielson	Y	Jaquez	E	Pelton R.	Y	Winter F.	Y		
District 5	V	Kirkmeyer	Y	Priola	Y	Zenzinger	Y		
Exum	Y	Kolker	Y	Rich	Y	President	Y		
Fields	Y	Liston	Y	Roberts	Y				

Pursuant to HJR23-1005 the President appointed Senators Buckner and Kirkmeyer to escort the Governor to the State of the State Address on Tuesday, January 17, 2023.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., January 12, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

4th Legislative Day Thursday, January 12, 2023

- Prayer By Senator Fields
- Call to Order By the President at 9:00 a.m.
- Roll Call Present--34
Vacant--1, Senate District 5
Present later--1, Will (Senate District 5)
- Quorum The President announced a quorum present.
- Pledge By Senator Bridges
- Approval of the Journal On motion of Senator Zenzinger, the Journal of Wednesday, January 11, 2023 was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Revised: HJR23-1004 and 1005.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SJR23-002 by Senator(s) Moreno, Fenberg, Lundeen; also Representative(s) McLachlan, Snyder, Taggart, Winter T.--Concerning the officers and employees of the First Regular Session of the Seventy-fourth General Assembly.

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

YES	34	NO	0	EXCUSED	0	ABSENT	0	VACANT	1
Baisley	Y	Gardner	Y	Lundeen	Y	Rodriguez	Y		
Bridges	Y	Ginal	Y	Marchman	Y	Simpson	Y		
Buckner	Y	Gonzales	Y	Moreno	Y	Smallwood	Y		
Coleman	Y	Hansen	Y	Mullica	Y	Sullivan	Y		
Cutter	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y		
Danielson	Y	Jaquez	Y	Pelton R.	Y	Winter F.	Y		
District 5	V	Kirkmeyer	Y	Priola	Y	Zenzinger	Y		
Exum	Y	Kolker	Y	Rich	Y	President	Y		
Fields	Y	Liston	Y	Roberts	Y				

Senate in recess. Senate reconvened.

MESSAGE FROM THE GOVERNOR

January 6, 2023

The Honorable General Assembly
First Regular Session, 74th General Assembly
State Capitol
200 E. Colfax Avenue
Denver, Colorado 80203

Dear Members of the General Assembly:

This clemency report is submitted to the General Assembly as required under Article IV, Section 7, of the Colorado Constitution. I am attaching copies of the twenty-four (24) Executive Orders granting clemency in 2022 and accompanying letters sent to recipients. These orders and letters were made available to the public at the time they were issued. See press release at <https://www.colorado.gov/governor/news/9311-governor-polis-announces-clemency-24-individuals>.

After the adjournment of the 2022 Colorado General Assembly, I granted twenty (20) pardons and five (5) sentence commutations on December 22, 2022. Note that one individual was granted both a pardon and commutation.

The following persons were granted pardons:

1. Vicente Antillon for the 2005 crime of Controlled Substance - Distribute Schedule II, committed in Adams County;
2. Marla Bautista for the 2004 crime of Possession Schedule II - Over 1 Gram, committed in Denver County;
3. Jay Bieseimer for the 2002 crimes of Controlled Substance - Possession Schedule IV and to Controlled Substance - Possess Chemical/Supplies to Manufacture - Schedule II, committed in Jefferson County, and the 2003 crime of Controlled Substance - Possess Schedule II - Over 1 G, committed in Larimer County;
4. Wendy Bieseimer for the 2002 crimes of Controlled Substance - Possess Schedule II and Public Indecency, committed in Jefferson County, and the 2003 crime of Controlled Substance - Possess Chem./Supp. - Manufacture Schedule II, committed in Jefferson County;
5. William Bray for the 2007 crime of Theft \$15,000 or More - CSP, committed in Jefferson County;
6. Joseph Burns Jr. for the 2000 crime of Controlled Substance - Attempted Possession Schedule I, committed in El Paso County;
7. Daniel Collins for the 1963 crime of Burglary, committed in Mesa County;
8. Carey Davidson for the 2002 crime of Controlled Substance - Possession Schedule II, committed in Arapahoe County;
9. Samuel DeBono, II for the 1993 crime of 1st Degree Criminal Trespass, committed in Prowers County;
10. Caleb Haley for the 2007 crimes of Second Degree Burglary - of Building (two counts), committed in Montezuma County;
11. Mark Harmon for the 1994 crime of Criminal Conspiracy, committed in El Paso County;
12. Walter Hooton for the 1989 crime of Controlled Substance - Distribute Schedule II, committed in Garfield County;
13. Charles Hurlburt Jr. for the 1971 crime of Theft under \$100, committed in Adams County, and the 1972 crime of Possession of Burglary Tools, committed in Arapahoe County;
14. Tell Jones for the 2002 crime of Marijuana - Possession Concentrate - Attempted, committed in Jefferson County;

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- 15. John Krause for the 1992 crimes of 1st Degree Aggravated - Motor Vehicle Theft, Second Degree Burglary, and Criminal Mischief, committed in Mesa County; and
- 16. Terrence Miller for the 1985 crime of Theft, committed in Pitkin County;
- 17. Steven Thomas for the 1983 crime of Second Degree Forgery, committed in Jefferson County;
- 18. Staci Tillman for the 1998 crime of Conspiracy - Theft \$500 - \$15,000, committed in El Paso County;
- 19. Ryan Tomka for the 1995 crimes of Cultivation of Marijuana and Dangerous Drug Possession, committed in Lake County; and
- 20. Jay Hemphill for the 2022 crime of Misdemeanor Menacing, committed in Denver County.

The following persons were granted sentence commutations:

- 1. Michael Clifton was granted parole effective January 31, 2023 for the 2000 crimes of Second Degree Kidnapping (three counts), First Degree Burglary (two counts), Aggravated Robbery - Intent to Kill (three counts) and Accessory to Crime, committed in Arapahoe County;
- 2. Sidney Cooley was granted parole no earlier than January 31, 2023, on a date appropriate based on the completion of his re-entry plan in Colorado for the 2002 crimes of Possession of a Controlled Substance Schedule II, Weapon Possession Previous Offender - Dangerous, committed in Denver County, for the 2002 crimes of Criminal Mischief, First Degree Assault - Criminal Attempt, First Degree Criminal Trespassing and Theft - \$500 - \$15,000, committed in Arapahoe County, and for the 2005 crimes of Second Degree Burglary (six counts), committed in Jefferson County;
- 3. Robin Farris was given a new parole eligibility date of January 31, 2023 for the 1991 crime of First Degree Murder, committed in Arapahoe County;
- 4. Sean Marshall was granted parole effective January 31, 2023 for the 2008 crimes of Aggravated Robbery - Possess Real/Simulated Weapon (four counts), committed in El Paso County; and
- 5. Jay Hemphill was granted an immediate termination of sentence for the 2022 crime of Misdemeanor Menacing, committed in Denver County.

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

Sincerely,
(signed)
Jared Polis
Governor

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: **HJR23-1001, 1002, 1003, 1004, 1005.**

Senate in recess. Senate reconvened.

COMMUNICATIONS FROM THE SECRETARY OF STATE

State of Colorado
Department of State

UNITED STATES OF AMERICA, } ss. CERTIFICATE STATE OF COLORADO

I, Jena Griswold, 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 7, 2023 by the Republican 5th Senate District Vacancy Committee, appointing Perry Will to fill the vacancy in the office of Colorado State Senate, District 5, 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 11th day of January 2023.

(signed)
Jena Griswold
Secretary of State

State of Colorado
Department of State

UNITED STATES OF AMERICA, } ss. CERTIFICATE STATE OF COLORADO

I, Jena Griswold, 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 7, 2023 by Perry Wirt; accepting the appointment of the Republican 5th Senate District Vacancy Committee to fill the vacancy in the office of Colorado State Senate, District 5, 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 11th day of January 2023.

(signed)
Jena Griswold
Secretary of State

Credentials Committee

On motion of Majority Leader Moreno, and with unanimous consent of the Senate, a committee of three was appointed by the President as the Committee on Credentials. The President appointed Senators Moreno, Chair, Rodriguez, and Lundeen as members of the committee.

The President announced that the Senate would be in recess so the committee on credentials could meet and prepare its report.

Senate in recess. Senate reconvened.

REPORT OF COMMITTEE ON CREDENTIALS

January 12, 2023

Mr. President:

Your committee on credentials, to which was referred the Nomination and Acceptance of Nomination by the Vacancy Committee communication, to fill the Senate District 5 vacancy for the 1st Regular Session of the 74th General Assembly of the State of Colorado, transmitted by the Secretary of State, begs leave to report that the person named therein constitutes a true and correct statement of the member as shown by the certification and records in the office of the Secretary of State. Your committee recommends that the communication so furnished and read be adopted.

(signed)
Majority Leader Moreno, Chair
Assistant Majority Leader Rodriguez
Minority Leader Lundeen

On motion of Majority Leader Moreno, the report of the committee on Credentials was read and adopted by unanimous consent of the Senate.

The Senate Chief Sergeant-at-Arms, Frank Lombardi, announced the arrival of the Chief Justice. 1
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Oath of Chief Justice Brian D. Boatright of the Colorado Supreme Court administered the Oath of Office to the Senator-elect. 3
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Senate in recess. Senate reconvened. 6
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Upon announcement of the President, Senator Perry Will was added to the Senate roll call 10
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Senate in recess. Senate reconvened. 14
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INTRODUCTION OF BILLS -- FIRST READING

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The following bills were read by title and referred to the committees indicated: 22
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- SB23-037** by Senator(s) Cutter; --Concerning requirements for solicitations related to the secretary of state. 24
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State, Veterans, & Military Affairs
- SB23-038** by Senator(s) Jaquez Lewis; also Representative(s) Garcia--Concerning a prohibition on slaughtering equines for human consumption. 29
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Agriculture & Natural Resources
- SB23-039** by Senator(s) Buckner; also Representative(s) Amabile--Concerning measures to reduce family separation caused by a parent's detention. 33
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Judiciary
- SB23-040** by Senator(s) Fields; also Representative(s) Young--Concerning a requirement that staffing agencies perform a CAPS check when providing employees who will work with at-risk adults. 37
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Health & Human Services
- SB23-041** by Senator(s) Ginal and Smallwood; also Representative(s) Amabile--Concerning the authorization of prescription drugs approved by the federal food and drug administration for off-label use. 42
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Health & Human Services
- SB23-042** by Senator(s) Rich and Kolker; also Representative(s) Taggart--Concerning modification of the prohibition on county employee acquisition of tax liens. 47
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Finance
- SB23-043** by Senator(s) Van Winkle and Kolker; also Representative(s) Michaelson Jenet and Catlin--Concerning continuation of the school access for emergency response grant program. 51
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Education
- SB23-044** by Senator(s) Ginal and Pelton R.; also Representative(s) McCormick--Concerning updates to the veterinary education loan repayment program. 55
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Agriculture & Natural Resources
- SB23-045** by Senator(s) Rodriguez; --Concerning a financial responsibility requirement for a person licensed to engage in certain acts related to marijuana. 59
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Business, Labor, & Technology
- SB23-046** by Senator(s) Winter F.; also Representative(s) Duran--Concerning the calculation of a covered individual's average weekly wage for paid family and medical leave benefits. 63
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Business, Labor, & Technology
- SB23-047** by Senator(s) Van Winkle; --Concerning modifications to the closing and settlement process for real estate transactions. 67
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Business, Labor, & Technology

SB23-048 by Senator(s) Baisley and Bridges, Marchman; also Representative(s) Amabile and Hamrick, Holtorf--Concerning extending the length of an employment contract for a non-tenure-track appointment.
Education

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SB23-049 by Senator(s) Zenzinger and Van Winkle; also Representative(s) Snyder and Bockenfeld--Concerning the registration exemption for special mobile machinery, and, in connection therewith, eliminating the requirement that an owner of such machinery regularly have at least one thousand items of such machinery in the state to obtain a registration exempt certificate for the machinery.
Finance

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MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

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June 22, 2022

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

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Ladies and Gentlemen:

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint and submit to your consideration, the following:

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MEMBERS OF THE
PARKS AND WILDLIFE COMMISSION

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for terms effective July 1, 2022 expiring July 1, 2026:

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Eden Vardy of Aspen, Colorado to serve as a representative of production agriculture and a member West of the Continental Divide, reappointed;

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Richard Reading of Denver, Colorado to serve as a representative of the public at large, appointed;

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Gabriel Otero of Fruita, Colorado, to serve as a representative of sportspersons and a member West of the Continental Divide, appointed.

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Sincerely,

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Jared Polis
Governor
Rec'd 12/09/2022
Cindi L. Markwell, Secretary of the Senate

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Committee on Agriculture & Natural Resources

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May 12, 2022

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

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Ladies and Gentlemen:

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of

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Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE STATE BOARD OF PAROLE

for a term expiring July 1, 2024:

Michelle Marie Geng of Colorado Springs, Colorado, to serve as a citizen representative, reappointed.

Sincerely,

Jared Polis
Governor
Rec'd 12/09/2022
Cindi L. Markwell, Secretary of the Senate

Committee on Judiciary

June 3, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBERS OF THE COLORADO BOARD OF VETERANS AFFAIRS

for terms beginning June 30, 2022 expiring June 30, 2026:

Raymond Taylor of Pagosa Springs, Colorado, a Republican, and a veteran who has been honorably released or separated from the armed forces of the United States, reappointed;

Sheila Scanlon of Aurora, Colorado, to serve as a veteran and as a Republican, reappointed.

Sincerely,

Jared Polis
Governor
Rec'd 12/09/2022
Cindi L. Markwell, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

July 21, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint and submit to your consideration, the following:

MEMBERS OF THE
SECURITIES BOARD

for a term expiring July 1, 2023:

Elizabeth Karpinski Vonne of Lakewood, Colorado, to serve as a member at large, occasioned by the resignation of Lawrence Reifurth of Highlands Ranch, Colorado, appointed;

for a term expiring July 1, 2025:

Nilsa Guerrero-Mahon of Brighton, Colorado, to serve as a certified public accountant, reappointed.

Sincerely,

Stephen Fenberg
Senate President acting on behalf of the State while
Governor Jared Polis and Lieutenant Governor Primavera
are absent from the State
Rec'd 12/09/2022
Cindi L. Markwell, Secretary of the Senate

Committee on Finance

June 10, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
STATE PERSONNEL BOARD

effective June 30, 2022 for a term expiring June 30, 2025:

Sarah Kristin Wager of Littleton, Colorado, reappointed.

Sincerely,

Jared Polis
Governor
Rec'd 12/09/2022
Cindi L. Markwell, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

July 8, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

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MEMBER OF THE
MEDICAL SERVICES BOARD

for a term expiring July 1, 2026:

Laura Carroll of Delta, Colorado, to serve as a resident of the Third Congressional District, a Democrat, with knowledge of medical assistance programs, appointed.

Sincerely,

Jared Polis
Governor
Rec'd 12/09/2022
Cindi L. Markwell, Secretary of the Senate

Committee on Health & Human Services

September 26, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint and submit for your consideration, the following:

MEMBERS OF THE
STATE BOARD OF HEALTH

for terms expiring March 1, 2025:

Dr. Christina Suh of Aurora, Colorado, a resident of the Sixth Congressional District and a Democrat, occasioned by the resignation of Shawn Turk of Centennial, Colorado, appointed;

Jeff Kuhr, PhD of Grand Junction, Colorado, a resident of the Third Congressional District and a Republican, occasioned by the resignation of Patricia Hammon of Eagle, Colorado, appointed;

for a term expiring March 1, 2026:

Guyleen Castriotta of Broomfield, Colorado, a resident of the Seventh Congressional District and a Democrat, appointed.

Sincerely,

Jared Polis
Governor
Rec'd 12/09/2022
Cindi L. Markwell, Secretary of the Senate

Committee on Health & Human Services

May 26, 2022

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building

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Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBERS OF THE STATE BOARD OF PAROLE

effective May 26, 2022, for a term expiring June 30, 2023:

Daric Harvey of Collbran, Colorado, to serve as Vice-Chair, appointed;

effective July 1, 2022, for a term expiring June 30, 2024:

Justin R. Hall of Pueblo, Colorado, to serve as a law enforcement representative and as Chair, appointed.

Sincerely,

Jared Polis
Governor
Rec'd 12/09/2022
Cindi L. Markwell, Secretary of the Senate

Committee on Judiciary

June 10, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBERS OF THE COLORADO RACING COMMISSION

for a term expiring July 1, 2023:

Lori A. Scott, DVM, of Commerce City, Colorado, an Unaffiliated from the Eighth Congressional District, to serve as a veterinarian, reappointed.

for a term expiring July 1, 2024:

David Hoffman of Westminster, Colorado, a Democrat from the Eighth Congressional District to serve as a representative of the racing industry, reappointed.

for a term expiring July 1, 2026:

Sandra Jeanne Bowen of Idledale, Colorado, a Democrat from the Seventh Congressional District, to serve as a registered elector, reappointed.

Sincerely,

Jared Polis
Governor
Rec'd 12/09/2022
Cindi L. Markwell, Secretary of the Senate

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Committee on Finance

August 1, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
COLLEGEINVEST BOARD OF DIRECTORS

effective July 31, 2022 for terms expiring July 31, 2026:

David Andrew Simon of Cherry Hills Village, Colorado, reappointed;

Kirk Mielenz of Littleton, Colorado, reappointed;

Danielle Shoots of Denver, Colorado, appointed.

Sincerely,

Jared Polis
Governor
Rec'd 12/27/2022
Ryan Breitweiser, Journal Clerk

Committee on Education

September 16, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBERS OF THE
CHARTER SCHOOL INSTITUTE BOARD

for a term expiring July 1, 2024:

Deborah Hendrix of Colorado Springs, Colorado, representing board and public service experience, occasioned by the resignation of Tamara Olson of Colorado Springs, Colorado, appointed;

Sincerely,

Jared Polis
Governor
Rec'd 12/09/2022
Cindi L. Markwell, Secretary of the Senate

Committee on Education

June 22, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBERS OF THE
CHARTER SCHOOL INSTITUTE BOARD

for terms expiring July 1, 2025:

Jill Anschutz of Denver, Colorado, to serve as a member with board experience with other board or public service experience, reappointed;

Andrew Karow of Glenwood Springs, Colorado, to serve as a member with board experience with other board or public service experience, appointed.

Sincerely,

Jared Polis
Governor
Rec'd 12/09/2022
Cindi L. Markwell, Secretary of the Senate

Committee on Education

May 20, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
STATE BOARD OF STOCK INSPECTION COMMISSIONERS

for a term expiring May 1, 2026:

Erik Mohrlang of Fort Morgan, Colorado, to serve as a representative of the confinement cattle industry, reappointed.

Sincerely,

Jared Polis
Governor
Rec'd 12/09/2022
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture & Natural Resources

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June 03, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
COLORADO EDUCATIONAL AND CULTURAL
FACILITIES AUTHORITY BOARD OF DIRECTORS

for terms beginning June 30, 2022 expiring June 30, 2026:

Jenny Gentry of Denver, Colorado, a Democrat, reappointed;

Cameron Mascoll of Denver, Colorado, an Unaffiliated, appointed.

Sincerely,

Jared Polis
Governor
Rec'd 12/09/2022
Cindi L. Markwell, Secretary of the Senate

Committee on Education

May 26, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for terms expiring June 1, 2026:

Alexander Boian of Erie, Colorado, to serve as an at-large member from tourism-based industries, reappointed;

Rachel Brown of Durango, Colorado, to serve as a representative of the destination marketing industry, appointed;

Ken Murphy of Glenwood Springs, Colorado, to serve as a representative of other outdoor recreation activities, small town, and small businesses, appointed.

Sincerely,

Jared Polis
Governor
Rec'd 12/09/2022
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture & Natural Resources

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June 30, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO LOTTERY COMMISSION

for terms expiring July 1, 2026:

Stanley Henry Podolski, III of Fort Collins, Colorado, to serve as a certified public accountant, reappointed;

Janelle Quick of Pueblo, Colorado, to serve as a public member, appointed.

Sincerely,

Jared Polis
Governor
Rec'd 12/09/2022
Cindi L. Markwell, Secretary of the Senate

Committee on Finance

June 30, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
PRIVATE OCCUPATIONAL SCHOOL BOARD

for terms expiring July 1, 2026:

Scott Cardona of Denver, Colorado to serve as a representative of the general public, who is an owner or operator of a business within Colorado that employs students who are enrolled in schools that are subject to administration by the private occupational school division, appointed;

Jessica Shay Houtz of Federal Heights, Colorado to serve as a representative of the general public, who is an owner or operator of a business within Colorado that employs students who are enrolled in schools that are subject to administration by the private occupational school division, reappointed;

Ellen Mary Wamser of Lakewood, Colorado, to serve as a representative of the general public and who is employed by a lending institution located in Colorado and is familiar with the Colorado college access network, reappointed.

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Sincerely,
 Jared Polis
 Governor
 Rec'd 12/09/2022
 Cindi L. Markwell, Secretary of the Senate
 Committee on Education

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June 30, 2022

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

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Ladies and Gentlemen:

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

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MEMBER OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

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for a term expiring December 31, 2025:

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Melanie Kruger of Thornton, Colorado, to serve as an Unaffiliated from the Eighth Congressional District, appointed.

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Sincerely,
 Jared Polis
 Governor
 Rec'd 12/09/2022
 Cindi L. Markwell, Secretary of the Senate
 Committee on Education

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July 8, 2022

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

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Ladies and Gentlemen:

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

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MEMBERS OF THE
BOARD OF COMMISSIONERS OF
VETERANS COMMUNITY LIVING CENTERS

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for a term expiring July 1, 2023:

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Leah McMahon of Denver, Colorado, to serve as the state long-term care ombudsman and a Democrat, occasioned by the resignation of Scott James Bartlett of Woodland Park, Colorado, appointed;

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for a term expiring July 1, 2026:

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Thomas Brown of Buena Vista, Colorado, to serve as a veteran and a Democrat, appointed. 1

Sincerely, 2

Jared Polis 3
Governor 4
Rec'd 12/09/2022 5
Cindi L. Markwell, Secretary of the Senate 6

Committee on State, Veterans, & Military Affairs 7
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August 12, 2022 10
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To the Honorable 16
Colorado Senate 17
Colorado General Assembly 18
State Capitol Building 19
Denver, CO 80203 20
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Ladies and Gentlemen: 23

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of 24
Colorado, I have the honor to designate, appoint, reappoint, and submit to your 25
consideration, the following: 26
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MEMBERS OF THE 29
COLORADO STUDENT LEADERS INSTITUTE EXECUTIVE BOARD 30

for terms expiring July 7, 2024: 31
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Cora Zaletel of Pueblo, Colorado, to serve as a person from the community who has 33
interest or experience in education, appointed; 34
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Ronald Arguello of Arvada, Colorado, to serve as a person from the community who has 37
interest or experience in education, reappointed; 38
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Kenneth Marquez of Alamosa, Colorado, to serve as a person employed as teaching faculty 40
or administrator at institution of higher education in Colorado, reappointed; 41
42

Kristin Mason of Pueblo, Colorado, to serve as a person who is employed as an educator in 43
high school in Colorado, reappointed. 44
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Sincerely, 46

Jared Polis 47
Governor 48
Rec'd 12/09/2022 49
Cindi L. Markwell, Secretary of the Senate 50
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Committee on Education 53
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August 19, 2022 56
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To the Honorable 60
Colorado Senate 61
Colorado General Assembly 62
State Capitol Building 63
Denver, CO 80203 64
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Ladies and Gentlemen: 66

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of 67
Colorado, I have the honor to designate, appoint, reappoint, and submit to your 68
consideration, the following: 69
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MEMBER OF THE 72

ADVISORY COMMITTEE TO THE
PROPERTY TAX ADMINISTRATOR

for a term expiring September 1, 2026:

Keith Alan Erffmeyer of Parker, Colorado, to serve as an assessor from a county with a population over 75,000 and as an Unaffiliated, reappointed.

Sincerely,

Jared Polis
Governor
Rec'd 12/09/2022
Cindi L. Markwell, Secretary of the Senate

Committee on Finance

September 9, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
COAL MINE BOARD OF EXAMINERS

for a term expiring July 1, 2026:

Geral Justin Fedinec of Craig, Colorado, to serve as a coal mine owner, operator, manager, or other mine official actively engaged in the surface mining industry, occasioned by the resignation of Stephen Wayne Laramore of Craig, Colorado, reappointed.

Sincerely,

Jared Polis
Governor
Rec'd 12/09/2022
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture & Natural Resources

December 2, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

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for terms expiring October 1, 2026:

Bruce Whitehead of Hesperus, Colorado, to serve as a representative from the San Miguel-Dolores-San Juan drainage basin, and as a representative with experience in the engineering aspects of water projects, appointed;

Christopher Treese of Glenwood Springs, Colorado, to serve as a representative from the Main Colorado drainage basin, and as a representative with experience in public health issues related to drinking water or water quality matters, reappointed.

Sincerely,

Jared Polis
Governor
Rec'd 12/09/2022
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture & Natural Resources

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Friday, January 13, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

5th Legislative Day Friday, January 13, 2023

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Prayer	By Senator Gardner	11
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Call to Order	By the President at 9:00 a.m.	13
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Roll Call	Present--32	15
	Excused--3, Ginal, Lundeen, Priola	16
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Quorum	The President announced a quorum present.	19
		20
Pledge	By Senator Bridges	21
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Approval of the Journal	On motion of Senator Zenzinger, the Journal of Thursday, January 12, 2023 was approved as corrected by the Secretary.	23
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SENATE SERVICES REPORT

Correctly Printed: SB23-037, 038, 039, 040, 041, 042, 043, 044, 045, 046, 047, 048, and 049; SJR23-002.
Correctly Engrossed: SJR23-002.

On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m., Tuesday, January 17, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

8th Legislative Day

Monday, January 16, 2023

THE SENATE DID NOT CONVENE ON THIS DAY
DUE TO OBSERVANCE OF MARTIN LUTHER KING, JR. DAY

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 9th Legislative Day

 Tuesday, January 17, 2023

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Prayer	By Senator Priola	11
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Call to Order	By the President at 10:00 a.m.	13
		14
Roll Call	Present--32	15
	Excused--3, Danielson, Gardner, Kolker.	16
	Present later--1, Gardner.	17
		18
		19
Quorum	The President announced a quorum present.	20
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Pledge	By Senator Buckner	22
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Approval of the Journal	On motion of Senator Winter, the Journal of Friday, January 13, 2023, was approved as corrected by the Secretary.	24
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SENATE SERVICES REPORT

Correctly Printed: SB23-025 CORRECTED INTRODUCED

MESSAGE FROM THE HOUSE

January 17, 2023
 Mr. President:

The House has adopted and transmits herewith HJR23-1006, as printed in House Journal, January 17, 2023.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR23-1006 by Representative(s) English and Epps, Bacon, Herod, Jodeh, Joseph, Ricks; also Senator(s) Coleman and Exum, Buckner, Fields--Concerning the commemoration of the birthday of the Reverend Dr. Martin Luther King, Jr.

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

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YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	E	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Bridges, Cutter, Fenberg, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Lundeen, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, Winter F., and Zenzinger.

At the order of the President, Senator Gardner was added to the current roll call.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB23-050** by Senator(s) Simpson and Roberts; also Representative(s) Holtorf and McCormick-- Concerning modifications to the Colorado agricultural future loan program, and, in connection therewith, modifying the eligibility requirements for the program and eliminating the repeal date for the loan program.
Agriculture & Natural Resources
- SB23-051** by Senator(s) Hinrichsen and Sullivan; --Concerning preparation of a skilled workforce for the changing nature of work.
Business, Labor, & Technology
- SB23-052** by Senator(s) Hinrichsen; --Concerning a municipal priority lien that survives the issuance of a treasurer's deed.
Finance
- SB23-053** by Senator(s) Kirkmeyer; --Concerning restrictions on nondisclosure agreements that affect government employees.
State, Veterans, & Military Affairs
- SB23-054** by Senator(s) Danielson; --Concerning the duties of the office of liaison for missing and murdered Indigenous relatives.
Judiciary
- SB23-055** by Senator(s) Gardner; --Concerning the payment of governmental charges related to the ownership of a vehicle that is registered with a peer-to-peer car sharing program.
Transportation & Energy
- SB23-056** by Senator(s) Kolker; also Representative(s) Bird--Concerning a requirement that the state make a direct distribution to the public employees' retirement association in addition to a previous additional direct distribution to fully recompense the association for the cancellation of the July 1, 2020, direct distribution.
Finance
- SB23-057** by Senator(s) Rich; also Representative(s) Taggart--Concerning the removal of the duty of county treasurers to be ex officio district treasurers for special purpose districts providing drainage and irrigation services.
Local Government & Housing
- SB23-058** by Senator(s) Danielson and Jaquez Lewis; also Representative(s) Willford and Young-- Concerning required disclosures of age-related information on job applications.
Business, Labor, & Technology

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Wednesday,
January 18, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

10th Legislative Day

Wednesday, January 18, 2023

THE SENATE DID NOT CONVENE ON THIS DAY
DUE TO INCLEMENT WEATHER

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

11th Legislative Day Thursday, January 19, 2023

- Prayer 10
 By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora 11
- Call to Order 12
 By the President *pro tem* at 9:00 a.m. 13
- Roll Call 14
 Present--30 15
 Excused--5, Buckner, Fenberg, Gardner, Hansen, Smallwood 16
 Present later--1, Fenberg, Hansen 17
- Quorum 18
 The President *pro tem* announced a quorum present. 19
- Pledge 20
 By Majority Leader Moreno 21
- Approval of the Journal 22
 On motion of Majority Leader Moreno, the Journal of Tuesday, January 17, 2023, was approved as corrected by the Secretary. 23

SENATE SERVICES REPORT

Correctly Printed: SB23-050, 051, 052, 053, 054, 055, 056, 057, and 058.
Correctly Revised: HJR23-1006.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SJR23-003 by Senator(s) Fenberg; also Representative(s) McCluskie--Concerning the appointment of members of the Colorado commission on uniform state laws.

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

YES	30	NO	0	EXCUSED	5	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	E	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	E
Gardner	E	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Liston, Moreno, Priola, and Roberts.

At the order of President *pro tem* Coleman, Senator Hansen was added to the current roll call.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

The House has adopted and returns herewith SJR23-002.

INTRODUCTION OF RESOLUTIONS

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

SJR23-004 by Senator(s) Bridges and Van Winkle; also Representative(s) Kipp and Bockenfeld--
Concerning uniformity among municipalities that locally collect sales and use tax on
construction materials including issuance of building permits.
Finance

INTRODUCTION OF MEMORIALS

The following resolution was read by title:

SJM23-001 by Senator(s) Rodriguez; also Representative(s) Froelich--Memorializing former
Representative and Senator Dottie Wham.

Laid over until Monday, January 23, 2023.

INTRODUCTION OF BILLS -- FIRST READING

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

SB23-059 by Senator(s) Baisley and Roberts, Rich; also Representative(s) Catlin and McLachlan,
Bradley, Holtorf, Joseph, Taggart, Velasco, Weinberg, Wilson--Concerning providing
funding to local governments to support access to state-owned outdoor recreational areas.
Agriculture & Natural Resources
Finance

SB23-060 by Senator(s) Rodriguez; --Concerning consumer protections in event ticket sales.
Business, Labor, & Technology

MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor Jared Polis were read and assigned
to committees as follows:

December 2, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of
Colorado, I have the honor to designate, reappoint, and submit to your consideration, the
following:

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MEMBERS OF THE
COLORADO AERONAUTICAL BOARD

for a term expiring December 19, 2025:

Charles “Chaz” Tedesco of Commerce City, Colorado, to serve as a representative of local government that operates airports on the Eastern Slope, reappointed;

Kent Holsinger of Walden, Colorado, to serve as a representative of local government that operates airports on the Western Slope, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Transportation & Energy

November 4, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
COMMUNITY ACCESS ENTERPRISE

for a term expiring September 28, 2025:

Laura Getts of Pueblo, Colorado to serve as a representative of the public, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Transportation & Energy

October 28, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

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MEMBER OF THE
BOARD OF MORTGAGE LOAN ORIGINATORS

for a term expiring August 10, 2026:

Shirley Thielen of Louisville, Colorado, to serve as a representative of the public at large, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

August 15, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBERS OF THE
ORPHANED WELLS MITIGATION ENTERPRISE BOARD

for a term expiring September 1, 2023:

Kimberly Mendoza-Cooke of Evergreen, Colorado to serve as an individual with substantial experience in the oil and gas industry, appointed;

for a term expiring September 1, 2024:

Lynn Baca of Brighton, Colorado to serve as a local government official from a jurisdiction that has oil and gas development, appointed;

for a term expiring September 1, 2025:

Christopher Simmons of Denver, Colorado to serve as an individual with formal training or substantial experience in land reclamation projects, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Transportation & Energy

July 15, 2022

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

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Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBER OF THE STATE ELECTRICAL BOARD

for terms expiring July 1, 2024:

Jeremy Sanchez of Loveland, Colorado, to serve as a general contractor professional, occasioned by the resignation of James Selecky of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

August 19, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBERS OF THE DENVER METROPOLITAN MAJOR LEAGUE STADIUM DISTRICT BOARD OF DIRECTORS

for terms expiring August 1, 2026:

- Gregory Anton of Denver, Colorado, appointed;
- Damon O. Barry of Westminster, Colorado, reappointed;
- F. Robert Lee of Littleton, Colorado, reappointed;
- David Scott Martinez of Golden, Colorado, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

July 18, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBER OF THE
STATE ELECTRICAL BOARD

for a term expiring July 1, 2025:

Elva Dianne Lynch of Commerce City, Colorado to serve as an electrical contractor who has masters license, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

June 30, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
PINNACOL ASSURANCE BOARD OF DIRECTORS

for a term expiring January 1, 2026:

Celia Dietrich of Centennial, Colorado to serve as a member with experience in finance and investments but not an employer whose liability is insured by Pinnacle, occasioned by the resignation of Barbara Mellman Davis of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

June 21, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
BOARD OF ASSESSMENT APPEALS

for terms beginning June 30, 2022 expiring June 30, 2023:

Claudia Crane of Crestone, Colorado, reappointed;

Monte Mullins of Alamosa, Colorado, reappointed;

John DeRungs of Denver, Colorado, reappointed;

Samuel M. Forsyth of Colorado Springs, Colorado, reappointed.

Jess Ketchum of Pagosa Springs, Colorado, appointed;

for a term beginning June 30, 2022 expiring June 30, 2025:

Valerie Bartell of Longmont, Colorado, occasioned by the resignation of Ann Louesa Maricle, appointed;

for a term beginning June 30, 2022 expiring June 30, 2026:

Amy J. Williams, MAI of Hayden, Colorado, a member engaged in agriculture, reappointed.

This letter shall amend, repeal, and supersede the letter dated June 3, 2022 pertaining to the Board of Assessment Appeals.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/09/22

Cindi L. Markwell, Secretary of the Senate

Committee on Local Government & Housing

June 16, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, reappoint and submit to your consideration, the following:

MEMBER OF THE
COLORADO ENERGY RESEARCH AUTHORITY

for a term effective July 1, 2022 expiring July 1, 2026:

Michelle Hadwiger of Denver, Colorado, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Transportation & Energy

June 22, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to appoint and submit to your consideration, the following:

MEMBERS OF THE
STATE HISTORICAL SOCIETY BOARD OF DIRECTORS

effective July 1, 2022 for terms expiring July 1, 2025:

Nancy Chisholm of Lakewood, Colorado, appointed;

Zebulon Miracle of Grand Junction, Colorado, appointed;

Jennifer “Kim” MacDonnell of Las Animas, Colorado, appointed;

Aaron Abeyta of Antonito, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

June 30, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

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MEMBER OF THE
STATE PLUMBING BOARD

for a term expiring July 1, 2026:

Justin Guerrero of Greenwood Village, Colorado, a person engaged in the construction of residential or commercial buildings as a plumbing contractor, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

May 18, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBER OF THE
FRONT RANGE PASSENGER RAIL DISTRICT BOARD

for a term expiring April 1, 2026:

Daneya Esgar of Pueblo, Colorado, to serve as a representative of environmental conservation, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Transportation & Energy

May 12, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

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MEMBERS OF THE
COLORADO AERONAUTICAL BOARD

for a term expiring December 19, 2023:

Stephen Lee of Parker, Colorado, to serve as a representative of a statewide association of airport managers, occasioned by the resignation of George Merritt of Lafayette, Colorado, appointed;

for a term expiring December 19, 2024:

Daniel Melia of Burlington, Colorado, to serve as a representative of local government that operates airports on the eastern slope, occasioned by the passing of Charles "Chic" Myers of Elbert, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Transportation & Energy

May 12, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBERS OF THE
STATEWIDE INTERNET PORTAL AUTHORITY

for a term expiring June 1, 2024:

Ernesto Chavez of Westminster, Colorado, to serve as a representative of local government, occasioned by the resignation of Brandy Reitter of Eagle, Colorado, appointed;

for a term expiring June 1, 2026:

Hannah Parsons of Colorado Springs, Colorado to serve as a representative of the private sector, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

December 16, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint and submit to your consideration, the following:

MEMBERS OF THE
BOARD OF TRUSTEES FOR
WESTERN STATE COLORADO UNIVERSITY

effective January 1, 2023 for terms expiring December 31, 2026:

David Wiens of Gunnison, Colorado, appointed;

James Pribyl of Louisville, Colorado, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/05/23
Ryan Breitweiser, Journal Clerk

Committee on Education

August 19, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBER OF THE
UNINSURED EMPLOYER BOARD

for a term expiring September 1, 2025:

Roger Allen Hays of Aurora, Colorado to serve as a representative of employers, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Ryan Breitweiser, Journal Clerk

Committee on Business, Labor, & Technology

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January 6, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint and submit to your consideration, the following:

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

for terms expiring December 31, 2026:

Raymond Baker of Lakewood, Colorado, to serve as a Republican, appointed;

Armando Valdez of La Jara, Colorado, to serve as a Democrat and representative of agriculture, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/09/22
Ryan Breitweiser, Journal Clerk

Committee on Education

December 16, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
BOARD OF TRUSTEES FOR THE
UNIVERSITY OF NORTHERN COLORADO

effective January 1, 2023 for terms expiring December 31, 2026:

Stephen Moreland Jordan, PhD, of Lafayette, Colorado, reappointed;

Greg Anton of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/05/23
Ryan Breitweiser, Journal Clerk

Committee on Education

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December 16, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint and submit to your consideration, the following:

MEMBERS OF THE
BOARD OF TRUSTEES FOR
METROPOLITAN STATE UNIVERSITY OF DENVER

effective January 1, 2023 for terms expiring December 31, 2026:

Russell Noles of Denver, Colorado, reappointed;

Marissa Molina of Denver, Colorado, reappointed;

Jerry Glick of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/05/23
Ryan Breitweiser, Journal Clerk

Committee on Education

December 16, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, reappoint, and submit to your consideration, the following:

MEMBER OF THE
BOARD OF TRUSTEES OF THE COLORADO SCHOOL OF MINES

effective January 1, 2023 for a term expiring December 31, 2026:

Denise Burgess of Denver, Colorado, a Democrat, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/05/23
Ryan Breitweiser, Journal Clerk

Committee on Education

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December 16, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
BOARD OF TRUSTEES FOR FORT LEWIS COLLEGE

effective January 1, 2023 for terms expiring December 31, 2026:

Janet Vilsack of Mountain View, Colorado, reappointed;

Christopher Red of Bayfield, Colorado, reappointed;

Stacey DeFore of Castle Rock, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/05/23
Ryan Breitweiser, Journal Clerk

Committee on Education

December 16, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

effective January 1, 2023 for terms expiring December 31, 2026:

Kasia Iwanizcko MacLeod of Denver, Colorado, reappointed;

Daniel Ramos of Denver, Colorado, reappointed;

Joyce Sekharan of Grand Junction, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/05/23
Ryan Breitweiser, Journal Clerk

Committee on Education

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January 6, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBER OF THE
CLEAN FLEET ENTERPRISE

for terms expiring September 28, 2024:

Jose Guardiola of Commerce City, Colorado, to serve as an individual from a disproportionately impacted community, occasioned by the resignation of Carlos Gonzales of Colorado Springs, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/09/23
Ryan Breitweiser, Journal Clerk

Committee on Transportation & Energy

January 6, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBERS OF THE
PINNACOL ASSURANCE BOARD OF DIRECTORS

for terms expiring January 1, 2028:

Emily Lord King of Greeley Colorado, to serve as a farmer and employer whose liability is insured by Pinnacol, appointed;

Isaac Wanasika of Westminster, Colorado, to serve as an employee of an employer whose liability is insured by Pinnacol, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/09/23
Ryan Breitweiser, Journal Clerk

Committee on Business, Labor, & Technology

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January 6, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
HEALTH INSURANCE AFFORDABILITY ENTERPRISE BOARD

for terms expiring September 24, 2026:

Shannon Groves of Denver, Colorado, a representative employed by a carrier, reappointed;

Stephanie Einfeld of Steamboat Springs, Colorado, to serve as a representative of primary care health care providers who does not represent a carrier, reappointed;

Richard Cimino of Fraser, Colorado, to serve as a representative of consumers of health care who are not employees of a hospital or other health care industry entities, reappointed;

Karla Gonzales Garcia of Denver, Colorado, to serve as a representative of consumers of health care who are not employees of a hospital or other health care industry entities, appointed;

Samuel Todd Young of Grand Junction, Colorado, to serve as a representative of a business that purchases or otherwise provides health insurance for its employees, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/09/23
Ryan Breitweiser, Journal Clerk

Committee on Health & Human Services

November 10, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
BOARD OF TRUSTEES FOR
WESTERN STATE COLORADO UNIVERSITY

for a term expiring December 31, 2023:

Millie Hamner of Dillon, Colorado, occasioned by the resignation of Pamela Shaddock of Greeley, Colorado, appointed.

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Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/12/23
Ryan Breitweiser, Journal Clerk

Committee on Education

May 12, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBERS OF THE
GROUND WATER COMMISSION

for a term expiring May 1, 2026:

Timothy Hume of Walsh, Colorado, to serve as a resident agriculturalist from the Southern High Plains, appointed;

Miguel Angel Diaz of Alamosa, Colorado, to serve as a resident agriculturalist from Water Division 3, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/12/23
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

November 10, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
BOARD OF COMMISSIONERS OF
VETERANS COMMUNITY LIVING CENTERS

for a term expiring July 1, 2026:

Charity Linenberger of Denver, Colorado to serve as a member with expertise in nursing home operations, who is a nursing home administrator at the time of appointment and who is experienced in the financial operations of a nursing home, appointed.

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Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/12/23
Ryan Breitweiser, Journal Clerk

Committee on State, Veterans, & Military Affairs

June 30, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBER OF THE
STATE ELECTRICAL BOARD

for a term expiring July 1, 2025:

Christopher Butler of Highlands Ranch, Colorado, to serve as a representative of the public at large, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/12/23
Ryan Breitweiser, Journal Clerk

Committee on Business, Labor, & Technology

August 26, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
STATE BOARD OF LAND COMMISSIONERS

for a term expiring June 30, 2025:

Deborah Froeb of Denver, Colorado, to serve as a representative with substantial experience in natural resource conservation, and as an Unaffiliated, occasioned by the resignation of Scott Randall Braden of Grand Junction, Colorado, appointed.

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Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/12/23
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

January 6, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

for terms expiring December 31, 2026:

Landon Mascarenaz of Denver, Colorado, to serve as a Democrat and member from the First Congressional District, reappointed;

Terrance Douglas McWilliams of Colorado Springs, Colorado, to serve as a Republican and member from the Fifth Congressional District, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/09/23
Ryan Breitweiser, Journal Clerk

Committee on Education

August 26, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, reappoint and submit to your consideration, the following:

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MEMBERS OF THE
SOLID AND HAZARDOUS WASTE COMMISSION

for terms expiring August 1, 2025:

Matthew Chrisp of Sterling, Colorado, to serve as a representative of local government and as an Unaffiliated, reappointed;

Emily McConnell Freeman of Denver, Colorado, to serve as a representative of the public and as a Democrat, reappointed;

Ryan Kyle of Clifton, Colorado, to serve as a representative of local government and as an Unaffiliated; appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/12/22
Ryan Breitweiser, Journal Clerk

Committee on Health & Human Services

September 12, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint and submit to your consideration the following, which rescinds Executive Order A 2022-226 due to typographical error:

MEMBERS OF THE
COLORADO COMMISSION ON THE AGING

for terms expiring September 1, 2024:

William Hanna of Denver, Colorado, to serve as a Democrat for the First Congressional District, appointed;

Kimberly Bryant of Colorado Springs, Colorado, to serve as a representative of a long term residential care setting and as an Unaffiliated, appointed;

Lynne Thompson of Center, Colorado, to serve as a representative of local government and a Democrat from the Third Congressional District, appointed;

James Kuemmerle of Lochbuie, Colorado, to serve as a Republican from the Fourth Congressional District, appointed;

Kathleen Cerullos-Smith of Colorado Springs, Colorado, to serve as a person with a disability and an Unaffiliated from the Fifth Congressional District, appointed;

Jacqueline Stiff of Centennial, Colorado, to serve as a Democrat from the Sixth Congressional District, appointed;

Karen Brown of Arvada, Colorado, to serve as a representative of the business community and an Unaffiliated from Seventh Congressional District, appointed;

Ronica Rooks of Thornton, Colorado, to serve as a Democrat from the Eighth Congressional District, appointed;

Gina Viola Brown of Golden, Colorado, to serve as a representative of elder law with experience in aging policy or elder rights issues and as a Democrat, appointed;

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for terms expiring September 1, 2025:

Ellen Taxman of Boulder, Colorado, to serve as Democrat from the Second Congressional District, appointed;

Diana Delgado of Dacono, Colorado, to serve as a representative of the housing sector and as an Unaffiliated, appointed;

Chad Federwitz of Carbondale, Colorado, to serve as a representative of an organization providing home and community based services and as an Unaffiliated, appointed;

Robert Held of Aurora, Colorado, to serve as a Director of a Area Agency on Aging and as a Republican, appointed;

Richard McClintock of Englewood, Colorado, to serve as a representative with knowledge of transportation infrastructure and services, and as a Republican, appointed;

Kelly Osthooft of Greeley, Colorado, to serve as a representative with expertise in dementia and as a Republican, appointed;

Jodi Waterhouse of Denver, Colorado, to serve as a representative of higher education and as a Democrat, appointed;

Penny Whitney of Colorado Springs, Colorado, to serve as a representative of the direct care workforce and as an Unaffiliated, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22

Cindi L. Markwell, Secretary of the Senate

Committee on Health & Human Services

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR23-002 and HJR23-1006

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Friday, January 20, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

12th Legislative Day Friday, January 20, 2023

Prayer By Senator Bridges

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

Roll Call Present--33
 Excused--2, Gardner, Winter
 Present later--1, Winter

Quorum The President announced a quorum present.

Pledge By Senator Buckner

Approval of the Journal On motion of Senator Rodriguez, the Journal of Thursday, January 19, 2023, was approved as corrected by the Secretary.

At the order of the President, Senator Winter was added to the current roll call.

SENATE SERVICES REPORT

Correctly Printed: SB23-059 and 060; SJM23-001; SJR23-003 and 004.
Correctly Engrossed: SJR23-003.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SR23-004 by Senator(s) Fenberg and Moreno; --Concerning the Rules of the Senate, and, in connection therewith, making the temporary Rules of the Senate of the Seventy-fourth General Assembly permanent and making changes to the Rules of the Senate regarding remote participation in Senate legislative proceedings.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	E	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Bridges and Priola.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

Friday, January 20, 2023
Mr. President:

The House has adopted and returns herewith SJR23-003.

INTRODUCTION OF BILLS -- FIRST READING

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

SB23-061 by Senator(s) Marchman; also Representative(s) Kipp and Lukens--Concerning eliminating the requirement that the department of education administer a state assessment in social studies.
Education

SB23-062 by Senator(s) Fields and Rodriguez; also Representative(s) Boesenecker and Michaelson Jenet--Concerning information regarding "best value" employment metrics to be achieved by entities that contract with electric utilities for certain capital construction projects, and, in connection therewith, requiring the public utilities commission to promulgate rules and report annually to the general assembly concerning the acquisition and consideration of such information.
Transportation & Energy

SB23-063 by Senator(s) Mullica; --Concerning requirements for referrals for placement in assisted living residences.
Health & Human Services

SB23-064 by Senator(s) Gardner and Ginal; also Representative(s) Snyder--Concerning the office of public guardianship.
Judiciary

MESSAGE FROM THE GOVERNOR

June 29, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF EARLY CHILDHOOD

for a term beginning on May 16, 2022 and expiring at the pleasure of the Governor:

Lisa Roy of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/09/2022
Cindi L. Markwell, Secretary of the Senate

Committee on Education

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SR23-004.

On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m.,
Monday, January 23, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

15th Legislative Day Monday, January 23, 2023

- Prayer By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.
- Call to Order By the President at 10:00 a.m.
- Roll Call Present--34
Excused--1, Danielson
- Quorum The President announced a quorum present.
- Pledge By Senator Pelton, B.
- Approval of the Journal On motion of Senator Pelton, R., the Journal of Friday, January 20, 2023, was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB23-061, 062, 063, and 064; SR23-004.
Correctly Engrossed: SR23-004.
Correctly Enrolled: SJR23-002; SR23-004.

CONSIDERATION OF MEMORIALS

SJM23-001 by Senator(s) Rodriguez; also Representative(s) Froelich--Memorializing former Representative and Senator Dottie Wham.

On motion of Senator Rodriguez, the memorial was read at length.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 31 (a) was suspended to allow former Representatives to speak in the well of the Senate and to allow current registered lobbyists to enter the Senate chamber and also to speak in the well.

Senate in recess. Senate reconvened.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

SB23-065 by Senator(s) Lundeen and Bridges; --Concerning changes to the career development success program.
Education

SB23-066 by Senator(s) Simpson and Hansen; also Representative(s) Bird and Lynch--Concerning changes to the advanced industry acceleration programs.
Business, Labor, & Technology

MESSAGE FROM THE GOVERNOR

June 24, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBERS OF THE
OIL AND GAS CONSERVATION COMMISSION

for terms effective July 1, 2022 expiring July 1, 2026:

Brett Ackerman of Colorado Springs, Colorado, to serve as a member with formal training or substantial experience in environmental protection, wildlife protection, or reclamation, appointed;

Michael Cross of Arvada, Colorado to serve as a member with substantial experience in the oil and gas industry, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Transportation & Energy

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR23-003.

Journal correction:

Page 82, line 46, strike "William Hanna" and substitute "Adam Dempsey".

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Tuesday, January 24, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

16th Legislative Day Tuesday, January 24, 2023

- Prayer 10
By Senator Buckner. 11
- Call to Order 12
By the President at 9:00 a.m. 13
- Roll Call 14
Present--33 15
Excused--2, Smallwood, Van Winkle. 16
- Quorum 17
The President announced a quorum present. 18
- Pledge 19
By Senator Pelton, B. 20
- Approval of the Journal 21
On motion of Senator Pelton, R., the Journal of Monday, January 23, 2023, was approved 22
as corrected by the Secretary. 23

SENATE SERVICES REPORT

Correctly Printed: SB23-065 and 066. 24
Correctly Engrossed: SJM23-001. 25

MESSAGE FROM THE GOVERNOR

June 30, 2022 26

To the Honorable 27
Colorado Senate 28
Colorado General Assembly 29
State Capitol Building 30
Denver, CO 80203 31

Ladies and Gentlemen: 32

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of 33
Colorado, I have the honor to designate, appoint and submit to your consideration, the 34
following: 35

MEMBER OF THE 36
PUBLIC EMPLOYEES' RETIREMENT BENEFIT PLANS 37

for a term expiring January 1, 2026: 38

Jennifer Pasquino of Denver, Colorado to serve as a representative with experience and 39
competence in investment, management, finance, banking, economics, accounting, pension 40
administration, or actuarial analysis, appointed. 41

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Sincerely,
 (signed)
 Jared Polis
 Governor
 Rec'd: 12/09/22
 Cindi L. Markwell, Secretary of the Senate
 Committee on Finance

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November 18, 2022

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

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Ladies and Gentlemen:

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

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MEMBERS OF THE
 JUVENILE PAROLE BOARD

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for terms expiring November 15, 2026:

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Rachael Victoria Lovendahl of Fort Collins, Colorado, to serve as a representative of the Department of Education, reappointed;

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Jared Prochnow of Fruita, Colorado, to serve as a public member not employed by state government, reappointed;

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Gretchen Jamie Russo of Denver, Colorado, to serve as a representative of the Department of Human Services, reappointed;

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Cherrie Greco of Denver, Colorado, to serve as a public member not employed by state government, appointed.

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Sincerely,
 (signed)
 Jared Polis
 Governor
 Rec'd: 12/09/22
 Cindi L. Markwell, Secretary of the Senate

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Committee on Judiciary

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June 22, 2022

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

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Ladies and Gentlemen:

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

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MEMBERS OF THE
STATE BOARD OF PAROLE

effective July 5, 2022 for a term expiring June 30, 2023:

Greg Saiz of Wheat Ridge, Colorado to serve as a parole or probation representative, occasioned by the resignation of Brandon Mathews of Colorado Springs, Colorado;

effective July 5, 2022 for a term expiring June 30, 2024:

Stephen Holmes of Lakewood, Colorado, to serve as a citizen member, appointed;

effective July 5, 2022 for terms expiring June 30, 2025:

Randi Moore of Centennial, Colorado to serve as a citizen member, appointed;

Joe Martin Morales of Parker, Colorado to serve as a law enforcement officer, reappointed;

Darlene Acala of Pueblo, Colorado to serve as a citizen member, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Judiciary

June 30, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
COLORADO CIVIL RIGHTS COMMISSION

for a term expiring March 13, 2024:

Mayuko Fieweger of Thornton, Colorado, to serve as a representative of a statewide chamber of commerce, and as an Unaffiliated, occasioned by the resignation of Ajay Menon of Fort Collins, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Wednesday,
January 25, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

17th Legislative Day Wednesday, January 25, 2023

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Prayer	By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton	12
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Call to Order	By the President at 9:00 a.m.	14
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Roll Call	Present--35	16
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Quorum	The President announced a quorum present.	18
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Pledge	By Senator Pelton, B.	20
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Approval of the Journal	On motion of Senator Pelton, R., the Journal of Tuesday, January, 24, 2023, was approved as corrected by the Secretary.	22
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SENATE SERVICES REPORT

Correctly Enrolled: SJR23-003.

COMMITTEE OF REFERENCE REPORTS

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Trans- portation & Energy	After consideration on the merits, the Committee recommends that SB23-025 be referred to the Committee on <u>Finance</u> with favorable recommendation.	38
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Trans- portation & Energy	After consideration on the merits, the Committee recommends that SB23-011 be referred to the Committee on <u>Finance</u> with favorable recommendation.	42
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Education	After consideration on the merits, the Committee recommends that SB23-007 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	46
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	Amend printed bill, page 5, line 8, strike "one postsecondary education or training provider" and substitute " one postsecondary education or training provider ".	50
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	Page 5, line 9, strike "OR".	54
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	Page 8, line 4, after "(1)(c)" insert "and (2)(a)".	56
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	Page 8, line 17, strike "FIVE" and substitute "TEN".	58
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	Page 8, line 20, strike "SHALL" and substitute "SHALL, AT A MINIMUM,".	60
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	Page 8, line 27, after "INCOME;" insert "AND".	62
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	Page 9, line 2, strike "PROGRAM;" and insert "PROGRAM.".	64
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	Page 9, strike lines 3 through 13.	66
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Page 9, after line 19 insert:

"(2) (a) The office shall prepare an annual report concerning the grant program that, at a minimum, addresses the use, allocation, and outcomes of the grant money, including the effectiveness of each program that receives a grant and the continuing level of unmet need for adult education within the state. In evaluating program outcomes, the office may consider, but need not be limited to considering, student participation, completion, educational attainment, employment, and poverty-reduction data and analysis. THE OFFICE MAY USE DATA MATCHING WITH RELEVANT STATE AGENCIES TO DETERMINE POST-PROGRAM PARTICIPATION OUTCOMES, INCLUDING, BUT NOT LIMITED TO, EMPLOYMENT OBTAINED BY AN ELIGIBLE ADULT ENROLLED IN AN ADULT EDUCATION AND LITERACY PROGRAM, FUTURE ADJUSTMENTS TO AN ELIGIBLE ADULT'S WAGES BASED ON THE ELIGIBLE ADULT'S PARTICIPATION IN AN ADULT EDUCATION AND LITERACY PROGRAM, POSTSECONDARY CREDENTIALS EARNED BY AN ELIGIBLE ADULT, AND DEVELOPMENT OF GENERATIONAL SKILLS AND THE CAPACITY OF AN ELIGIBLE ADULT TO SUPPORT THE ACADEMIC ACHIEVEMENTS OF THE ELIGIBLE ADULT'S CHILDREN OR CHILDREN FOR WHOM THE ELIGIBLE ADULT PROVIDES CARE. The report must also include an overview of the collaboration efforts of the office, the department of higher education, the department of labor and employment, the community college system, other adult education providers, other postsecondary education or training providers, and other workforce development providers in meeting the state's need for adult education and literacy programs and workforce development."

Page 10, strike lines 11 through 16.

Page 10, after line 16 insert:

"(2) A SERVICE PROVIDER MAY PARTNER WITH A COMMUNITY COLLEGE TO PROVIDE COURSES THAT LEAD TO A HIGH SCHOOL DIPLOMA OR AN INDUSTRY-RECOGNIZED CREDENTIAL.

(3) AS USED IN THIS SECTION, "SERVICE PROVIDER" MEANS A NONPROFIT ENTITY OR FOR-PROFIT ENTITY THAT ENTERS INTO A FORMAL, NEGOTIATED CONTRACT FOR EDUCATIONAL SERVICES WITH A COMMUNITY COLLEGE."

Page 10, strike line 27.

Page 11, strike lines 1 through 5.

Page 11, after line 5 insert:

"(2) A SERVICE PROVIDER MAY PARTNER WITH AN AREA TECHNICAL COLLEGE TO PROVIDE COURSES THAT LEAD TO A HIGH SCHOOL DIPLOMA OR AN INDUSTRY-RECOGNIZED CREDENTIAL.

(3) AS USED IN THIS SECTION, "SERVICE PROVIDER" MEANS A NONPROFIT ENTITY OR FOR-PROFIT ENTITY THAT ENTERS INTO A FORMAL, NEGOTIATED CONTRACT FOR EDUCATIONAL SERVICES WITH AN AREA TECHNICAL COLLEGE."

Page 11, strike lines 16 through 22.

Page 11, after line 22 insert:

"(2) A SERVICE PROVIDER MAY PARTNER WITH A LOCAL DISTRICT COLLEGE TO PROVIDE COURSES THAT LEAD TO A HIGH SCHOOL DIPLOMA OR AN INDUSTRY-RECOGNIZED CREDENTIAL.

(3) AS USED IN THIS SECTION, "SERVICE PROVIDER" MEANS A NONPROFIT ENTITY OR FOR-PROFIT ENTITY THAT ENTERS INTO A FORMAL, NEGOTIATED CONTRACT FOR EDUCATIONAL SERVICES WITH A LOCAL DISTRICT COLLEGE."

Local Government & Housing

After consideration on the merits, the Committee recommends that **SB23-001** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 6, line 3, strike "PROJECT." and substitute "PROJECT, AND "STATE-OWNED REAL PROPERTY" HAS THE SAME MEANING AS "REAL PROPERTY" AS SET FORTH IN SECTION 24-30-1301 (15)."

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MESSAGE FROM THE HOUSE

January 24, 2023
Mr. President:

The House has adopted and returns herewith SJM23-001.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m.,
Thursday, January 26, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 18th Legislative Day

Thursday, January 26, 2023

Prayer By the chaplain, Pastor Gerald Bargaineer II, Aurora Police Department and Flatirons Community Church

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

Roll Call Present--35

Quorum The President announced a quorum present.

Pledge By Senator Pelton, B.

Approval of the Journal On motion of Senator Pelton, R., the Journal of Wednesday, January 25, 2023, was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Education After consideration on the merits, the Committee recommends that **SB23-043** 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, after "**amend**" insert "(1)(b) and".

Page 2, line 9, strike "(4)" and substitute: "(1) (b) On July 1, 2018, and each July 1 thereafter through July 1, ~~2023~~ **2028**, the state treasurer shall transfer five million dollars to the fund from the state public school fund created in section 22-54-114.
 (4)".

Education After consideration on the merits, the Committee recommends that **SB23-003** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 5, line 1, strike "CONTRACTS WITH" and substitute "IS AWARDED A GRANT BY".

Page 5, line 23, strike "USE THE REQUEST FOR PROPOSAL" and substitute "AWARD A GRANT PURSUANT TO SECTION 22-10-203 TO A".

Page 5, strike line 24.

Page 6, line 1, strike "TO CONTRACT" and substitute "FOR A GRANT".

Page 6, line 2, after "DEPARTMENT" insert "TO OPERATE".

Page 7, line 16, after "CERTIFICATE" insert "AND CONCURRENT ENROLLMENT".

Page 7, line 19, strike "CREDIT;" and substitute "CREDIT AND ALIGN TEACHER QUALIFICATION REQUIREMENTS WITH THE CONCURRENT ENROLLMENT PROGRAM PURSUANT TO ARTICLE 35 OF THIS TITLE 22;".

Page 9, line 11, strike "**Request for proposals - contract**" and substitute "**Grant process - application process**".

Page 9, line 13, strike "REQUEST FOR PROPOSAL" and substitute "APPLICATION".

Page 9, line 15, strike "REQUEST FOR PROPOSAL" and substitute "APPLICATION".

Page 9, line 17, strike "REQUEST FOR PROPOSALS" and substitute "APPLICATION".

Page 10, line 7, strike "CONTRACT" and substitute "GRANT".

Page 10, line 9, strike "CONTRACT WITH" and substitute "AWARD A GRANT TO".

Page 10, line 12, strike "CONTRACT" and substitute "GRANT".

Page 10, line 14, strike "CONTRACT" and substitute "GRANT".

Page 10, line 17, "CONTRACT" and substitute "GRANT".

Transportation & Energy

After consideration on the merits, the Committee recommends that **SB23-016** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 7, line 27, strike "GASES." and substitute "GASES IN A VERIFIABLE MANNER THAT MEETS COLORADO'S SHORT- AND LONG-TERM GREENHOUSE GAS EMISSION REDUCTION GOALS, AS SET FORTH IN SECTION 25-7-102 (2)(g).".

Page 13, after line 23 insert:

"SECTION 9. In Colorado Revised Statutes, 40-1-126, add (2.5) as follows:

40-2-126. Transmission facilities - biennial review - energy resource zones - definitions - plans - approval - cost recovery - powerline trail consideration. (2.5) IN REVIEWING A PLAN THAT AN ELECTRIC UTILITY SUBMITS PURSUANT TO SUBSECTION (2)(b) OF THIS SECTION, THE COMMISSION SHALL CONSIDER THE NEED FOR EXPANDED TRANSMISSION CAPACITY IN THE STATE, INCLUDING THE ABILITY TO EXPAND CAPACITY THROUGH THE CONSTRUCTION OF NEW TRANSMISSION LINES, IMPROVEMENTS TO EXISTING TRANSMISSION LINES, AND CONNECTIONS TO ORGANIZED WHOLESALE MARKETS, AS DEFINED IN SECTION 40-5-108 (1)(a).".

Re-number succeeding sections accordingly.

Page 16, strike lines 19 through 27.

Page 17, strike lines 1 through 12.

Re-number succeeding sections accordingly.

Page 17, after line 21 insert:

"SECTION 12. In Colorado Revised Statutes, add 40-42-109 as follows:

40-42-109. Study on expanding transmission capacity - reporting - repeal. (1) THE AUTHORITY SHALL EXPEND MONEY FROM THE OPERATIONAL FUND CREATED IN SECTION 40-42-106 TO STUDY THE NEED FOR EXPANDED TRANSMISSION CAPACITY IN THE STATE, INCLUDING:

(a) THE ABILITY TO EXPAND CAPACITY THROUGH THE CONSTRUCTION OF NEW TRANSMISSION LINES, IMPROVEMENTS TO EXISTING TRANSMISSION LINES, AND CONNECTIONS TO ORGANIZED WHOLESALE MARKETS, AS DEFINED IN SECTION 40-5-108 (1)(a);

(b) WHETHER AND HOW EXPANDED TRANSMISSION CAPACITY WILL:
(I) IMPROVE THE SYSTEM RELIABILITY OF THE ELECTRIC GRID AND PROVIDE OPTIMAL UTILIZATION OF ELECTRICITY FLOWS IN THE STATE;

(II) SUPPORT THE STATE'S EMISSION REDUCTION GOALS SET FORTH IN SECTION 25-7-102 (2)(g);

(III) SUPPORT THE STATE'S FORECASTED ELECTRICITY NEEDS; AND

(IV) REDUCE LAND IMPACTS BY USING EXISTING RIGHTS-OF-WAY, INCLUDING FOR LARGE CAPACITY TRANSMISSION LINES; CO-LOCATING MULTIPLE TRANSMISSION LINES; RECONDUCTORING TRANSMISSION LINES; AND STRATEGICALLY SITING NEW TRANSMISSION CORRIDORS.

(2) THE AUTHORITY SHALL PREPARE:

(a) AN INITIAL REPORT OF THE STUDY, INCLUDING ANY RECOMMENDATIONS, AND PRESENT THE INITIAL REPORT TO THE COMMISSION ON

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OR BEFORE SEPTEMBER 1, 2024; AND

(b) A FINAL REPORT OF THE STUDY, INCLUDING ANY RECOMMENDATIONS, AND PRESENT THE FINAL REPORT TO THE JOINT COMMITTEE OF THE HOUSE OF REPRESENTATIVES ENERGY AND ENVIRONMENT COMMITTEE AND THE SENATE TRANSPORTATION AND ENERGY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, ON OR BEFORE JANUARY 31, 2025.

(3) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2025."

Renumber succeeding sections accordingly.

MESSAGE FROM THE HOUSE

January 25, 2023
Mr. President:

The House has adopted and transmits herewith HJR23-1007, as printed in House Journal, January 25, 2023

MESSAGE FROM THE GOVERNOR

January 13, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

effective January 13, 2023 for a term expiring January 9, 2027:

Tom Plant of Buena Vista, Colorado, an Unaffiliated, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/20/23
Ryan Breitweiser, Journal Clerk

Committee on Transportation & Energy

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJM23-001.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Friday,
January 27, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 19th Legislative Day

Friday, January 27, 2023

Prayer By Senator Exum.

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

Roll Call Present--32
 Excused--3, Fields, Ginal, Moreno
 Present later--1, Moreno

Quorum The President announced a quorum present.

Pledge By Senator Pelton, B.

Approval of the Journal On motion of Senator Pelton, R., the Journal of Thursday, January 26, 2023, was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Enrolled: SJM23-001.

COMMITTEE OF REFERENCE REPORTS

Local Government & Housing After consideration on the merits, the Committee recommends that **SB23-035** 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 "OTHER" and substitute "COMMERCIAL".

Page 4, line 21, strike "PROJECT" and substitute "PROJECT, AS PERMITTED IN SUBSECTION (1.5)(b) OF THIS SECTION,".

Page 4, line 22, strike "OTHER" and substitute "COMMERCIAL".

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB23-026** be **postponed indefinitely**.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB23-019** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB23-051** 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 23, strike "(5), (10)," and substitute "(10)".

Page 7, strike lines 21 through 23.

Page 9, line 5, strike "RECOGNIZED STATE APPRENTICESHIP AGENCY" and substitute "STATE APPRENTICESHIP AGENCY THAT IS RECOGNIZED BY THE UNITED STATES DEPARTMENT OF LABOR'S OFFICE OF APPRENTICESHIP".

Page 10, line 19, strike "AND".

Page 10, line 23, strike "SYSTEM." and substitute "SYSTEM; AND".

Page 11, strike lines 9 through 11 and substitute:

"(k) Monitor and evaluate apprenticeship programs' performance and compliance with federal and state standards. ~~and report to the SAC and the IAC on the outcome of quality assurance assessments,~~".

Page 16, strike line 23 and substitute "(1), (2), (4) introductory portion, and (4)(a) as follows:".

Page 17, after line 16 insert:

"(a) Workers in the occupation perform construction, reconstruction, renovation, alteration, demolition, painting, repair, or maintenance work for roads, highways, buildings, structures, industrial facilities, OR ENERGY PRODUCTION, ENERGY TRANSMISSION, OR ENERGY DISTRIBUTION, or improvements of any type; or".

Page 27, after line 18 insert:

"SECTION 26. In Colorado Revised Statutes, 24-75-112, amend (1)(d)(V) as follows:

24-75-112. Annual general appropriation act - headnote definitions - general provisions - footnotes. (1) As used in the annual general appropriation act, the following definitions and general provisions shall apply for the headnote terms preceding and specifying the purpose of certain line items of appropriation:

(d) (V) The number of FTE specified in a particular item of appropriation is the number utilized to calculate the amount appropriated and necessary to fund any combination of part-time positions or full-time positions equal to such number for the fiscal year to which the annual general appropriation act pertains in accordance with the definition contained in subsections (1)(d)(II) and (1)(d)(III) of this section and is not a limitation on the number of FTE that may be employed. No department shall make a material change in the number of FTE specified in a particular item of appropriation prior to notifying the joint budget committee in writing of such change. This subsection (1)(d)(V) does not apply to ~~department of personnel and administration~~ state trainee positions."

ReNUMBER succeeding sections accordingly.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB23-006** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, strike lines 23 through 25 and substitute "ECONOMIC DEVELOPMENT MATTERS WITH CERTAIN STAFF PHYSICALLY LOCATED IN RURAL COMMUNITIES ACROSS COLORADO. IN PARTICULAR, THE RURAL OPPORTUNITY OFFICE SHALL COORDINATE THE PROGRAMS AND INITIATIVES AVAILABLE TO RURAL COMMUNITIES THROUGH THE OFFICE, CONNECT RURAL COMMUNITIES TO GRANT WRITING TECHNICAL SUPPORT OPPORTUNITIES, AND PROVIDE".

Page 5, strike line 2 and substitute "(1)".

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Health & Human Services	After consideration on the merits, the Committee recommends that SB23-031 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	1 2 3 4 5
Health & Human Services	After consideration on the merits, the Committee recommends that SB23-009 be postponed indefinitely .	6 7 8 9
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB23-021 be postponed indefinitely .	10 11 12 13 14 15
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB23-030 be postponed indefinitely .	16 17 18 19 20 21
Agriculture & Natural Resources	After consideration on the merits, the Committee recommends that SB23-032 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	22 23 24 25 26
Agriculture & Natural Resources	After consideration on the merits, the Committee recommends that SB23-010 be referred to the Committee of the Whole with favorable recommendation.	27 28 29 30
Agriculture & Natural Resources	After consideration on the merits, the Committee recommends that SB23-005 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	31 32 33 34 35 36
	Amend printed bill, page 3, line 9, after "SAFETY," insert "THE STATE BOARD FOR COMMUNITY COLLEGES AND OCCUPATIONAL EDUCATION,".	37 38 39
	Page 7, line 18, strike "and (1.5)".	40 41
	Page 7, strike lines 24 and 25 and substitute "INCLUDING WILDFIRE MITIGATION, PURSUANT TO SECTION 23-1-142.".	42 43 44
	Page 7, line 26, strike "2025." and substitute "2027.".	45 46
	Page 7, strike line 27.	47 48
	Page 8, strike lines 1 through 4.	49 50
	Page 8, line 10, strike "23-60-111" and substitute "23-1-142".	51 52
	Page 8, line 12, strike " 23-60-111. Expansion " and substitute " 23-1-142. Commission directive - expansion ".	53 54 55
	Page 8, lines 19 and 20, strike "WITHIN THE COMMUNITY COLLEGE SYSTEM".	56 57
	Page 8, line 23, strike "IN THE COMMUNITY COLLEGE SYSTEM".	58 59
	Page 9, line 4, strike "A" and substitute "AN UNDERGRADUATE".	60 61
	Page 9, strike lines 5 and 6 and substitute "PROGRAM THAT WILL MEET FORESTRY WORKFORCE NEEDS, INCLUDING FOREST HEALTH AND MANAGEMENT AND WILDFIRE MITIGATION.".	62 63 64 65
	Page 9, after line 8 insert: "(c) "STATE INSTITUTE OF HIGHER EDUCATION" HAS THE MEANING SET FORTH IN SECTION 23-1-108 (7)(g)(II).".	66 67 68 69

Page 9, line 9, strike "BOARD" and substitute "COMMISSION".

Page 9, strike line 11, and substitute "CREATION OF UP TO TWO NEW FORESTRY PROGRAMS AT STATE INSTITUTIONS OF HIGHER EDUCATION.".

Page 9, line 12, strike "COLLEGE SYSTEM.".

Page 9, line 16, after "CONTRACTS" insert "OR GRANTS".

Page 9, line 18, after "CONTRACT", insert "OR GRANT".

Page 9, strike lines 23 and 24 and substitute "WITH FORESTRY PROGRAMS AT OTHER STATE INSTITUTIONS OF HIGHER EDUCATION; AND".

Page 9, line 27, strike "COMMUNITY COLLEGE WISHES TO" and substitute "STATE INSTITUTION OF HIGHER EDUCATION WISHES TO EXPAND AN EXISTING FORESTRY PROGRAM OR".

Page 10, line 1, strike "BOARD" and substitute "COMMISSION, IN CONSULTATION WITH THE COLORADO STATE FOREST SERVICE,".

Page 10, line 2, strike "PROGRAM." and substitute "PROGRAMS, PRIORITIZING PROGRAMS AND STATE INSTITUTIONS OF HIGHER EDUCATION THAT CAN PROVIDE A TRAINED WORKFORCE EXPEDITIOUSLY.", and strike "BOARD" and substitute "COMMISSION".

Page 10, line 8, strike "PROGRAM" and substitute "PROGRAMS".

Page 10, strike lines 10 and 11 and substitute:
 "(d) ACCESSIBILITY AND EQUITY.".

Page 10, line 12, strike "2025." and substitute "2027.".

Page 10, strike lines 13 through 27.

Strike page 11.

Page 12, strike lines 1 through 13.

Renumber succeeding sections accordingly.

Before "DEGREE" insert "UNDERGRADUATE" on: **Page 8**, lines 18 and 25.

Page 1, strike lines 111 and 112 and substitute "CREATION OF FORESTRY PROGRAMS; AND".

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INTRODUCTION OF MEMORIALS

The following memorial was read by title:

SM23-001 by Senator(s) Rodriguez; --Memorializing former Senator Don Sandoval.

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

INTRODUCTION OF BILLS -- FIRST READING

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

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| SB23-067 | by Senator(s) Coleman; --Concerning a recidivism reduction program for persons sentenced to the department of corrections facilitated by program participants in partnership with department of corrections staff. | 5 |
| | Judiciary | 6 |
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| SB23-068 | by Senator(s) Pelton R. and Exum; --Concerning modifications to the operations of a public hospital board of trustees created by a board of county commissioners. | 10 |
| | Local Government & Housing | 11 |
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| SB23-069 | by Senator(s) Hinrichsen and Will; --Concerning the requirements to operate a motorboat in this state. | 14 |
| | Transportation & Energy | 15 |
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| SB23-070 | by Senator(s) Kolker; --Concerning school resource officer training. | 18 |
| | Education | 19 |
| | | 20 |
| SB23-071 | by Senator(s) Danielson; also Representative(s) Garcia--Concerning allowing school districts the right to judicial review of the "Education Accountability Act of 2009". | 21 |
| | Education | 22 |
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| SB23-072 | by Senator(s) Rodriguez; also Representative(s) Epps and Soper--Concerning the continuation of the defense counsel on first appearance grant program, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies. | 25 |
| | Judiciary | 26 |
| | | 27 |
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| SB23-073 | by Senator(s) Van Winkle and Moreno; also Representative(s) Michaelson Jenet--Concerning the continuation of the EPIC (evidence-based practices implementation for capacity) advisory board, and, in connection therewith, implementing the recommendation in the 2022 sunset report by the department of regulatory agencies to repeal the advisory board. | 31 |
| | Judiciary | 32 |
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| SB23-074 | by Senator(s) Van Winkle and Ginal, Gardner, Gonzales, Roberts, Rodriguez; also Representative(s) Froelich and Daugherty--Concerning continuing human trafficking prevention training, and, in connection therewith, implementing the recommendations contained in the 2022 sunset report by the department of regulatory agencies. | 38 |
| | Judiciary | 39 |
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| SB23-075 | by Senator(s) Fields and Exum; also Representative(s) Ricks--Concerning the deletion of children's identifying information from criminal justice records released to the public. | 44 |
| | Judiciary | 45 |
| | | 46 |
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| SB23-076 | by Senator(s) Coleman and Marchman, Buckner, Fields, Kolker, Rich; also Representative(s) McLachlan and Vigil--Concerning the continuation of the Colorado youth advisory council, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies. | 48 |
| | Education | 49 |
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| SB23-077 | by Senator(s) Hinrichsen; --Concerning prohibiting the inclusion of certain terms in a broker engagement contract. | 54 |
| | Local Government & Housing | 55 |
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| | | 57 |
| SB23-078 | by Senator(s) Fields and Van Winkle; also Representative(s) Jodeh and Lynch--Concerning warranty reimbursements made by a motor vehicle manufacturer to motor vehicle dealers. | 58 |
| | Business, Labor, & Technology | 59 |
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| | | 61 |
| SB23-079 | by Senator(s) Liston, Baisley, Gardner, Kirkmeyer, Lundeen, Pelton B., Pelton R., Rich, Simpson, Van Winkle, Will; --Concerning the inclusion of nuclear energy as a source of clean energy. | 62 |
| | Transportation & Energy | 63 |
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MESSAGE FROM THE GOVERNOR

January 6, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
STATE BOARD OF HUMAN SERVICES

for a term expiring March 1, 2023:

Tamara Pogue of Dillon, Colorado, to serve as a County Commissioner, occasioned by the resignation of Mary Melton of Steamboat Springs, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/23/23
Ryan Breitweiser, Journal Clerk

Committee on Health & Human Services

January 6, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
BOARD OF TRUSTEES FOR
METROPOLITAN STATE UNIVERSITY OF DENVER

for a term expiring December 31, 2023:

Olivia Mendoza of Lakewood, Colorado, occasioned by the resignation of Mario Carrera of Lone Tree, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/09/23
Ryan Breitweiser, Journal Clerk

Committee on Education

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COMMITTEE OF REFERENCE REPORTS (cont'd)

Agriculture & Natural Resources The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

for terms expiring October 1, 2026:

Bruce Whitehead of Hesperus, Colorado, to serve as a representative from the San Miguel-Dolores-San Juan drainage basin, and as a representative with experience in the engineering aspects of water projects, appointed;

Christopher Treese of Glenwood Springs, Colorado, to serve as a representative from the Main Colorado drainage basin, and as a representative with experience in public health issues related to drinking water or water quality matters, reappointed.

At the order of the President, Majority Leader Moreno was added to the current roll call

Senate in recess. Senate reconvened.

INTRODUCTION OF RESOLUTIONS

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

HJR23-1007 by Representative(s) McCormick and Catlin; also Senator(s) Roberts and Simpson--Concerning approval of water project revolving fund eligibility lists administered by the Colorado water resources and power development authority.
Agriculture & Natural Resources

INTRODUCTION OF BILLS -- FIRST READING

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

SB23-080 by Senator(s) Lundeen, Baisley, Rich; --Concerning an income tax credit for parental engagement in schools.
Education

SB23-081 by Senator(s) Van Winkle and Jaquez Lewis; also Representative(s) Soper and Snyder-- Concerning allowing equitable patient access to medical marijuana in Colorado.
Health & Human Services
Finance

SB23-082 by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Amabile and Michaelson Jenet--Concerning creation of the Colorado fostering success voucher program to assist foster youth.
Health & Human Services

SB23-083 by Senator(s) Winter F. and Simpson; --Concerning an expansion of a physician assistant's ability to practice, and, in connection therewith, changing the relationship between a physician assistant and a physician or podiatrist from supervision to collaboration.
Health & Human Services

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- SB23-084** by Senator(s) Marchman and Gonzales, Bridges, Cutter, Exum, Jaquez Lewis, Moreno, Winter F.; also Representative(s) Young, Amabile, Bacon, English, Froelich, Garcia, Hamrick, Kipp, Lieder, Mabrey, McLachlan, Michaelson Jenet, Ortiz, Ricks, Story, Titone, Velasco, Willford--Concerning the calculation of full-time employment for teachers at higher education institutions for purposes of the federal public loan forgiveness program.
Education
- SB23-085** by Senator(s) Winter F., Fields; also Representative(s) Hamrick and Story--Concerning the continuation of the sexual misconduct advisory committee, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies.
Education
- SB23-086** by Senator(s) Hansen; --Concerning student leaders institute modernization.
Education
- SB23-087** by Senator(s) Marchman and Baisley, Bridges; also Representative(s) Kipp and Wilson--Concerning creation of a teacher degree apprenticeship program as an alternative route to teacher licensure.
Education
- SB23-088** by Senator(s) Pelton B. and Fields; also Representative(s) Winter T.--Concerning an offender's eligibility for release from confinement, and, in connection therewith, informing the victim of an offense of changes to an offender's projected release date.
Judiciary
- SB23-089** by Senator(s) Gardner; also Representative(s) Snyder--Concerning the authorization of the use of arbitration in domestic relations cases through the enactment of the "Uniform Family Law Arbitration Act".
Judiciary
- SB23-090** by Senator(s) Gardner; also Representative(s) Snyder--Concerning the enactment of the 2022 amendments to the "Uniform Commercial Code".
Judiciary

MESSAGE FROM THE GOVERNOR

November 14, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for terms expiring November 1, 2023:

Darius Allen of Alamosa, Colorado, to serve as a representative of the Third Agricultural District, agriculture, and as a Republican, appointed;

Deb Suniga of Greeley, Colorado, to serve as a representative of the Second Agricultural District, and as a Democrat, appointed;

for terms expiring November 1, 2024:

Gail Klapper of Lakewood, Colorado, to serve as a representative of the First Agriculture District, agriculture, and as a Democrat, appointed;

Bill Hybl of Colorado Springs, Colorado, to serve as a representative of the Third Agricultural District, and as a Republican, appointed;

for terms expiring November 1, 2025:

Michael J. Schliep of Brighton, Colorado, to serve as a representative of the First Agricultural District, and as an Unaffiliated, reappointed;

Michael Angelo Cafasso of Pueblo, Colorado, to serve as a representative of the County Fair, and as a Democrat, reappointed;

Jeffrey Mandarich of Colorado Springs, Colorado, to serve as a representative of the state at large, and as an Unaffiliated, reappointed;

for terms expiring November 1, 2026:

Erin Michalski of Breckenridge, Colorado, to serve as a representative of the Fourth Agricultural District, agriculture, and as an Unaffiliated, reappointed;

Nicole Weathers of Yuma, Colorado, to serve as a representative of the Second Agricultural District, agriculture, and as a Republican, reappointed;

Michele Rene Brown of Pueblo West, Colorado, to serve as a representative of the County Fair, and as an Unaffiliated, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/09/22

Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture & Natural Resources

September 16, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBER OF THE
COLORADO PRESCRIPTION DRUG AFFORDABILITY REVIEW BOARD

for a term expiring September 27, 2025:

James VandenBerg, PharmD, BCPS of Denver, Colorado, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/09/22

Cindi L. Markwell, Secretary of the Senate

Committee on Health & Human Services

November 10, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
AIR QUALITY CONTROL COMMISSION

for a term expiring January 31, 2023:

Bill Gonzalez of Denver, Colorado, to serve as a representative of technical and scientific experience, occasioned by the resignation of Sergio Guerra of Lakewood, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Health & Human Services

July 21, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappointed, and submit to your consideration, the following:

MEMBERS OF THE
COLORADO BRAIN INJURY TRUST FUND BOARD

for terms expiring June 30, 2025:

Jennifer Coker, PhD, of Black Hawk, Colorado, reappointed;

Jason Kacmarski, PhD, of Denver, Colorado, reappointed;

Angie Wickersham, of Fruita, Colorado, reappointed;

Rebecca Wasil, of Pueblo, Colorado, appointed;

Veronica Zarlingo of Whitewater, Colorado, appointed.

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Sincerely,
 (signed)
 Stephen Fenberg
 Senate President acting on behalf of
 the State while Governor Jared Polis
 and Lieutenant Governor Dianne Primavera
 are absent from the State
 Rec'd: 12/09/22
 Cindi L. Markwell, Secretary of the Senate

Committee on Health & Human Services

January 13, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and reappoint and submit to your consideration, the following:

MEMBERS OF THE
 COLORADO WILDLIFE HABITAT STAMP COMMITTEE

for terms expiring December 31, 2023:

Liz Rose of Denver, Colorado, a sportsperson, to serve as a representative of the NorthEast region, occasioned by the resignation of Jennifer Gluck of LaSalle, Colorado, appointed;

for terms expiring December 31, 2026:

Brien Webster of Grand Junction, Colorado, a sportsperson, to serve as a representative of the NorthWest region, appointed;

Dave Dillon of Durango, Colorado, a sportsperson, to serve as a representative of the SouthWest region, appointed;

John Stark of Colorado Springs, Colorado, a sportsperson, to serve as a representative of the SouthEast region, appointed;

Lauren McCain, PhD, of Denver, Colorado, to serve as a representative of a nationally or regionally recognized conservation organization whose mission is focused on nongame wildlife and whose membership is composed primarily of nongame wildlife users, reappointed.

Sincerely,
 (signed)
 Jared Polis
 Governor
 Rec'd: 1/24/23
 Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

December 9, 2022

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

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Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBERS OF THE COLORADO CHILD ABUSE PREVENTION TRUST FUND

for terms expiring November 7, 2025:

Kathryn Wells of Denver, Colorado to serve as a subject matter expert with knowledge of child abuse prevention, reappointed;

Nadyne Montiel de Gagnier of Aurora, Colorado to serve as a subject matter expert with knowledge of child abuse prevention, appointed;

Christine Meyer of Denver, Colorado to serve as a subject matter expert with knowledge of child abuse prevention, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/05/23
Ryan Breitweiser, Journal Clerk

Committee on Health & Human Services

June 24, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

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

for a term expiring April 15, 2025:

Charles Garcia of Denver, Colorado to serve as an Unaffiliated and resident of the First Congressional District, occasioned by the resignation of Rick Palacio of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture & Natural Resources

July 15, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

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

for terms expiring April 15, 2026:

Raymond Tschillard of Greeley, Colorado to serve as an Unaffiliated and resident of the Eighth Congressional District, appointed;

Mara Brosy-Wiwchar of Thornton, Colorado, to serve as a Democrat and resident of the Eighth Congressional District, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture & Natural Resources

October 7, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

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

for a term expiring April 15, 2025:

Krithika Prashant of Colorado Springs, Colorado, to serve as an Unaffiliated and as a resident of the Fifth Congressional District, occasioned by the resignation of Antonio Rosendo of Colorado Springs, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture & Natural Resources

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June 24, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBERS OF THE
STATE HOUSING BOARD

for a term expiring January 31, 2023:

Cole Wist of Centennial, Colorado to serve as an Unaffiliated and resident of the Sixth Congressional District, occasioned by the resignation of Brian Arnold of Aurora, Colorado, appointed;

for a term expiring January 31, 2026:

James Martinez of Thornton, Colorado to serve as a Democrat and resident of the Eighth Congressional District, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/09/22
Cindi L. Markwell, Secretary of the Senate

Committee on Local Government & Housing

September 1, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate and appoint, and submit to your consideration, the following:

MEMBERS OF THE
MIDDLE INCOME HOUSING AUTHORITY

for terms expiring September 1, 2024:

Tamara Pogue of Dillon, Colorado, to serve as an elected county commissioner from a rural county, appointed;

Hilary Cooper of Telluride, Colorado, to serve as an elected county commissioner, appointed;

Jackie Millet of Lone Tree, Colorado, appointed;

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Wayne Vaden of Denver, Colorado, appointed; 1
 for terms expiring September 1, 2025: 2
 Darren Everett of Denver, Colorado, appointed; 3
 Thomas Bryan of Centennial, Colorado, appointed; 4
 Keo Frazier of Denver, Colorado, appointed; 5
 Dominique Acevedo of Denver, Colorado, to serve as a nonprofit organization that has 6
 experience developing middle income housing, appointed; 7
 Carl Koelbel of Denver, Colorado, to serve as a representative with experience in the 8
 development of rental housing, appointed; 9
 for terms expiring September 1, 2026: 10
 Chad Asarch of Denver, Colorado, to serve as a representative with experience in real 11
 estate transactions, appointed; 12
 Peter LiFari of Littleton, Colorado, to serve as a Director of a local housing organization, 13
 appointed; 14
 Mike Johnson of Tabernash, Colorado, to serve as a representative with experience in 15
 public financing, appointed. 16

Sincerely, 17
 (signed) 18
 Jared Polis 19
 Governor 20
 Rec'd: 12/09/22 21
 Cindi L. Markwell, Secretary of the Senate 22

Committee on Local Government & Housing 23

December 2, 2022 24

To the Honorable 25
 Colorado Senate 26
 Colorado General Assembly 27
 State Capitol Building 28
 Denver, CO 80203 29

Ladies and Gentlemen: 30

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of 31
 Colorado, I have the honor to designate, appoint, reappoint and submit to your 32
 consideration, the following: 33

MEMBERS OF THE 34
WORKERS' COMPENSATION 35
COST CONTAINMENT BOARD 36

for terms expiring December 13, 2025: 37

Patrick Hagge of Fort Collins, Colorado, to serve as an executive with good risk 38
 management experience in the insurance industry, reappointed; 39

Steve Carpenter of Frederick, Colorado, to serve as an executive with good risk 40
 management experience in the insurance industry, appointed; 41

Tom Jensen of Gypsum, Colorado, to serve as an executive with good risk management 42
 experience in the insurance industry, appointed. 43

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Sincerely,
 (signed)
 Jared Polis
 Governor
 Rec'd: 12/09/22
 Cindi L. Markwell, Secretary of the Senate
 Committee on Business, Labor, & Technology

TRIBUTES

Honoring:

Olivia "Livi" Christiansen -- By Senator Zenzinger
 Fr. Joseph Vigil -- By Senator Hinrichsen
 Terry Frankhouser -- By Senator Sonnenberg
 Bill Hammerich -- By Senator Sonnenberg
 Jan Ferguson -- By Senator Fields
 Opal Lee By -- By Senator Lee
 Rev. Ronald A. Wooding -- By Senator Coleman (Joint)
 State Fair Fiesta Committee -- By Senator Nick Hinrichsen
 Brandon Marette -- By Senator Zenzinger Susan Huertas
 Caryn Apodaca -- By Senator Nick Hinrichsen
 Monica Bueno -- By Senator Nick Hinrichsen
 Mary Lou Martinez -- By Senator Nick Hinrichsen
 Ivan Reyes -- By Senator Nick Hinrichsen
 Ken Bueno -- By Senator Nick Hinrichsen
 April Bojorquez -- By Senator Nick Hinrichsen
 John Carrero Jr -- By Senator Nick Hinrichsen
 Rita Gonzales -- By Senator Nick Hinrichsen
 Roy Galvan -- By Senator Nick Hinrichsen
 Jennie Godinez -- By Senator Nick Hinrichsen
 Blake Ranch -- By Senator Jerry Sonnenberg & Representative Rod Pelton
 Colorado Farm Bureau Federation -- By Senator Jerry Sonnenberg & Representative Rod Pelton
 Curtis Ranch -- By Senator Jerry Sonnenberg & Representative Rod Pelton
 Dorenkamp and Harper Ranches -- By Senator Jerry Sonnenberg & Representative Rod Pelton
 Hirakata Family -- By Senator Jerry Sonnenberg & Representative Rod Pelton
 Johnson Reaphook Ranch -- By Senator Jerry Sonnenberg & Representative Rod Pelton
 Koeller Farm -- By Senator Jerry Sonnenberg & Representative Rod Pelton
 Schmeeckle Farm -- By Senator Jerry Sonnenberg & Representative Rod Pelton
 Sonnenberg Farm -- By Senator Jerry Sonnenberg & Representative Rod Pelton
 Vermillion Farms -- By Senator Jerry Sonnenberg & Representative Rod Pelton
 Sangre de Cristo Acequia Association -- By Senator Jerry Sonnenberg & Representative Rod Pelton
 Robert "Bob" Sakata -- By Senator Jerry Sonnenberg & Representative Rod Pelton
 Jim Santomaso -- By Senator Jerry Sonnenberg
 Saint Joseph Church Festival -- By Senator Nick Hinrichsen & Representative Donald Valdez
 New Hope Baptist Church -- By Senators Rhonda Fields, Janet Buckner, and James Coleman and Representative Leslie Herod, Tony Exum, Jennifer Bacon, Naquetta Ricks, & Iman Jodeh
 Pueblo County High School Students Jade Moore and Aalia Renteria -- by Senator Nick Hinrichsen
 Pueblo County High School -- by Senator Nick Hinrichsen
 Colorado State University - Pueblo -- by Senator Nick Hinrichsen
 Pueblo Community College -- by Senator Nick Hinrichsen
 Jose Isaac "Flash" Gallegos -- by Senator Nick Hinrichsen
 William Rodriguez -- by Senator Nick Hinrichsen
 Carlos "Chuck" Hernandez -- by Senator Nick Hinrichsen
 Ricardo "Alex" Arellano -- by Senator Nick Hinrichsen
 Frank Ortega -- by Senator Nick Hinrichsen
 Olivia "Livi" Christiansen -- By Senator Zenzinger
 Fr. Joseph Vigil -- By Senator Hinrichsen
 Terry Frankhouser -- By Senator Sonnenberg

Bill Hammerich -- By Senator Sonnenberg	1
Jan Ferguson -- By Senator Fields	2
Opal Lee By -- By Senator Lee	3
Rev. Ronald A. Wooding -- By Senator Coleman (Joint)	4
State Fair Fiesta Committee -- By Senator Nick Hinrichsen	5
Brandon Marette -- By Senator ZenzingerSusan Huertas	6
Caryn Apodaca -- By Senator Nick Hinrichsen	7
Monica Bueno -- By Senator Nick Hinrichsen	8
Mary Lou Martinez -- By Senator Nick Hinrichsen	9
Ivan Reyes -- By Senator Nick Hinrichsen	10
Ken Bueno -- By Senator Nick Hinrichsen	11
April Bojorquez -- By Senator Nick Hinrichsen	12
John Carrero Jr -- By Senator Nick Hinrichsen	13
Rita Gonzales -- By Senator Nick Hinrichsen	14
Roy Galvan -- By Senator Nick Hinrichsen	15
Jennie Godinez -- By Senator Nick Hinrichsen	16
Blake Ranch -- By Senator Jerry Sonnenberg & Representative Rod Pelton	17
Colorado Farm Bureau Federation -- By Senator Jerry Sonnenberg & Representative Rod Pelton	18
Curtis Ranch -- By Senator Jerry Sonnenberg & Representative Rod Pelton	20
Dorenkamp and Harper Ranches -- By Senator Jerry Sonnenberg & Representative Rod Pelton	21
Hirakata Family -- By Senator Jerry Sonnenberg & Representative Rod Pelton	23
Johnson Reaphook Ranch -- By Senator Jerry Sonnenberg & Representative Rod Pelton	24
Koeller Farm -- By Senator Jerry Sonnenberg & Representative Rod Pelton	25
Schmeeckle Farm -- By Senator Jerry Sonnenberg & Representative Rod Pelton	26
Sonnenberg Farm -- By Senator Jerry Sonnenberg & Representative Rod Pelton	27
Vermillion Farms -- By Senator Jerry Sonnenberg & Representative Rod Pelton	28
Sangre de Cristo Acequia Association -- By Senator Jerry Sonnenberg & Representative Rod Pelton	29
Robert "Bob" Sakata -- By Senator Jerry Sonnenberg & Representative Rod Pelton	31
Jeff Valdez -- By Senator Nick Hinrichsen	32
Mauriel Scher -- By Senator Nick Hinrichsen	33
Pueblo Chile Growers Association -- By Senator Nick Hinrichsen	34
Greater Pueblo Chamber of Commerce -- By Senator Nick Hinrichsen	35
Reverend Dr. Jules E. Smith -- By Senator Rhonda Fields	36
Pastor Angelica Lynette Beechum -- By Senator Rhonda Fields	37
Bruce Hamon -- By Senator Ray Scott	38
Chief Link Strate -- By Senator Rachel Zenzinger	39
Duane Leonard -- By Senator Steve Fenberg	40
Sheriff Joe Pelle -- By Senator Steve Fenberg	41
Elizabeth Marie Newson -- By Senator Tony Exum	42
Lunar New Year -- By Senator Julie Gonzales	43
Burnie Zercher -- By Senator Nick Hinrichsen and Representatives Matthew Martinez and Tisha Mauro	44
Julia Hunt -- By Senator Steve Fenberg	46
American Lung Association, Colorado Chapter -- By Senator Faith Winter	47
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On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m., Monday, January 30, 2023.	52
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Attest:	62
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Cindi L. Markwell	66
Secretary of the Senate	67

Approved:

Steve Fenberg
President of the Senate

SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

22nd Legislative Day Monday, January 30, 2023

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

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

Roll Call Present--33
Excused--2, Pelton, B., Winter.
Present later--1, Winter.

Quorum The President announced a quorum present.

Pledge By Senator Cutter.

Approval of the Journal On motion of Senator Simpson, the Journal of Friday, January 27, 2023, was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB23-067, 068, 069, 070, 071, 072, 073, 074, 075, 076, 077, 078, 079, 080, 081, 082, 083, 084, 085, 086, 087, 088, 089, and 090; SM23-001.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of memorials.

CONSIDERATION OF MEMORIALS

SM23-001 by Senator(s) Rodriguez; --Memorializing former Senator Don Sandoval.

On motion of Senator Rodriguez, the memorial was read at length.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 31 (a) was suspended to allow former Representatives to speak in the well of the Senate and to allow current registered lobbyists to enter the Senate chamber and also to speak in the well.

Senate in recess. Senate reconvened.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	E	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	E
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Moreno, Mullica, Pelton R., Priola, Rich, Roberts, Simpson, Smallwood, Sullivan, Van Winkle, Will, and Zenzinger.

Senate in recess. Senate reconvened.

At the order of the President, Senator Winter was added to the current roll call.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB23-091** by Senator(s) Kolker and Gardner; --Concerning access to behavioral health services for certain medicaid recipients who experience risk factors that influence health.
Health & Human Services
- SB23-092** by Senator(s) Simpson and Hansen; also Representative(s) McCormick and Soper--
Concerning opportunities for voluntary emission reductions in agriculture.
Agriculture & Natural Resources
- SB23-093** by Senator(s) Cutter and Jaquez Lewis; also Representative(s) Weissman--Concerning
increasing consumer protections in various medical transactions.
Health & Human Services
- SB23-094** by Senator(s) Lundeen and Zenzinger; --Concerning the creation of a task force to report on
measures to improve school transportation.
Education
- SB23-095** by Senator(s) Ginal and Gardner; also Representative(s) Soper and Daugherty--Concerning
criminalizing unlawfully pointing a laser device at an aircraft.
Judiciary
- SB23-096** by Senator(s) Roberts and Lundeen; also Representative(s) Amabile and Soper--Concerning
policies relating to in-state tuition classification at state-supported institutions of higher
education.
Education
- SB23-097** by Senator(s) Zenzinger and Gardner, Kirkmeyer, Lundeen, Pelton B., Pelton R., Rich; also
Representative(s) Bird and Soper--Concerning the adoption of the 2023 recommendations
of the Colorado commission on criminal and juvenile justice regarding motor vehicle
offenses committed by a person who is not the owner of the motor vehicle.
Judiciary
- SB23-098** by Senator(s) Rodriguez; also Representative(s) Bacon and Vigil--Concerning transparency
for drivers who connect with consumers through the use of a digital platform.
Business, Labor, & Technology

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Education

After consideration on the merits, the Committee recommends that **SB23-048** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SM23-001.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Tuesday, January 31, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 23rd Legislative Day

 Tuesday, January 31, 2023

Prayer	By Senator Marchman.	10
Call to Order	By the President at 9:00 a.m.	11
Roll Call	Present--34 Excused--1, Buckner	12
Quorum	The President announced a quorum present.	13
Pledge	By Senator Cutter.	14
Approval of the Journal	On motion of Senator Simpson, the Journal of Monday, January 30, 2023, was approved as corrected by the Secretary.	15

SENATE SERVICES REPORT

Correctly Printed: SB23-091, 092, 093, 094, 095, 096, 097, and 098.
Correctly Engrossed: SM23-001.

Committee of the Whole	On motion of Senator Zenzinger, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Zenzinger was called to act as Chair.	16
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**GENERAL ORDERS -- SECOND READING OF BILLS --
 CONSENT CALENDAR**

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

SB23-019	by Senator(s) Kolker and Simpson; also Representative(s) Boesenecker--Concerning consumer protection for Coloradans purchasing vehicles from out-of-state online retailers.	17
	Ordered engrossed and placed on the calendar for third reading and final passage.	18

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
 CONSENT CALENDAR**

On motion of Senator Zenzinger, the report of the Committee of the Whole was **adopted** on the following roll call vote:

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YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-019.

Committee of the Whole On motion of Senator Zenzinger, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Zenzinger was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB23-051 by Senator(s) Hinrichsen and Sullivan; also Representative(s) Ortiz--Concerning preparation of a skilled workforce for the changing nature of work.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, January 27, page(s) 106 and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Hinrichsen.

Amend printed bill, page 8, line 5, strike "IN".

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

SB23-010 by Senator(s) Bridges and Simpson; also Representative(s) McLachlan, McCormick--Concerning the water resources and agriculture review committee.

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Zenzinger, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-051 as amended, SB23-010.

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

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

MEMBERS OF THE
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

for terms expiring October 1, 2026:

Bruce Whitehead of Hesperus, Colorado, to serve as a representative from the San Miguel-Dolores-San Juan drainage basin, and as a representative with experience in the engineering aspects of water projects, appointed;

Christopher Treese of Glenwood Springs, Colorado, to serve as a representative from the Main Colorado drainage basin, and as a representative with experience in public health issues related to drinking water or water quality matters, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

INTRODUCTION OF BILLS -- FIRST READING

- SB23-099** The following bills were read by title and referred to the committees indicated:
by Senator(s) Zenzinger and Kirkmeyer, Bridges, Lundeen; also Representative(s) Kipp and Frizell, McCluskie, Pugliese--Concerning funding for special education services.
Education
- SB23-100** by Senator(s) Gardner; also Representative(s) Snyder--Concerning the "Uniform Community Property Disposition at Death Act".
Judiciary
- SB23-101** by Senator(s) Kirkmeyer, Gardner; also Representative(s) Bradfield--Concerning candidate ballot access for primary elections.
State, Veterans, & Military Affairs
- SB23-102** by Senator(s) Gardner and Rodriguez, Buckner; also Representative(s) Weissman and Soper, Snyder--Concerning implementation of the committee on legal services' recommendations in connection with legislative review of state agencies' rules.
Legal Services
- SB23-103** by Senator(s) Baisley, Rich; also Representative(s) Lynch, Taggart, Weinberg--Concerning the liability of owners of private land for damages that are incurred by persons who access the private land for recreational purposes.
Judiciary
- SB23-104** by Senator(s) Coleman and Hansen; also Representative(s) Bacon--Concerning an adjustment to the total employer contribution rate of the Denver public schools division of the public employees' retirement association in connection with the equalization status of the association's Denver public schools division with the association's school division as required by the merger of the Denver public schools retirement system with the association.
Finance
- SB23-105** by Senator(s) Danielson and Buckner, Coleman, Cutter, Exum, Fields, Gonzales, Hinrichsen, Jaquez Lewis, Marchman, Rodriguez, Sullivan, Winter F.; also Representative(s) Gonzales-Gutierrez and Bacon, Boesenecker, deGruy Kennedy, Froelich, Garcia, Jodeh, Joseph, Mabrey, Martinez, Michaelson Jenet, Ortiz, Story, Vigil, Willford,

Woodrow--Concerning the implementation of measures to ensure equal pay for equal work.
Business, Labor, & Technology

SB23-106 by Senator(s) Gardner; also Representative(s) Bradfield--Concerning the income tax deduction for military retirement benefits.
State, Veterans, & Military Affairs

SB23-107 by Senator(s) Liston, Baisley, Gardner, Ginal, Lundeen, Pelton B., Pelton R., Rich, Simpson, Will; --Concerning the expansion of existing property tax exemptions for certain owner-occupied primary residences.
State, Veterans, & Military Affairs

SB23-108 by Senator(s) Baisley, Rich, Roberts; also Representative(s) Pugliese and Frizell, Taggart, Weinberg, Winter T.--Concerning temporary reductions in property taxes due.
State, Veterans, & Military Affairs

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Trans-
portation &
Energy The Committee on Transportation & Energy has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
COLORADO AERONAUTICAL BOARD

for a term expiring December 19, 2025:

Charles "Chaz" Tedesco of Commerce City, Colorado, to serve as a representative of local government that operates airports on the Eastern Slope, reappointed;

Kent Holsinger of Walden, Colorado, to serve as a representative of local government that operates airports on the Western Slope, reappointed.

for a term expiring December 19, 2023:

Stephen Lee of Parker, Colorado, to serve as a representative of a statewide association of airport managers, occasioned by the resignation of George Merritt of Lafayette, Colorado, appointed;

for a term expiring December 19, 2024:

Daniel Melia of Burlington, Colorado, to serve as a representative of local government that operates airports on the eastern slope, occasioned by the passing of Charles "Chic" Myers of Elbert, Colorado, appointed.

Trans-
portation &
Energy The Committee on Transportation & Energy has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
COMMUNITY ACCESS ENTERPRISE

for a term expiring September 28, 2025:

Laura Getts of Pueblo, Colorado to serve as a representative of the public, appointed.

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Trans-
portation &
Energy

The Committee on Transportation & Energy has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBER OF THE
PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

effective January 13, 2023 for a term expiring January 9, 2027:

Tom Plant of Buena Vista, Colorado, an Unaffiliated, appointed.

Trans-
portation &
Energy

After consideration on the merits, the Committee recommends that **SB23-012** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 1, strike "(3)(c)" and substitute "(2)(c)".

Page 3, line 4, before "cancel" insert "ENTER BOTH THE MOTOR CARRIER AND ITS VEHICLES AS OUT-OF-SERVICE IN THE FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION SYSTEM OF RECORD AND".

Page 3, line 20, strike "carrier;" and substitute "carrier AND ENTER BOTH THE MOTOR CARRIER AND ITS VEHICLES AS OUT-OF-SERVICE IN THE FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION SYSTEM OF RECORD;".

MESSAGE FROM THE HOUSE

January 31, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1004 and 1043, amended as printed in House Journal, January 30, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1033, 1049, 1052, 1058, 1028, 1045, and 1053.

MESSAGE FROM THE REVISOR OF STATUTES

January 31, 2023

We herewith transmit:

Without comment, HB23-1028, 1033, 1045, 1049, 1052, 1053, and 1058.
Without comment, as amended, HB23-1004 and 1043.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SJR23-005 by Senator(s) Fields and Gardner; also Representative(s) Duran and Pugliese--Concerning the designation of February 4 as "Missing Persons Day" in Colorado.

Laid over until Friday, February 3, 2023.

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INTRODUCTION OF BILLS -- FIRST READING

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

- SB23-109** by Senator(s) Pelton B. and Mullica; --Concerning a criminal penalty for the supplier when a person dies as a result of the use of a controlled substance.
Judiciary
- SB23-110** by Senator(s) Marchman and Zenzinger, Gardner; also Representative(s) Kipp and Taggart, Lindstedt--Concerning transparency for metropolitan districts.
Local Government & Housing
- SB23-111** by Senator(s) Rodriguez; also Representative(s) Woodrow--Concerning public employees' workplace protection.
Local Government & Housing
- HB23-1004** by Representative(s) Velasco; also Senator(s) Gonzales--Concerning requirements regarding the language used in certain insurance documents.
Business, Labor, & Technology
- HB23-1033** by Representative(s) Sharbini and Joseph; also Senator(s) Gonzales--Concerning persons with whom the office of alternate defense counsel may contract.
Judiciary
- HB23-1043** by Representative(s) Lindsay and Pugliese; also Senator(s) Ginal and Rich--Concerning the safety of children and youth through required background checks on adults when a child or youth is placed out of the home with kin, including relatives.
Health & Human Services
- HB23-1049** by Representative(s) Soper and Bacon, Snyder, Weissman; also Senator(s) Gardner and Rodriguez, Buckner--Concerning the enactment of the Colorado Revised Statutes 2022 as the positive and statutory law of the state of Colorado.
Judiciary
- HB23-1058** by Representative(s) Dickson; also Senator(s) Buckner--Concerning a change to the definition of "child-occupied facility" as it relates to lead-based paint abatement.
Health & Human Services

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Wednesday, February 1, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

24th Legislative Day Wednesday, February 1, 2023

- Prayer 10
By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton 11
- Call to Order 12
By the President at 9:00 a.m. 13
- Roll Call 14
Present--32 15
Excused--3, Buckner, Cutter, Ginal 16
Present later--1, Cutter 17
- Quorum 18
The President announced a quorum present. 19
- Pledge 20
By Senator Zenzinger 21
- Approval of the Journal 22
On motion of Senator Simpson, the Journal of Tuesday, January 31, 2023, was approved 23
as corrected by the Secretary. 24

SENATE SERVICES REPORT

Correctly Printed: SB23-099, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, and 111; SJR23-005. 25

Correctly Engrossed: SB23-010, 019, and 051. 26

Correctly Enrolled: SM23-001. 27

COMMITTEE OF REFERENCE REPORTS

Finance 28
After consideration on the merits, the Committee recommends that **SB23-049** be **amended** 29
as follows, and as so amended, be referred to the Committee on Appropriations with 30
favorable recommendation. 31

Amend printed bill, page 2, line 3, strike "(16)(g)(I)(A)" and substitute 32
"(16)(g)(I)(A),(16)(g)(III) and (25)(a)(I); and **add** (16)(g)(V)". 33

Page 2, after line 12, insert: 34

"(16) (g) (III) An item of special mobile machinery that is owned by a 35
person to whom the department has issued a registration exempt certificate is 36
not required to be registered, and the department shall not require the owner of 37
THE special mobile machinery to obtain license plates, annual validating tabs, 38
or identifying decals for the item of special mobile machinery. Notwithstanding 39
the exemptions from registration and licensing requirements for any such item 40
of special mobile machinery, ~~at the time during each calendar year in which~~ 41
~~specific ownership tax is first paid for the item as required by subsection~~ 42
~~(16)(c)(II) of this section;~~ the owner of the item shall **also** pay directly to the 43
department all fees and surcharges that would otherwise be paid at the time of 44
registration PURSUANT TO SUBSECTION (16)(g)(V) OF THIS SECTION; except that 45
the owner shall not pay any fee imposed pursuant to section 42-3-301 for the 46
purpose of covering the direct costs of license plates, decals, or validating tabs 47
or any fee that would otherwise be retained by an authorized agent for the 48
purpose of defraying the direct costs incurred by the authorized agent in 49
registering or issuing license plates, decals, or validating tabs for the item. The 50
department shall transmit all additional registration fees imposed pursuant to 51

section 42-3-310 that it receives from owners of special mobile machinery to whom the department has issued a registration exempt certificate to the county treasurer of each county of the state in proportion to the total amount of vehicle registrations statewide represented by vehicle registrations within the county, and each county treasurer shall apportion the fees within the county in the manner specified in section 42-3-310.

(V) AN OWNER ISSUED A REGISTRATION EXEMPT CERTIFICATE PURSUANT TO THIS SUBSECTION (16)(g) SHALL PAY ALL FEES AND SURCHARGES THAT WOULD OTHERWISE BE PAID AT THE TIME OF REGISTRATION FOR THE SPECIAL MOBILE MACHINERY NO LATER THAN THE TWENTIETH DAY AFTER THE CERTIFICATE EXPIRES FOR ALL NEW SPECIAL MOBILE MACHINERY DELIVERED INTO THE STATE DURING THE PERIOD OF THE CERTIFICATE. THE OWNER MAY TAKE CREDIT FOR SURCHARGES AND REGISTRATION FEES ON SPECIAL MOBILE MACHINERY THAT THE OWNER DISPOSED OF OR REMOVED FROM THE STATE DURING THE PRECEDING YEAR. TOGETHER WITH PAYMENT FOR THE FEES AND SURCHARGES DUE, THE OWNER SHALL SUBMIT A REPORT TO THE DEPARTMENT IDENTIFYING ALL EQUIPMENT THAT WAS NEW, DISPOSED OF, OR REMOVED DURING THE PRECEDING YEAR, USING A FORM FURNISHED BY THE DEPARTMENT.

(25) (a) (I) Except as provided in subsection (25)(b) of this section, the department shall allow a credit for taxes, surcharges, and registration fees paid on any item of Class A, Class B, Class C, Class D, or Class F personal property, ~~other than Class F personal property for which the department has issued a registration exempt certificate in accordance with subsection (16)(g) of this section;~~ if the owner disposes of the vehicle during the registration period or if the owner converts the vehicle from any class of personal property to Class F property. The credit may apply to payments of taxes, surcharges, and registration fees on a subsequent application by the owner for registration of an item of Class A, Class B, Class C, Class D, or Class F personal property made during the registration period, or the credit may be assigned by the owner to the transferee of the property for which taxes, surcharges, or registration fees were paid; except that, when the transferee is a dealer in new or used vehicles, the transferee shall account to the owner for any assignment of the credit."

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB23-066** be referred to the Committee on Finance with favorable recommendation.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB23-046** be referred to the Committee of the Whole with favorable recommendation.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB23-017** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, lines 3 and 4, strike "(1)(c)(V), and (1)(d)(II); and **add** (1)(a)(IV) and (1)(e)" and substitute "and (1)(c)(V); and **add** (1)(a)(IV), (1)(e), and (1)(f)".

Page 2, strike lines 21 through 25.

Page 3, line 5, strike "CARE." and substitute "CARE; OR

(f) THE EMPLOYEE NEEDS TO EVACUATE THE EMPLOYEE'S PLACE OF RESIDENCE DUE TO INCLEMENT WEATHER, LOSS OF POWER, LOSS OF HEATING, LOSS OF WATER, OR OTHER UNEXPECTED OCCURRENCE OR EVENT THAT RESULTS IN THE NEED TO EVACUATE THE EMPLOYEE'S RESIDENCE."

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

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

SB23-019 by Senator(s) Kolker and Simpson; also Representative(s) Boesenecker--Concerning consumer protection for Coloradans purchasing vehicles from out-of-state online retailers.

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

YES	31	NO	1	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	E	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Danielson, Exum, Gonzales, Hinrichsen, Jaquez Lewis, Liston, Marchman, Moreno, Rodriguez, and Winter F.

At the order of the President, Senator Cutter was added to the current roll call.

RECONSIDERATION OF SB23-019

SB23-019 by Senator(s) Kolker and Simpson; also Representative(s) Boesenecker--Concerning consumer protection for Coloradans purchasing vehicles from out-of-state online retailers.

Having voted on the prevailing side, Majority Leader Moreno moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage -- Consent Calendar, on **SB23-019**.

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

**THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR (cont'd)**

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

SB23-019 by Senator(s) Kolker and Simpson; also Representative(s) Boesenecker--Concerning consumer protection for Coloradans purchasing vehicles from out-of-state online retailers.

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

YES	32	NO	1	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Cutter.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB23-051 by Senator(s) Hinrichsen and Sullivan; also Representative(s) Ortiz--Concerning preparation of a skilled workforce for the changing nature of work.

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

YES	21	NO	12	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	E	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Coleman, Cutter, Danielson, Exum, Fields, Gonzales, Hansen, Jaquez Lewis, Kolker, Marchman, Rodriguez, and Winter F.

SB23-010 by Senator(s) Bridges and Simpson; also Representative(s) McLachlan, McCormick--Concerning the water resources and agriculture review committee.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Coleman, Cutter, Exum, Fenberg, Fields, Gardner, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Mullica, Pelton B., Pelton R., Priola, Roberts, Rodriguez, Sullivan, Will, and Winter F.

Committee of the Whole On motion of Senator Hinrichsen, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Hinrichsen was called to act as Chair.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

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

SB23-048 by Senator(s) Baisley and Bridges, Marchman; also Representative(s) Amabile and Hamrick, Holtorf--Concerning extending the length of an employment contract for a non-tenure-track appointment.

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

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-048

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Thursday, February 2, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

25th Legislative Day Thursday, February 2, 2023

- Prayer 10
 By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora. 11
- Call to Order 12
 By the President at 9:00 a.m. 13
- Roll Call 14
 Present--31 15
 Absent--1, Bridges 16
 Excused--3, Buckner, Hinrichsen, Rodriguez 17
 Present later--2, Bridges, Rodriguez 18
- Quorum 19
 The President announced a quorum present. 20
- Pledge 21
 By Senator Cutter. 22
- Approval of the Journal 23
 On motion of Senator Simpson, the Journal of Wednesday, February 1, 2023, was approved as corrected by the Secretary. 24

SENATE SERVICES REPORT

Correctly Engrossed: SB23-048. 25
Correctly Reengrossed: SB23-010, 019, and 051. 26

_____ 27
 At the order of the President, Senator Bridges was added to the current roll call. 28

COMMITTEE OF REFERENCE REPORTS

Trans- 29
 portation & 30
 Energy 31
 The Committee on Transportation & Energy has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed: 32

MEMBER OF THE
FRONT RANGE PASSENGER RAIL DISTRICT BOARD

for a term expiring April 1, 2026: 33
 Daneya Esgar of Pueblo, Colorado, to serve as a representative of environmental conservation, appointed. 34

Education 35
 After consideration on the merits, the Committee recommends that **SB23-023** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. 36

Amend printed bill, page 2, line 10, strike "AN INSTRUCTIONAL". 37

Page 2, strike lines 11 through 14. 38

Page 2, line 15, strike "DEFIBRILLATOR," and substitute "A TRAINING AND EDUCATION PROGRAM INCLUDED ON THE LIST MAINTAINED BY THE OFFICE OF CARDIAC ARREST MANAGEMENT PURSUANT TO SECTION 25-53-202,". 39

Page 2, line 25, after "(3) (c)" insert "(I)".

Page 3, line 4, strike "AN INSTRUCTIONAL PROGRAM THAT IS NATIONALLY".

Page 3, strike lines 5 through 7.

Page 3, line 8, strike "AUTOMATED EXTERNAL DEFIBRILLATOR," and substitute "A TRAINING AND EDUCATION PROGRAM INCLUDED ON THE LIST MAINTAINED BY THE OFFICE OF CARDIAC ARREST MANAGEMENT PURSUANT TO SECTION 25-53-202,".

Page 3, line 9, strike "(I)" and substitute "(A)".

Page 3, line 11, strike "(II)" and substitute "(B)".

Page 3, after line 11 insert:

"(II) ALL SCHOOLS THAT PROVIDE INSTRUCTION TO STUDENTS IN GRADES NINE THROUGH TWELVE ARE STRONGLY ENCOURAGED TO IMPLEMENT THE CURRICULUM DEVELOPED PURSUANT TO THIS SUBSECTION (3)(c)."

Education

The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

EXECUTIVE DIRECTOR OF THE DEPARTMENT OF EARLY CHILDHOOD

for a term beginning on May 16, 2022 and expiring at the pleasure of the Governor:

Lisa Roy of Denver, Colorado, appointed.

Education

The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE COLORADO EDUCATIONAL AND CULTURAL FACILITIES AUTHORITY BOARD OF DIRECTORS

for terms beginning June 30, 2022 expiring June 30, 2026:

Jenny Gentry of Denver, Colorado, a Democrat, reappointed;

Cameron Mascoll of Denver, Colorado, an Unaffiliated, appointed.

Education

The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE BOARD OF TRUSTEES FOR WESTERN COLORADO UNIVERSITY

for a term expiring December 31, 2023:

Millie Hamner of Dillon, Colorado, occasioned by the resignation of Pamela Shaddock of Greeley, Colorado, appointed;

effective January 1, 2023 for terms expiring December 31, 2026:

David Wiens of Gunnison, Colorado, appointed;

James Pribyl of Louisville, Colorado, reappointed.

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INTRODUCTION OF BILLS -- FIRST READING

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

- HB23-1028** by Representative(s) Bradfield and Young; also Senator(s) Will--Concerning a former member of the general assembly obtaining a name badge indicating that the former member served in the general assembly.
State, Veterans, & Military Affairs
- HB23-1052** by Representative(s) Marshall, Evans; also Senator(s) Fields--Concerning a requirement that a veteran who has individual employability status be treated equivalently to a veteran who has one hundred percent permanent disability when determining eligibility for any state veterans benefit, and, in connection therewith, expanding eligibility for the property tax exemption for veterans with a disability to include a veteran who does not have a service-connected disability rated as a one hundred percent permanent disability but does have individual unemployability status.
State, Veterans, & Military Affairs
- HB23-1053** by Representative(s) Hartsook and Ortiz, Evans, Martinez, Velasco; also Senator(s) Zenzinger and Rich, Bridges--Concerning the authority to accept and expend gifts, grants, and donations, and, in connection therewith, authorizing the division of veterans affairs to expend gifts, grants, and donations in support of the western slope military veterans' cemetery, authorizing the department of public safety to accept and expend gifts, grants, and donations in support of its purposes, and creating the department of public safety gifts, grants, and donations fund.
State, Veterans, & Military Affairs

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

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

- SB23-048** by Senator(s) Baisley and Bridges, Marchman; also Representative(s) Amabile and Hamrick, Holtorf--Concerning extending the length of an employment contract for a non-tenure-track appointment.

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	E		

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

Co-sponsor(s) added: Fields, Gardner, Kirkmeyer, Kolker, Lundeen, Moreno, Simpson, and Will.

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

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

MEMBERS OF THE
COLORADO AERONAUTICAL BOARD

for terms expiring December 19, 2025:

Charles "Chaz" Tedesco of Commerce City, Colorado, to serve as a representative of local government that operates airports on the Eastern Slope, reappointed;

Kent Holsinger of Walden, Colorado, to serve as a representative of local government that operates airports on the Western Slope, reappointed.

for a term expiring December 19, 2023:

Stephen Lee of Parker, Colorado, to serve as a representative of a statewide association of airport managers, occasioned by the resignation of George Merritt of Lafayette, Colorado, appointed;

for a term expiring December 19, 2024:

Daniel Melia of Burlington, Colorado, to serve as a representative of local government that operates airports on the eastern slope, occasioned by the passing of Charles "Chic" Myers of Elbert, Colorado, appointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	E		

MEMBER OF THE
COMMUNITY ACCESS ENTERPRISE

for a term expiring September 28, 2025:

Laura Getts of Pueblo, Colorado, to serve as a representative of the public, appointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	E		

At the order of the President, Senator Rodriguez was added to the current roll call.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Winter, the following Governor's appointment was confirmed by a roll call vote:

MEMBER OF THE
PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

effective January 13, 2023, for a term expiring January 9, 2027:

Tom Plant of Buena Vista, Colorado, an Unaffiliated, appointed.

YES	21	NO	12	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

INTRODUCTION OF BILLS -- FIRST READING

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

HB23-1045 by Representative(s) Evans, Marshall, Martinez; also Senator(s) Pelton B. and Hinrichsen-- Concerning leave from employment for state military service. State, Veterans, & Military Affairs

MESSAGE FROM THE HOUSE

February 2, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1006 and 1001, amended as printed in House Journal, February 1, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1072.

MESSAGE FROM THE REVISOR OF STATUTES

February 2, 2023
We herewith transmit:

Without comment, HB23-1072.
Without comment, as amended, HB23-1001 and 1006.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Friday, February 3, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 26th Legislative Day

Friday, February 3, 2023

Prayer	By Sentor Mullica	10
Call to Order	By the President at 9:00 a.m.	11
Roll Call	Present--34	12
	Excused--1, Buckner	13
Quorum	The President announced a quorum present.	14
Pledge	By Senator Cutter	15
Approval of the Journal	On motion of Senator Simpson, the Journal of Thursday, February 2, 2023, was approved as corrected by the Secretary.	16

SENATE SERVICES REPORT

Correctly Engrossed: SB23-048.

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB23-015 be referred to the Committee of the Whole with favorable recommendation.	38
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB23-058 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	43
	Amend printed bill, page 3, line 12 strike "INSTITUTION." and substitute "INSTITUTION ON AN INITIAL EMPLOYMENT APPLICATION."	44
Health & Human Services	After consideration on the merits, the Committee recommends that SB23-018 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	45
Health & Human Services	After consideration on the merits, the Committee recommends that SB23-040 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	51
	Amend printed bill, page 4, after line 13 insert:	52
	"SECTION 2. In Colorado Revised Statutes, 26-3.1-102, amend (7)(b)(VII) as follows:	53
	26-3.1-102. Reporting requirements. (7) (b) Disclosure of a report of the mistreatment or self-neglect of an at-risk adult and information relating to an investigation of such a report and subsequent cases resulting from the report is permitted only when authorized by a court for good cause. A court	54

order is not required, and such disclosure is not prohibited, when:

(VII) The disclosure is made to the at-risk adult who is the subject of the report, or if the at-risk adult is otherwise incompetent at the time of the request, to the guardian or guardian ad litem for the at-risk adult who is the subject of the report. The information disclosed pursuant to this subsection (7)(b)(VII) must not be disclosed until after the investigation is complete and must not include any identifying information related to the reporting party or any other appropriate persons. If the guardian is the substantiated perpetrator in a case of mistreatment of an at-risk adult, the disclosure must not be made without authorization by the A court for good cause UNLESS THE DISCLOSURE IS BEING MADE FOR THE PURPOSES OF THE GUARDIAN'S APPEAL PROCESS DESCRIBED IN SUBSECTION (7)(b)(V) OF THIS SECTION. If the court authorizes the release of information to a substantiated perpetrator, any protected or confidential information pursuant to federal or state law must not be disclosed."

Renumber succeeding sections accordingly.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-041** 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 12-30-120 as follows:

12-30-120. Prescribing, administering, or dispensing drugs for off-label use - definitions. (1) AS USED IN THIS SECTION:

(a) "FDA" MEANS THE FOOD AND DRUG ADMINISTRATION IN THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, OR ANY SUCCESSOR ENTITY.

(b) "OFF-LABEL USE" MEANS THE USE OF AN FDA-APPROVED DRUG: (I) FOR AN INDICATION THAT HAS NOT BEEN APPROVED BY THE FDA; OR (II) THAT IS A DIFFERENT DOSAGE OF THE DRUG THAN THE DOSAGE THAT HAS BEEN APPROVED BY THE FDA.

(c) "PRESCRIBER" HAS THE SAME MEANING AS SET FORTH IN SECTION 12-30-109 (4).

(2) (a) A PRESCRIBER MAY PRESCRIBE OR ADMINISTER AN FDA-APPROVED DRUG FOR AN OFF-LABEL USE. THE PRESCRIPTION AND ADMINISTRATION OF AN FDA-APPROVED DRUG FOR AN OFF-LABEL USE BY A PRESCRIBER IS NOT, BY ITSELF, A VIOLATION OF, OR GROUNDS FOR DISCIPLINE PURSUANT TO, A PRESCRIBER'S APPLICABLE PRACTICE ACT.

(b) A PHARMACIST WHO DISPENSES A PRESCRIPTION FOR THE OFF-LABEL USE OF A DRUG PRESCRIBED PURSUANT TO THIS SECTION IS NOT SUBJECT TO DISCIPLINARY ACTION BY THE STATE BOARD OF PHARMACY PURSUANT TO SECTION 12-280-127 FOR DISPENSING THE PRESCRIPTION.

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; 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 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Finance

After consideration on the merits, the Committee recommends that **SB23-011** 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:" and substitute "THE ACTUAL COST TO PARTICIPATE IN:".

Page 3, line 23, strike "THIRTY-HOUR" and substitute "A THIRTY-HOUR".

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Page 4, line 4, strike "EXPENSE" and substitute "EXPENSE, OR THE INDIVIDUAL'S PARENT OR GUARDIAN IF THE INDIVIDUAL DOES NOT FILE A TAX RETURN".

Page 4, line 10, after "(3)" insert "(a)".

Page 4, line 14, strike "ONE THOUSAND" and substitute "FIVE HUNDRED".

Page 4, strike lines 16 and 17 and substitute "INCOME TAX YEAR COMMENCING ON OR AFTER JANUARY 1, 2023. WHEN THE CUMULATIVE EFFECT OF INFLATION HAS DEVALUED THE MAXIMUM AMOUNT THAT MAY BE CLAIMED BY ONE HUNDRED DOLLARS, THE DEPARTMENT SHALL INCREASE THE MAXIMUM AMOUNT THAT MAY BE CLAIMED BY ONE HUNDRED DOLLARS.

(b) THIS SECTION DOES NOT APPLY TO A QUALIFIED INDIVIDUAL WHOSE AGGREGATE FEDERAL ADJUSTED GROSS INCOME IS GREATER THAN SEVENTY-FIVE THOUSAND DOLLARS."

Page 4, strike lines 21 through 24.

Renumber succeeding subsections accordingly.

Page 7, strike line 1 and substitute "TWENTY-ONE YEARS OF AGE UNLESS:

(a) THE PERSON HAS BEEN ISSUED A DRIVER'S LICENSE FROM ANOTHER JURISDICTION; OR

(b) THE PERSON HAS SUCCESSFULLY".

Page 7, line 11, strike "COMPLETED" and substitute "COMPLETED, WITHIN THE PREVIOUS SIX MONTHS,".

Page 8, line 10, strike "COLORADO" and substitute "VALID".

Page 8, lines 16 and 17, strike "COSIGNED THE APPLICATION FOR THE MINOR'S INSTRUCTION PERMIT;" and substitute "SIGNED THE AFFIDAVIT OF LIABILITY;".

Page 8, lines 18 and 19, strike "COSIGNED THE APPLICATION FOR THE MINOR'S INSTRUCTION PERMIT;" and substitute "SIGNED THE AFFIDAVIT OF LIABILITY;".

Page 8, strike lines 21 and 22 and substitute "VEHICLE COMPLIES WITH SECTION 42-2-602;".

Page 8, line 24, strike "OR".

Page 8, line 26, strike "SECTION." and substitute "SECTION; OR

(H) THE PERSON WHO SIGNED THE AFFIDAVIT OF LIABILITY.".

Page 9, strike lines 9 through 11 and substitute "ATTORNEY, GUARDIAN WHO SIGNED THE AFFIDAVIT OF LIABILITY, OR FOSTER PARENT WHO SIGNED THE AFFIDAVIT OF LIABILITY MAY ALLOW THE".

Page 10, line 9, strike "FROM COLORADO".

Page 10, strike line 11 and substitute "COLORADO STATE PATROL.".

Page 12, line 13, strike "BEHIND-THE-WHEEL".

Page 12, line 21, strike "DRIVING".

Page 12, line 27, strike "BEHIND-THE-WHEEL".

Page 13, line 6, strike "BEHIND-THE-WHEEL".

Page 13, line 8, strike "BEHIND-THE-WHEEL".

Page 13, strike lines 17 through 24 and substitute "RECORD CHECK. THE COLORADO BUREAU OF INVESTIGATION SHALL FORWARD THE RESULTS TO THE COMMERCIAL DRIVING SCHOOL. A COMMERCIAL DRIVING SCHOOL MAY ACQUIRE A NAME-BASED JUDICIAL RECORD CHECK FOR A COMMERCIAL DRIVING INSTRUCTOR WHO HAS TWICE SUBMITTED TO A FINGERPRINT-BASED CRIMINAL

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HISTORY RECORD CHECK AND WHOSE FINGERPRINTS ARE UNCLASSIFIABLE. THE COMMERCIAL DRIVING SCHOOL SHALL NOTIFY THE DEPARTMENT OF ANY CRIMINAL CONVICTION OR PLEA OF GUILTY".

Page 14, strike lines 5 through 13 and substitute "**applicability.** (1) This act takes effect July 1, 2024; 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 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Agriculture & Natural Resources The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE STATE BOARD OF STOCK INSPECTION COMMISSIONERS

for a term expiring May 1, 2026:

Erik Mohrlang of Fort Morgan, Colorado, to serve as a representative of the confinement cattle industry, reappointed.

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **HJR23-1007** be **referred** to the Senate for final action.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB23-037** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, strike "INDIVIDUAL" and substitute "PERSON" on: **Page 3**, lines 8 and 17.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB23-036** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 16, strike "EITHER".

Page 3, line 22, strike "Force, OR HAS INDIVIDUAL UNEMPLOYABILITY STATUS" and substitute "Force."

Page 3, strike lines 23 and 24.

Page 6, line 8, strike "HOUSE BILL 23-___," and substitute "SENATE BILL 23-036,".

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of resolutions.

CONSIDERATION OF RESOLUTIONS

SJR23-005 by Senator(s) Fields and Gardner; also Representative(s) Duran and Pugliese--Concerning the designation of February 4 as "Missing Persons Day" in Colorado.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Coleman, Cutter, Danielson, Exum, Fenberg, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

Senate in recess. Senate reconvened.

Committee of the Whole On motion of Senator Rodriguez, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Rodriguez was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB23-046 by Senator(s) Winter F.; also Representative(s) Duran--Concerning the calculation of a covered individual's average weekly wage for paid family and medical leave benefits.

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Rodriguez, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-046

TRIBUTES

Honoring:

- Richard Robert "Rich" Jones -- By Senator Jeff Bridges
 - Adams State University Women's Cross-Country Team -- By Senator Cleave Simpson and Representative Matthew Martinez
 - Adams State University Women's Track & Field and Cross-Country Programs -- By Senator Cleave Simpson and Representative Matthew Martinez
 - Adams State University Men's Wrestling Team -- By Senator Cleave Simpson and Representative Matthew Martinez
 - Larry and Kathy Luciano -- By Senator Rachel Zenzinger
 - Ed Sealover -- By President Steve Fenberg
 - Silvestre "Sil" Arteaga -- By Senator Nick Hinrichsen and Representatives Matthew Martinez and Tisha Mauro
-

On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m., Monday, February 6, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

29th Legislative Day Monday, February 6, 2023

- Prayer 10
By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver. 11
- Call to Order 12
By the President at 10:00 a.m. 13
- Roll Call 14
Present--34 15
Excused--1, Buckner 16
- Quorum 17
The President announced a quorum present. 18
- Pledge 19
By Senator Exum 20
- Approval of the Journal 21
On motion of Senator Van Winkle, the Journal of Friday, February 3, 2023, was approved 22
as corrected by the Secretary. 23

SENATE SERVICES REPORT

Correctly Engrossed: SB23-046; SJR23-005.

MESSAGE FROM THE HOUSE

February 6, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1116, 1051, and 1021, amended as printed in House Journal, February 1, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1005 and 1040.

The House has adopted and returns herewith SJR23-005.

MESSAGE FROM THE REVISOR OF STATUTES

February 3, 2023
We herewith transmit:

Without comment, HB23-1005 and 1040.
Without comment, as amended, HB23-1021, 1051, and 1116.

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THIRD READING OF BILLS -- FINAL PASSAGE

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

SB23-046 by Senator(s) Winter F.; also Representative(s) Duran--Concerning the calculation of a covered individual's average weekly wage for paid family and medical leave benefits. The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	12	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Coleman, Cutter, Danielson, Exum, Fields, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Marchman, Moreno, Priola, Rodriguez, and Sullivan.

Committee of the Whole On motion of Senator Bridges, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Bridges was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

SB23-023 by Senator(s) Rich and Marchman; also Representative(s) Holtorf--Concerning CPR training for high school students.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 2, page(s) 139-140 and placed in members' bill files.)

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- CONSENT CALENDAR

On motion of Senator Bridges, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-023 as amended

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

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

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF EARLY CHILDHOOD

for a term beginning on May 16, 2022, and expiring at the pleasure of the Governor:

Lisa Roy of Denver, Colorado, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
COLORADO EDUCATIONAL AND CULTURAL
FACILITIES AUTHORITY BOARD OF DIRECTORS

for terms beginning June 30, 2022, expiring June 30, 2026:

Jenny Gentry of Denver, Colorado, a Democrat, reappointed;

Cameron Mascoll of Denver, Colorado, an Unaffiliated, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Winter, the following Governor's appointment was confirmed by a roll call vote:

MEMBER OF THE
FRONT RANGE PASSENGER RAIL DISTRICT BOARD

for a term expiring April 1, 2026:

Daneya Esgar of Pueblo, Colorado, to serve as a representative of environmental conservation, appointed.

YES	22	NO	12	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

On motion of Senator Marchman, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
BOARD OF TRUSTEES FOR
WESTERN COLORADO UNIVERSITY

for a term expiring December 31, 2023:

Millie Hamner of Dillon, Colorado, occasioned by the resignation of Pamela Shaddock of Greeley, Colorado, appointed;

effective January 1, 2023, for terms expiring December 31, 2026:

David Wiens of Gunnison, Colorado, appointed;

James Pribyl of Louisville, Colorado, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

SB23-112 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of agriculture. Appropriations

SB23-113	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of corrections. Appropriations	1 2 3 4
SB23-114	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of early childhood. Appropriations	5 6 7 8
SB23-115	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of education. Appropriations	9 10 11 12
SB23-116	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting. Appropriations	13 14 15 16 17
SB23-117	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of health care policy and financing. Appropriations	18 19 20 21 22
SB23-118	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of higher education. Appropriations	23 24 25 26 27
SB23-119	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of human services. Appropriations	28 29 30 31
SB23-120	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the judicial department. Appropriations	32 33 34 35
SB23-121	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of labor and employment. Appropriations	36 37 38 39 40
SB23-122	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of law. Appropriations	41 42 43 44
SB23-123	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of legislature. Appropriations	45 46 47 48
SB23-124	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of local affairs. Appropriations	49 50 51 52
SB23-125	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of military and veterans affairs. Appropriations	53 54 55 56 57
SB23-126	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of natural resources. Appropriations	58 59 60 61 62
SB23-127	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of personnel. Appropriations	63 64 65 66
SB23-128	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of public health and environment. Appropriations	67 68 69 70 71 72

SB23-129	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of public safety. Appropriations	1 2 3 4
SB23-130	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of regulatory agencies. Appropriations	5 6 7 8 9
SB23-131	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of revenue. Appropriations	10 11 12 13
SB23-132	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of state. Appropriations	14 15 16 17
SB23-133	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of transportation. Appropriations	18 19 20 21
SB23-134	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of the treasury. Appropriations	22 23 24 25
SB23-135	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning funding for capital construction, and making supplemental appropriations in connection therewith. Appropriations	26 27 28 29 30
SB23-136	by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning adjustments to school funding for the 2022-23 budget year, and, in connection therewith, reducing an appropriation. Appropriations	31 32 33 34 35
SB23-137	by Senator(s) Bridges and Kirkmeyer; also Representative(s) Bird and Bockenfeld--Concerning the transfer of money from the general fund to the Colorado economic development fund. Appropriations	36 37 38 39 40
SB23-138	by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning authorizing the department of health care policy and financing to distribute money to the Denver health and hospital authority, and, in connection therewith, making an appropriation. Appropriations	41 42 43 44 45 46
SB23-139	by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning the appropriation of money from the severance tax operational fund to the wildfire mitigation capacity development fund, and, in connection therewith, making an appropriation. Appropriations	47 48 49 50 51 52
SB23-140	by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Bird and Bockenfeld--Concerning extending the contract deadline for the independent study of House Bill 22-1326, and, in connection therewith, extending a related existing appropriation. Appropriations	53 54 55 56 57
SB23-141	by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Bird and Bockenfeld, Sirota--Concerning transfers from the general fund for capital construction. Appropriations	58 59 60 61
HB23-1001	by Representative(s) Kipp and McLachlan; also Senator(s) Zenzinger--Concerning expanding financial assistance for educator programs. Education	62 63 64 65
HB23-1006	by Representative(s) Young and Daugherty; also Senator(s) Exum--Concerning the notice requirements of employers regarding income tax credits, and, in connection therewith, requiring employers to notify employees of the availability of the federal earned income tax credit, the state earned income tax credit, the federal child tax credit, and the state child tax credit. Business, Labor, & Technology	66 67 68 69 70 71 72

- HB23-1021** by Representative(s) Snyder and Weinberg; also Senator(s) Van Winkle and Cutter--
Concerning the state licensing authority's ability to act regarding the movement of marijuana
in certain circumstances to protect the public.
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- HB23-1040** by Representative(s) Lieder and Frizell; also Senator(s) Cutter and Pelton R.--Concerning
updates regarding Prader-Willi syndrome.
Health & Human Services 6
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- HB23-1072** by Representative(s) Velasco, Hartsook; also Senator(s) Roberts and Will--Concerning the
compensation of civil defense workers.
State, Veterans, & Military Affairs 10
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- HB23-1116** by Representative(s) Hartsook and Daugherty, Ortiz; also Senator(s) Rodriguez and Baisley--
Concerning insurance contracts for health-care services that involve electronic payments to
a health-care provider.
Business, Labor, & Technology 14
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- SB23-142** by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Sirota and
Bockenfeld, Bird--Concerning the information technology capital appropriation process for
information technology projects submitted to the general assembly by certain state entities.
Appropriations 19
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MESSAGE FROM THE HOUSE

February 6, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes
HB23-1030, amended as printed in House Journal, February 2, 2023.

MESSAGE FROM THE REVISOR OF STATUTES

February 6, 2023
We herewith transmit:

Without comment, as amended, HB23-1030.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Tuesday,
February 7, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

30th Legislative Day Tuesday, February 7, 2023

- Prayer 10
By the chaplain, Reverend Jared Sonnenberg, LeRoy Community Church, Fleming. 11
- Call to 12
Order 13
By the President at 9:00 a.m. 14
- Roll Call 15
Present--35 16
- Quorum 17
The President announced a quorum present. 18
- Pledge 19
By Senator Exum. 20
- Approval of 21
the Journal 22
On motion of Senator Van Winkle, the Journal of Monday, February 6, 2023, was 23
approved as corrected by the Secretary. 24

SENATE SERVICES REPORT

Correctly Printed: SB23-112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, and 142. 30

Correctly Engrossed: SB23-023. 31

Correctly Reengrossed: SB23-046. 32

COMMITTEE OF REFERENCE REPORTS

- Education 33
After consideration on the merits, the Committee recommends that **SB23-008** be **amended** 34
as follows, and as so amended, be referred to the Committee on Appropriations with 35
favorable recommendation. 36
- Amend printed bill, page 2, line 6, strike "**participation.**" and substitute 37
"**participation - definition.**". 38
- Page 2, line 11, strike "TO THE EXTENT POSSIBLE, THE" and substitute "THE". 39
- Page 2, line 13, strike "BOTH RURAL AND URBAN AREAS." and substitute 40
"RURAL, SMALL RURAL, AND URBAN SCHOOL DISTRICTS, AS THOSE DISTRICTS 41
ARE DESIGNATED BY THE DEPARTMENT OF EDUCATION.". 42
- Page 3, line 6, after the period add "FOR THE PURPOSES OF THIS SECTION, 43
"YOUTH" MEANS THE AGE OF ELIGIBILITY FOR MEMBERSHIP IN THE COLORADO 44
YOUTH ADVISORY COUNCIL, AS SET FORTH IN SECTION 2-2-1303 (1)(b)(I)". 45
- Page 3, line 10, strike "**recommendations.**" and substitute "**recommendations** 46
- definition.". 47
- Page 3, line 21, strike "IF APPLICABLE," and substitute "WHEN POSSIBLE," and 48
strike "MEMBER" and substitute "REPRESENTATIVE EACH". 49
- Page 3, strike line 22 and substitute "FROM AN URBAN SCHOOL DISTRICT AND 50
ONE YOUTH REPRESENTATIVE FROM A RURAL OR SMALL RURAL SCHOOL 51
DISTRICT, AS THOSE DISTRICTS ARE DESIGNATED BY THE DEPARTMENT OF 52
EDUCATION.". 53

Page 3, line 23, strike "A RURAL AREA."

Page 4, line 1, after the period add "FOR THE PURPOSES OF THIS SUBSECTION (2)(e), "YOUTH" MEANS THE AGE OF ELIGIBILITY FOR MEMBERSHIP IN THE COLORADO YOUTH ADVISORY COUNCIL, AS SET FORTH IN SECTION 2-2-1303 (1)(b)(I)."

Page 4, line 6, strike "acceleration." and substitute "acceleration - definition."

Page 4, line 21, strike "IF APPLICABLE," and substitute "WHEN POSSIBLE,".

Page 4, line 22, strike "AREA" and substitute "SCHOOL DISTRICT".

Page 4, line 23, strike "BE FROM A RURAL AREA." and substitute "BE FROM A RURAL OR SMALL RURAL SCHOOL DISTRICT, AS THOSE DISTRICTS ARE DESIGNATED BY THE DEPARTMENT OF EDUCATION."

Page 5, line 3, after the period add "FOR THE PURPOSES OF THIS SUBSECTION (5)(b), "YOUTH" MEANS THE AGE OF ELIGIBILITY FOR MEMBERSHIP IN THE COLORADO YOUTH ADVISORY COUNCIL, AS SET FORTH IN SECTION 2-2-1303 (1)(b)(I)."

Education After consideration on the merits, the Committee recommends that **SB23-061** 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. Legislative declaration. The general assembly declares that eliminating the requirement that the Colorado department of education administer a state assessment in social studies neither eliminates education standards for instructional areas related to social studies nor eliminates the value or significance of social studies."

Renumber succeeding sections accordingly.

Education After consideration on the merits, the Committee recommends that **SB23-076** be referred to the Committee on Appropriations with favorable recommendation.

Education After consideration on the merits, the Committee recommends that **SB23-099** be referred to the Committee on Appropriations with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **SB23-112** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **SB23-113** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **SB23-114** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **SB23-115** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **SB23-116** be referred to the Committee of the Whole with favorable recommendation.

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Appropriations	After consideration on the merits, the Committee recommends that SB23-117 be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4 5
Appropriations	After consideration on the merits, the Committee recommends that SB23-118 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	6 7 8 9 10
Appropriations	After consideration on the merits, the Committee recommends that SB23-119 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	11 12 13 14 15
Appropriations	After consideration on the merits, the Committee recommends that SB23-120 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	16 17 18 19 20
Appropriations	After consideration on the merits, the Committee recommends that SB23-121 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	21 22 23 24 25
Appropriations	After consideration on the merits, the Committee recommends that SB23-122 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	26 27 28 29 30
Appropriations	After consideration on the merits, the Committee recommends that SB23-123 be referred to the Committee of the Whole with favorable recommendation.	31 32 33 34
Appropriations	After consideration on the merits, the Committee recommends that SB23-124 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	35 36 37 38 39
Appropriations	After consideration on the merits, the Committee recommends that SB23-125 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	40 41 42 43 44
Appropriations	After consideration on the merits, the Committee recommends that SB23-126 be referred to the Committee of the Whole with favorable recommendation.	45 46 47 48
Appropriations	After consideration on the merits, the Committee recommends that SB23-127 be referred to the Committee of the Whole with favorable recommendation.	49 50 51 52
Appropriations	After consideration on the merits, the Committee recommends that SB23-128 be referred to the Committee of the Whole with favorable recommendation.	53 54 55 56
Appropriations	After consideration on the merits, the Committee recommends that SB23-129 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	57 58 59 60 61
Appropriations	After consideration on the merits, the Committee recommends that SB23-130 be referred to the Committee of the Whole with favorable recommendation.	62 63 64 65 66 67

Appropriations	After consideration on the merits, the Committee recommends that SB23-131 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5
Appropriations	After consideration on the merits, the Committee recommends that SB23-132 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	6 7 8 9 10
Appropriations	After consideration on the merits, the Committee recommends that SB23-133 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	11 12 13 14 15
Appropriations	After consideration on the merits, the Committee recommends that SB23-134 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	16 17 18 19 20
Appropriations	After consideration on the merits, the Committee recommends that SB23-135 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	21 22 23 24 25
Appropriations	After consideration on the merits, the Committee recommends that SB23-136 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	26 27 28 29 30
Appropriations	After consideration on the merits, the Committee recommends that SB23-137 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	31 32 33 34 35
Appropriations	After consideration on the merits, the Committee recommends that SB23-138 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	36 37 38 39 40
Appropriations	After consideration on the merits, the Committee recommends that SB23-139 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	41 42 43 44
	Amend printed bill, page 3, line 19, strike "section 39-29-109 (2)(b), C.R.S." and replace with "section 39-29-109 (2)(b)(I), C.R.S.".	45 46 47 48
Appropriations	After consideration on the merits, the Committee recommends that SB23-140 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	49 50 51 52 53
Appropriations	After consideration on the merits, the Committee recommends that SB23-141 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	54 55 56 57 58
Appropriations	After consideration on the merits, the Committee recommends that SB23-142 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	59 60 61 62 63
Judiciary	After consideration on the merits, the Committee recommends that HB23-1049 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	64 65 66

Judiciary	After consideration on the merits, the Committee recommends that HB23-1033 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5
Judiciary	After consideration on the merits, the Committee recommends that SB23-034 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	6 7 8 9
	Amend printed bill, page 2, lines 8 through 10, strike "A SUBSTANTIAL RISK SPECIFICALLY ASSOCIATED WITH THE TYPE OF INJURY SUSTAINED BY THE VICTIM OR INTENDED BY THE PERPETRATOR;"	10 11 12 13
	Page 2, line 11, strike "FIREARM WOUNDS, KNIFE WOUNDS," and substitute "A PENETRATING KNIFE OR GUNSHOT WOUND,"	14 15 16 17
Judiciary	After consideration on the merits, the Committee recommends that SB23-064 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	18
	Amend printed bill, page 5, line 3, strike "JUSTICE; AND" and substitute "JUSTICE. AT LEAST ONE OF THE MEMBERS APPOINTED PURSUANT TO THIS SUBSECTION (1)(a)(II)(A) MUST BE A PERSON WITH LIVED EXPERIENCE WITH A FAMILY MEMBER WHO IS AN AT-RISK ADULT."	19 20 21 22 23
	Page 10, strike line 8 and substitute "WITH THE POPULATIONS SERVED BY THE OFFICE;"	24 25 26
	Page 10, line 10, strike "AND"	27 28
	Page 10, line 12, strike "DECISION-MAKING." and substitute "DECISION-MAKING; AND (VIII) PLANNING SUPPORTS THAT INCLUDE LESS RESTRICTIVE ALTERNATIVES SUCH AS LIMITED GUARDIANSHIPS AND SUPPORTIVE DECISION-MAKING."	29 30 31 32 33 34 35
Trans- portation & Energy	The Committee on <u>Transportation & Energy</u> has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:	36 37 38 39
	<u>MEMBERS OF THE OIL AND GAS CONSERVATION COMMISSION</u>	40 41 42 43
	for terms effective July 1, 2022 expiring July 1, 2026:	44 45
	Brett Ackerman of Colorado Springs, Colorado, to serve as a member with formal training or substantial experience in environmental protection, wildlife protection, or reclamation, appointed;	46 47 48 49
	Michael Cross of Arvada, Colorado to serve as a member with substantial experience in the oil and gas industry, appointed.	50 51 52 53 54 55 56 57 58 59 60 61 62 63 64

Trans-
portation &
Energy

The Committee on Transportation & Energy has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
ORPHANED WELLS MITIGATION ENTERPRISE BOARD

for a term expiring September 1, 2023:

Kimberly Mendoza-Cooke of Evergreen, Colorado to serve as an individual with substantial experience in the oil and gas industry, appointed;

for a term expiring September 1, 2024:

Lynn Baca of Brighton, Colorado to serve as a local government official from a jurisdiction that has oil and gas development, appointed;

for a term expiring September 1, 2025:

Christopher Simmons of Denver, Colorado to serve as an individual with formal training or substantial experience in land reclamation projects, appointed.

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

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

SB23-023

by Senator(s) Rich and Marchman; also Representative(s) Holtorf--Concerning CPR training for high school students.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fields, Gardner, Ginal, Gonzales, Jaquez Lewis, Kirkmeyer, Liston, Lundeen, Mullica, Pelton B., Pelton R., Priola, Roberts, Simpson, Smallwood, Will, and Winter F.

Committee
of the Whole

On motion of Senator Roberts, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Roberts was called to act as Chair.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

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

SB23-040 by Senator(s) Fields; also Representative(s) Young--Concerning a requirement that staffing agencies perform a CAPS check when providing employees who will work with at-risk adults.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 3, page(s) 145-146 and placed in members' bill files.)

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

SB23-037 by Senator(s) Cutter; --Concerning requirements for solicitations related to the secretary of state.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, February 3, page(s) 148 and placed in members' bill files.)

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

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Roberts, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-040 as amended, SB23-037 as amended.

Committee of the Whole On motion of Senator Roberts, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Roberts was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB23-015 by Senator(s) Rodriguez and Will; --Concerning vehicle value protection agreements.

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

SB23-041 by Senator(s) Ginal and Smallwood; also Representative(s) Amabile--Concerning the authorization of prescription drugs approved by the federal food and drug administration for off-label use.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 3, page(s) 146 and placed in members' bill files.)

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Roberts, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-015, SB23-041 as amended.

CONSIDERATION OF RESOLUTIONS

HJR23-1007 by Representative(s) McCormick and Catlin; also Senator(s) Roberts and Simpson-- Concerning approval of water project revolving fund eligibility lists administered by the Colorado water resources and power development authority.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Rodriguez, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

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

On motion of Majority Leader Moreno, the following Governor's appointment was confirmed by the following roll call votes:

**MEMBER OF THE
STATE BOARD OF STOCK INSPECTION COMMISSIONERS**

for a term expiring May 1, 2026:

Erik Mohrlang of Fort Morgan, Colorado, to serve as a representative of the confinement cattle industry, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR23-005.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Wednesday, February 8, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 31st Legislative Day

 Wednesday, February 8, 2023

Prayer	By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.	11
Call to Order	By the President at 9:00 a.m.	13
Roll Call	Present--32 Excused--3 Danielson, Jaquez Lewis, Marchman Present later--2, Jaquez Lewis, Marchman	16 17 18
Quorum	The President announced a quorum present.	20
Pledge	By Senator Exum.	22
Approval of the Journal	On motion of Senator Van Winkle, the Journal of Tuesday, February 7, 2023, was approved as corrected by the Secretary.	24 25

SENATE SERVICES REPORT

Correctly Engrossed: SB23-015, 037, 040, and 041.
Correctly Reengrossed: SB23-023.
Correctly Revised: HJR23-1007.
Correctly Enrolled: SJR23-005.

COMMITTEE OF REFERENCE REPORTS

Education	After consideration on the merits, the Committee recommends that SB23-086 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	42 43 44
	Amend printed bill page 7, line 27, and page 8, lines 1 and 2, strike "shall issue a request for proposals for a public or private institution of higher education to host the institute. The department" and substitute " shall issue a request for proposals for a public or private institution of higher education to host the institute. The department ".	46 47 48 49 50
	Page 8, lines 18 and 19, strike "students, and recommend participants to the executive STATE board OF EDUCATION," and substitute "students and recommend participants to the executive board ";.	52 53 54
Finance	After consideration on the merits, the Committee recommends that SB23-042 be postponed indefinitely .	57 58
Finance	After consideration on the merits, the Committee recommends that SB23-056 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	61 62
Finance	After consideration on the merits, the Committee recommends that SB23-025 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	65 66

MESSAGE FROM THE HOUSE

February 7, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1034 and 1014, amended as printed in House Journal, February 6, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1007.

MESSAGE FROM THE REVISOR OF STATUTES

February 7, 2023
We herewith transmit:

Without comment, HB23-1007.
Without comment, as amended, HB23-1014 and 1034.

At the order of the President, Senator Jaquez Lewis was added to the current roll call.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB23-143** by Senator(s) Fenberg and Van Winkle; --Concerning the administration of the existing retail delivery fees collected by the department of revenue.
Finance
- SB23-144** by Senator(s) Ginal, Marchman; --Concerning prescription drugs for the treatment of chronic pain.
Health & Human Services
- SB23-145** by Senator(s) Danielson and Cutter; also Representative(s) Story--Concerning the creation of a special license plate to commemorate the stegosaurus as the Colorado state fossil.
Finance
- SB23-146** by Senator(s) Danielson; --Concerning updates to the Colorado state apprenticeship resource directory.
Business, Labor, & Technology
- HB23-1005** by Representative(s) Willford and Titone; also Senator(s) Jaquez Lewis and Marchman-- Concerning changes to the new energy improvement program, and, in connection therewith, adding resiliency improvements and water efficiency improvements to the program, modifying the new energy improvement district's notice requirements, and removing the district's hearing requirement.
Transportation & Energy
- HB23-1014** by Representative(s) Boesenecker, Lindsay; also Senator(s) Winter F., Sullivan--Concerning yielding to larger vehicles in roundabouts.
Transportation & Energy
- HB23-1030** by Representative(s) Sirota and Soper; also Senator(s) Hinrichsen--Concerning a prohibition against requiring compensation to a health-care staffing agency if a contracted health-care facility hires the health-care staffing agency's employee as a permanent employee of the health-care facility.
Business, Labor, & Technology
- HB23-1034** by Representative(s) Daugherty and Soper; also Senator(s) Gonzales and Simpson-- Concerning measures to expand postconviction DNA testing.
Judiciary

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HB23-1051 by Representative(s) Lukens and Holtorf, Bockenfeld; also Senator(s) Roberts and Pelton R.--Concerning the continuation of high cost support mechanism funding for rural telecommunications providers, and, in connection therewith, aligning the repeal date of such high cost support mechanism funding with the sunset repeal date of the high cost support mechanism.
Transportation & Energy

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

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

SB23-040 by Senator(s) Fields; also Representative(s) Young--Concerning a requirement that staffing agencies perform a CAPS check when providing employees who will work with at-risk adults.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Ginal, Gonzales, Kolker, Moreno, Priola, Rodriguez, Winter F., and Zenzinger.

SB23-037 by Senator(s) Cutter; also Representative(s) Jodeh--Concerning requirements for solicitations related to the secretary of state.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Fenberg, Fields, Gonzales, Kolker, Moreno, Priola, Rodriguez, and Winter F.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB23-015 by Senator(s) Rodriguez and Will; --Concerning vehicle value protection agreements.

Laid over until Thursday, February 9, retaining its place on the calendar.

SB23-041 by Senator(s) Ginal and Smallwood; also Representative(s) Amabile--Concerning the authorization of prescription drugs approved by the federal food and drug administration for off-label use.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Baisley, Bridges, Gardner, Kirkmeyer, Liston, Lundeen, Pelton B., Pelton R., Rich, Simpson, Sullivan, Van Winkle, Will, and Zenzinger.

At the order of the President, Senator Marchman was added to the current roll call.

MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

January 27, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
AIR QUALITY CONTROL COMMISSION

effective February 1, 2023 for terms expiring January 31, 2026:

Guillermo “Bill” Gonzalez III of Denver, Colorado, to serve as a representative of technical experience, reappointed;

Jon Slutsky of Wellington, Colorado, to serve as a representative of agricultural experience, reappointed;

Randal Ahrens of Broomfield, Colorado to serve as a representative of industrial and private sector experience, reappointed;

Gerald Arnold of Englewood, Colorado, to serve as a representative of labor and industrial experience, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/30/23
Ryan Breitweiser, Journal Clerk

Committee on Health and Human Services

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-112, SB23-114, SB23-115, SB23-118, SB23-119, SB23-120, SB23-121, SB23-122, SB23-124, SB23-125, SB23-129, SB23-131, SB23-132, SB23-133, SB23-134, SB23-135, SB23-136, SB23-137, SB23-138, SB23-140, SB23-141, and SB23-142 were made Special Orders -- Consent Calendar at 10:56 a.m.

Committee of the Whole The hour of 10:56 a.m. having arrived, Senator Coleman moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Coleman was called to act as Chair.

**SPECIAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

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

SB23-112 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of agriculture.

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

SB23-114 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of early childhood.

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

SB23-115 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of education.

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

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SB23-118	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of higher education.	1 2 3 4
	Ordered engrossed and placed on the calendar for third reading and final passage.	5 6
SB23-119	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of human services.	7 8 9 10
	Ordered engrossed and placed on the calendar for third reading and final passage.	11 12
SB23-120	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the judicial department.	13 14 15
	Ordered engrossed and placed on the calendar for third reading and final passage.	16 17
SB23-121	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of labor and employment.	18 19 20 21
	Ordered engrossed and placed on the calendar for third reading and final passage.	22 23
SB23-122	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of law.	24 25 26
	Ordered engrossed and placed on the calendar for third reading and final passage.	27 28
SB23-124	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of local affairs.	29 30 31
	Ordered engrossed and placed on the calendar for third reading and final passage.	32 33
SB23-125	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of military and veterans affairs.	34 35 36 37
	Ordered engrossed and placed on the calendar for third reading and final passage.	38 39
SB23-129	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of public safety.	40 41 42
	Ordered engrossed and placed on the calendar for third reading and final passage.	43 44
SB23-131	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of revenue.	45 46 47
	Ordered engrossed and placed on the calendar for third reading and final passage.	48 49
SB23-132	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of state.	50 51 52
	Ordered engrossed and placed on the calendar for third reading and final passage.	53 54
SB23-133	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of transportation.	55 56 57
	Ordered engrossed and placed on the calendar for third reading and final passage.	58 59
SB23-134	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of the treasury.	60 61 62
	Ordered engrossed and placed on the calendar for third reading and final passage.	63 64
SB23-135	by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning funding for capital construction, and making supplemental appropriations in connection therewith.	65 66 67 68
	Ordered engrossed and placed on the calendar for third reading and final passage.	69 70 71 72

- SB23-136** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning adjustments to school funding for the 2022-23 budget year, and, in connection therewith, reducing an appropriation. 1
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Ordered engrossed and placed on the calendar for third reading and final passage. 7
- SB23-137** by Senator(s) Bridges and Kirkmeyer; also Representative(s) Bird and Bockenfeld--Concerning the transfer of money from the general fund to the Colorado economic development fund. 8
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Ordered engrossed and placed on the calendar for third reading and final passage. 13
- SB23-138** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning authorizing the department of health care policy and financing to distribute money to the Denver health and hospital authority, and, in connection therewith, making an appropriation. 14
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Ordered engrossed and placed on the calendar for third reading and final passage. 20
- SB23-140** by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Bird and Bockenfeld--Concerning extending the contract deadline for the independent study of House Bill 22-1326, and, in connection therewith, extending a related existing appropriation. 21
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Ordered engrossed and placed on the calendar for third reading and final passage. 26
- SB23-141** by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Bird and Bockenfeld, Sirota--Concerning transfers from the general fund for capital construction. 27
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Ordered engrossed and placed on the calendar for third reading and final passage. 31
- SB23-142** by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Sirota and Bockenfeld, Bird--Concerning the information technology capital appropriation process for information technology projects submitted to the general assembly by certain state entities. 32
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Ordered engrossed and placed on the calendar for third reading and final passage. 40
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**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS -- CONSENT CALENDAR**

On motion of Senator Moreno, the report of the Committee of the Whole was **adopted** on the following roll call vote: 43
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YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action: 56
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Passed on second reading: SB23-112, SB23-114, SB23-115, SB23-118, SB23-119, SB23-120, SB23-121, SB23-122, SB23-124, SB23-125, SB23-129, SB23-131, SB23-132, SB23-133, SB23-134, SB23-135, SB23-136, SB23-137, SB23-138, SB23-140, SB23-141, SB23-142. 59
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On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-116, SB23-117, SB23-123, SB23-126, SB23-127, SB23-128, SB23-130, and SB23-139 were made Special Orders at 11:02 a.m. 66
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Committee of the Whole

The hour of 11:02 a.m. having arrived, Senator Coleman moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Coleman was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

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

SB23-116 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting.

Amendment No. 1(J.001), by Senator Zenzinger.

Amend printed bill, page 15, line 4, in the ITEM & SUBTOTAL column strike "6,193,873" and substitute "15,478,222" and in the REAPPROPRIATED FUNDS column strike "3,397,802^{am}" and substitute "12,682,151^{am}".

Page 16, line 7, in the ITEM & SUBTOTAL column strike "2,175,517" and substitute "2,145,517" and in the REAPPROPRIATED FUNDS column strike "2,175,517^{am}" and substitute "2,145,517^{am}".

Page 16, line 10, strike "Payments to OIT" and substitute "~~Payments to OIT~~", in the ITEM & SUBTOTAL column strike "9,254,349" and substitute "~~9,254,349~~", and in the REAPPROPRIATED FUNDS column strike "9,254,349^{am}" and substitute "~~9,254,349~~".

PURPOSE: Makes three net-zero technical changes to reappropriated funds to correct errors made during the drafting of the supplemental bill for the Office of the **Governor** for sections that impact the Office of Information Technology.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Governor's Office of Information Technology	\$0	\$0	\$0	\$0	\$0	0.0

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

SB23-117 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of health care policy and financing.

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

SB23-123 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of legislature.

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

SB23-126 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of natural resources.

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

SB23-127 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of personnel.

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

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SB23-128 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of public health and environment.

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

SB23-130 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of regulatory agencies.

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

SB23-139 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning the appropriation of money from the severance tax operational fund to the wildfire mitigation capacity development fund, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, February 7, page(s) 162 and placed in members' bill files.)

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Bridges, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-116 as amended, SB23-117, SB23-123, SB23-126, SB23-127, SB23-128, SB23-130, SB23-139 as amended.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Thursday, February 9, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

32nd Legislative Day Thursday, February 9, 2023

- Prayer 10
By the chaplain, Pastor Anitha Jones, For His Glory Ministries, Aurora. 11
- Call to Order 12
By the President at 9:00 a.m. 13
- Roll Call 14
Present--34 15
Excused--1, Danielson 16
- Quorum 17
The President announced a quorum present. 18
- Pledge 19
By Senator Exum. 20
- Approval of the Journal 21
On motion of Senator Van Winkle, the Journal of Wednesday, February 8, 2023, was approved as corrected by the Secretary. 22
- Musical Presentation 23
By the Tarell Martin and C2 Mass Choir, performing "Lift Up Your Voices" and "Stir Up the Gift". 24

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for a moment of personal privilege by Senator Fields. 25

Senate in recess. Senate reconvened.

SENATE SERVICES REPORT

- Correctly Printed:** SB23-143, 144, 145, and 146. 26
- Correctly Engrossed:** SB23-112, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, and 142. 27
- Correctly Reengrossed:** SB23-037, 040, and 041. 28

COMMITTEE OF REFERENCE REPORTS

- Judiciary 29
The Committee on Judiciary has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed: 30

MEMBER OF THE
STATE BOARD OF PAROLE

for a term expiring July 1, 2024: 31

Michelle Marie Geng of Colorado Springs, Colorado, to serve as a citizen member, reappointed. 32

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Judiciary The Committee on Judiciary has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
STATE BOARD OF PAROLE

effective July 1, 2022, for a term expiring June 30, 2024:

Justin R. Hall of Pueblo, Colorado, to serve as a law enforcement representative and as Chair, appointed.

Judiciary The Committee on Judiciary has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
STATE BOARD OF PAROLE

effective July 5, 2022 for a term expiring June 30, 2023:

Greg Saiz of Wheat Ridge, Colorado, to serve as a parole or probation representative, occasioned by the resignation of Brandon Mathews of Colorado Springs, Colorado;

effective July 5, 2022 for a term expiring June 30, 2024:

Stephen Holmes of Lakewood, Colorado, to serve as a citizen member, appointed;

effective July 5, 2022 for terms expiring June 30, 2025:

Randi Moore of Centennial, Colorado, to serve as a citizen member, appointed;

Joe Martin Morales of Parker, Colorado, to serve as a law enforcement officer, reappointed;

Darlene Acala of Pueblo, Colorado, to serve as a citizen member, reappointed.

Judiciary After consideration on the merits, the Committee recommends that **SB23-074** be referred to the Committee on Appropriations with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **SB23-072** be referred to the Committee on Appropriations with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **SB23-073** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Education After consideration on the merits, the Committee recommends that **SB23-087** 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 "system" insert "only".

Page 3, strike lines 1 and 2 and substitute "thousand two hundred and one educators. Further, persons who complete".

Page 5, line 8, after the period add "AN APPRENTICESHIP PROGRAM SPONSOR CAN ALSO MEAN AN ENTITY SERVING AS A SPONSOR FOR AN APPRENTICESHIP PROGRAM THAT IS REGISTERED BEFORE THE EFFECTIVE DATE OF THIS SECTION.".

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Page 6, line 12, strike "SCHOOL DISTRICT" and substitute "LOCAL EDUCATION PROVIDER".

Page 6, line 24, strike "THIRTY" and substitute "FORTY-FIVE".

Page 7, strike lines 2 through 4 and substitute "REQUIREMENTS. AN AUTHORIZATION IS RENEWABLE FOR UP TO TWO SUCCESSIVE TERMS, IN INCREMENTS OF TWO YEARS, AS NECESSARY FOR THE APPRENTICE TO FULFILL THE APPRENTICESHIP REQUIREMENTS."

Page 7, strike line 15 and substitute:

"(b) THE STATE BOARD OF EDUCATION SHALL PROMULGATE RULES DEFINING THE NECESSARY QUALIFICATIONS AND COMPETENCIES FOR EACH LEVEL OF AUTHORIZATION, INCLUDING:"

Page 7, strike lines 17 through 21 and substitute "SUBSTITUTE TEACHER;

(II) AUTHORIZATION TO STUDENT TEACH; AND"

Page 7, strike lines 22 through 26 and substitute:

"(III) AUTHORIZATION TO WORK AS A TEACHER OF RECORD. THIS AUTHORIZATION REQUIRES A PASSING SCORE ON THE APPROPRIATE STATE BOARD OF EDUCATION-APPROVED CONTENT EXAM OR PORTFOLIO EQUIVALENTS, IF RELEVANT TO THE ENDORSEMENT AREA, AND MUST NOT REQUIRE COMPLETION OF A BACHELOR'S DEGREE. THE DEPARTMENT'S RULES MUST NOT CREATE UNREASONABLE BARRIERS THAT PREVENT ACCESS TO THE PROGRAM."

Page 8, line 6, strike "SEPTEMBER 1, 2023." and substitute "JANUARY 1, 2024."

Page 8, strike lines 7 through 9 and substitute "THE DEPARTMENT'S STANDARDS MUST NOT CREATE UNREASONABLE BARRIERS THAT PREVENT ACCESS TO THE TEACHER APPRENTICESHIP PROGRAM."

Page 10, line 11, strike "WITHIN THE SCHOOL DISTRICT" and substitute "OF LOCAL EDUCATION PROVIDERS"

Page 10, line 14, strike "PROGRAM"

Page 10, lines 15 and 16, strike "TO THE LICENSURE TYPE FIELD OF STUDY RELATED"

Page 10, line 26, after "THAT" insert "CLOSELY INTEGRATES COURSE WORK AND CLINICAL EXPERIENCE WITH RELEVANT AND CONNECTED ASSIGNMENTS CARRIED OUT IN THE CLINICAL EXPERIENCE THAT"

Page 11, strike lines 1 and 2 and substitute:

"(III) EMBEDDING ON-THE-JOB LEARNING INTO THE HOMEWORK OR ASSIGNMENT REQUIREMENTS OF TWENTY-FIVE PERCENT OR MORE OF THE COURSES WITHIN THE DEGREE; OR"

Education After consideration on the merits, the Committee recommends that **SB23-084** 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 3 and 4, strike "23-1-108 (7)(g)(II)." and substitute "23-4.5-102 (7)."

Education After consideration on the merits, the Committee recommends that **SB23-085** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Education The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

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

for terms expiring December 31, 2026:

Raymond Baker of Lakewood, Colorado, to serve as a Republican, appointed;

Armando Valdez of La Jara, Colorado, to serve as a Democrat and representative of agriculture, reappointed.

Education The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
CHARTER SCHOOL INSTITUTE BOARD

for a term expiring July 1, 2024:

Deborah Hendrix of Colorado Springs, Colorado, representing board and public service experience, occasioned by the resignation of Tamara Olson of Colorado Springs, Colorado, appointed;

for terms expiring July 1, 2025:

Andrew Karow of Glenwood Springs, Colorado, to serve as a parent with a child who is or has been enrolled in a charter school;

Jill Anschutz of Denver, Colorado, to serve as a member with board experience with other board or public service experience, reappointed.

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

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

SB23-112 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of agriculture.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

SB23-114 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of early childhood.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Exum, Fenberg, Gonzales, and Moreno.

SB23-115 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of education.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Exum, Gonzales, Jaquez Lewis, Moreno, and Priola.

SB23-118 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of higher education.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Marchman, and Priola.

SB23-119 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of human services.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Exum, Ginal, Marchman, Moreno, and Priola.

SB23-120 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the judicial department.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Exum, Gonzales, and Moreno.

SB23-121 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of labor and employment.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

SB23-122 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of law.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

SB23-124 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of local affairs.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Exum, Fenberg, Gonzales, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Roberts, and Sullivan.

SB23-125 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of military and veterans affairs.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Exum, Ginal, Liston, Mullica, Priola, Simpson, Sullivan, and Will.

SB23-129 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of public safety.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Exum, Kolker, Liston, Mullica, Roberts, and Will.

SB23-131 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of revenue.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Priola and Sullivan.

SB23-132 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of state.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

SB23-133 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of transportation.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Cutter, Exum, and Priola.

SB23-134 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of the treasury.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Priola.

SB23-135 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning funding for capital construction, and making supplemental appropriations in connection therewith.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Cutter, Gonzales, Hinrichsen, Jaquez Lewis, Marchman, Moreno, Simpson, Sullivan, and Will.

SB23-137 by Senator(s) Bridges and Kirkmeyer; also Representative(s) Bird and Bockenfeld-- Concerning the transfer of money from the general fund to the Colorado economic development fund.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Exum, Hansen, Jaquez Lewis, Marchman, Moreno, Mullica, Priola, and Roberts.

SB23-138 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning authorizing the department of health care policy and financing to distribute money to the Denver health and hospital authority, and, in connection therewith, making an appropriation.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Exum, Ginal, Marchman, Mullica, and Priola.

SB23-140 by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Bird and Bockenfeld-- Concerning extending the contract deadline for the independent study of House Bill 22-1326, and, in connection therewith, extending a related existing appropriation.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Gonzales.

SB23-141 by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Bird and Bockenfeld, Sirota--Concerning transfers from the general fund for capital construction.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Hinrichsen and Marchman.

SB23-142 by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Sirota and Bockenfeld, Bird--Concerning the information technology capital appropriation process for information technology projects submitted to the general assembly by certain state entities.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Moreno.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB23-015 by Senator(s) Rodriguez and Will; also Representative(s) Snyder and Taggart--Concerning vehicle value protection agreements.

Laid over until Thursday, February 10, retaining its place on the calendar.

SB23-116 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting.

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

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Marchman.

SB23-117 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of health care policy and financing.

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

YES	25	NO	9	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Hinrichsen, and Marchman.

SB23-123 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of legislature.

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

YES	31	NO	3	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Cutter, Jaquez Lewis, and Priola.

SB23-126 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of natural resources.

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

YES	28	NO	6	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Fenberg, Gonzales, Marchman, Priola, Simpson, Sullivan, Will, and Winter F.

SB23-127 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of personnel.

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

YES	25	NO	9	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Ginal, Hinrichsen, Jaquez Lewis, Marchman, and Moreno.

SB23-128 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of public health and environment.

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

YES	25	NO	9	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Coleman, Exum, Fenberg, Ginal, Gonzales, Jaquez Lewis, Marchman, Moreno, Mullica, and Sullivan.

SB23-130 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of regulatory agencies.

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

YES	25	NO	9	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Fenberg, Ginal, Gonzales, Marchman, and Sullivan.

SB23-139 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning the appropriation of money from the severance tax operational fund to the wildfire mitigation capacity development fund, and, in connection therewith, making an appropriation.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Baisley, Buckner, Cutter, Exum, Fenberg, Gardner, Ginal, Hansen, Hinrichsen, Jaquez Lewis, Liston, Lundeen, Marchman, Moreno, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Will, and Winter F.

SB23-136 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning adjustments to school funding for the 2022-23 budget year, and, in connection therewith, reducing an appropriation.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Exum, Fenberg, Fields, Hinrichsen, Jaquez Lewis, Marchman, Moreno, and Priola.

Committee of the Whole On motion of Senator Coleman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Coleman was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

HB23-1049 by Representative(s) Soper and Bacon, Snyder, Weissman; also Senator(s) Gardner and Rodriguez, Buckner--Concerning the enactment of the Colorado Revised Statutes 2022 as the positive and statutory law of the state of Colorado.

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

HB23-1033 by Representative(s) Sharbini and Joseph; also Senator(s) Gonzales--Concerning persons with whom the office of alternate defense counsel may contract.

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- CONSENT CALENDAR

On motion of Senator Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1049, HB23-1033.

Committee of the Whole On motion of Senator Coleman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Coleman was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB23-034 by Senator(s) Fields and Pelton B.; also Representative(s) Evans and McLachlan-- Concerning the definition of serious bodily injury in section 18-1-901, Colorado Revised Statutes.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 7, page(s) 163 and placed in members' bill files.)

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

SB23-113 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of corrections.

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

(For further action, see amendments to the report of the Committee of the Whole.)

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB23-113 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of corrections.

Senator Lundeen moved to amend the Report of the Committee of the Whole to show that the following floor amendment, (J.003) to SB 23-113, did pass.

Amend printed bill, page 3, line 13, in the ITEM & SUBTOTAL column strike "~~69,059,622~~" and substitute "69,059,622" and in the GENERAL FUND column strike "~~67,333,131~~" and substitute "67,333,131".

Page 3, strike line 14.

Page 4, line 1, in the ITEM & SUBTOTAL column strike "~~598,827~~" and substitute "598,827" and in the GENERAL FUND column strike "~~583,856~~" and substitute "583,856".

Page 4, strike line 2.

Page 4, line 4, in the ITEM & SUBTOTAL column strike "~~19,113,349~~" and substitute "19,113,349" and in the GENERAL FUND column strike "~~18,635,515~~" and substitute "18,635,515".

Page 4, strike line 5.

Page 4, line 8, in the ITEM & SUBTOTAL column strike "~~19,113,349~~" and substitute "19,113,349" and in the GENERAL FUND column strike "~~18,635,515~~" and substitute "18,635,515".

Page 4, strike line 9.

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Page 6, line 3, in the ITEM & SUBTOTAL column strike "162,794,592" and substitute "162,702,271".

Page 9, line 9, in the TOTAL column strike "242,829,971" and substitute "242,737,650".

Page 11, line 6, in the ITEM & SUBTOTAL column strike "~~210,619,179~~" and substitute "210,619,179" and in the GENERAL FUND column strike "~~210,619,179~~" and substitute "210,619,179".

Page 11, strike line 7.

Page 11, line 8, in the GENERAL FUND column strike "~~(2,988.3 FTE)~~" and substitute "(2,988.3 FTE)".

Page 11, strike line 9.

Page 11, line 13, in the ITEM & SUBTOTAL column strike "212,849,173" and substitute "212,692,775".

Page 15, line 2, in the ITEM & SUBTOTAL column strike "5,531,937" and substitute "4,735,204".

Page 15, line 4, in the ITEM & SUBTOTAL column strike "24,979,996" and substitute "24,183,263" and in the GENERAL FUND column strike "24,979,996" and substitute "24,183,263".

Page 16, line 3, in the ITEM & SUBTOTAL column strike "~~18,422,079~~" and substitute "18,422,079".

Page 16, strike line 4.

Page 16, line 5, in the ITEM & SUBTOTAL column strike "~~(238.3 FTE)~~" and substitute "(238.3 FTE)".

Page 16, strike line 6.

Page 16, line 11, in the ITEM & SUBTOTAL column strike "19,008,944" and substitute "18,957,644" and in the GENERAL FUND column strike "19,008,944" and substitute "18,957,644".

Page 18, line 2, in the TOTAL column strike "530,225,395" and substitute "529,220,964".

Page 24, line 2, in the ITEM & SUBTOTAL column strike "~~14,731,148~~" and substitute "14,731,148" and in the GENERAL FUND column strike "~~14,731,148~~" and substitute "14,731,148".

Page 24, strike line 3.

Page 24, line 4, in the GENERAL FUND column strike "~~(189.1 FTE)~~" and substitute "(189.1 FTE)".

Page 24, strike line 5.

Page 24, line 12, in the ITEM & SUBTOTAL column strike "19,346,550" and substitute "19,334,861".

Page 27, line 11, in the TOTAL column strike "46,452,088" and substitute "46,440,399".

Page 35, line 6, in the TOTAL column strike "\$1,012,787,232" and substitute "\$1,011,678,791" and in the GENERAL FUND column strike "\$919,931,039" and substitute "\$918,822,598".

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Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	14	NO	20	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	Y	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	Y		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-034 as amended, SB23-113.

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

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

**MEMBERS OF THE
OIL AND GAS CONSERVATION COMMISSION**

for terms effective July 1, 2022, expiring July 1, 2026:

Brett Ackerman of Colorado Springs, Colorado, to serve as a member with formal training or substantial experience in environmental protection, wildlife protection, or reclamation, appointed;

Michael Cross of Arvada, Colorado, to serve as a member with substantial experience in the oil and gas industry, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
ORPHANED WELLS MITIGATION ENTERPRISE BOARD

for a term expiring September 1, 2023:

Kimberly Mendoza-Cooke of Evergreen, Colorado, to serve as an individual with substantial experience in the oil and gas industry, appointed;

for a term expiring September 1, 2024:

Lynn Baca of Brighton, Colorado, to serve as a local government official from a jurisdiction that has oil and gas development, appointed;

for a term expiring September 1, 2025:

Christopher Simmons of Denver, Colorado, to serve as an individual with formal training or substantial experience in land reclamation projects, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MESSAGE FROM THE HOUSE

February 9, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1071 and 1101, amended as printed in House Journal, February 8, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1064 and 1106.

MESSAGE FROM THE REVISOR OF STATUTES

February 9, 2023
We herewith transmit:

Without comment, HB23-1064 and 1106.
Without comment, as amended, HB23-1071 and 1101.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Friday, February 10, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 33rd Legislative Day

Friday, February 10, 2023

Prayer	By Senator Pelton, R.	10
Call to Order	By the President at 9:00 a.m.	11
Roll Call	Present--34 Excused--1, Danielson	12
Quorum	The President announced a quorum present.	13
Pledge	By Senator Exum.	14
Approval of the Journal	On motion of Senator Van Winkle, the Journal of Thursday, February 9, 2023, was approved as corrected by the Secretary.	15

SENATE SERVICES REPORT

Correctly Engrossed: SB23-034 and 113.

Correctly Reengrossed: SB23-112, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, and 142.

Correctly Revised: HB23-1033 and 1049.

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB23-047 be postponed indefinitely .	34
Agriculture & Natural Resources	After consideration on the merits, the Committee recommends that SB23-050 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	35
Agriculture & Natural Resources	After consideration on the merits, the Committee recommends that SB23-044 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	36
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB23-108 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation.	37
	Amend printed bill, page 2, line 10, after "section." insert "A DISTRICT, AS DEFINED IN SECTION 22-54-103 (5), MAY NOT REDUCE A MILL LEVY BELOW THE MINIMUM AMOUNTS PROVIDED IN SECTION 22-54-106."	38
	Page 2, line 22, after "reduction." insert "A DISTRICT, AS DEFINED IN SECTION 22-54-103 (5), MAY NOT CERTIFY A NET MILL LEVY BELOW THE MINIMUM AMOUNTS PROVIDED IN SECTION 22-54-106."	39

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB23-107** be **postponed indefinitely**.

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State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB23-106** be **postponed indefinitely**.

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INTRODUCTION OF BILLS -- FIRST READING

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

SB23-147 by Senator(s) Sullivan and Ginal; --Concerning the regulation of processors of kratom products.
Finance

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SB23-148 by Senator(s) Cutter; --Concerning property used to illegally manufacture drugs.
Local Government & Housing

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SB23-149 by Senator(s) Coleman; --Concerning the creation of a program to provide higher education financial assistance to students who perform youth mentorship.
Education

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HB23-1007 by Representative(s) Catlin and Amabile; also Senator(s) Roberts and Pelton B.-- Concerning crisis services information on student identification cards.
Education

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HB23-1106 by Representative(s) Evans and Bird; also Senator(s) Kolker and Will--Concerning authorizing the board of the fire and police pension association to provide noncompounding cost of living adjustments.
Finance

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

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

HB23-1049 by Representative(s) Soper and Bacon, Snyder, Weissman; also Senator(s) Gardner and Rodriguez, Buckner--Concerning the enactment of the Colorado Revised Statutes 2022 as the positive and statutory law of the state of Colorado.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

HB23-1033 by Representative(s) Sharbini and Joseph; also Senator(s) Gonzales--Concerning persons with whom the office of alternate defense counsel may contract.

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

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YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Exum, Moreno, and Priola.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB23-015 by Senator(s) Rodriguez and Will; also Representative(s) Snyder and Taggart--Concerning vehicle value protection agreements.

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

YES	25	NO	9	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	N	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

SB23-034 by Senator(s) Fields and Pelton B.; also Representative(s) Evans and McLachlan--Concerning the definition of serious bodily injury in section 18-1-901, Colorado Revised Statutes.

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

YES	32	NO	2	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Baisley, Bridges, Buckner, Gardner, Ginal, Hansen, Hinrichsen, Kirkmeyer, Liston, Lundeen, Mullica, Pelton R., Priola, Rich, Roberts, Simpson, Smallwood, and Will.

SB23-113 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of corrections.

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

YES	28	NO	6	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

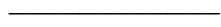
TRIBUTES

Honoring:

- Tim Flores -- By Senator Nick Hinrichsen
- Ramon A. Roldan -- By Senator Nick Hinrichsen
- Linda L. Tremblay -- By Senator Nick Hinrichsen
- Albert G. Neal -- By Senator Nick Hinrichsen
- Kathrine Thomson -- By Senator Nick Hinrichsen
- Albert Solano -- By Senator Nick Hinrichsen
- John Martinez -- By Senator Nick Hinrichsen
- Home Connection and Community -- By Senator Rachel Zenzinger
- Equalized Productions -- By Senator Rachel Zenzinger
- Nicole Bendig-Lamb -- By Senator Rachel Zenzinger
- Janelle Herrera -- By Senator Rachel Zenzinger
- All Secure -- By Senator Rachel Zenzinger
- Pastor Tom Jones -- By Senators Rhonda Fields, Janet Buckner, James Coleman, and Tony Exum
- Zoe Trierweiler -- By President Steve Fenberg
- Yosha Gautam -- By President Steve Fenberg
- Tom Alexander -- By President Steve Fenberg
- Summer Peterson -- By President Steve Fenberg
- Sonya Li -- By President Steve Fenberg
- Sasha Le Desma -- By President Steve Fenberg
- Morgan Brasier -- By President Steve Fenberg
- Michelle He -- By President Steve Fenberg
- Micaela Kerrane -- By President Steve Fenberg
- Madeline Giovagnoli -- By President Steve Fenberg
- Lucy Harrison -- By President Steve Fenberg
- Lina Pangilinan -- By President Steve Fenberg
- Leah Legeer -- By President Steve Fenberg
- Leah Jeong -- By President Steve Fenberg
- Kara Zacharewicz -- By President Steve Fenberg
- Kaden Brooks -- By President Steve Fenberg
- Jessica Wang -- By President Steve Fenberg
- Jackson Whipple -- By President Steve Fenberg
- Ivani Davies -- By President Steve Fenberg
- Hope Han -- By President Steve Fenberg
- Hayden Connors -- By President Steve Fenberg
- Grace Abboud -- By President Steve Fenberg
- Gabbi Hinrichs -- By President Steve Fenberg
- Elle Staron -- By President Steve Fenberg
- Emily Steele -- By President Steve Fenberg
- Ella Mortenson -- By President Steve Fenberg
- Chelsea Figur -- By President Steve Fenberg
- Charlotte Stroh -- By President Steve Fenberg
- Ava Winter -- By President Steve Fenberg
- Audrey Linn Muir -- By President Steve Fenberg
- Ash Gjestvang -- By President Steve Fenberg
- Amiya Vashi -- By President Steve Fenberg
- Abigail Arnold -- By President Steve Fenberg

Isabelle Entin -- By President Steve Fenberg
 Emily Fu -- By President Steve Fenberg
 Resource Central -- By President Steve Fenberg
 Shaolin Hung Mei Kung Fu Association -- By President Steve Fenberg

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On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m., Monday, February 13, 2023.

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Approved:

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Steve Fenberg
 President of the Senate

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Attest:

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Cindi L. Markwell
 Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

36th Legislative Day Monday, February 13, 2023

- Prayer 10
 By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver. 11
- Call to Order 12
 By the President at 10:00 a.m. 13
- Roll Call 14
 Present--33 15
 Excused--2, Liston, Sullivan. 16
- Quorum 17
 The President announced a quorum present. 18
- Pledge 19
 By Senator Marchman 20
- Approval of the Journal 21
 On motion of Senator Kirkmeyer, the Journal of Friday, February 10, 2023, was approved 22
 as corrected by the Secretary. 23

SENATE SERVICES REPORT

Correctly Printed: SB23-147, 148, and 149. 24
Correctly Reengrossed: SB23-015, 034, and 113. 25
Correctly Rerevised: HB23-1033 and 1049. 26

COMMITTEE OF REFERENCE REPORTS

Health & Human Services 27
 After consideration on the merits, the Committee recommends that **SB23-004** be **amended** 28
 as follows, and as so amended, be referred to the Committee of the Whole with favorable 29
 recommendation and with a recommendation that it be placed on the Consent Calendar. 30

Amend printed bill, page 2, lines 4 and 5, strike "**school mental health professionals**" and substitute "**school-based therapists**". 31

Page 2, lines 15 and 16, strike "MENTAL HEALTH PROFESSIONALS" and substitute "SCHOOL-BASED THERAPISTS". 32

Page 2, line 18, strike "MENTAL HEALTH PROFESSIONALS" and substitute "SCHOOL-BASED THERAPISTS". 33

Page 2, line 20, strike "MENTAL HEALTH PROFESSIONALS" and substitute "SCHOOL-BASED THERAPISTS". 34

Page 2, line 23, and page 3, line 1, strike "MENTAL HEALTH PROFESSIONALS" and substitute "SCHOOL-BASED THERAPISTS". 35

Page 3, line 1, strike "CRIMINAL" and substitute "FINGERPRINT-BASED CRIMINAL HISTORY". 36

Page 3, line 7, strike "SCHOOL MENTAL HEALTH PROFESSIONAL" and substitute "SCHOOL-BASED THERAPIST". 37

Page 3, after line 19 insert:
 "(b) "SCHOOL" MEANS A SCHOOL OF A SCHOOL DISTRICT, A CHARTER 38

SCHOOL AUTHORIZED BY A SCHOOL DISTRICT PURSUANT TO PART 1 OF ARTICLE 30.5 OF THIS TITLE 22, A CHARTER SCHOOL AUTHORIZED BY THE STATE CHARTER SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE 30.5 OF THIS TITLE 22, OR THE COLORADO SCHOOL FOR THE DEAF AND THE BLIND."

Reletter succeeding paragraph accordingly.

Page 3, lines 21 and 22, strike "LAW BUT DOES NOT INCLUDE A LOCAL COLLEGE DISTRICT." and substitute "LAW."

Page 3, line 23, strike "INSTITUTE AND" and substitute "INSTITUTE,".

Page 3, line 24, strike "SCHOOL." and substitute "SCHOOL, AND SCHOOLS OPERATED BY THE DIVISION OF YOUTH SERVICES."

Page 3, line 26, after "A", insert "SCHOOL OR A".

Page 3, line 27, and page 4, line 1, strike "SCHOOL MENTAL HEALTH PROFESSIONAL." and substitute "SCHOOL-BASED THERAPIST TO WORK IN COORDINATION WITH LICENSED SPECIAL SERVICE PROVIDERS AT THE SCHOOL OR SCHOOL DISTRICT COORDINATING MENTAL HEALTH SUPPORTS FOR STUDENTS."

Page 4, lines 1 and 2, strike "SCHOOL MENTAL HEALTH PROFESSIONAL" and substitute "SCHOOL-BASED THERAPIST".

Page 4, lines 3 and 4, strike "SCHOOL MENTAL HEALTH PROFESSIONAL" and substitute "SCHOOL-BASED THERAPIST".

Page 4, line 6, after "THE", insert "SCHOOL OR A".

Page 4, line 7, strike "SCHOOL MENTAL HEALTH PROFESSIONAL" and substitute "SCHOOL-BASED THERAPIST".

Page 4, line 9, strike "MENTAL HEALTH PROFESSIONAL" and substitute "SCHOOL-BASED THERAPIST".

Page 4, after line 10 insert:
"(5) IF AN ELIGIBLE SCHOOL-BASED THERAPIST PROVIDES SERVICES TO A STUDENT RELATED TO THE STUDENT'S INDIVIDUALIZED EDUCATION PROGRAM, AS DEVELOPED PURSUANT TO PART 1 OF ARTICLE 20 OF THIS TITLE 22, THE ELIGIBLE SCHOOL-BASED THERAPIST MUST HAVE QUALIFICATIONS CONSISTENT WITH THE STUDENT'S INDIVIDUALIZED EDUCATION PROGRAM."

Page 1, lines 101 and 102, strike "SCHOOL MENTAL HEALTH PROFESSIONALS." and substitute "SCHOOL-BASED THERAPISTS."

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-033** be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-082** be referred to the Committee on Appropriations with favorable recommendation.

MESSAGE FROM THE HOUSE

February 10, 2023
Mr. President:

The House has adopted and transmits herewith HJR23-1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, and 1017, as printed in House Journal, February 10, 2023

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

Senate in recess. Senate reconvened.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR23-1008 by Representative(s) Lynch and Parenti; also Senator(s) Lundeen and Cutter--Concerning honoring Gold Star Families.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Van Winkle, Will, Winter F., and Zenzinger.

HJR23-1009 by Representative(s) Herod and Joseph; also Senator(s) Exum and Fields--Concerning recognition of African-American veterans.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Fenberg, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Van Winkle, Will, Winter F., and Zenzinger.

HJR23-1010 by Representative(s) Martinez and Ortiz; also Senator(s) Rodriguez and Pelton B.--Concerning recognition of the contributions of Latina and Latino veterans.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Lundeen, Marchman, Moreno, Mullica, Pelton R., Priola, Rich, Roberts, Simpson, Smallwood, Van Winkle, Will, Winter F., and Zenzinger.

HJR23-1011 by Representative(s) Bacon and Sharbini; also Senator(s) Gonzales and Simpson-- Concerning honoring and recognizing the military service and contributions of Native American veterans and communities.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Smallwood, Van Winkle, Will, Winter F., and Zenzinger.

HJR23-1012 by Representative(s) Weissman and Taggart; also Senator(s) Ginal and Gardner-- Concerning honoring Colorado veterans on the seventy-eighth anniversary of the end of World War II.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Van Winkle, Will, Winter F., and Zenzinger.

HJR23-1013 by Representative(s) Armagost and Marshall; also Senator(s) Sullivan and Rich--
Concerning the recognition and remembrance of military veterans in Colorado who served
in the Vietnam War.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Roberts, Rodriguez, Simpson, Smallwood, Van Winkle, Will, Winter F., and Zenzinger.

HJR23-1014 by Representative(s) Martinez and Winter T.; also Senator(s) Hinrichsen and Pelton R.--
Concerning the fifty-fifth anniversary of the capture of the U.S.S. Pueblo by North Korea.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Jaquez Lewis, Kirkmeyer, Kolker, Lundeen, Marchman, Moreno, Mullica, Pelton B., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Van Winkle, Will, Winter F., and Zenzinger.

HJR23-1015 by Representative(s) Bradfield and Snyder; also Senator(s) Exum and Gardner--
Concerning reaffirming Colorado to be the permanent location for the United States
Space Command, and, in connection therewith, urging the Department of Defense to keep
the United States Space Command in Colorado.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Van Winkle, Will, Winter F., and Zenzinger.

HJR23-1016 by Representative(s) Michaelson Jenet and Wilson; also Senator(s) Simpson and Mullica-- Concerning recognition of Military, Veterans, and MIA/POW Appreciation Day.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Lundeen, Marchman, Moreno, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Smallwood, Van Winkle, Will, Winter F., and Zenzinger.

HJR23-1017 by Representative(s) McCluskie and Catlin, Lukens, McLachlan, Soper, Velasco; also Senator(s) Roberts and Will--Concerning honoring the 10th Mountain Division of Colorado.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Rodriguez, Simpson, Smallwood, Van Winkle, Winter F., and Zenzinger.

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

INTRODUCTION OF BILLS -- FIRST READING

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

HB23-1071 by Representative(s) Amabile and Bradfield; also Senator(s) Simpson and Fenberg--Concerning the authority of a licensed psychologist to prescribe psychotropic medication for the treatment of mental health disorders.
Health & Human Services

Committee of the Whole On motion of Senator Winter, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Winter was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

SB23-073 by Senator(s) Van Winkle and Moreno; also Representative(s) Michaelson Jenet-- Concerning the continuation of the EPIC (evidence-based practices implementation for capacity) advisory board, and, in connection therewith, implementing the recommendation in the 2022 sunset report by the department of regulatory agencies to repeal the advisory board.

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

SB23-085 by Senator(s) Winter F., Fields; also Representative(s) Hamrick and Story--Concerning the continuation of the sexual misconduct advisory committee, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies.

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Winter, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-073, SB23-085.

Committee of the Whole On motion of Senator Winter, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Winter was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB23-084 by Senator(s) Marchman and Gonzales, Bridges, Cutter, Exum, Jaquez Lewis, Moreno, Winter F.; also Representative(s) Young, Amabile, Bacon, English, Froelich, Garcia, Hamrick, Kipp, Lieder, Mabrey, McLachlan, Michaelson Jenet, Ortiz, Ricks, Story, Titone, Velasco, Willford--Concerning the calculation of full-time employment for teachers at higher education institutions for purposes of the federal public loan forgiveness program.

Amendment No. 1, Education Committee Amendment.
 (Printed in Senate Journal, February 9, page(s) 181 and placed in members' bill files.)

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

Amend the Education Committee Report, dated February 8, 2023, page 1, line 2, strike ""23-4.5-102 (7)."" and substitute ""23-4.5-102 (7) OR ANY HIGHER EDUCATION INSTITUTION THAT IS OPERATING PURSUANT TO 26 U.S.C. SEC. 501 (c)(3) OF THE FEDERAL "INTERNAL REVENUE CODE OF 1986.".".

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Winter, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	25	NO	8	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-084 as amended.

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

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

MEMBERS OF THE
 STATE BOARD OF PAROLE

for a term expiring July 1, 2024:

Michelle Marie Geng of Colorado Springs, Colorado, to serve as a citizen representative, appointed;

effective July 1, 2022, for a term expiring June 30, 2024:

Justin R. Hall of Pueblo, Colorado, to serve as a law enforcement representative and as Chair, appointed;

effective July 5, 2022, for a term expiring June 30, 2023:

Greg Saiz of Wheat Ridge, Colorado to serve as a parole or probation representative, occasioned by the resignation of Brandon Mathews of Colorado Springs, Colorado;

effective July 5, 2022, for a term expiring June 30, 2024:

Stephen Holmes of Lakewood, Colorado, to serve as a citizen member, appointed;

effective July 5, 2022, for terms expiring June 30, 2025:

Randi Moore of Centennial, Colorado, to serve as a citizen member, appointed;

Joe Martin Morales of Parker, Colorado, to serve as a law enforcement officer, reappointed;

Darlene Acala of Pueblo, Colorado, to serve as a citizen member, reappointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

for terms expiring December 31, 2026:

Raymond Baker of Lakewood, Colorado, to serve as a Republican, appointed;

Armando Valdez of La Jara, Colorado, to serve as a Democrat and representative of agriculture, reappointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
CHARTER SCHOOL INSTITUTE BOARD

for a term expiring July 1, 2024:

Deborah Hendrix of Colorado Springs, Colorado, representing board and public service experience, occasioned by the resignation of Tamara Olson of Colorado Springs, Colorado, appointed;

for terms expiring July 1, 2025:

Andrew Karow of Glenwood Springs, Colorado, to serve as a parent with a child who is or has been enrolled in a charter school;

Jill Anschutz of Denver, Colorado, to serve as a member with board experience with other board or public service experience, reappointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

 Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

February 13, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1145 and 1031, amended as printed in House Journal, February 10, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1093, 1111, 1121, and 1023.

The House has passed on Third Reading and returns herewith SB23-019.

MESSAGE FROM THE REVISOR OF STATUTES

February 13, 2023
We herewith transmit:

Without comment, HB23-1023, 1093, 1111, and 1121.
Without comment, as amended, HB23-1031 and 1145.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB23-150** by Senator(s) Roberts and Will, Kolker; also Representative(s) Froelich and Frizell, Lukens--Concerning a requirement that certain persons label disposable wipes.
Business, Labor, & Technology
- HB23-1023** by Representative(s) Lindstedt and Wilson; also Senator(s) Roberts and Gardner--Concerning the dollar amount of a special district contract that requires notice for bids.
Local Government & Housing
- HB23-1064** by Representative(s) Lukens and Young; also Senator(s) Marchman--Concerning the enactment of the "Interstate Teacher Mobility Compact".
Education
- HB23-1101** by Representative(s) Vigil and Bacon; also Senator(s) Winter F.--Concerning support for transit, and, in connection therewith, increasing the flexibility of the ozone season transit grant program and increasing opportunities for transit agency participation in regional transportation planning.
Transportation & Energy

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HB23-1111 by Representative(s) Bird; also Senator(s) Hansen, Liston--Concerning harmonization of the unauthorized insurance premium tax rate with the surplus lines insurance premium tax rate.
Finance

MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

January 27, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
UNDERGROUND DAMAGE PREVENTION SAFETY COMMISSION

for a term expiring January 4, 2024:

Curt Graham of Commerce City, Colorado, to serve as a representative of rural electric cooperatives, occasioned by the resignation of Dale Kishbaugh of Longmont, Colorado, appointed;

for terms expiring January 1, 2026:

Ted Jensen of Wellington, Colorado, to serve as a representative of counties, reappointed;

Moses Alvarez of Aurora, Colorado, to serve as a representative of contractors, appointed;

Annemarie Bluff of Peyton, Colorado, to serve as a representative of excavators, appointed;

Eric Lewin of Morrison, Colorado, to serve as a representative of municipalities, appointed;

Josh Meck of Boulder, Colorado, to serve as a representative of water utilities, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/31/23
Ryan Breitweiser, Journal Clerk

Committee on Business, Labor, & Technology

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: **HJR23-1007.**

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Tuesday, February 14, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

37th Legislative Day Tuesday, February 14, 2023

- Prayer 10
 By Senator Rich 11
- Call to 12
 Order 13
 By the President at 9:00 a.m. 14
- Roll Call 15
 Present--34 16
 Excused--1, Danielson 17
 Present later--1, Danielson 18
- Quorum 19
 The President announced a quorum present. 20
- Pledge 21
 By Senator Marchman. 22
- Approval of 23
 the Journal 24
 On motion of Senator Kirkmeyer, the Journal of Monday, February 13, 2023, was 25
 approved as corrected by the Secretary. 26

SENATE SERVICES REPORT

- Correctly Printed:** SB23-150. 31
- Correctly Engrossed:** SB23-073, 084, and 085. 32
- Correctly Revised:** HJR23-1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, and 33
 1017. 34
- Correctly Enrolled:** SB23-019. 35

At the order of the President, Senator Danielson was added to the current roll call. 36

COMMITTEE OF REFERENCE REPORTS

- Trans- 37
 portation & 38
 Energy 39
 After consideration on the merits, the Committee recommends that **SB23-069** be **amended** 40
 as follows, and as so amended, be referred to the Committee on Finance with favorable 41
 recommendation. 42
- Amend printed bill, page 2, strike line 5 and substitute "(1) No person under 43
~~sixteen~~ FOURTEEN years of age SHALL OPERATE A MOTORBOAT IN THIS STATE. 44
 AN INDIVIDUAL BORN ON OR AFTER ". 45
- Page 2, lines 6 and 7, strike "OR AN INDIVIDUAL WHO IS UNDER SIXTEEN YEARS 46
 OF AGE". 47
- Page 2, line 10, after "BORN" insert "ON OR". 48
- Page 2, lines 11 and 12, strike "INDIVIDUAL IS AT LEAST SIXTEEN YEARS OF AGE 49
 AND:" and substitute "INDIVIDUAL:". 50
- Page 2, line 14, strike "wildlife;" and substitute "wildlife OR COMPLETES A 51
 BOATING SAFETY COURSE IN ANOTHER JURISDICTION THAT MEETS THE 52
 COMMISSION'S REQUIREMENTS AS SET FORTH BY RULE;". 53
- Page 3, strike lines 5 and 6, and substitute "~~age~~ AN INDIVIDUAL BORN ON OR 54
 AFTER JANUARY 1, 1984; except that ~~a person fourteen years~~". 55

Page 3, strike lines 8 and 9 and substitute "INDIVIDUAL BORN ON OR AFTER JANUARY 1, 1984, may be permitted or authorized to operate a motorboat if".

Page 3, strike lines 12 through 21, and substitute "(4) (a) ~~No owner or operator of a vessel livery or an agent or employee of such owner or operator shall lease, hire, or rent a motorboat to or for operation by any person under sixteen years of age, except that a person fourteen years of age or older who has not reached his or her sixteenth birthday may be permitted or authorized to operate a motorboat if he or she has met the boating safety and certificate requirements of subsection (2) of this section~~ THE PROVISIONS OF THIS SECTION APPLY TO ALL MOTORBOAT OPERATORS, INCLUDING OWNER-OPERATED MOTORBOATS, INDIVIDUALS OPERATING A MOTORBOAT WITH THE MOTORBOAT OWNER PRESENT, AND INDIVIDUALS RENTING A MOTORBOAT.

(b) THE COMMISSION MAY PROMULGATE RULES ESTABLISHING REQUIREMENTS AND QUALIFICATIONS FOR THE RENTAL OF MOTORBOATS."

Strike page 4 and substitute:

"SECTION 2. In Colorado Revised Statutes, **add** 33-13-107.2 as follows:

33-13-107.2. Motorboat operation rules. (1) ON OR BEFORE JULY 1, 2024, THE COMMISSION SHALL ADOPT RULES REGARDING THE REQUIREMENTS AND QUALIFICATIONS THAT A BOATING SAFETY COURSE MUST MEET FOR INDIVIDUALS TO BE AUTHORIZED TO OPERATE A MOTORBOAT IN THIS STATE PURSUANT TO SECTION 33-13-107.1.

(2) THE COMMISSION MAY PROMULGATE RULES ESTABLISHING REQUIREMENTS AND QUALIFICATIONS FOR THE RENTAL OF MOTORBOATS TO ENSURE THAT OWNERS AND OPERATORS OF RENTED MOTORBOATS MEET THE REQUIREMENTS SET FORTH IN SECTION 33-13-107.1.

SECTION 3. Act subject to petition - effective date. (1) Except as provided in subsection (2) of this section, this act takes effect upon passage; 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 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) Section 1 of the act takes effect on January 1, 2025."

Trans-
portation &
Energy

After consideration on the merits, the Committee recommends that **SB23-055** be **postponed indefinitely**.

Judiciary

After consideration on the merits, the Committee recommends that **SB23-022** be **referred** to the Committee on Appropriations with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **SB23-075** 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, after "(4.5)(c);" insert "**add** (4.5)(a.5);".

Page 2, line 4, strike "The" and substitute "EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, the".

Page 2, after line 14 insert:

"(a.5) **Good cause exception.** DISCLOSURE OF THE NAME AND IDENTIFYING INFORMATION OF A CHILD VICTIM OR CHILD WITNESS IS PERMITTED ONLY WHEN AUTHORIZED BY A DISTRICT COURT FOR GOOD CAUSE AFTER NOTICE IS PROVIDED TO THE CHILD VICTIM, CHILD WITNESS, CHILD VICTIM'S LEGAL GUARDIAN, OR CHILD WITNESS'S LEGAL GUARDIAN AND A HEARING IS CONDUCTED. ANY PERSON MAY PETITION A DISTRICT COURT FOR THE

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DISCLOSURE OF THE NAME AND IDENTIFYING INFORMATION OF A CHILD WITNESS OR CHILD VICTIM. FOR PURPOSES OF THIS SUBSECTION (4.5)(a.5), "GOOD CAUSE" MEANS A FINDING THAT THE PERSON SEEKING DISCLOSURE HAS ESTABLISHED THAT THE PUBLIC INTEREST IN ACCESSING THE NAME AND IDENTIFYING INFORMATION OF A CHILD VICTIM OR CHILD WITNESS SUBSTANTIALLY OUTWEIGHS THE HARM TO THE PRIVACY INTEREST OF THE CHILD VICTIM, CHILD WITNESS, CHILD VICTIM'S LEGAL GUARDIAN, OR CHILD WITNESS'S LEGAL GUARDIAN."

Page 4, strike lines 10 through 18 and substitute:

"SECTION 2. 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; 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 2024 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 any criminal justice record released on or after January 1, 2024."

Education

After consideration on the merits, the Committee recommends that **SB23-070** 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 amending clause and substitute:

"SECTION 1. In Colorado Revised Statutes, 24-31-606, **add** (4) as follows:

24-31-606. Safe2tell program - creation - duties. (4) BEGINNING ON OR BEFORE AUGUST 1, 2024, THE DEPARTMENT SHALL ANNUALLY CONVENE A TRAINING MEETING FOR SCHOOL RESOURCE OFFICERS, AS DESCRIBED IN SECTION 22-32-146, AND SCHOOL OFFICIALS TO DISCUSS BEST PRACTICES IN RESPONDING TO SAFE2TELL REPORTS, INCLUDING DEFINING ROLES, COMMUNICATION ABOUT A REPORT, OUTCOME REPORTING, AND TRAINING RESOURCES TO IMPROVE SCHOOL RESOURCE OFFICERS' SUPPORT OF STUDENTS AND SCHOOL STAFF. SAFE2TELL MAY CONDUCT A SURVEY TO COLLECT DATA AND DISCUSSIONS REGARDING SAFE2TELL OPERATIONS.

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, or safety."

Page 1, line 101, after "CONCERNING" insert "MANDATORY ANNUAL TRAINING BY SAFE2TELL FOR".

Education

After consideration on the merits, the Committee recommends that **SB23-094** 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 "ENCOURAGE" and substitute "SUPPORT".

Page 3, line 13, strike "TO EMPLOY" and substitute "IN EMPLOYING".

Page 3, lines 13 and 14, strike " PROCURE AND UTILIZE" and substitute "PROCURING AND UTILIZING".

Page 3, line 14, strike "SUPPLEMENT" and substitute "SUPPLEMENTING".

Page 5, line 12, strike "TWO" and substitute "THREE".

Page 5, line 23, strike "SCHOOL;" and substitute "SCHOOLS. AT A MINIMUM, ONE CHARTER SCHOOL REPRESENTATIVE MUST REPRESENT AN INSTITUTE CHARTER

SCHOOL."

Page 6, strike lines 8 and 9 and substitute:

"(IX) TWO MEMBERS WHO ARE AFTER-SCHOOL PROGRAM PROVIDERS;"

Page 6, strike line 12 and substitute:

"EDUCATION;

(XI) TWO MEMBERS WHO ARE SUPERINTENDENTS. AT A MINIMUM, ONE SUPERINTENDENT MUST BE FROM A RURAL SCHOOL DISTRICT.

(XII) TWO MEMBERS WHO ARE SCHOOL DISTRICT CHIEF FINANCIAL OFFICERS. AT A MINIMUM, ONE CHIEF FINANCIAL OFFICER MUST BE FROM A RURAL SCHOOL DISTRICT."

Page 7, line 11, after "DISTRICTS" insert "AND CHARTER SCHOOLS".

Page 7, line 16, after "DISTRICTS" insert "AND CHARTER SCHOOLS".

Page 7, line 19, "DISTRICTS" insert "AND CHARTER SCHOOLS".

Page 8, line 24, strike "DISTRICTS;" and substitute "DISTRICTS AND CHARTER SCHOOLS;"

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

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

SB23-073

by Senator(s) Van Winkle and Moreno; also Representative(s) Michaelson Jenet-- Concerning the continuation of the EPIC (evidence-based practices implementation for capacity) advisory board, and, in connection therewith, implementing the recommendation in the 2022 sunset report by the department of regulatory agencies to repeal the advisory board.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Gardner, Gonzales, Rodriguez, and Smallwood.

SB23-085

by Senator(s) Winter F., Fields; also Representative(s) Hamrick and Story--Concerning the continuation of the sexual misconduct advisory committee, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

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

Co-sponsor(s) added: Buckner, Exum, Gonzales, Hinrichsen, Jaquez Lewis, Marchman, Moreno, Priola, and Rodriguez.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB23-084 by Senator(s) Marchman and Gonzales, Bridges, Cutter, Exum, Jaquez Lewis, Moreno, Winter F.; also Representative(s) Young, Amabile, Bacon, English, Froelich, Garcia, Hamrick, Kipp, Lieder, Mabrey, McLachlan, Michaelson Jenet, Ortiz, Ricks, Story, Titone, Velasco, Willford--Concerning the calculation of full-time employment for teachers at higher education institutions for purposes of the federal public loan forgiveness program.

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

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Coleman, Fenberg, Fields, Ginal, Hansen, Hinrichsen, Kolker, Mullica, Priola, Rodriguez, Sullivan, and Zenzinger.

Committee of the Whole On motion of Senator Exum, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Exum was called to act as Chair.

**GENERAL ORDERS -- SECOND READING --
CONSENT CALENDAR**

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

SB23-050 by Senator(s) Simpson and Roberts; also Representative(s) Holtorf and McCormick-- Concerning modifications to the Colorado agricultural future loan program, and, in connection therewith, modifying the eligibility requirements for the program and eliminating the repeal date for the loan program.

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

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Exum, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-050.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Wednesday, February 15, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

38th Legislative Day Wednesday, February 15, 2023

- Prayer 10
By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton. 11
- Call to 12
Order 13
By the President at 10:00 a.m. 14
- Roll Call 15
Present--28 16
Absent--1, Roberts 17
Excused--6, Exum, Jaquez Lewis, Kolker, Priola, Van Winkle, Winter 18
Present later--2, Priola, Roberts 19
- Quorum 20
The President announced a quorum present. 21
- Pledge 22
By Senator Marchman. 23
- Approval of 24
the Journal 25
On motion of Senator Kirkmeyer, the Journal of Tuesday, February 14, 2023, was 26
approved as corrected by the Secretary. 27

SENATE SERVICES REPORT

Correctly Engrossed: SB23-050. 32
Correctly Reengrossed: SB23-073, 084, and 085. 33

COMMITTEE OF REFERENCE REPORTS

Judiciary 34
After consideration on the merits, the Committee recommends that **SB23-039** be **amended** 35
as follows, and as so amended, be referred to the Committee on Appropriations with 36
favorable recommendation. 37

Amend printed bill, page 5, line 18, after "19-1-106." insert "IF A RESPONDENT 41
VOLUNTARILY WAIVES THE RESPONDENT'S ATTENDANCE AND PARTICIPATION, 42
THE RESPONDENT WAIVES THE RESPONDENT'S ABILITY TO CLAIM THAT THE 43
RESPONDENT'S RIGHT TO ATTEND AND FULLY PARTICIPATE IN ALL PROCEEDINGS 44
WAS VIOLATED. IF THE RESPONDENT IS REPRESENTED BY COUNSEL, COUNSEL 45
SHALL MAKE DILIGENT EFFORTS TO PROVIDE NOTICE TO THE RESPONDENT OF 46
ALL HEARINGS." 47

Page 5, line 23, strike "ATTENDANCE" and substitute "PERSONAL ATTENDANCE 48
OR ATTENDANCE THROUGH AUDIO-VISUAL COMMUNICATION TECHNOLOGY". 49

Page 6, line 2, strike "ATTEND OR ATTEND" and substitute "ATTEND A 50
CONTESTED HEARING OR ATTEND ANY HEARING". 51

Page 6, line 6, after "TECHNOLOGY." insert "IF A WRIT FOR APPEARANCE 52
THROUGH AUDIO-VISUAL COMMUNICATION TECHNOLOGY IS ISSUED, THE COURT 53
SHALL INCLUDE INFORMATION ON THE WRIT CONCERNING THE MANNER BY 54
WHICH THE RESPONDENT MAY APPEAR AND SHALL ENSURE THE WRIT IS 55
PROVIDED TO THE LITIGATION COORDINATOR AT THE FACILITY OR JAIL WHERE 56
THE RESPONDENT IS INCARCERATED. IF THE RESPONDENT IS REPRESENTED BY 57
COUNSEL, THE COURT MAY ORDER THE COUNSEL TO INFORM THE LITIGATION 58
COORDINATOR." 59

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Page 6, line 17, strike "SHALL" and substitute "SHALL, WHEN POSSIBLE,".

Page 7, line 1, strike "TECHNOLOGY." and substitute "TECHNOLOGY, SO LONG AS THE REQUIREMENTS PURSUANT TO SUBSECTION (5.5)(b)(I) OF THIS SECTION ARE SATISFIED.".

Page 8, lines 1 and 2, strike "IS NOT THE PARENT'S PREFERENCE OR" .

Page 8, after line 4 insert "THE COURT SHALL CONSIDER THE PREFERENCES OF THE CHILD AND PARENT WHEN DETERMINING WHETHER IN-PERSON FAMILY TIME SHOULD OCCUR.".

Page 10, lines 10 and 11, strike "INTERESTS OR IS NOT THE PARENT'S PREFERENCE," and substitute "INTERESTS,".

Page 10 line 13, after "INTERESTS." insert "THE COURT SHALL CONSIDER THE PREFERENCES OF THE CHILD AND PARENT WHEN DETERMINING WHETHER IN-PERSON FAMILY TIME SHOULD OCCUR.".

Page 11, line 14, after "PLACEMENT" insert "FOR THE CHILD" .

Page 11, strike lines 17 through 19 and substitute "REQUIRE THE CHILD TO TRANSFER TO ANOTHER PLACEMENT, THE" .

Page 13, line 15, after "LIMITATIONS" insert "BEYOND THE CONTROL OF THE PARENT" .

Page 15, line 17, strike "SHALL" and substitute "SHALL, WHEN POSSIBLE,".

Page 16, line 2, strike "TECHNOLOGY." and substitute "TECHNOLOGY, SO LONG AS THE REQUIREMENTS PURSUANT TO SECTION 19-3-502 (5.5)(b)(I) ARE SATISFIED.".

Page 16, line 16, strike "PARENT'S CASE MANAGER AT THE FACILITY" and substitute "DESIGNATED INDIVIDUAL WITHIN THE LEGAL SERVICES UNIT" .

Page 16, line 19, strike "DEVELOP" and substitute "ENSURE CHILDREN AND PARENTS HAVE ACCESS TO" .

Page 16, strike lines 21 through 23 and substitute "PARENTS WHO ARE INCARCERATED, REGARDLESS OF WHETHER THEY ARE A RESPONDENT IN A DEPENDENCY AND NEGLECT PROCEEDING. THE OPPORTUNITIES MUST INCLUDE:" .

Page 16, line 24, strike "REGULARLY SCHEDULED EVENTS" and substitute "EVENTS" .

Page 17, strike lines 7 and 8 and substitute "INDIVIDUAL WITHIN THE LEGAL SERVICES UNIT TO ASSIST IN FAMILY SERVICES COORDINATION. THE INDIVIDUAL'S DUTIES" .

Page 18, strike line 12 and substitute:

"(6) THE DEPARTMENT SHALL ENSURE THAT DEPARTMENTAL POLICIES:" .

Page 18, line 16, strike "DEPARTMENT." and substitute "DEPARTMENT, REGARDLESS OF WHETHER THEY ARE A RESPONDENT IN A DEPENDENCY AND NEGLECT PROCEEDING." .

Page 18, strike line 27 and substitute "PARENT, WHEN APPROPRIATE. THE POLICIES MUST PRIORITIZE ACCESS TO SERVICES PROVIDED BY THE DEPARTMENT FOR PARENTS WITH OPEN DEPENDENCY AND NEGLECT CASES; AND" .

Education

After consideration on the merits, the Committee recommends that **SB23-080** be **postponed indefinitely**.

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Education After consideration on the merits, the Committee recommends that **SB23-096** 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 12, strike "and".

Page 2, line 13, strike "23-7-114".

Page 2, line 14, strike "**returning**".

Page 2, line 16, strike "WHO WAS A RESIDENT OF".

Page 2, strike line 17 and substitute "SHALL BE".

Page 3, strike lines 7 through 24.

Education After consideration on the merits, the Committee recommends that **SB23-065** 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 4 and substitute "(1)(i)(IV), (5)(e), and (5)(f) as follows:".

Page 3, line 13, strike "TEN" and substitute "FIVE".

Page 3, after line 25 insert:

"(f) (I) FOR THE 2023-24 BUDGET YEAR, THE DEPARTMENT OF EDUCATION SHALL PROVIDE AN ADDITIONAL AMOUNT OF MONEY EQUAL TO THE TOTAL AMOUNT OF PER PUPIL MONEY AWARDED PURSUANT TO SUBSECTION (5)(b)(I) OF THIS SECTION TO ANY PARTICIPATING DISTRICT, PARTICIPATING CHARTER SCHOOL, THE INSTITUTE ON BEHALF OF EACH PARTICIPATING INSTITUTE CHARTER SCHOOL, AND PARTICIPATING BOARD OF COOPERATIVE SERVICES THAT DEMONSTRATES, AS OF THE 2023-24 SCHOOL YEAR, THAT ALL STUDENTS ARE REQUIRED TO ENROLL IN AND SUCCESSFULLY COMPLETE AT LEAST ONE QUALIFIED INDUSTRY-CREDENTIAL PROGRAM; ONE QUALIFIED WORKPLACE TRAINING PROGRAM; OR ONE QUALIFIED ADVANCED PLACEMENT COURSE PRIOR TO GRADUATION. A SCHOOL DISTRICT MAY ALSO RECEIVE MONEY FOR AN INDIVIDUAL SCHOOL WITHIN THE SCHOOL DISTRICT THAT CAN DEMONSTRATE SUCH REQUIREMENTS.

(II) FOR THE 2023-24 BUDGET YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE FIVE MILLION DOLLARS TO THE DEPARTMENT OF EDUCATION FOR THE PURPOSES OF THIS SUBSECTION (5)(f). ANY MONEY RECEIVED PURSUANT TO THIS SUBSECTION (5)(f) MUST BE USED TO PROMOTE THE AVAILABILITY OF QUALIFIED INDUSTRY-CREDENTIAL PROGRAMS, QUALIFIED WORKPLACE TRAINING PROGRAMS, AND QUALIFIED ADVANCED PLACEMENT COURSES. THE DEPARTMENT OF EDUCATION MAY REALLOCATE ANY REMAINING MONEY RECEIVED PURSUANT TO THIS SUBSECTION (5)(f) FOR THE PURPOSES DESCRIBED IN SUBSECTION (5)(b)(I) OF THIS SECTION.

(III) THIS SUBSECTION (5)(f) IS REPEALED, EFFECTIVE JULY 1, 2024."

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB23-045** be **postponed indefinitely**.

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

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MEMBERS OF THE
STATEWIDE INTERNET PORTAL AUTHORITY

for a term expiring June 1, 2024:

Ernesto Chavez of Westminster, Colorado, to serve as a representative of local government, occasioned by the resignation of Brandy Reitter of Eagle, Colorado, appointed;

for a term expiring June 1, 2026:

Hannah Parsons of Colorado Springs, Colorado to serve as a representative of the private sector, reappointed.

Business,
Labor, &
Technology

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

MEMBER OF THE
PINNACOL ASSURANCE BOARD OF DIRECTORS

for a term expiring January 1, 2026:

Celia Dietrich of Centennial, Colorado to serve as a member with experience in finance and investments but not an employer whose liability is insured by Pinnacol, occasioned by the resignation of Barbara Mellman Davis of Denver, Colorado, appointed.

for terms expiring January 1, 2028:

Emily Lord King of Greeley Colorado, to serve as a farmer and employer whose liability is insured by Pinnacol, appointed;

Isaac Wanasika of Westminster, Colorado, to serve as an employee of an employer whose liability is insured by Pinnacol, appointed.

Finance

After consideration on the merits, the Committee recommends that **SB23-052** 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, 31-15-401, **amend** (1)(d)(II); and **add** (1)(d)(III) as follows:

31-15-401. General police powers. (1) In relation to the general police power, the governing bodies of municipalities have the following powers:

(d) (II) ~~In case such~~ IF AN assessment is not paid within a reasonable time specified by ordinance it AND A MUNICIPALITY COMPLIES WITH THE RECORDING AND CERTIFICATION REQUIREMENTS SPECIFIED IN SUBSECTION (1)(d)(III) OF THIS SUBSECTION, THE AMOUNT OF THE UNPAID ASSESSMENT may be certified by the clerk to the county treasurer who shall collect the assessment, together with a ten percent penalty for cost of collection, in the same manner as other taxes are collected. The laws of this state for assessment and collection of general taxes, including the laws for the sale and redemption of property for taxes, shall apply to the collection of such assessments.

(III) A COUNTY TREASURER SHALL ACCEPT FOR COLLECTION PURSUANT TO SUBSECTION (1)(d)(II) OF THIS SECTION AND SECTION 31-20-105 A LIEN LEVIED PURSUANT TO SUBSECTION (1)(d)(I) OF THIS SECTION IF:

(A) WITHIN FOUR MONTHS OF ABATING A NUISANCE PURSUANT TO SUBSECTION (1)(d)(I) OF THIS SUBSECTION, A MUNICIPALITY FILES FOR RECORDING A NOTICE OF LIEN WITH THE COUNTY CLERK AND RECORDER OF THE COUNTY IN WHICH THE REAL PROPERTY IS LOCATED; AND

(B) WITHIN ONE YEAR OF FILING THE NOTICE OF LIEN FOR RECORDING SPECIFIED BY SUBSECTION (1)(d)(III)(A) OF THIS SECTION, A MUNICIPALITY CERTIFIES THE AMOUNT OF THE UNPAID ASSESSMENT FOR WHICH THE LIEN WAS LEVIED TO THE COUNTY TREASURER OF THE COUNTY IN WHICH THE REAL PROPERTY IS LOCATED.

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; 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 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Page 1, line 101, strike "SURVIVES THE".

Page 1, strike line 102 and substitute "A COUNTY TREASURER IS REQUIRED TO ACCEPT FOR COLLECTION IF A MUNICIPALITY FOLLOWS A SPECIFIED PROCEDURE."

Finance

The Committee on Finance has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
COLORADO RACING COMMISSION

for a term expiring July 1, 2026:

Sandra Jeanne Bowen of Idledale, Colorado, a Democrat from the Seventh Congressional District, to serve as a registered elector, reappointed.

Finance

The Committee on Finance has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
SECURITIES BOARD

for a term expiring July 1, 2023:

Elizabeth Karpinski Vonne of Lakewood, Colorado, to serve as a member at large, occasioned by the resignation of Lawrence Reifurth of Highlands Ranch, Colorado, appointed;

for a term expiring July 1, 2025:

Nilsa Guerrero-Mahon of Brighton, Colorado, to serve as a certified public accountant, reappointed.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB23-098** 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 24 insert:

"(h) "FACILITY" MEANS ANY THIRD PARTY THAT SELLS GOODS OR SERVICES TO CONSUMERS THROUGH A DELIVERY NETWORK COMPANY."

Reletter succeeding paragraphs accordingly.

Page 4, strike lines 25 through 27 and substitute:

"(III) "TAKE AMOUNT" DOES NOT INCLUDE:
(A) ANY AMOUNT OF MONEY FROM A TRANSACTION BETWEEN A DRIVER AND A CONSUMER THAT THE DNC OR TNC PAYS TO THE DRIVER; OR
(B) ANY AMOUNT OF MONEY FROM A TRANSACTION BETWEEN A DNC DRIVER AND A CONSUMER THAT A DNC PAYS TO A FACILITY THAT IS RELATED TO THE TRANSACTION."

Page 5, line 25, strike "(6)" and substitute "(7)".

Page 5, line 27, strike "(7)" and substitute "(8)".

Page 6, line 1, strike "(8)" and substitute "(9)".

Page 6, strike lines 3 through 27 and substitute:

"(3) Take rate and take amount transparency for a TNC - rules.

(a) A TNC SHALL DISCLOSE TO A CONSUMER AT THE TIME OF OFFERING THE CONSUMER TRANSPORTATION AN ESTIMATE OF THE TOTAL FARE AND AN ESTIMATED TAKE AMOUNT FOR THE TRANSPORTATION TASK. THE TNC SHALL MAKE THE DISCLOSURES ON THE SAME SCREEN AND IN A MANNER THAT WOULD LEAD A REASONABLE CONSUMER TO UNDERSTAND APPROXIMATELY HOW MUCH OF THE TOTAL ESTIMATED FARE WILL BE PAID TO THE TNC DRIVER.

(b) (I) ON THE SAME SMARTPHONE SCREEN ON WHICH THE TNC PROMPTS A CONSUMER TO LEAVE A TIP FOR A TNC DRIVER, THE TNC SHALL MAKE THE FOLLOWING DISCLOSURES IN A MANNER PROMINENTLY DISPLAYED ON THE SCREEN:

- (A) THE TAKE RATE;
- (B) THE TAKE AMOUNT;
- (C) THE TOTAL AMOUNT OF MONEY THAT THE CUSTOMER PAID OR WILL PAY FOR THE TRANSACTION; AND
- (D) THE TOTAL AMOUNT OF MONEY THE TNC DRIVER RECEIVED OR WILL RECEIVE FOR THE TRANSACTION.

(II) ALL ADDITIONAL AMOUNTS PAID BY THE CONSUMER IN EXCESS OF THE AMOUNTS DISCLOSED IN THE DISCLOSURE REQUIRED UNDER THIS SUBSECTION (3)(b) ARE CONSIDERED A TIP AND SHALL NOT BE RETAINED BY THE TNC.

(c) AFTER A TNC DRIVER'S COMPLETION OF A TRANSPORTATION TASK, A TNC SHALL E-MAIL THE TNC DRIVER AND CONSUMER A DISCLOSURE OF THE INFORMATION REQUIRED IN SUBSECTIONS (3)(b)(I)(A) TO (3)(b)(I)(D) OF THIS SECTION. THE TNC SHALL ALSO PROVIDE THE DISCLOSURE TO THE TNC DRIVER ON A FULL SMARTPHONE SCREEN. WITH RESPECT TO THE DISCLOSURE REGARDING THE TOTAL AMOUNT OF MONEY THE TNC DRIVER RECEIVED OR WILL RECEIVE FOR THE TRANSACTION, THE TNC SHALL CLEARLY INDICATE ON THE DISCLOSURE PROVIDED TO THE TNC DRIVER ON A FULL SMARTPHONE SCREEN THE AMOUNT OF THE TIP, IF THE CONSUMER HAS PROVIDED A TIP.

(d) THE DIRECTOR SHALL DETERMINE BY RULE THE FORM FOR THE DISCLOSURES REQUIRED UNDER THIS SUBSECTION (3).

(4) Take amount transparency for a DNC - rules.

(a) A DNC SHALL DISCLOSE TO A CONSUMER AT THE TIME OF OFFERING THE CONSUMER A DELIVERY AN ESTIMATE OF THE COST CHARGED TO THE CONSUMER FOR THE DELIVERY TASK, AN ESTIMATED TAKE AMOUNT, AND, IF APPLICABLE, THE AMOUNTS THAT WILL BE PAID TO A FACILITY. THE DNC SHALL MAKE THE DISCLOSURES ON THE SAME SCREEN AND IN A MANNER THAT WOULD LEAD A REASONABLE CONSUMER TO UNDERSTAND APPROXIMATELY HOW MUCH OF THE TOTAL ESTIMATED COST CHARGED TO THE CONSUMER WILL BE PAID TO THE DNC DRIVER.

(b) (I) ON THE SAME SMARTPHONE SCREEN ON WHICH THE DNC PROMPTS A CONSUMER TO LEAVE A TIP FOR A DNC DRIVER, THE DNC SHALL MAKE THE FOLLOWING DISCLOSURES IN A MANNER PROMINENTLY DISPLAYED ON THE SCREEN:

- (A) THE AMOUNT THAT WILL BE PAID TO A FACILITY FOR THE TRANSACTION, IF ANY;
- (B) THE TAKE AMOUNT;
- (C) ANY AMOUNTS PAID BY A FACILITY TO THE DNC IN RELATION TO THE TRANSACTION OR, IF THE FACILITY PAYS THE DNC A FLAT FEE THAT IS NOT DIRECTLY TIED TO THE TRANSACTION, THE AMOUNT OF THE FLAT FEE AND AN INDICATION HOW OFTEN THE FLAT FEE IS PAID TO THE DNC;
- (D) THE TOTAL AMOUNT OF MONEY THAT THE CUSTOMER PAID OR WILL PAY FOR THE TRANSACTION; AND
- (E) THE TOTAL AMOUNT OF MONEY THE DNC DRIVER RECEIVED OR WILL RECEIVE FOR THE TRANSACTION.

(II) ALL ADDITIONAL AMOUNTS PAID BY THE CONSUMER IN EXCESS OF THE AMOUNTS DISCLOSED IN THE DISCLOSURE REQUIRED UNDER THIS SUBSECTION (4)(b) ARE CONSIDERED A TIP AND SHALL NOT BE RETAINED BY THE

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DNC.

(c) AFTER A DNC DRIVER'S COMPLETION OF A DELIVERY TASK, A DNC SHALL E-MAIL THE DNC DRIVER AND CONSUMER A DISCLOSURE OF THE INFORMATION REQUIRED IN SUBSECTIONS (4)(b)(I)(A) TO (4)(b)(I)(E) OF THIS SECTION. THE DNC SHALL ALSO PROVIDE THE DISCLOSURE TO THE DNC DRIVER ON A FULL SMARTPHONE SCREEN. WITH RESPECT TO THE DISCLOSURE REGARDING THE TOTAL AMOUNT OF MONEY THE DNC DRIVER RECEIVED OR WILL RECEIVE FOR THE TRANSACTION, THE DNC SHALL CLEARLY INDICATE ON THE DISCLOSURE PROVIDED TO THE DNC DRIVER ON A FULL SMARTPHONE SCREEN THE AMOUNT OF THE TIP, IF THE CONSUMER HAS PROVIDED A TIP.

(d) THE DIRECTOR SHALL DETERMINE BY RULE THE FORM FOR THE DISCLOSURES REQUIRED UNDER THIS SUBSECTION (4)."

Renumber succeeding subsections accordingly.

Page 7, line 6, after "DESTINATION;" add "AND".

Page 7, strike lines 10 through 14 and substitute "ADDED, FOR THE TRANSPORTATION TASK, OR, IF THE CONSUMER HAS ALREADY INDICATED A TIP AMOUNT, THE AMOUNT OF THE TIP."

Page 7, line 20, after "CONSUMER;" add "AND".

Page 7, strike lines 24 through 27.

Page 8, strike line 1 and substitute "ADDED, FOR THE DELIVERY TASK, OR, IF THE CONSUMER HAS ALREADY INDICATED A TIP AMOUNT, THE AMOUNT OF THE TIP."

Page 8, line 7, strike "(4)" and substitute "(5)".

Page 8, line 9, strike "(4)" and substitute "(5)".

Page 8, line 11, strike "(4)(c)" and substitute "(5)(c)".

Page 8, line 18, strike "(5)(a)" and substitute "(6)(a)".

Page 8, line 21, strike "(5)." and substitute "(6)."

Page 9, line 7, strike "(6)(a)" and substitute "(7)(a)".

Page 9, line 12, strike "(6)." and substitute "(7)."

Page 9, after line 16 insert:

"(II) A DNC OR TNC MAY MATERIALLY RESTRICT A DRIVER'S ACCESS TO THE DNC'S OR TNC'S DIGITAL PLATFORM FOR UP TO SEVENTY-TWO HOURS WITHOUT TERMINATING THE DRIVER IF:

(A) THE RESTRICTION IS IMPOSED FOR THE PURPOSE OF INVESTIGATING ANY ALLEGATIONS OF SERIOUS MISCONDUCT THAT A CONSUMER HAS MADE ABOUT THE DRIVER;

(B) THE DNC OR TNC PROMPTLY NOTIFIES THE DRIVER IN WRITING OF THE GENERAL NATURE OF THE ALLEGATIONS IN A MANNER THAT MAINTAINS AS MUCH PRIVATE INFORMATION REGARDING THE CONSUMER OR CONSUMERS AS POSSIBLE AND OF THE FACT THAT THE DNC OR TNC WILL MATERIALLY RESTRICT THE DRIVER'S ACCESS TO THE DIGITAL PLATFORM FOR UP TO SEVENTY-TWO HOURS PENDING AN INVESTIGATION."

Renumber succeeding subparagraph accordingly.

Page 9, strike lines 21 and 22 and substitute "TNC SHALL CLEARLY DISCLOSE TO THE DRIVER IN WRITING THE BASIS FOR THE TERMINATION AND INFORMATION REGARDING THE DRIVER'S RIGHT TO CHALLENGE THE TERMINATION BY REQUESTING A HEARING BEFORE THE DEPARTMENT OF LABOR AND EMPLOYMENT WITHIN ONE HUNDRED EIGHTY DAYS AFTER THE DATE OF THE TERMINATION."

Page 9, line 25, strike "(7)(b)" and substitute "(8)(b)".

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Page 10, line 5, strike "(7)(e)" and substitute "(8)(e)".

Page 10, line 11, strike "RATINGS." and substitute "RATINGS; EXCEPT THAT, IF SUCH A COMPLAINT INVOLVES AN ALLEGATION OF ASSAULT OR OTHER EGREGIOUS MISCONDUCT, INCLUDING AN ALLEGATION OF SEXUAL MISCONDUCT, THE HEARING OFFICER OR ADMINISTRATIVE LAW JUDGE PRESIDING OVER THE MATTER SHALL ENSURE THAT THE PRIVACY INTERESTS OF THE COMPLAINING PARTY ARE PROTECTED AND THAT, UNDER NO CIRCUMSTANCES, SHALL THE DEPARTMENT OF LABOR AND EMPLOYMENT OR DRIVER BE ALLOWED TO REQUIRE OR SEEK EVIDENCE FROM THE COMPLAINING PARTY."

Page 10, line 14, strike "(7)(c)" and substitute "(8)(c)".

Page 10, line 17, after "(e)" insert "(I)".

Page 10, line 19, after the period add "A DRIVER IS NOT ELIGIBLE FOR REHIRE UNDER ANY CIRCUMSTANCES IN WHICH A LAW ENFORCEMENT AGENCY REPORTS TO THE DEPARTMENT OF LABOR AND EMPLOYMENT THAT THE DRIVER IS UNDER INVESTIGATION BY THE LAW ENFORCEMENT AGENCY FOR THE CONDUCT THAT GAVE RISE TO THE DRIVER'S TERMINATION.

(II) THE DIRECTOR SHALL ADOPT RULES REGARDING THE PROTECTION OF THE INTERESTS OF A CONSUMER THAT HAS MADE A COMPLAINT ABOUT A DRIVER INVOLVING AN ALLEGATION OF ASSAULT OR EGREGIOUS MISCONDUCT, INCLUDING AN ALLEGATION OF SEXUAL MISCONDUCT. THE RULES MUST RECOGNIZE THE STATE'S PROFOUND INTEREST IN PRESERVING THE PRIVACY OF VICTIMS WHILE NOT SUBJECTING VICTIMS TO ADDITIONAL TRAUMA. IN ADOPTING THE RULES, THE DIRECTOR SHALL CONSULT WITH ORGANIZATIONS IN THE STATE THAT REPRESENT THE INTERESTS OF SEXUAL ASSAULT VICTIMS."

Page 10, line 24, strike "(7)(c)" and substitute "(8)(c)".

Page 11, line 2, strike "(7)(f)(I)" and substitute "(8)(f)(I)".

Page 11, line 7, strike "(7)" and substitute "(8)".

Page 11, line 10, strike "(7)" and substitute "(8)".

Page 11, line 18, strike "(8)(d)" and substitute "(9)(d)".

Page 11, line 25, strike "(8)(d)(II)" and substitute "(9)(d)(II)".

Page 12, line 5, strike "(8)." and substitute "(9)."

Page 12, line 16, strike "(8)(a)(I)" and substitute "(9)(a)(I)".

Page 12, line 20, strike "(8)(d)," and substitute "(9)(d),"

Page 13, line 3, strike "(7)" and substitute "(8)".

Page 13, line 5, strike "(10)(a)" and substitute "(11)(a)".

Strike "DNC OR TNC" and substitute "TNC" on: **Page 5**; lines 3, 4, 5, and 7.

Trans-
portation &
Energy

After consideration on the merits, the Committee recommends that **SB23-079** be **postponed indefinitely**.

MESSAGE FROM THE HOUSE

February 15, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1087, 1117, and 1134, amended as printed in House Journal, February 13, 2023.

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MESSAGE FROM THE REVISOR OF STATUTES

February 14, 2023
We herewith transmit:

Without comment, as amended, HB23-1087, 1117, and 1134.

At the order of the President, Senators Priola and Roberts were added to the current roll call.

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

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

SB23-050 by Senator(s) Simpson and Roberts; also Representative(s) Holtorf and McCormick-- Concerning modifications to the Colorado agricultural future loan program, and, in connection therewith, modifying the eligibility requirements for the program and eliminating the repeal date for the loan program.

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

YES	30	NO	0	EXCUSED	5	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	E
Cutter	Y	Jaquez	E	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	E
Exum	E	Kolker	E	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Cutter, Fenberg, Gardner, Hinrichsen, Marchman, Pelton B., Pelton R., Priola, and Will.

Committee of the Whole On motion of Senator Coleman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Coleman was called to act as Chair.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

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

SB23-004 by Senator(s) Marchman and Jaquez Lewis; also Representative(s) Michaelson Jenet and Young--Concerning employment of certain school-based therapists.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 13, page(s) 205-206 and placed in members' bill files.)

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

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Coleman, the report of the Committee of the Whole was adopted on the following roll call vote:

YES	30	NO	0	EXCUSED	5	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	E
Cutter	Y	Jaquez	E	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	E
Exum	E	Kolker	E	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-004 as amended.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: **HB23-1049**.

Senate in recess. Senate reconvened.

INTRODUCTION OF MEMORIALS

The following memorial was read by title:

SJM23-002 by Senator(s) Roberts; also Representative(s) Lukens--Memorializing former Senator John (Jack) Taylor.

Laid over until Friday, February 24, 2022 retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

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

SB23-151 by Senator(s) Fields; also Representative(s) Jodeh and Ortiz--Concerning the continuation of the health equity commission, and, in connection therewith, implementing the recommendation contained in the 2022 sunset report by the department of regulatory agencies.
Health & Human Services

SB23-152	by Senator(s) Roberts and Pelton R., Pelton B., Priola, Simpson; also Representative(s) Holtorf and Young—Concerning the continuation of the regulation of the custom processing of meat animals, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies. Agriculture & Natural Resources	1 2 3 4 5 6
SB23-153	by Senator(s) Rodriguez and Rich; also Representative(s) Duran and Pugliese—Concerning the continuation of the regulation of notaries by the secretary of state in the department of state, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies. Business, Labor, & Technology	7 8 9 10 11 12
SB23-154	by Senator(s) Sullivan and Hinrichsen, Baisley, Coleman, Gonzales, Liston; also Representative(s) Parenti and Taggart—Concerning the continuation of the veterans one-stop center in Grand Junction, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies. State, Veterans, & Military Affairs	13 14 15 16 17 18
SB23-155	by Senator(s) Zenzinger, Fields; also Representative(s) Willford and Young—Concerning the continuation of the regulation of nursing home administrators, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies. Health & Human Services	19 20 21 22 23 24
SB23-156	by Senator(s) Kolker and Liston; also Representative(s) Snyder and Marshall—Concerning the continuation of the issuance of certain tax information to a taxpayer by the department of revenue, and, in connection therewith, implementing the recommendations contained in the 2022 sunset report by the department of regulatory agencies for the issuance of private letter rulings and information letters by the department of revenue. Finance	25 26 27 28 29 30 31
SB23-157	by Senator(s) Coleman and Baisley, Gonzales, Roberts; also Representative(s) Martinez and Sharbini—Concerning the continuation of the offender reentry grant program, and, in connection therewith, implementing the recommendations in the department of regulatory agencies' 2022 sunset report. Judiciary	32 33 34 35 36 37
SB23-158	by Senator(s) Gonzales and Gardner; also Representative(s) Gonzales-Gutierrez and Weissman—Concerning the continuation of the Colorado commission on criminal and juvenile justice. Judiciary	38 39 40 41 42
SB23-159	by Senator(s) Hinrichsen and Pelton B., Pelton R., Priola, Simpson; also Representative(s) Boesenecker and Lindsay—Concerning the continuation of the Colorado food systems advisory council, and, in connection therewith, extending the sunset date by seven years. Agriculture & Natural Resources	43 44 45 46 47
SB23-160	by Senator(s) Fields and Winter F., Cutter, Jaquez Lewis; also Representative(s) Mabrey and Lynch—Concerning the continuation of the community crime victims grant program, and, in connection therewith, implementing the recommendations of the 2022 sunset report on the community crime victims grant program by the department of regulatory agencies. Health & Human Services	48 49 50 51 52 53
SB23-161	by Senator(s) Fenberg and Will; also Representative(s) Lynch and McCluskie—Concerning state funding to finance the purchase of a firefighting aircraft to respond to wildfires. Finance	54 55 56 57
SB23-162	by Senator(s) Will and Jaquez Lewis; —Concerning increasing access to pharmacy services. Health & Human Services	58 59 60
HB23-1031	by Representative(s) Story and Willford; also Senator(s) Winter F.—Concerning an exemption for mental health professionals from requirements to report information about individuals with a sexually transmitted infection to public health entities. Health & Human Services	61 62 63 64 65 66 67

- HB23-1117** by Representative(s) Jodeh and Garcia; also Senator(s) Gonzales and Hinrichsen—Concerning requirements for affidavits of support related to eligibility for public benefits in Colorado.
Health & Human Services

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- HB23-1121** by Representative(s) Bird; also Senator(s) Hansen and Liston, Kolker—Concerning the repeal of infrequently used tax expenditures.
Finance

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- HB23-1145** by Representative(s) Sharbini and English; also Senator(s) Fields and Exum—Concerning juveniles ordered by a court to be detained in an adult facility while awaiting trial.
Judiciary

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On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Thursday, February 16, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

39th Legislative Day Thursday, February 16, 2023

- Prayer 10
By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora. 11
- Call to 12
Order 13
By the President at 9:00 a.m. 14
- Roll Call 15
Present--30 16
Excused--5, Buckner, Mullica, Smallwood, Van Winkle, Winter 17
Present later--3, Buckner, Smallwood, Van Winkle 18
- Quorum 19
The President announced a quorum present. 20
- Pledge 21
By Senator Marchman. 22
- Approval of 23
the Journal 24
On motion of Senator Kirkmeyer, the Journal of Wednesday, February 15, 2023, was 25
approved as corrected by the Secretary. 26

SENATE SERVICES REPORT

Correctly Printed: SB23-151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, and 162; 32
SJM23-002. 33
Correctly Engrossed: SB23-004. 34
Correctly Reengrossed: SB23-050. 35

COMMITTEE OF REFERENCE REPORTS

- Local 41
Government 42
& Housing 43
After consideration on the merits, the Committee recommends that **SB23-057** be **amended** 44
as follows, and as so amended, be referred to the Committee of the Whole with favorable 45
recommendation and with a recommendation that it be placed on the Consent Calendar. 46
- Amend printed bill, page 2, line 2, strike "**repeal**" and substitute "**amend**". 47
- Page 2, line 4, strike "**treasurer.**" and substitute "**treasurer - repeal.**". 48
- Page 2, strike lines 6 through 11 and substitute: 49
- (o) (I) For services in collecting drainage district assessments ON OR 50
BEFORE DECEMBER 31, 2025, such amount as the board of directors of the 51
district may allow, but not less than twenty-five dollars nor more than one 52
hundred dollars per annum. THIS SUBSECTION (1)(o)(I) IS REPEALED, EFFECTIVE 53
JULY 1, 2026. 54
- (II) FOR SERVICES IN COLLECTING DRAINAGE DISTRICT ASSESSMENTS ON 55
AND AFTER JANUARY 1, 2026, TWENTY-FIVE HUNDREDTHS OF ONE PERCENT 56
UPON ALL MONEY RECEIVED BY THE COUNTY TREASURER FOR ASSESSMENTS 57
LEVIED BY THE DRAINAGE DISTRICT; 58
- (p) (I) For services in collecting irrigation district assessments ON OR 59
BEFORE DECEMBER 31, 2025, such amount as the board of directors of the 60
district may allow, but not less than twenty-five dollars nor more than one 61
hundred dollars per annum. THIS SUBSECTION (1)(p)(I) IS REPEALED, EFFECTIVE 62
JULY 1, 2026. 63
- (II) FOR SERVICES IN COLLECTING IRRIGATION DISTRICT ASSESSMENTS 64
ON AND AFTER JANUARY 1, 2026, TWENTY-FIVE HUNDREDTHS OF ONE PERCENT 65
UPON ALL MONEY RECEIVED BY THE COUNTY TREASURER FOR ASSESSMENTS 66

LEVIED BY THE IRRIGATION DISTRICT;"

Page 3, line 21, strike "taxes." and substitute "assessments."

Page 3, strike lines 25 through 27.

Page 4, strike lines 1 and 2 and substitute "~~shall be liable upon his official bond and to indictment and criminal prosecution for malfeasance, misfeasance, or failure to perform any duty prescribed as that of the county treasurer or district treasurer, as is provided by law in other cases as that of the county treasurer. The treasurer shall~~ DIRECTORS, MAY collect,".

Page 5, after line 26 insert:

"SECTION 6. In Colorado Revised Statutes, 37-42-128, amend (7) as follows:

37-42-128. Collection of assessments. (7) The county treasurer shall receive in the county treasurer's official capacity all district assessments collected and paid to the county treasurer, and the county treasurer is responsible for the safekeeping, disbursement, and payment of such assessments as well as other money collected by the county treasurer. The county treasurer shall receive for the collection of such assessments such amount ~~as the board of directors may allow~~, as provided in section 30-1-102; except that the treasurer shall receive five dollars per tract assessed pursuant to section 37-42-125 (3) for loans issued to landowners pursuant to section 37-42-113 (5), and this five dollars shall be assessed against each participating tract. Any assessment collected and paid to the county treasurer for districts that are defunct or have not been in operation for five or more years shall be transferred by the county treasurer to the county general fund."

Renumber succeeding sections accordingly.

Page 9, line 21, strike "shall" and substitute "shall MAY".

Strike "TAXES" and substitute "ASSESSMENTS" on: **Page 4**, line 4; **Page 5**, line 25; and **Page 9**, line 22.

Strike "taxes" and substitute "~~taxes~~ ASSESSMENTS" on: **Page 4**, line 9; and **Page 5**, lines 11 and 21.

Local Government & Housing

After consideration on the merits, the Committee recommends that **SB23-068** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, after line 3 insert:

"SECTION 2. In Colorado Revised Statutes, 25-3-302, amend (3) as follows:

25-3-302. Board of trustees. (3) (a) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3)(b) OF THIS SECTION, in ~~those~~ counties ~~having~~ WITH a population of less than three thousand, the board of public hospital trustees shall consist of five citizens at large ~~having~~ THAT HAVE the same requirements with reference to their fitness for such office as all other counties. One of ~~said~~ THE trustees, so designated in such original appointment, shall hold office until the second Tuesday of January following ~~his~~ THEIR appointment, one until the second Tuesday of the second January following ~~his~~ THEIR appointment, one until the second Tuesday of the third January following ~~his~~ THEIR appointment, one until the second Tuesday of the fourth January following ~~his~~ THEIR appointment, and one until the second Tuesday of the fifth January following ~~his~~ THEIR appointment. The term of office and the method of filling vacancies shall be the same as for all other counties.

(b) THE BOARD OF COUNTY COMMISSIONERS OF A COUNTY WITH A POPULATION OF LESS THAN THREE THOUSAND THAT CREATES A PUBLIC HOSPITAL BOARD OF TRUSTEES MAY DETERMINE, BY A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, THAT THE PUBLIC HOSPITAL BOARD OF TRUSTEES SHALL CONSIST OF SEVEN, RATHER THAN FIVE, CITIZENS AT LARGE THAT HAVE THE SAME REQUIREMENTS WITH REFERENCE TO THEIR FITNESS FOR SUCH OFFICE AS ALL OTHER COUNTIES. FOR A PUBLIC HOSPITAL BOARD OF

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TRUSTEES THAT IS CREATED AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (3)(b) AND THAT CONSISTS OF SEVEN MEMBERS PURSUANT TO THIS SUBSECTION (3)(b), THE TRUSTEES SHALL HOLD OFFICE AS IS SPECIFIED IN SUBSECTION (2) OF THIS SECTION. FOR A PUBLIC HOSPITAL BOARD OF TRUSTEES THAT IS IN EXISTENCE WHEN THE BOARD OF COUNTY COMMISSIONERS DETERMINES THAT THE PUBLIC HOSPITAL BOARD OF TRUSTEES WILL CONSIST OF SEVEN MEMBERS, ONE OF THE ADDITIONAL TRUSTEES SHALL HOLD OFFICE UNTIL THE SECOND TUESDAY OF THE THIRD JANUARY FOLLOWING THEIR APPOINTMENT, AND THE OTHER ADDITIONAL TRUSTEE SHALL HOLD OFFICE UNTIL THE SECOND TUESDAY OF THE FIFTH JANUARY FROM THEIR APPOINTMENT. THE TERM OF OFFICE AND THE METHOD OF FILLING VACANCIES SHALL BE THE SAME AS FOR ALL OTHER COUNTIES."

Renumber succeeding sections accordingly.

Local Government & Housing

After consideration on the merits, the Committee recommends that **SB23-077** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, line 9, after "A BROKER" insert "OR AGREES TO RETAIN THE SERVICES OF A BROKER IN THE FUTURE".

Page 3, after line 6 insert:

"(3) A PERSON WHO OFFERS TO A CONSUMER A BROKER ENGAGEMENT CONTRACT THAT INCLUDES A PROVISION IN VIOLATION OF SUBSECTION (2) OF THIS SECTION COMMITS AN UNFAIR OR DECEPTIVE TRADE PRACTICE, AS PROVIDED IN SECTION 6-1-105 (1)(uuu)."

Renumber succeeding subsection accordingly.

Page 4, after line 5 insert:

"SECTION 2. In Colorado Revised Statutes, 6-1-105, add (1)(uuu) as follows:

6-1-105. Unfair or deceptive trade practices. (1) A person engages in a deceptive trade practice when, in the course of the person's business, vocation, or occupation, the person:

(uuu) VIOLATES SECTION 12-10-403.5."

Renumber succeeding section accordingly.

Local Government & Housing

After consideration on the merits, the Committee recommends that **SB23-110** be referred to the Committee of the Whole with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **HB23-1034** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary

After consideration on the merits, the Committee recommends that **SB23-100** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary

After consideration on the merits, the Committee recommends that **SB23-095** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary

After consideration on the merits, the Committee recommends that **SB23-028** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Amend printed bill, page 2, strike lines 4 through 12 and substitute:

"42-2-404. Commercial driver's license - limitations - rules - penalty. (3) (a) In addition to any applicable federal penalty concerning commercial motor vehicle operators, any person who violates subsection (1) or (2) of this section, or any rule or regulation promulgated by the department pursuant to this part 4, is guilty of a class A traffic infraction and, upon conviction thereof, shall be punished by a fine of not less than twenty-five dollars nor more than one thousand dollars, or by imprisonment in the county jail for not more than one year, or by both such fine and imprisonment CLASS 1 MISDEMEANOR TRAFFIC OFFENSE.

(b) AN EMPLOYER OR OFFICER OF OR AGENT OF AN EMPLOYER WHO KNOWINGLY AUTHORIZES OR PERMITS AN EMPLOYEE TO VIOLATE SUBSECTION (1) OF THIS SECTION COMMITS UNLAWFUL DIRECTION TO OPERATE A COMMERCIAL MOTOR VEHICLE. UNLAWFUL DIRECTION TO OPERATE A COMMERCIAL MOTOR VEHICLE IS A CLASS 1 MISDEMEANOR AND SHALL BE PUNISHED AS PROVIDED IN SECTION 18-1.3-501; EXCEPT THAT A SECOND OR SUBSEQUENT OFFENSE IS A CLASS 5 FELONY AND SHALL BE PUNISHED AS PROVIDED IN SECTION 18-1.3-401."

Page 2, strike lines 13 through 23.

Strike page 3.

Re-number succeeding sections accordingly.

Judiciary

After consideration on the merits, the Committee recommends that SB23-090 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 8, line 19, strike "RECORD" and substitute "RECORDING OF".

Page 14, line 12, strike "writing." and substitute "writing RECORD."

Strike "23-__" and substitute "23-090" on: Page 89, lines 3, 4, 15, 16, 24, and 26; Page 90, line 21; Page 91, line 6; Page 92, lines 18, 24, and 27; and Page 93, lines 4 and 9.

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

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

SB23-004

by Senator(s) Marchman and Jaquez Lewis; also Representative(s) Michaelson Jenet and Young--Concerning employment of certain school-based therapists.

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

Table with 8 columns: YES, NO, EXCUSED, ABSENT and counts for each. Rows list names of legislators and their corresponding votes (Y, N, E).

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

Co-sponsor(s) added: Bridges, Cutter, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Kolker, Moreno, Priola, Roberts, Rodriguez, Sullivan, and Zenzinger.

At the order of the President, Senators Buckner, Smallwood, and Van Winkle were added to the current roll call.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, a bill on the General Orders -- Second Reading of Bills Calendar (SB23-052) of Friday, February 17, 2023 was laid over until Tuesday, February 21, 2023 retaining its place on the calendar.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Friday, February 17, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

40th Legislative Day Friday, February 17, 2023

Prayer	By the chaplain, Michael Brown, Denver Rescue Mission.	10
Call to Order	By the President at 9:00 a.m.	11
Roll Call	Present--27 Excused--8, Buckner, Danielson, Fields, Hinrichsen, Jaquez Lewis, Mullica, Priola, Winter	12
Quorum	The President announced a quorum present.	13
Pledge	By Senator Marchman.	14
Approval of the Journal	On motion of Senator Kirkmeyer, the Journal of Thursday, February 16, 2023, was approved as corrected by the Secretary.	15

SENATE SERVICES REPORT

Correctly Reengrossed: SB23-004.

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB23-078 be referred to the Committee of the Whole with favorable recommendation.	34
Agriculture & Natural Resources	The Committee on <u>Agriculture & Natural Resources</u> has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:	35

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

for terms expiring April 15, 2025:

Krithika Prashant of Colorado Springs, Colorado, to serve as an Unaffiliated and as a resident of the Fifth Congressional District, occasioned by the resignation of Antonio Rosendo of Colorado Springs, Colorado, appointed;

Charles Garcia of Denver, Colorado to serve as an Unaffiliated and resident of the First Congressional District, occasioned by the resignation of Rick Palacio of Denver, Colorado, appointed;

for terms expiring April 15, 2026:

Raymond Tschillard of Greeley, Colorado to serve as an Unaffiliated and resident of the Eighth Congressional District, appointed;

Mara Brosy-Wiwchar of Thornton, Colorado, to serve as a Democrat and resident of the Eighth Congressional District, appointed.

Agriculture & Natural Resources The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE
PARKS AND WILDLIFE COMMISSION

for terms effective July 1, 2022 and expiring July 1, 2026:

Richard Reading of Denver, Colorado to serve as a representative of the public at large, appointed;

Gabriel Otero of Fruita, Colorado, to serve as a representative of sportspersons and a member West of the Continental Divide, appointed.

Agriculture & Natural Resources The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBERS OF THE
PARKS AND WILDLIFE COMMISSION

for a term effective July 1, 2022 and expiring July 1, 2026:

Eden Vardy of Aspen, Colorado to serve as a representative of production agriculture and a member West of the Continental Divide, reappointed.

Agriculture & Natural Resources The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for terms expiring June 1, 2026:

Alexander Boian of Erie, Colorado, to serve as an at-large member from tourism-based industries, reappointed;

Ken Murphy of Glenwood Springs, Colorado, to serve as a representative of other outdoor recreation activities, small town, and small businesses, appointed.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB23-053** 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 26, strike "**employees.**" and substitute "**employees - definition.**".

Page 5, line 16, strike "OR".

Page 5, strike lines 17 and 18 and substitute:

(II) DATA; INFORMATION, INCLUDING PERSONAL IDENTIFYING INFORMATION, AS DEFINED IN SECTION 24-74-102 (1); OR MATTERS THAT ARE REQUIRED TO BE KEPT CONFIDENTIAL BY FEDERAL LAW OR REGULATIONS, THE STATE CONSTITUTION, OR STATE LAW OR RULES;

(III) TRADE SECRETS OR OTHER CONFIDENTIAL OR SENSITIVE INFORMATION PROVIDED TO OR MADE ACCESSIBLE TO THE EMPLOYEE BY A CONTRACTOR OR PROSPECTIVE CONTRACTOR OF THE EMPLOYEE'S EMPLOYER DURING THE PROCUREMENT PROCESS OR WHILE THE CONTRACTOR IS PROVIDING GOODS OR SERVICES TO THE EMPLOYEE'S EMPLOYER IF THE PROTECTION OF SUCH INFORMATION IS NEEDED TO ENSURE SUCCESSFUL PROCUREMENT OR PROVISION

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OF THE GOODS OR SERVICES; OR
(IV) INFORMATION".

Page 6, line 14, strike "OR".

Page 6, strike lines 15 and 16 and substitute:

"(II) DATA; INFORMATION, INCLUDING PERSONAL IDENTIFYING INFORMATION, AS DEFINED IN SECTION 24-74-102 (1); OR MATTERS THAT ARE REQUIRED TO BE KEPT CONFIDENTIAL BY FEDERAL LAW OR REGULATIONS, THE STATE CONSTITUTION, OR STATE LAW OR RULES;

(III) TRADE SECRETS OR OTHER CONFIDENTIAL OR SENSITIVE INFORMATION PROVIDED TO OR MADE ACCESSIBLE TO THE EMPLOYEE BY A CONTRACTOR OR PROSPECTIVE CONTRACTOR OF THE EMPLOYEE'S EMPLOYER DURING THE PROCUREMENT PROCESS OR WHILE THE CONTRACTOR IS PROVIDING GOODS OR SERVICES TO THE EMPLOYEE'S EMPLOYER IF THE PROTECTION OF SUCH INFORMATION IS NEEDED TO ENSURE SUCCESSFUL PROCUREMENT OR PROVISION OF THE GOODS OR SERVICES; OR
(IV) INFORMATION".

Page 6, line 17, strike "MATTERS".

Page 7, after line 6 insert:

"(c) AN ACTION TO ENFORCE A PROVISION OF THIS SECTION SHALL BE BROUGHT IN THE DISTRICT COURT FOR THE DISTRICT IN WHICH THE EMPLOYEE IS PRIMARILY EMPLOYED.

(3) AS USED IN THIS SECTION, "CONDITION OF EMPLOYMENT" MEANS AN EMPLOYMENT-RELATED POLICY, PRACTICE, REQUIREMENT, OR RESTRICTION DICTATED BY AN EMPLOYER THAT AN INDIVIDUAL MUST AGREE TO ABIDE BY IN ORDER TO BE HIRED BY OR RETAIN EMPLOYMENT WITH THE EMPLOYER."

Page 7, line 10, strike "definition." and substitute "definitions."

Page 7, line 24, strike "AND".

Page 7, strike lines 25 and 26 and substitute:

"(II) DATA; INFORMATION, INCLUDING PERSONAL IDENTIFYING INFORMATION, AS DEFINED IN SECTION 24-74-102 (1); OR MATTERS THAT ARE REQUIRED TO BE KEPT CONFIDENTIAL BY FEDERAL LAW OR REGULATIONS, THE STATE CONSTITUTION, OR STATE LAW OR RULES;

(III) TRADE SECRETS OR OTHER CONFIDENTIAL OR SENSITIVE INFORMATION PROVIDED TO OR MADE ACCESSIBLE TO THE EMPLOYEE BY A CONTRACTOR OR PROSPECTIVE CONTRACTOR OF THE EMPLOYEE'S EMPLOYER DURING THE PROCUREMENT PROCESS OR WHILE THE CONTRACTOR IS PROVIDING GOODS OR SERVICES TO THE EMPLOYEE'S EMPLOYER IF THE PROTECTION OF SUCH INFORMATION IS NEEDED TO ENSURE SUCCESSFUL PROCUREMENT OR PROVISION OF THE GOODS OR SERVICES; OR
(IV) INFORMATION".

Page 8, line 18, strike "AND".

Page 8, strike lines 19 and 20 and substitute:

"(II) DATA; INFORMATION, INCLUDING PERSONAL IDENTIFYING INFORMATION, AS DEFINED IN SECTION 24-74-102 (1); OR MATTERS THAT ARE REQUIRED TO BE KEPT CONFIDENTIAL BY FEDERAL LAW OR REGULATIONS, THE STATE CONSTITUTION, OR STATE LAW OR RULES;

(III) TRADE SECRETS OR OTHER CONFIDENTIAL OR SENSITIVE INFORMATION PROVIDED TO OR MADE ACCESSIBLE TO THE EMPLOYEE BY A CONTRACTOR OR PROSPECTIVE CONTRACTOR OF THE EMPLOYEE'S EMPLOYER DURING THE PROCUREMENT PROCESS OR WHILE THE CONTRACTOR IS PROVIDING GOODS OR SERVICES TO THE EMPLOYEE'S EMPLOYER IF THE PROTECTION OF SUCH INFORMATION IS NEEDED TO ENSURE SUCCESSFUL PROCUREMENT OR PROVISION OF THE GOODS OR SERVICES; OR
(IV) INFORMATION".

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Page 9, strike line 9 and substitute:

"(c) AN ACTION TO ENFORCE A PROVISION OF THIS SECTION SHALL BE BROUGHT IN THE DISTRICT COURT FOR THE DISTRICT IN WHICH THE EMPLOYEE IS PRIMARILY EMPLOYED.

(3) AS USED IN THIS SECTION:

(a) "CONDITION OF EMPLOYMENT" MEANS AN EMPLOYMENT-RELATED POLICY, PRACTICE, REQUIREMENT, OR RESTRICTION DICTATED BY AN EMPLOYER THAT AN INDIVIDUAL MUST AGREE TO ABIDE BY IN ORDER TO BE HIRED BY OR RETAIN EMPLOYMENT WITH THE EMPLOYER.

(b) "THE STATE" INCLUDES WITHOUT".

Page 9, line 19, strike "definition." and substitute "definitions."

Page 10, line 7, strike "OR".

Page 10, strike lines 8 and 9 and substitute:

"(II) DATA; INFORMATION, INCLUDING PERSONAL IDENTIFYING INFORMATION, AS DEFINED IN SECTION 24-74-102 (1); OR MATTERS THAT ARE REQUIRED TO BE KEPT CONFIDENTIAL BY FEDERAL LAW OR REGULATIONS, THE STATE CONSTITUTION, OR STATE LAW OR RULES;

(III) TRADE SECRETS OR OTHER CONFIDENTIAL OR SENSITIVE INFORMATION PROVIDED TO OR MADE ACCESSIBLE TO THE EMPLOYEE BY A CONTRACTOR OR PROSPECTIVE CONTRACTOR OF THE EMPLOYEE'S EMPLOYER DURING THE PROCUREMENT PROCESS OR WHILE THE CONTRACTOR IS PROVIDING GOODS OR SERVICES TO THE EMPLOYEE'S EMPLOYER IF THE PROTECTION OF SUCH INFORMATION IS NEEDED TO ENSURE SUCCESSFUL PROCUREMENT OR PROVISION OF THE GOODS OR SERVICES; OR

(IV) INFORMATION".

Page 11, line 2, strike "OR".

Page 11, strike lines 3 and 4 and substitute:

"(II) DATA; INFORMATION, INCLUDING PERSONAL IDENTIFYING INFORMATION, AS DEFINED IN SECTION 24-74-102 (1); OR MATTERS THAT ARE REQUIRED TO BE KEPT CONFIDENTIAL BY FEDERAL LAW OR REGULATIONS, THE STATE CONSTITUTION, OR STATE LAW OR RULES;

(III) TRADE SECRETS OR OTHER CONFIDENTIAL OR SENSITIVE INFORMATION PROVIDED TO OR MADE ACCESSIBLE TO THE EMPLOYEE BY A CONTRACTOR OR PROSPECTIVE CONTRACTOR OF THE EMPLOYEE'S EMPLOYER DURING THE PROCUREMENT PROCESS OR WHILE THE CONTRACTOR IS PROVIDING GOODS OR SERVICES TO THE EMPLOYEE'S EMPLOYER IF THE PROTECTION OF SUCH INFORMATION IS NEEDED TO ENSURE SUCCESSFUL PROCUREMENT OR PROVISION OF THE GOODS OR SERVICES; OR

(IV) INFORMATION".

Page 11, strike line 21 and substitute:

"(c) AN ACTION TO ENFORCE A PROVISION OF THIS SECTION SHALL BE BROUGHT IN THE DISTRICT COURT FOR THE DISTRICT IN WHICH THE EMPLOYEE IS PRIMARILY EMPLOYED.

(3) AS USED IN THIS SECTION:

(a) "CONDITION OF EMPLOYMENT" MEANS AN EMPLOYMENT-RELATED POLICY, PRACTICE, REQUIREMENT, OR RESTRICTION DICTATED BY AN EMPLOYER THAT AN INDIVIDUAL MUST AGREE TO ABIDE BY IN ORDER TO BE HIRED BY OR RETAIN EMPLOYMENT WITH THE EMPLOYER.

(b) "LOCAL GOVERNMENT" MEANS A".

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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB23-1053 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5 6
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB23-1045 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	7 8 9 10 11 12
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB23-101 be postponed indefinitely .	13 14 15 16 17 18
Agriculture & Natural Resources	After consideration on the merits, the Committee recommends that SB23-038 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	19 20 21 22
	Amend printed bill, strike everything below the enacting clause and substitute:	23 24
	"SECTION 1. In Colorado Revised Statutes, add 18-9-210 as follows:	25
	18-9-210. Equine slaughter for human consumption - transportation - safe harbor - penalties - definitions. (1) Definitions. AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:	26 27 28
	(a) "EQUINE" MEANS A HORSE, MULE, OR BURRO.	29
	(b) "PREDATOR" MEANS ANY ANIMAL THAT:	30
	(I) IS NOT A HUMAN; AND	31
	(II) WHEN NOT IN CAPTIVITY, NORMALLY KILLS OTHER ANIMALS TO CONSUME THE OTHER ANIMALS.	32 33
	(2) Unlawful acts. EXCEPT AS PROVIDED IN SUBSECTION (4) OF THIS SECTION, A PERSON COMMITS UNLAWFUL EQUINE TRANSPORTATION IF THE PERSON VIOLATES SUBSECTION (3) OF THIS SECTION.	34 35 36
	(3) A PERSON SHALL NOT TRANSPORT MORE THAN TWENTY EQUINES IN A VEHICLE TO SLAUGHTER FOR HUMAN CONSUMPTION UNLESS THE VEHICLE MEETS THE FOLLOWING REQUIREMENTS:	37 38 39
	(a) THE FLOOR IS CONSTRUCTED OF OR COVERED WITH MATERIAL THAT PREVENTS EQUINES FROM SKIDDING OR SLIDING;	40 41
	(b) PARTITIONS OF STURDY CONSTRUCTION ARE PLACED A MINIMUM OF TEN FEET APART IN VEHICLES THAT DO NOT HAVE STALLS;	42 43
	(c) DOORWAYS ARE OF SUFFICIENT HEIGHT TO ALLOW SAFE INGRESS AND EGRESS OF EACH EQUINE IN THE VEHICLE;	44 45
	(d) RAMPS SUFFICIENT FOR LOADING AND UNLOADING EQUINES ARE PROVIDED IF THE VERTICAL DISTANCE FROM THE FLOOR OF THE COMPARTMENT CONTAINING EQUINES TO THE GROUND IS GREATER THAN FIFTEEN INCHES;	46 47 48
	(e) THE VEHICLE:	49
	(I) PROVIDES ADEQUATE VENTILATION FOR THE EQUINES; AND	50
	(II) DOES NOT TRANSPORT EQUINES ON MULTIPLE TIERS IN WHICH AN EQUINE STANDS ON A FLOOR THAT IS ABOVE AT LEAST ONE OTHER EQUINE; AND	51 52
	(f) THE INTERIORS OF COMPARTMENTS CONTAINING EQUINES ARE:	53
	(I) CONSTRUCTED OF SMOOTH MATERIALS CONTAINING NO SHARP OBJECTS OR HAZARDOUS PROTRUSIONS, EXCEPT AS PROVIDED IN SUBSECTION (3)(a) OF THIS SECTION; AND	54 55 56
	(II) HIGH ENOUGH TO ALLOW CLEARANCE ABOVE THE POLL AND WITHERS OF EACH HORSE IN THE COMPARTMENT.	57 58
	(4) Safe harbor. IT IS NOT UNLAWFUL EQUINE TRANSPORTATION FOR A PERSON TO:	59 60
	(a) EXPORT AN EQUINE FROM THE STATE IF THE EQUINE IS SLAUGHTERED FOR USE BY A FACILITY TO FEED PREDATORS HOUSED AT THE FACILITY; OR	61 62 63
	(b) EXPORT EQUINE MEAT FROM THE STATE IN OR THROUGH A SECONDARY MARKET FOR EQUINE PRODUCTS IF THE EQUINE WAS SLAUGHTERED FOR USE BY A FACILITY TO FEED PREDATORS HOUSED AT THE FACILITY.	64 65 66
	(5) Acts that are separate offenses. EACH EPISODE OF EQUINES BEING	66 67

TRANSPORTED IN VIOLATION OF SUBSECTION (3) OF THIS SECTION IS A SEPARATE OFFENSE.

(6) **Penalties.** (a) EXCEPT AS PROVIDED IN SUBSECTIONS (6)(b) AND (6)(c) OF THIS SECTION, A PERSON WHO COMMITS UNLAWFUL EQUINE TRANSPORTATION IS GUILTY OF A MISDEMEANOR, AND UPON CONVICTION, MAY BE PUNISHED BY A FINE OF UP TO ONE THOUSAND DOLLARS.

(b) A PERSON WHO COMMITS A SECOND OR SUBSEQUENT ACT OF UNLAWFUL EQUINE TRANSPORTATION IS GUILTY OF A MISDEMEANOR IF THE PERSON WAS CONVICTED OF OR PLED NOLO CONTENDERE TO UNLAWFUL EQUINE TRANSPORTATION WITHIN THE PREVIOUS TEN YEARS AND, UPON CONVICTION OF A SECOND OR SUBSEQUENT OFFENSE, THE COURT MAY IMPOSE UPON THE PERSON A FINE OF UP TO TWO THOUSAND FIVE HUNDRED DOLLARS.

(c) A PERSON WHO COMMITS UNLAWFUL EQUINE TRANSPORTATION AND WHO OBTAINED THE EQUINE BY FRAUD OR THEFT IS GUILTY OF A MISDEMEANOR AND, UPON CONVICTION, THE COURT MAY IMPOSE UPON THE PERSON A FINE OF UP TO FIVE THOUSAND DOLLARS.

SECTION 2. In Colorado Revised Statutes, **amend** 35-55-105 as follows:

35-55-105. Posting licenses - required notices. (1) A certified copy of an issued license may be procured by the holder of the original LICENSE upon payment of a fee of one dollar. ~~therefor, and~~ THE LICENSE HOLDER SHALL POST the original or certified copy of ~~said~~ THE license ~~shall be posted~~ during sale periods in a conspicuous place on the premises where the public livestock market is conducted.

(2) (a) AT A PUBLIC AUCTION OR SALE WHERE EQUINE LIVESTOCK, AS DEFINED IN SECTION 35-41-100.3 (1.7), ARE PURCHASED, THE MANAGEMENT OF THE AUCTION OR SALE SHALL GIVE THE EQUINE LIVESTOCK BUYER THE NOTICE DESCRIBED IN SUBSECTION (2)(b) OF THIS SECTION BY POSTING THE NOTICE:

(I) ON A SIGN MEASURING A MINIMUM OF SIXTEEN INCHES BY TEN INCHES WITH LETTERING OF A MINIMUM OF NINETY-ONE-POINT FONT; AND

(II) IN A CONSPICUOUS LOCATION THAT IS CLEARLY VISIBLE TO A MAJORITY OF THE PEOPLE ATTENDING THE PUBLIC AUCTION.

(b) TO COMPLY WITH THIS SUBSECTION (2), THE NOTICE MUST READ AS FOLLOWS:

WARNING:

THE TRANSPORTATION OF EQUINE LIVESTOCK INTENDED FOR SLAUGHTER FOR HUMAN CONSUMPTION IN VIOLATION OF SECTION 18-9-210 IS PUNISHABLE BY A FINE OF UP TO ONE THOUSAND DOLLARS.

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; 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 2024 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 acts committed on or after the applicable effective date of this act."

Page 1, strike lines 101 and 102 and substitute:

"CONCERNING THE IMPOSITION OF CERTAIN REQUIREMENTS WHEN TRANSPORTING AT LEAST TWENTY EQUINE FOR SLAUGHTER FOR HUMAN CONSUMPTION."

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MESSAGE FROM THE HOUSE

February 16, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1165, amended as printed in House Journal, February 13 and 14, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-119, 124, and 125, amended as printed in House Journal, February 15, 2023.

The House has passed on Third Reading and returns herewith SB23-112, 113, 114, 115, 116, 117, 118, 120, 121, 122, 123, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, and 142.

MESSAGE FROM THE REVISOR OF STATUTES

February 16, 2023
We herewith transmit:

Without comment, as amended, HB23-1165.
Without comment, as amended, SB23-119, 124, and 125.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB23-163** by Senator(s) Will; also Representative(s) Jodeh and Lynch--Concerning the classification of certain employees of the division of parks and wildlife who are certified by the peace officers standards and training board as state troopers for the purpose of determining public employees' retirement association service retirement eligibility and benefits.
Finance
- SB23-164** by Senator(s) Gonzales and Gardner; also Representative(s) Bacon and Weissman-- Concerning the continuation of the sex offender management board, and, in connection therewith, implementing the recommendations contained in the 2022 sunset report by the department of regulatory agencies.
Judiciary
- SB23-165** by Senator(s) Sullivan; also Representative(s) Ricks--Concerning the continuation of the regulation of racing, and, in connection therewith, continuing the division of racing events in the department of revenue, continuing the activities of the Colorado racing commission, and implementing recommendations contained in the 2022 sunset report by the department of regulatory agencies.
Finance
- SB23-166** by Senator(s) Cutter and Exum; also Representative(s) Froelich and Velasco--Concerning the establishment of a wildfire resiliency code board, and, in connection therewith, requiring the wildfire resiliency code board to adopt model codes and requiring governing bodies with jurisdiction in an area within the wildland-urban interface to adopt codes that meet or exceed the standards set forth in the model codes.
Local Government & Housing
- HB23-1087** by Representative(s) Catlin and McLachlan; also Senator(s) Roberts and Will--Concerning a requirement that the state controller promulgate fiscal rules governing advance payment for the purchase of state agricultural products by a charitable food organization using state grant money.
Finance

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HB23-1093 by Representative(s) McLachlan and Martinez; also Senator(s) Rich and Marchman--
Concerning permitting higher education staff to take a sabbatical.
Education

HB23-1134 by Representative(s) Joseph and Kipp, Garcia, Lindstedt, Ortiz, Sharbini, Velasco, Willford;
also Senator(s) Cutter, Marchman--Concerning mandatory provisions in home warranty
service contracts, and, in connection therewith, requiring a home warranty service contract
to include terms allowing a homeowner to replace any of certain gas-fueled devices with a
device that operates on electricity or to receive an amount that is equivalent to the retail cash
value of the gas-fueled device.
Transportation & Energy

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate
having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar
(SB23-096) of Friday, February 17, 2023 was laid over until Tuesday, February 21, 2023,
retaining its place on the calendar.

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

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

MEMBERS OF THE
STATEWIDE INTERNET PORTAL AUTHORITY

for a term expiring June 1, 2024:

Ernesto Chavez of Westminster, Colorado, to serve as a representative of local
government, occasioned by the resignation of Brandy Reitter of Eagle, Colorado,
appointed;

for a term expiring June 1, 2026:

Hannah Parsons of Colorado Springs, Colorado to serve as a representative of the
private sector, reappointed.

YES	27	NO	0	EXCUSED	8	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	E	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	E	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	E	Winter F.	E
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
PINNACOL ASSURANCE BOARD OF DIRECTORS

for a term expiring January 1, 2026:

Celia Dietrich of Centennial, Colorado to serve as a member with experience in finance
and investments but not an employer whose liability is insured by Pinnacol, occasioned
by the resignation of Barbara Mellman Davis of Denver, Colorado, appointed.

for terms expiring January 1, 2028:

Emily Lord King of Greeley Colorado, to serve as a farmer and employer whose liability is insured by Pinnacol, appointed;

Isaac Wanasika of Westminster, Colorado, to serve as an employee of an employer whose liability is insured by Pinnacol, appointed.

YES	27	NO	0	EXCUSED	8	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	E	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	E	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	E	Winter F.	E
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
COLORADO RACING COMMISSION

for a term expiring July 1, 2026:

Sandra Jeanne Bowen of Idledale, Colorado, a Democrat from the Seventh Congressional District, to serve as a registered elector, reappointed.

YES	27	NO	0	EXCUSED	8	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	E	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	E	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	E	Winter F.	E
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
SECURITIES BOARD

for a term expiring July 1, 2023:

Elizabeth Karpinski Vonne of Lakewood, Colorado, to serve as a member at large, occasioned by the resignation of Lawrence Reifurth of Highlands Ranch, Colorado, appointed;

for a term expiring July 1, 2025:

Nilsa Guerrero-Mahon of Brighton, Colorado, to serve as a certified public accountant, reappointed.

YES	27	NO	0	EXCUSED	8	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	E	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	E	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	E	Winter F.	E
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

February 14, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint and submit to your consideration, the following:

MEMBERS OF THE
STATE BOARD OF HUMAN SERVICES

effective March 1, 2023 for terms expiring March 1, 2027:

Tamara Pogue of Dillon, Colorado, to serve as a County Commissioner, reappointed;

Jennifer MacDonnell of Las Animas, Colorado, to serve as a County Commissioner, reappointed;

John Kefalas of Fort Collins, Colorado, to serve as a County Commissioner, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 2/15/23
Ryan Breitweiser, Journal Clerk

Committee on Health and Human Services

COMMITTEE OF REFERENCE REPORTS (cont'd)

Health & Human Services After consideration on the merits, the Committee recommends that **SB23-081** be **postponed indefinitely**.

Health & Human Services After consideration on the merits, the Committee recommends that **SB23-091** be **postponed indefinitely**.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **HB23-1071** 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 6 through 10 and substitute "part 3 "INDEPENDENTLY LICENSED PRESCRIBING PHYSICIAN" MEANS A PHYSICIAN LICENSED PURSUANT TO ARTICLE 240 OF THIS TITLE 12 WHO SUPERVISES LICENSED PSYCHOLOGISTS PARTICIPATING IN PRACTICUMS DESCRIBED IN SECTION 12-245-309 (2)(a)(IV).".

Page 3, strike lines 20 through 24 and substitute ""LICENSED PSYCHOLOGIST" MEANS A PERSON LICENSED PURSUANT TO THIS PART 3.".

Page 3, line 26, strike ""LICENSED".

Page 3, strike line 27.

Page 4, strike line 1 and substitute ""NARCOTIC DRUG" HAS THE SAME MEANING AS SET FORTH IN".

Page 4, line 3, strike "(8)" and substitute "(7)".

Reorder succeeding subsections accordingly.

Page 4, line 6, strike "BOARD" and substitute "BOARD, WITH APPROVAL OF THE COLORADO MEDICAL BOARD,".

Page 5, strike lines 5 through 9.

Reorder succeeding subsection accordingly.

Page 7, line 6, strike "AND".

Page 7, strike line 7 and substitute:

"(G) CLINICAL PHARMACOTHERAPEUTICS; AND

(H) BASIC SCIENCES, INCLUDING GENERAL BIOLOGY, MICROBIOLOGY, CELL AND MOLECULAR BIOLOGY, HUMAN ANATOMY, HUMAN PHYSIOLOGY, BIOCHEMISTRY, AND GENETICS, AS PART OF OR PRIOR TO ENROLLMENT IN A MASTER OF SCIENCE DEGREE PROGRAM IN CLINICAL PSYCHOPHARMACOLOGY.".

Page 7, line 26, strike "(2)(a)(IV)(B) OF THIS SECTION" and substitute "(2)(a)(IV)(A) OF THIS SECTION,".

Page 8, lines 3 and 4, strike "PEDIATRIC OR GERIATRIC PATIENTS," and substitute "PATIENTS UNDER EIGHTEEN YEARS OF AGE OR OVER SIXTY-FIVE YEARS OF AGE,".

Page 8, line 5, strike "(2)(a)(IV)(B)" and substitute "(2)(a)(IV)(A)".

Page 8, lines 7 and 8, strike "PEDIATRIC OR GERIATRIC PATIENTS," and substitute "PATIENTS UNDER EIGHTEEN YEARS OF AGE OR OVER SIXTY-FIVE YEARS OF AGE,".

Page 8, line 9, strike "PEDIATRIC OR GERIATRIC PATIENTS;" and substitute "SUCH PATIENTS;"

Page 10, line 14, strike "CLIENT" and substitute "PATIENT".

Page 10, lines 14 and 15, strike "OR THE LICENSED PSYCHOLOGIST WITH A CONDITIONAL PRESCRIPTION CERTIFICATE".

Page 10, lines 16 and 17, strike "HEALTH-CARE PROVIDER WHO OVERSEES THE CLIENT'S" and substitute "PHYSICIAN WHO OVERSEES THE PATIENT'S".

Page 10, line 19, strike "CLIENT'S" and substitute "PATIENT'S".

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Page 10, line 20, strike "CLIENT'S" and substitute "PATIENT'S".	1
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Page 10, line 24, strike "CLIENT OR THE CLIENT'S" and substitute "PATIENT OR THE PATIENT'S".	3
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Page 10, strike line 26 and substitute "PATIENT'S PRIMARY TREATING PHYSICIAN, AS REQUIRED BY".	6
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Page 11, line 1, strike "CLIENT OR THE CLIENT'S" and substitute "PATIENT OR THE PATIENT'S".	9
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Page 11, line 2, strike "CLIENT'S" and substitute "PATIENT'S".	12
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Page 11, line 3, strike "HEALTH-CARE PROVIDER," and substitute "PHYSICIAN WHO OVERSEES THE PATIENT,".	14
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Page 11, line 6, strike "CLIENT" and substitute "PATIENT".	17
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Page 11, line 8, strike "HEALTH-CARE PROVIDER;" and substitute "PHYSICIAN;".	19
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Page 11, line 9, strike "CLIENT" and substitute "PATIENT".	21
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Page 11, strike line 11 and substitute "WITH A PHYSICIAN.".	23
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Page 11, strike lines 12 through 16 and substitute:	25
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"(III) BEFORE PRESCRIBING OR ADMINISTERING A PSYCHOTROPIC MEDICATION TO A PATIENT, A PRESCRIBING PSYCHOLOGIST SHALL COMMUNICATE TO THE PATIENT'S PRIMARY TREATING PHYSICIAN THE INTENT TO PRESCRIBE OR ADMINISTER THE MEDICATION AND MUST RECEIVE ELECTRONIC WRITTEN AGREEMENT FROM THE PHYSICIAN THAT THE PRESCRIPTION FOR OR ADMINISTERING OF THE MEDICATION IS APPROPRIATE.".	27
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Page 11, line 17, strike "CLIENT" and substitute "PATIENT".	34
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Page 11, line 18, strike "PROVIDER," and substitute "PROVIDER WHO IS A LICENSED PHYSICIAN,".	36
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Page 11, line 20, strike "CLIENT TO A HEALTH-CARE PROVIDER" and substitute "PATIENT TO A LICENSED PHYSICIAN".	39
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Page 11, line 22, strike "HEALTH-CARE PROVIDER'S" and substitute "LICENSED PHYSICIAN'S".	42
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Page 11, line 23, strike "HEALTH-CARE PROVIDER" and substitute "LICENSED PHYSICIAN".	45
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Page 11, strike line 25 and substitute "PATIENT.".	48
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Page 11, strike line 27.	50
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Page 12, strike line 1 and substitute "THE PRIMARY TREATING PHYSICIAN TO WHOM THE PSYCHOLOGIST REFERS THE PATIENT PURSUANT TO".	52
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Page 12, line 2, strike "(6)(c)(IV)" and substitute "(5)(c)(IV)".	55
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Page 12, strike line 10.	57
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Page 12, line 11, strike "PROVIDER" and substitute "PRIMARY TREATING PHYSICIAN".	59
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Page 12, line 12, strike "(6)(c)(IV)" and substitute "(5)(c)(IV)" and strike "CLIENT" and substitute "PATIENT".	62
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Page 12, line 14, strike "CLIENT'S" and substitute "PATIENT'S".	65
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Page 12, strike lines 15 and 16 and substitute "THE PATIENT IS BEING TREATED	67

BY THE PRIMARY TREATING PHYSICIAN;"

Page 12, strike lines 19 and 20, and substitute "PRIMARY TREATING PHYSICIAN TO WHOM THE PSYCHOLOGIST REFERS THE PATIENT PURSUANT TO".

Page 12, line 21, strike "(6)(c)(IV)" and substitute "(5)(c)(IV)".

Page 12, line 22, strike "CLIENT" and substitute "PATIENT".

Page 12, strike line 27.

Page 13, line 1, strike "PROVIDER" and substitute "PRIMARY TREATING PHYSICIAN"and strike "CLIENT" and substitute "PATIENT".

Page 13, line 3, strike "CLIENT'S" and substitute "PATIENT'S".

Page 13, strike lines 4 through 11 and substitute "THE MEDICAL TREATMENT BEING PROVIDED BY THE PHYSICIAN."

Page 13, line 13, strike "CLIENT" and substitute "PATIENT".

Page 14, line 2, strike "MEDICINE." and substitute "MEDICINE, AND WILL BE SHARING INFORMATION REGARDING THE DELIVERY OF PRESCRIBING SERVICES TO THE PATIENT'S PRIMARY TREATING HEALTH-CARE PROVIDER AS REQUIRED BY LAW."

Strike "OR A LICENSED PSYCHOLOGIST WITH A CONDITIONAL PRESCRIPTION CERTIFICATE" on: **Page 10**, lines 22 and 23.

Strike "OR LICENSED PSYCHOLOGIST WITH A CONDITIONAL PRESCRIPTION CERTIFICATE" on: **Page 11**, lines 3 and 4, and 18 and 19; and **Page 12**, lines 3 and 4, 8 and 9, 17 and 18, and 25 and 26.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-008** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 5, after line 3 insert:

"SECTION 4. Appropriation. For the 2023-24 state fiscal year, \$7,650 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, line 102, strike "STANDARDS." and substitute "STANDARDS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-012** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 3, afer line 25 insert:

"SECTION 3. Appropriation. (1) For the 2023-24 state fiscal year, \$132,300 is appropriated to the department of revenue. This appropriation is from the 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 department may use this appropriation as follows:

(a) \$112,500 for DRIVES maintenance and support; and (b) \$19,800 for the purchase of information technology services.

(2) For the 2023-24 state fiscal year, \$19,800 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

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revenue under subsection (1)(b) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of revenue.”.

Renumber succeeding section accordingly.

Page 1 line 102, strike “CARRIERS.” and substitute “CARRIERS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.”.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-035** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-036** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-061** 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 12 insert:

SECTION 3. Appropriation - adjustments to 2023 long bill.

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 2023-24 state fiscal year to the department of education for the statewide assessment program is decreased by \$1,025,521.”.

Renumber succeeding section accordingly.

Page 1, line 103, strike "STUDIES." and substitute "STUDIES, AND, IN CONNECTION THEREWITH, REDUCING AN APPROPRIATION.”.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-086** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 10, line 6, strike "created." and substitute "created - repeal.", and after "(1)" insert "(a)".

Page 10, after line 11, insert:

"(b) IF THE DEPARTMENT OF EDUCATION DOES NOT SPEND THE TOTAL AMOUNT APPROPRIATED PURSUANT TO THIS SUBSECTION (1) BY THE END OF THE FISCAL YEAR FOR WHICH IT IS APPROPRIATED, ANY AMOUNT NOT EXPENDED UP TO FIFTY PERCENT OF THE TOTAL AMOUNT APPROPRIATED IS FURTHER APPROPRIATED TO THE DEPARTMENT FOR THE SUBSEQUENT STATE FISCAL YEAR FOR THE SAME PURPOSE.”.

Page 11, after line 9, insert:

"(3) (a) ANY MONEY APPROPRIATED TO THE DEPARTMENT OF HIGHER EDUCATION FOR STATE FISCAL YEAR 2022-23 THAT IS NOT EXPENDED BEFORE JULY 1, 2023, IS FURTHER APPROPRIATED TO THE DEPARTMENT OF HIGHER EDUCATION FOR STATE FISCAL YEAR 2023-24 FOR THE SAME PURPOSE.

(b) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE JULY 1, 2024.”.

Page 11, after line 12 insert:

SECTION 3. Transfer of appropriation. Any appropriation made in the annual general appropriation act for the 2023-24 state fiscal year to the department of higher education for the Colorado student

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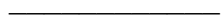
leaders institute is hereby transferred to the department of education to implement this act.

SECTION 4. Appropriation. For the 2023-24 state fiscal year, \$8,184 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 0.1 FTE. To implement this act, the department may use this appropriation for the Colorado student leaders institute.

SECTION 5. Effective date. This act takes effect July 1, 2023; except that section 22-106-105 (3), Colorado Revised Statutes, enacted in section 1 of this act, takes effect June 30, 2023."

Renumber succeeding section accordingly.

Page 1, line 101, strike "MODERNIZATION." and substitute "MODERNIZATION, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING AN APPROPRIATION."



On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m., Tuesday, February 21, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

43rd Legislative Day

Monday, February 20, 2023

THE SENATE DID NOT CONVENE ON THIS DAY
DUE TO OBSERVANCE OF PRESIDENTS DAY

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

44th Legislative Day Tuesday, February 21, 2023

- Prayer 10
 By the chaplain, Reverend Vernon Jones Jr., Faith Bridge, Denver. 11
- Call to 12
 Order 13
 By the President at 10:00 a.m. 14
- Roll Call 15
 Present--33 16
 Excused--2, Ginal, Winter 17
- Quorum 18
 The President announced a quorum present. 19
- Pledge 20
 By Senator Mullica. 21
- Approval of 22
 the Journal 23
 On motion of Senator Will, the Journal of Friday, February 17, 2023, was approved as 24
 corrected by the Secretary. 25

SENATE SERVICES REPORT

Correctly Printed: SB23-163, 164, 165, and 166. 26
Correctly Enrolled: SB23-112, 113, 114, 115, 116, 117, 118, 120, 121, 122, 123, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, and 142. 27

COMMITTEE OF REFERENCE REPORTS

Appropriations 28
 After consideration on the merits, the Committee recommends that **SB23-076** be **amended** 29
 as follows, and as so amended, be referred to the Committee of the Whole with favorable 30
 recommendation. 31

Amend printed bill, page 2, strike lines 4 through 6 and substitute: 32

"2-2-1307. Repeal of part. This part 13 is repealed, effective 33
~~September 1, 2023~~ SEPTEMBER 1, 2028. Prior to the repeal of this part 13, the 34
 council must be reviewed as provided for in section 2-3-1203." 35

Page 2, line 8, strike "(14)(a)(VI)" and substitute "(14)(a)(VI); and **add** 36
 (19)(a)(II)". 37

Page 2, after line 14 insert: 38

"(19) (a) The following statutory authorizations for the designated 39
 advisory committees will repeal on September 1, 2028: 40

(II) THE COLORADO YOUTH ADVISORY COUNCIL CREATED IN SECTION 41
 2-2-1302. 42

SECTION 3. Appropriation. For the 2023-24 state fiscal year, 43
 \$50,000 is appropriated to the youth advisory council cash fund created in 44
 section 2-2-1306, C.R.S. This appropriation is from the general fund. The 45
 legislative department is responsible for the accounting related to this 46
 appropriation." 47

Page 1, strike lines 102 through 104 and substitute "**ADVISORY COUNCIL, AND,** 48
IN CONNECTION THEREWITH, MAKING AN APPROPRIATION." 49

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INTRODUCTION OF BILLS -- FIRST READING

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

SB23-167 by Senator(s) Winter F. and Will; also Representative(s) Gonzales-Gutierrez--Concerning the regulation of certified midwives by the state board of nursing. Health & Human Services

Committee of the Whole On motion of Senator Bridges, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Bridges was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

SB23-057 by Senator(s) Rich; also Representative(s) Taggart--Concerning the removal of the duty of county treasurers to be ex officio district treasurers for special purpose districts providing drainage and irrigation services.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, February 16, page(s) 235-236 and placed in members' bill files.)

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

SB23-068 by Senator(s) Pelton R. and Exum; also Representative(s) Lukens and Pugliese--Concerning modifications to the operations of a public hospital board of trustees created by a board of county commissioners.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, February 16, page(s) 236-237 and placed in members' bill files.)

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

SB23-077 by Senator(s) Hinrichsen; also Representative(s) Froelich--Concerning prohibiting the inclusion of certain terms in a broker engagement contract.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, February 16, page(s) 237 and placed in members' bill files.)

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

HB23-1034 by Representative(s) Daugherty and Soper; also Senator(s) Gonzales and Simpson--Concerning measures to expand postconviction DNA testing.

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

SB23-100 by Senator(s) Gardner; also Representative(s) Snyder--Concerning the "Uniform Community Property Disposition at Death Act".

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

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SB23-095 by Senator(s) Ginal and Gardner; also Representative(s) Soper and Daugherty--Concerning criminalizing unlawfully pointing a laser device at an aircraft.

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

SB23-028 by Senator(s) Gonzales; also Representative(s) Epps and Soper--Concerning the penalty for committing any of certain offenses involving the operation of a commercial vehicle.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, February 16, page(s) 237-238 and placed in members' bill files.)

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

SB23-090 by Senator(s) Gardner; also Representative(s) Snyder--Concerning the enactment of the 2022 amendments to the "Uniform Commercial Code".

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, February 16, page(s) 238 and placed in members' bill files.)

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

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Bridges, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	E
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-057 as amended, SB23-068 as amended, SB23-077 as amended, SB23-100, SB23-095, SB23-028 as amended, SB23-090 as amended, HB23-1034.

Committee of the Whole On motion of Senator Bridges, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Bridges was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB23-052 by Senator(s) Hinrichsen; also Representative(s) Martinez--Concerning a municipal priority lien that a county treasurer is required to accept for collection if a municipality follows a specified procedure.

Amendment No. 1, Finance Committee Amendment.

(Printed in Senate Journal, February 15, page(s) 226-227 and placed in members' bill files.)

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

SB23-096 by Senator(s) Roberts and Lundeen; also Representative(s) Amabile and Soper-- Concerning policies relating to in-state tuition classification at state-supported institutions of higher education.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 15, page(s) 225 and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Roberts.

Amend printed bill, page 2, line 3, before "(5)(d)" insert "(4)(d)(I) and".

Page 2, strike line 5 and substitute: **"report - definitions.**
(4) (d) (I) (A) Beginning October 15, 2018, and no later than October 15 each year thereafter, the department shall submit a report to the joint budget committee and to the education committees of the house of representatives and of the senate, or their successor committees, demonstrating that the institutions included in this subsection (4) have met resident admission and enrollment requirements set forth in this section for the prior fiscal year; REPORTING THE TOTAL NUMBER OF RESIDENT AND NONRESIDENT STUDENTS ENROLLED IN EACH INSTITUTION OF HIGHER EDUCATION BEFORE AND AFTER COLORADO SCHOLARS ARE COUNTED AS TWO IN-STATE STUDENTS PURSUANT TO SUBSECTION (5)(a) OF THIS SECTION; AND REPORTING HOW STATE INSTITUTIONS OF HIGHER EDUCATION THAT UTILIZE THE COLORADO SCHOLARS PROGRAM USE ASSOCIATED TUITION REVENUE FOR PURPOSES OF MERIT- AND NEED-BASED SCHOLARSHIPS FOR RESIDENT STUDENTS.

(5) (d) Notwithstanding any provision of this".

Page 3, line 5, strike "MAY" and substitute "SHALL".

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

SB23-110 by Senator(s) Marchman and Zenzinger, Gardner; also Representative(s) Kipp and Taggart, Lindstedt--Concerning transparency for metropolitan districts.

Amendment No. 1(L.020), by Senators Marchman and Zenzinger.

Amend printed bill, page 3, line 27, after "(6)" insert "and (7)".

Page 4, line 5, strike "2020," and substitute "2000,".

Page 4, line 12, strike "DISTRICT'S PROJECTS" and substitute "PUBLIC INFRASTRUCTURE PROJECTS WITHIN THE METROPOLITAN DISTRICT".

Page 4, line 13, strike "AND".

Page 4, after line 13 insert:

"(II) A REVIEW OF UNAUDITED FINANCIAL STATEMENTS SHOWING THE YEAR-TO-DATE REVENUE AND EXPENDITURES OF THE METROPOLITAN DISTRICT IN RELATION TO ITS ADOPTED BUDGET, AS AMENDED IF APPLICABLE, FOR THAT CALENDAR YEAR; AND".

Re-number succeeding subparagraph accordingly.

Page 5, after line 1, insert:

"(7) THE BOARD OF A METROPOLITAN DISTRICT MUST PROVIDE A PUBLIC COMMENT PERIOD DURING THE MEETING AT WHICH THE BOARD ADOPTS THE ANNUAL BUDGET FOR THE METROPOLITAN DISTRICT AS REQUIRED BY SECTION 29-1-103.".

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

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ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Bridges, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	E
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-052 as amended, SB23-096 as amended, SB23-110 as amended.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB23-1053, SB23-008, SB23-012, SB23-036, and SB23-086 were made Special Orders--Consent Calendar at 10:50 a.m.

Committee of the Whole The hour of 10:50 a.m. having arrived, Senator Bridges moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills--Consent Calendar, and Senator Bridges was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

HB23-1053 by Representative(s) Hartsook and Ortiz, Evans, Martinez, Velasco; also Senator(s) Zenzinger and Rich, Bridges--Concerning the authority to accept and expend gifts, grants, and donations, and, in connection therewith, authorizing the division of veterans affairs to expend gifts, grants, and donations in support of the western slope military veterans' cemetery, authorizing the department of public safety to accept and expend gifts, grants, and donations in support of its purposes, and creating the department of public safety gifts, grants, and donations fund.

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

SB23-008 by Senator(s) Moreno; also Representative(s) Lindsay--Concerning opportunities for youth involvement in the review of the state's education standards, and, in connection therewith, making an appropriation.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 7, page(s) 159-160 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, February 17, page(s) 253 and placed in members' bill files.)

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

SB23-012 by Senator(s) Winter F.; also Representative(s) Catlin and Froelich, Boesenecker, Lindsay--Concerning the enforcement of safety requirements for intrastate motor vehicle carriers, and, in connection therewith, making an appropriation.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, January 31, page(s) 131 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, February 17, page(s) 253-254 and placed in members' bill files.)

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

SB23-036 by Senator(s) Pelton B. and Cutter, Bridges; also Representative(s) Armagost and Ortiz, Bottoms--Concerning a change to the application process for the property tax exemption for veterans with a disability.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, February 3, page(s) 148 and placed in members' bill files.)

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

SB23-086 by Senator(s) Hansen; also Representative(s) Hamrick and Soper--Concerning student leaders institute modernization, and, in connection therewith, making and reducing an appropriation.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 8, page(s) 169 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, February 17, page(s) 254-255 and placed in members' bill files.)

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS -- CONSENT CALENDAR

On motion of Senator Bridges, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	E
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-008 as amended, SB23-012 as amended, SB23-036 as amended, SB23-086 as amended, HB23-1053.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-035 and HB23-1045 were made Special Orders at 10:54 a.m.

Committee of the Whole The hour of 10:54 a.m. having arrived, Senator Zenzinger moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Zenzinger was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

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

SB23-035 by Senator(s) Bridges and Moreno; also Representative(s) Herod--Concerning the operation of the middle-income housing authority, and, in connection therewith, adding members to the board of directors and expanding the power of the authority to enter into public-private partnerships.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, January 27, page(s) 105 and placed in members' bill files.)

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

HB23-1045 by Representative(s) Evans, Marshall, Martinez; also Senator(s) Pelton B. and Hinrichsen-- Concerning leave from employment for state military service.

Amendment No. 1(L.002), by Senator Pelton, B.

Amend reengrossed bill, page 4, after line 2 insert:

"SECTION 4. In Colorado Revised Statutes, 28-3-604, **amend** (1) introductory portion; and **repeal** (1)(b) as follows:

28-3-604. Reinstatement. (1) Except as otherwise provided in sections 28-3-601 to 28-3-607, upon the completion of such service, ~~such~~ AN officer or employee ~~shall~~ MUST be reinstated in the public position ~~which he or she~~ THAT THE OFFICER OR EMPLOYEE held at the time of entry into such service or a public position of like seniority, status, and pay if such A POSITION is available at the same salary ~~which he or she~~ THAT THE OFFICER OR EMPLOYEE would have received if ~~he or she~~ THE OFFICER OR EMPLOYEE had not taken ~~such~~ THE leave upon the following conditions:

(b) ~~That he or she is not physically or mentally disabled from performing the duties of such position;~~".

Renumber succeeding sections accordingly.

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Zenzinger, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	E
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-035 as amended, HB23-1045 as amended.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-119

by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of human services.

Senator Zenzinger moved that the Senate concur in House amendments to **SB23-119**, as printed in House journal, February, 15, 2023, page(s) 293-294. The motion was **adopted** by the following roll call vote:

YES	30	NO	3	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	E
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

YES	27	NO	6	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	E	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	E
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Mullica and Sullivan.

SB23-124

by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of local affairs.

Senator Zenzinger moved that the Senate concur in House amendments to **SB23-124**, as printed in House journal, February, 15, 2023, page(s) 295. The motion was **adopted** by the following roll call vote:

YES	31	NO	2	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	E
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

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

YES	29	NO	4	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	E	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	E
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

SB23-125

by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Sirota, Bockenfeld--Concerning a supplemental appropriation to the department of military and veterans affairs.

Senator Zenzinger moved that the Senate concur in House amendments to **SB23-125**, as printed in House journal, February, 15, 2023, page(s) 312. The motion was **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	E
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	E
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Baisley, Gardner, Hinrichsen, Lundeen, Marchman, Pelton B., Pelton R., Rich, and Roberts.

MESSAGE FROM THE HOUSE

February 21, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1090, 1037, 1137, 1141, and 1125, amended as printed in House Journal, February 17, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB23-1011, amended as printed in House Journal, February 17, 2023, amended on Third Reading as printed in House Journal, February 21, 2023.

MESSAGE FROM THE REVISOR OF STATUTES

February 21, 2023

We herewith transmit:

Without comment, as amended, HB23-1011, 1037, 1090, 1125, 1137, and 1141.

SELECT COMMITTEE APPOINTMENTS

February 17, 2023

Ms. Natalie Castle
Executive Director, Legislative Council
200 E. Colfax, Rm 029
Denver, CO 80203

Dear Director Castle,

Please be advised that I am appointing Senator Barbara Kirkmeyer to the Joint Select Committee on Rising Utility Rates for the 74th Colorado General Assembly.

Sincerely,
(signed)
Paul Lundeen
Senate Minority Leader

cc: The Honorable Stephen Fenberg, President of the Senate
The Honorable Dominick Moreno, Senate Majority Leader
The Honorable Julie McCluskie, Speaker of the House of Representatives
The Honorable Monica Duran, House Majority Leader
The Honorable Mike Lynch, House Minority Leader
The Honorable Barbara Kirkmeyer, Senator
Sharon Eubanks, Director of the Office of Legislative Legal Services
Cindi Markwell, Secretary of the Senate
Robin Jones, Chief Clerk, House of Representatives
Elizabeth Haskell, Legislative Council Staff
Rachel Kurtz-Phelan, Legislative Council Staff
Shannon Briggs, Legislative Council Staff

Journal correction:

Page 255, line 22, add:

SELECT COMMITTEE APPOINTMENTS

February 16, 2023

Natalie Castle, Director
Legislative Council Staff
200 East Colfax Ave, Room 029
Denver, CO 80203

Dear Director Castle,

Pursuant to Joint Rule 41, we hereby form the Joint Select Committee on Rising Utility Rates (select committee). The purpose of the select committee is to investigate the root cause of the recent increases in utility rates facing Coloradans and consider potential policy interventions. Throughout the next several months, the select committee will invite expert witnesses from utility companies, relevant agency staff, regulators, consumer advocates, and policy experts to testify and present before the select committee in an effort to better understand the current situation, how we got here, and what, if any, policy interventions the legislature should consider to prevent future unexpected, steep rate increases from occurring.

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The select committee consists of six members of the General Assembly, appointed by Wednesday, February 22. Pursuant to Joint Rule 41, the members are appointed as follows:

- the President appoints two members of the Senate;
- the Speaker appoints two members of the House of Representatives;
- the Minority Leader of the Senate appoints one member of the Senate; and
- the Minority Leader of the House of Representative appoints one member of the House of Representatives.

The Speaker and the President must jointly designate the select committee chair and vice-chair.

The select committee must hold at least three public meetings, and the select committee chair must establish the meeting schedule and agenda for each meeting.

Sincerely,
(signed)
President Stephen Fenberg

(signed)
Speaker Julie McCluskie

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Wednesday, February 22, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

45th Legislative Day Wednesday, February 22, 2023

- Prayer 11
By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton. 12
- Call to Order 13
By the President at 9:00 a.m. 14
- Roll Call 15
Present--30 16
Excused--5, Baisley, Bridges, Buckner, Fields, Simpson 17
Present later--2, Baisley, Bridges 18
- Quorum 19
The President announced a quorum present. 20
- Pledge 21
By Senator Mullica. 22
- Approval of the Journal 23
On motion of Senator Will, the Journal of Tuesday, February 21, 2023, was approved as corrected by the Secretary. 24

SENATE SERVICES REPORT

- Correctly Printed:** SB23-167. 31
- Correctly Engrossed:** SB23-008, 012, 028, 035, 036, 052, 057, 068, 077, 086, 090, 095, 096, 100, and 110. 32
- Correctly Revised:** HB23-1034, 1045, and 1053. 33
- Correctly Enrolled:** SB23-119, 124, and 125. 34

COMMITTEE OF REFERENCE REPORTS

- Business, Labor, & Technology 43
The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed: 44

MEMBER OF THE
UNINSURED EMPLOYER BOARD

for a term expiring September 1, 2025: 45

Roger Allen Hays of Aurora, Colorado to serve as a representative of employers, reappointed. 46

- Business, Labor, & Technology 56
The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed: 57

MEMBER OF THE
STATE PLUMBING BOARD

for a term expiring July 1, 2026: 58

Justin Guerrero of Greenwood Village, Colorado, a person engaged in the construction of residential or commercial buildings as a plumbing contractor, appointed. 59

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Business,
Labor, &
Technology

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

MEMBER OF THE
STATE ELECTRICAL BOARD

for terms expiring July 1, 2025:

Christopher Butler of Highlands Ranch, Colorado, to serve as a representative of the public at large, reappointed;

Elva Dianne Lynch of Commerce City, Colorado to serve as an electrical contractor who has masters license, reappointed.

for a term expiring July 1, 2024:

Jeremy Sanchez of Loveland, Colorado, to serve as a general contractor professional, occasioned by the resignation of James Selecky of Denver, Colorado, appointed.

Finance

After consideration on the merits, the Committee recommends that **SB23-016** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, strike lines 4 through 10.

Re-number succeeding sections accordingly.

Page 9, strike lines 4 through 6 and substitute "THAT THE PERMITTING OF A CLASS VI INJECTION WELL:

(A) DOES NOT DISPROPORTIONATELY AFFECT THE HEALTH AND WELL-BEING OF DISPROPORTIONATELY IMPACTED COMMUNITIES; AND

(B) COMPLIES WITH A LOCAL GOVERNMENT'S SITING OF THE PROPOSED CLASS VI INJECTION WELL LOCATION."

Page 10, after line 17 insert:

"SECTION 7. In Colorado Revised Statutes, 38-30-168, **amend** (1)(b)(II) and (1)(b)(III); and **add** (1)(b)(IV) as follows:

38-30-168. Unreasonable restrictions on renewable energy generation devices - definitions. (1) (b) As used in this section, "renewable energy generation device" means:

(II) A wind-electric generator that meets the interconnection standards established in rules promulgated by the public utilities commission pursuant to section 40-2-124; ~~or~~

(III) A geothermal energy device; OR

(IV) A HEAT PUMP SYSTEM, AS DEFINED IN SECTION 39-26-732 (2)(c).

SECTION 8. In Colorado Revised Statutes, 38-33.3-106.7, **amend** (1)(b)(VI) as follows:

38-33.3-106.7. Unreasonable restrictions on energy efficiency measures - definitions. (1) (b) As used in this section, "energy efficiency measure" means a device or structure that reduces the amount of energy derived from fossil fuels that is consumed by a residence or business located on the real property. "Energy efficiency measure" is further limited to include only the following types of devices or structures:

(VI) A heat pump SYSTEM, AS DEFINED IN SECTION 39-26-732 (2)(c)."

Re-number succeeding sections accordingly.

Page 16, after line 7 insert:

"SECTION 11. In Colorado Revised Statutes, 40-3.2-108, **amend** (2)(a)(II) and (2)(p) introductory portion as follows:

40-3.2-108. Clean heat targets - legislative declaration - definitions - plans - rules - reports. (2) **Definitions.** As used in this section, unless the context otherwise requires:

(a) "Biomethane":

(II) Includes biomethane recovered from manure management systems or anaerobic digesters, INCLUDING FROM OPERATIONS FOR DAIRY COWS, BEEF CATTLE, POULTRY, SWINE, OR SHEEP, that has been processed to meet pipeline quality.

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(p) "Recovered methane protocol" means a documented set of procedures and requirements established by the air quality control commission to quantify ongoing greenhouse gas emission reductions or greenhouse gas removal enhancements achieved by a recovered methane project and to calculate the project baseline. IF A RECOVERED METHANE PROTOCOL DOES NOT EXIST FOR A SOURCE OF RECOVERED METHANE IDENTIFIED IN SUBSECTION (2)(n) OF THIS SECTION, THE AIR QUALITY CONTROL COMMISSION SHALL ESTABLISH A RECOVERED METHANE PROTOCOL THAT IS CONSISTENT WITH THE LEGISLATIVE DECLARATION SET FORTH IN SUBSECTION (1) OF THIS SECTION. A recovered methane protocol must:".

Renumber succeeding sections accordingly.

Page 16, strike line 17 and substitute "FACILITIES, THAT ARE LOCATED PARTLY OR ENTIRELY WITHIN COLORADO AND ARE APPROVED THROUGH A LOCAL GOVERNMENT'S LAND-USE APPLICATION PROCESS, TO".

Page 18, line 1, strike "EXPEDITE" and substitute "EXPEDITE, AS PRACTICABLE,".

Finance After consideration on the merits, the Committee recommends that **SB23-143** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB23-066** be referred to the Committee on Appropriations with favorable recommendation.

Finance The Committee on Finance has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
ADVISORY COMMITTEE TO THE
PROPERTY TAX ADMINISTRATOR

for a term expiring September 1, 2026:

Keith Alan Erffmeyer of Parker, Colorado, to serve as an assessor from a county with a population over 75,000 and as an Unaffiliated, reappointed.

Local Government & Housing The Committee on Local Government & Housing has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
MIDDLE INCOME HOUSING AUTHORITY

for terms expiring September 1, 2024:

Tamara Pogue of Dillon, Colorado, to serve as an elected county commissioner from a rural county, appointed;

Hilary Cooper of Telluride, Colorado, to serve as an elected county commissioner, appointed;

Jackie Millet of Lone Tree, Colorado, appointed;

for terms expiring September 1, 2025:

Darren Everett of Denver, Colorado, appointed;

Thomas Bryan of Centennial, Colorado, appointed;

Keo Frazier of Denver, Colorado, appointed;

Dominique Acevedo of Denver, Colorado, to serve as a nonprofit organization that has experience developing middle income housing, appointed;

Carl Koelbel of Denver, Colorado, to serve as a representative with experience in the development of rental housing, appointed;

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for terms expiring September 1, 2026:

Chad Asarch of Denver, Colorado, to serve as a representative with experience in real estate transactions, appointed;

Peter LiFari of Littleton, Colorado, to serve as a Director of a local housing organization, appointed;

Mike Johnson of Tabernash, Colorado, to serve as a representative with experience in public financing, appointed.

Upon announcement of the President, Senators Baisley and Bridges were added to the current roll call.

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

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

SB23-057 by Senator(s) Rich; also Representative(s) Taggart--Concerning the removal of the duty of county treasurers to be ex officio district treasurers for special purpose districts providing drainage and irrigation services.

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Exum, Liston, and Roberts.

SB23-068 by Senator(s) Pelton R. and Exum; also Representative(s) Lukens and Pugliese-- Concerning modifications to the operations of a public hospital board of trustees created by a board of county commissioners.

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

YES	31	NO	1	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Priola and Roberts.

SB23-077 by Senator(s) Hinrichsen; also Representative(s) Froelich--Concerning prohibiting the inclusion of certain terms in a broker engagement contract.

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Gonzales.

HB23-1034 by Representative(s) Daugherty and Soper; also Senator(s) Gonzales and Simpson--Concerning measures to expand postconviction DNA testing.

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Cutter, Exum, Fenberg, Ginal, Jaquez Lewis, Kolker, Marchman, Moreno, Priola, Roberts, Rodriguez, Smallwood, Sullivan, Van Winkle, and Will.

SB23-100 by Senator(s) Gardner; also Representative(s) Snyder--Concerning the "Uniform Community Property Disposition at Death Act".

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Gonzales and Kolker.

SB23-095 by Senator(s) Ginal and Gardner; also Representative(s) Soper and Daugherty--Concerning criminalizing unlawfully pointing a laser device at an aircraft.

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Hansen, Kolker, Marchman, Priola, Rich, Roberts, and Smallwood.

SB23-028 by Senator(s) Gonzales; also Representative(s) Epps and Soper--Concerning the penalty for committing any of certain offenses involving the operation of a commercial vehicle.

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Gardner and Priola.

SB23-090 by Senator(s) Gardner; also Representative(s) Snyder--Concerning the enactment of the 2022 amendments to the "Uniform Commercial Code".

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Priola and Rich.

HB23-1053 by Representative(s) Hartsook and Ortiz, Evans, Martinez, Velasco; also Senator(s) Zenzinger and Rich, Bridges--Concerning the authority to accept and expend gifts, grants, and donations, and, in connection therewith, authorizing the division of veterans affairs to expend gifts, grants, and donations in support of the western slope military veterans' cemetery, authorizing the department of public safety to accept and expend gifts, grants, and donations in support of its purposes, and creating the department of public safety gifts, grants, and donations fund.

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Cutter, Exum, Gardner, Ginal, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Mullica, Pelton B., Priola, Roberts, Rodriguez, Smallwood, Sullivan, Will, and Winter F.

SB23-008 by Senator(s) Moreno; also Representative(s) Lindsay--Concerning opportunities for youth involvement in the review of the state's education standards, and, in connection therewith, making an appropriation.

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

YES	31	NO	1	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Cutter, Exum, Gonzales, Hansen, Hinrichsen, Marchman, Mullica, Priola, Sullivan, and Winter F.

SB23-012 by Senator(s) Winter F. and Hinrichsen; also Representative(s) Catlin and Froelich, Boesenecker, Lindsay--Concerning the enforcement of safety requirements for intrastate motor vehicle carriers, and, in connection therewith, making an appropriation.

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Hansen and Jaquez Lewis.

SB23-036 by Senator(s) Pelton B. and Cutter, Bridges; also Representative(s) Armagost and Ortiz, Bottoms--Concerning a change to the application process for the property tax exemption for veterans with a disability.

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Exum, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Mullica, Pelton R., Rich, Roberts, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

SB23-086 by Senator(s) Hansen; also Representative(s) Hamrick and Soper--Concerning student leaders institute modernization, and, in connection therewith, making and reducing an appropriation.

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

YES	30	NO	2	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Kolker, Marchman, Moreno, Rodriguez, and Winter F.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB23-052 by Senator(s) Hinrichsen; also Representative(s) Martinez--Concerning a municipal priority lien that a county treasurer is required to accept for collection if a municipality follows a specified procedure.

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

YES	21	NO	11	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Gonzales and Marchman.

SB23-096 by Senator(s) Roberts and Lundeen; also Representative(s) Amabile and Soper-- Concerning policies relating to in-state tuition classification at state-supported institutions of higher education.

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Cutter, Exum, Gardner, Ginal, Hansen, Kirkmeyer, Kolker, Marchman, Moreno, Pelton B., Pelton R., Priola, Rich, Rodriguez, and Will.

SB23-110 by Senator(s) Marchman and Zenzinger, Gardner; also Representative(s) Kipp and Taggart, Lindstedt--Concerning transparency for metropolitan districts.

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

YES	29	NO	3	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	N	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	N	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	N		

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

Co-sponsor(s) added: Winter F.

SB23-035 by Senator(s) Bridges and Moreno; also Representative(s) Herod--Concerning the operation of the middle-income housing authority, and, in connection therewith, adding members to the board of directors and expanding the power of the authority to enter into public-private partnerships.

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

YES	21	NO	11	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Exum, Hinrichsen, and Marchman.

HB23-1045 by Representative(s) Evans, Marshall, Martinez; also Senator(s) Pelton B. and Hinrichsen-- Concerning leave from employment for state military service.

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Coleman, Exum, Fenberg, Gardner, Ginal, Gonzales, Hansen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Moreno, Mullica, Pelton R., Priola, Rich, Roberts, Rodriguez, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

Committee of the Whole On motion of Senator Gonzales, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Gonzales was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

HB23-1071 by Representative(s) Amabile and Bradfield; also Senator(s) Simpson and Fenberg-- Concerning the authority of a licensed psychologist to prescribe psychotropic medication for the treatment of mental health disorders.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 17, page(s) 251-253 and placed in members' bill files.)

Amendment No. 2(L.016), by Senator Fenberg.

Amend reengrossed bill, page 7, line 12, strike "CLINICIANS" and substitute "PHYSICIANS".

Page 7, line 21, strike "CLINICIANS" and substitute "PHYSICIANS".

Page 8, line 6, strike "INDEPENDENT" and substitute "INDEPENDENTLY".

Page 8, line 7, strike "CLINICIANS" and substitute "PHYSICIANS".

Amendment No. 3(L.018), by Senator Fenberg.

Amend reengrossed bill, page 2, after line 1 insert:

"SECTION 1. In Colorado Revised Statutes, 12-30-109, **amend** (1)(b), (4)(e), and (4)(f); and **add** (4)(g) as follows:

12-30-109. Prescriptions - limitations - definition - rules.

(1) (b) Prior to prescribing any opioid or benzodiazepine prescription pursuant to this section, a prescriber must comply with section 12-280-404 (4). Failure to comply with section 12-280-404 (4) constitutes unprofessional conduct or grounds for discipline, as applicable, under section 12-220-201, 12-240-121, **12-245-224**, 12-255-120, 12-275-120, 12-290-108, or 12-315-112, as applicable to the particular prescriber, only if the prescriber repeatedly fails to comply.

(4) As used in this section, "prescriber" means:

(e) A podiatrist licensed pursuant to article 290 of this title 12; ~~or~~

(f) A veterinarian licensed pursuant to part 1 of article 315 of this title 12; or

(g) A LICENSED PSYCHOLOGIST WITH PRESCRIPTIVE AUTHORITY PURSUANT TO SECTION 12-245-309."

Re-number succeeding sections accordingly.

Amendment No. 4(L.019), by Senator Fenberg.

Amend printed bill, page 2, after line 1 insert:

"SECTION 1. In Colorado Revised Statutes, 12-245-224, **add** (3) as follows:

12-245-224. Prohibited activities - related provisions - definition.

(3) (a) THE BOARD SHALL DESIGN AND SEND A QUESTIONNAIRE TO ALL LICENSED PSYCHOLOGISTS WITH PRESCRIPTIVE AUTHORITY 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 PART 2 OR HAS BEEN DISCIPLINED FOR ANY ACTION THAT MIGHT BE CONSIDERED A VIOLATION OF THIS PART 2 OR THAT MIGHT MAKE THE LICENSEE UNFIT TO PRACTICE PSYCHOLOGY 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 AND IS IN COMPLIANCE WITH SECTION 12-280-403 (2)(a). IF AN APPLICANT FAILS TO ANSWER THE QUESTIONNAIRE ACCURATELY, THE FAILURE CONSTITUTES GROUNDS FOR DISCIPLINE UNDER THIS SECTION. THE BOARD MAY INCLUDE THE COST OF DEVELOPING AND REVIEWING THE QUESTIONNAIRE IN THE FEE PAID PURSUANT TO SECTION 12-245-205 OF THIS SECTION. THE BOARD MAY DENY AN APPLICATION FOR LICENSE RENEWAL THAT DOES NOT ACCOMPANY AN ACCURATELY COMPLETED QUESTIONNAIRE.

(b) ON AND AFTER JULY 1, 2024, AS A CONDITION OF RENEWAL OF A LICENSE, EACH LICENSEE SHALL ATTEST THAT THE LICENSEE IS IN COMPLIANCE WITH SECTION 12-280-403 (2)(a) AND THAT THE LICENSEE IS AWARE OF THE PENALTIES FOR NONCOMPLIANCE WITH THAT SECTION."

Re-number succeeding sections accordingly.

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

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the General Orders -- Second Reading of Bills Calendar (SB23-078, SB23-053, SB23-038, SB23-061) of Wednesday, February 22, was laid over until Thursday, February 23, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Gonzales, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1071 as amended.

Laid over until Thursday, February 23: SB23-078, SB23-053, SB23-038, SB23-061.

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

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

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

for a term expiring April 15, 2025:

Krithika Prashant of Colorado Springs, Colorado, to serve as an Unaffiliated and as a resident of the Fifth Congressional District, occasioned by the resignation of Antonio Rosendo of Colorado Springs, Colorado, appointed;

for a term expiring April 15, 2025:

Charles Garcia of Denver, Colorado, to serve as an Unaffiliated and resident of the First Congressional District, occasioned by the resignation of Rick Palacio of Denver, Colorado, appointed;

for terms expiring April 15, 2026:

Raymond Tschillard of Greeley, Colorado, to serve as an Unaffiliated and resident of the Eighth Congressional District, appointed;

Mara Brosy-Wiwchar of Thornton, Colorado, to serve as a Democrat and resident of the Eighth Congressional District, appointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
PARKS AND WILDLIFE COMMISSION

for a term effective July 1, 2022, expiring July 1, 2026:

Eden Vardy of Aspen, Colorado to serve as a representative of production agriculture and a member West of the Continental Divide, reappointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for terms expiring June 1, 2026:

Alexander Boian of Erie, Colorado, to serve as an at-large member from tourism-based industries, reappointed;

Ken Murphy of Glenwood Springs, Colorado, to serve as a representative of other outdoor recreation activities, small town, and small businesses, appointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Roberts, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
PARKS AND WILDLIFE COMMISSION

for terms effective July 1, 2022, expiring July 1, 2026:

Richard Reading of Denver, Colorado, to serve as a representative of the public at-large, appointed;

Gabriel Otero of Fruita, Colorado, to serve as a representative of sportspersons and a member West of the Continental Divide, appointed.

YES	21	NO	11	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

MESSAGE FROM THE HOUSE

February 22, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1123 and 1151, amended as printed in House Journal, February 21, 2023.

The House has passed on Third Reading and returns herewith SB23-010.

MESSAGE FROM THE REVISOR OF STATUTES

February 22, 2023
We herewith transmit:

Without comment, as amended, HB23-1123 and 1151.

MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

February 1, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF CORRECTIONS

for a term expiring at the pleasure of the Governor:

Moses Andre Stancil of Colorado Springs, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 2/1/23
Ryan Breitweiser, Journal Clerk

Committee on Judiciary

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On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Thursday, February 23, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 46th Legislative Day

 Thursday, February 23, 2023

Prayer	By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora.	10
Call to Order	By the President at 9:00 a.m.	11
Roll Call	Present--31 Excused--4, Buckner, Cutter, Hansen, Mullica Present later--2, Cutter, Mullica	12
Quorum	The President announced a quorum present.	13
Pledge	By Senator Kolker.	14
Approval of the Journal	On motion of Senator Will, the Journal of Wednesday, February 22, 2023, was approved as corrected by the Secretary.	15

SENATE SERVICES REPORT

Correctly Reengrossed: SB23-008, 012, 028, 035, 036, 052, 057, 068, 077, 086, 090, 095, 096, 100, and 110.
 Correctly Revised: HB23-1071.
 Correctly Rerevised: HB23-1034, 1045, and 1053.
 Correctly Enrolled: SB23-010.

COMMITTEE OF REFERENCE REPORTS

Agriculture & Natural Resources	After consideration on the merits, the Committee recommends that SB23-152 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	43
Transportation & Energy	After consideration on the merits, the Committee recommends that HB23-1014 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	44
Transportation & Energy	After consideration on the merits, the Committee recommends that HB23-1005 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	45
	Amend reengrossed bill, page 5, line 5, after "sent;" insert "AND".	46
	Page 5, strike lines 15 through 18 and substitute "ACCORDANCE WITH SECTION 32-20-107."	47

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Health & Human Services

The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

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MEMBERS OF THE
STATE BOARD OF HUMAN SERVICES

effective March 1, 2023, for terms expiring March 1, 2027:

Tamara Pogue of Dillon, Colorado, to serve as a County Commissioner, reappointed;

Jennifer MacDonnell of Las Animas, Colorado, to serve as a County Commissioner, reappointed;

John Kefalas of Fort Collins, Colorado, to serve as a County Commissioner, reappointed.

INTRODUCTION OF BILLS -- FIRST READING

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

- HB23-1011** by Representative(s) Titone and Weinberg; also Senator(s) Hinrichsen and Marchman--
Concerning a requirement that an agricultural equipment manufacturer facilitate the repair
of its equipment by providing certain other persons with the resources needed to repair the
manufacturer's agricultural equipment.
Agriculture & Natural Resources
- HB23-1037** by Representative(s) Martinez and Pugliese; also Senator(s) Gonzales--Concerning
awarding earned time to nonviolent offenders who complete an accredited higher education
program.
Judiciary
- HB23-1090** by Representative(s) Weissman; also Senator(s) Rodriguez--Concerning a prohibition on the
purchase of debt issued by a metropolitan district by any entity with respect to which any
district director has a conflict of interest.
Local Government & Housing
- HB23-1123** by Representative(s) Lindsay and Weinberg; also Senator(s) Bridges and Rich, Winter F.--
Concerning a requirement that motor vehicle drivers take certain actions to mitigate the risk
their vehicles present to stationary vehicles on the road.
Transportation & Energy
- HB23-1125** by Representative(s) Lukens and Winter T.; also Senator(s) Simpson and Marchman--
Concerning the modernization of the process to change groundwater well owner contact
information.
Agriculture & Natural Resources
- HB23-1137** by Representative(s) Lukens and Valdez; also Senator(s) Hansen and Roberts--Concerning
measures to stabilize net metering credits calculated for an electric retail utility's purchase of
electric output from a community solar garden.
Transportation & Energy
- HB23-1141** by Representative(s) Lindsay and Story, Catlin; also Senator(s) Hinrichsen and Mullica,
Simpson--Concerning the authority of history Colorado to dispose of three properties, and,
in connection therewith, authorizing the disposal of the real properties known as the
McFarlane House in Central City, the Pearce-McAllister Cottage in Denver, and the Pueblo
Museum Support Center in Pueblo.
Finance
- HB23-1151** by Representative(s) Woodrow and Bockenfeld, Epps; also Senator(s) Rodriguez and
Gardner--Concerning clarifications to the requirements that the court conduct a bond
hearing within forty-eight hours after an individual is placed in jail.
Judiciary

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB23-1071 by Representative(s) Amabile and Bradfield; also Senator(s) Simpson and Fenberg-- Concerning the authority of a licensed psychologist to prescribe psychotropic medication for the treatment of mental health disorders.

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

YES	31	NO	0	EXCUSED	4	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	E	Mullica	E	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Coleman, Fields, Gardner, Ginal, Gonzales, Hinrichsen, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Moreno, Pelton B., Pelton R., Priola, Rodriguez, Sullivan, Will, and Winter F.

At the order of the President, Senator Cutter was added to the current roll call.

Committee of the Whole On motion of Senator Cutter, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Cutter was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB23-076 by Senator(s) Coleman and Marchman, Buckner, Fields, Kolker, Rich; also Representative(s) McLachlan and Vigil--Concerning the continuation of the Colorado youth advisory council, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, February 21, page(s) 259 and placed in members' bill files.)

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

SB23-078 by Senator(s) Fields and Van Winkle; also Representative(s) Jodeh and Lynch--Concerning warranty reimbursements made by a motor vehicle manufacturer to motor vehicle dealers.

Laid over until Monday, February 27, retaining its place on the calendar.

SB23-053 by Senator(s) Kirkmeyer; --Concerning restrictions on nondisclosure agreements that affect government employees.

Laid over until Friday, March 3, retaining its place on the calendar.

SB23-038 by Senator(s) Jaquez Lewis; also Representative(s) Garcia--Concerning a prohibition on slaughtering equines for human consumption.

Laid over until Friday, February 24, retaining its place on the calendar.

SB23-061 by Senator(s) Marchman; also Representative(s) Kipp and Lukens--Concerning eliminating the requirement that the department of education administer a state assessment in social studies.

Laid over until Monday, February 27, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Cutter, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	E	Mullica	E	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

- Passed on second reading: SB23-076 as amended.
- Laid over until Friday, February 24: SB23-038.
- Laid over until Monday, February 27: SB23-078, SB23-061.
- Laid over until Friday, March 3: SB23-053.

MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

January 27, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBERS OF THE
NATURAL MEDICINE ADVISORY BOARD

for terms expiring January 31, 2025:

William Dunn, NRP, FP-C, of Avon, Colorado, to serve as a representative of emergency medical services and services provided by first responders, appointed;

Billy Wynne, JD, of Greenwood Village, Colorado, to serve as a representative of health care insurance and healthcare policy and public health, drug policy and harm reduction, appointed;

Sofia Chavez, PhD, of Lakewood, Colorado, to serve as a representative of traditional and indigenous use and religious use of natural medicine, appointed;

Bradley Conner, PhD, of Fort Collins, Colorado, to serve as a representative of natural medicine therapy, medicine and research and public health, drug policy and harm reduction, appointed;

Wendy Buxton-Andrade of Lamar, Colorado, to serve as a representative of levels and disparities in access to health care services among different communities, appointed;

Skippy Upton Mesirow of Aspen, Colorado, to serve as a representative of permitted organization criteria, appointed;

Ernestine Gonzales, PhD, MA, MS, of Colorado Springs, Colorado, to serve as a representative of health care insurance and health care policy, past criminal justice reform efforts in Colorado, and disparities in access to healthcare services among different communities, appointed;

for terms expiring January 31, 2027:

Heather Lundy Nelson, MA, of Denver, Colorado, to serve as a representative of mental health and behavioral health providers and disparities in access to health care services among different communities, appointed;

Dr. Suzanne Sisley of Scottsdale, Arizona, to serve as a representative of mycology and natural medicine cultivation, appointed;

Katina Banks, JD, of Denver, Colorado, to serve as a representative of permitted organization criteria, appointed;

Ricardo Baca of Denver, Colorado, to serve as a representative of traditional indigenous use and public health, drug policy, and harm reduction, appointed;

Dr. Alisa Hannum to serve as a representative of mental and behavioral health providers and issues confronting veterans, appointed;

Clarissa Pinkola Estés, PhD, of Denver, Colorado, to serve as a representative of traditional indigenous use and religious use, appointed;

Joshua Goodwin, PhD, of Aurora, Colorado, to serve as a representative of issues confronting veterans, appointed;

Sheriff David Lucero of Pueblo, Colorado, to serve as a representative of past criminal justice reform in Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/30/23
Ryan Breitweiser, Journal Clerk

Committee on Finance

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB23-1033; HJR23-1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017.

At the order of the President, Senator Mullica was added to the current roll call.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB23-060** 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, after "**add**" strike "(1)(h)" and insert "(1)(c.5), (1)(h), and (6)".

Page 3, strike lines 1 through 11 and substitute:

"(a) "Operator" means a person ~~or entity who~~ THAT owns, operates, or controls a place of entertainment or ~~who~~ THAT promotes or produces entertainment, ~~and that sells a ticket to an event for original sale~~; including an employee of such person. ~~or entity~~:"

(c.5) "PRIMARY TICKET SELLER" MEANS A PERSON THAT HAS BEEN AUTHORIZED BY AN OPERATOR, AS DEFINED IN SUBSECTION (1)(a) OF THIS SECTION, TO SELL A TICKET TO AN EVENT FOR ORIGINAL SALE."

Page 4, line 26 strike "EVENT;" and insert "EVENT WITH A CHARITABLE PURPOSE, AS DEFINED IN SECTION 6-16-103 (2);".

Page 5, line 4, strike "venue." and substitute "~~venue~~ PLACE OF ENTERTAINMENT."

Page 5, after line 11 insert:

"(6) AN OPERATOR OR RIGHTS HOLDER THAT BRINGS A CIVIL ACTION PURSUANT TO SECTION 6-1-113 FOR A VIOLATION OF THIS SECTION IS SUBJECT TO THE PROCEDURES OUTLINED IN SECTION 6-1-720 (5)."

Page 5, line 15, before "**definitions.**" insert "**penalties - civil actions -**".

Page 5, line 15, strike "A person" and substitute "~~A person~~ AN OPERATOR, A PRIMARY TICKET SELLER, A RESELLER, AN INDIVIDUAL, OR ANY OTHER PERSON".

Page 8, after line 14 insert:

"(e) "PRIMARY TICKET SELLER" HAS THE SAME MEANING SET FORTH IN SECTION 6-1-718 (1)(c.5).

(f) "RESELLER" HAS THE SAME MEANING SET FORTH IN SECTION 6-1-718 (1)(f)."

Reletter succeeding paragraphs accordingly.

Page 9, after line 21 insert:

"(5) (a) THE ATTORNEY GENERAL OR A DISTRICT ATTORNEY MAY BRING AN ACTION ON BEHALF OF THE STATE AGAINST ANY PERSON:

(I) FOR A VIOLATION OF THIS SECTION OR SECTION 6-1-718; OR

(II) FOR A VIOLATION OF THIS SECTION OR SECTION 6-1-718 IN CONNECTION WITH A CIVIL ACTION BROUGHT BY AN OPERATOR OR RIGHTS HOLDER PURSUANT TO THIS SUBSECTION (5) OF THIS SECTION AND SECTION 6-1-113.

(b) AN OPERATOR OR RIGHTS HOLDER MAY BRING A CIVIL ACTION PURSUANT TO SECTION 6-1-113 IN A COURT OF COMPETENT JURISDICTION AGAINST ANOTHER PERSON FOR A VIOLATION OF THIS SECTION OR SECTION 6-1-718.

(c) (I) AN OPERATOR OR RIGHTS HOLDER THAT BRINGS A PRIVATE ACTION AGAINST ANOTHER PERSON SHALL SERVE, PURSUANT TO RULE 4 OF THE COLORADO RULES OF CIVIL PROCEDURE, THE ATTORNEY GENERAL AND THE DISTRICT ATTORNEY OF THE DISTRICT IN WHICH THE CLAIM WAS FILED A COPY OF THE COMPLAINT AND WRITTEN DISCLOSURE OF SUBSTANTIALLY ALL MATERIAL EVIDENCE AND INFORMATION THE PERSON POSSESSES.

(II) THE COMPLAINT MUST BE FILED WITH THE COURT IN CAMERA, MUST REMAIN UNDER SEAL FOR AT LEAST SIXTY-THREE DAYS, AND MUST NOT BE SERVED ON THE DEFENDANT UNTIL THE COURT SO ORDERS.

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(III) THE DEFENDANT IS NOT REQUIRED TO RESPOND TO ANY COMPLAINT FILED PURSUANT TO THIS SECTION UNTIL TWENTY-ONE DAYS AFTER THE COMPLAINT IS UNSEALED AND SERVED UPON THE DEFENDANT PURSUANT TO RULE 4 OF THE COLORADO RULES OF CIVIL PROCEDURE.

(d) (I) THE ATTORNEY GENERAL OR DISTRICT ATTORNEY MAY ELECT TO INTERVENE AND PROCEED WITH THE ACTION ON BEHALF OF THE STATE WITHIN SIXTY-THREE DAYS AFTER IT RECEIVES BOTH THE COMPLAINT AND THE MATERIAL EVIDENCE AND INFORMATION RELATED TO THE CLAIM.

(II) THE ATTORNEY GENERAL OR DISTRICT ATTORNEY MAY, FOR GOOD CAUSE SHOWN, MOVE THE COURT FOR AN EXTENSION OF TIME, DURING WHICH THE COMPLAINT REMAINS UNDER SEAL PURSUANT TO SUBSECTION (5)(c)(II) OF THIS SECTION. THE MOTION MAY BE SUPPORTED BY AFFIDAVITS OR OTHER SUBMISSIONS IN CAMERA.

(e) BEFORE THE EXPIRATION OF THE SIXTY-THREE-DAY PERIOD AND ANY EXTENSIONS GRANTED PURSUANT TO SUBSECTION (5)(d)(II) OF THIS SECTION, THE ATTORNEY GENERAL OR DISTRICT ATTORNEY SHALL:

(I) PROCEED WITH THE ACTION ON BEHALF OF THE STATE, IN WHICH CASE THE ATTORNEY GENERAL OR DISTRICT ATTORNEY SHALL CONDUCT THE ACTION; OR

(II) NOTIFY THE COURT THAT IT DECLINES TO TAKE OVER THE ACTION, IN WHICH CASE THE OPERATOR OR RIGHTS HOLDER THAT BROUGHT THE ACTION HAS THE RIGHT TO CONTINUE THE ACTION.

(f) (I) IF THE ATTORNEY GENERAL OR DISTRICT ATTORNEY DECIDES TO PROCEED WITH AN ACTION BROUGHT PURSUANT TO THIS SUBSECTION (5), THE ATTORNEY GENERAL OR DISTRICT ATTORNEY HAS PRIMARY RESPONSIBILITY FOR PROSECUTING THE ACTION AND IS NOT BOUND BY AN ACT OF THE OPERATOR OR RIGHTS HOLDER THAT BROUGHT THE ACTION.

(II) THE OPERATOR OR RIGHTS HOLDER THAT BROUGHT THE ACTION HAS THE RIGHT TO CONTINUE AS A PARTY TO THE ACTION, SUBJECT TO ANY LIMITATIONS SET BY THE COURT.

(III) THE ATTORNEY GENERAL OR DISTRICT ATTORNEY, AT ANY TIME, MAY DISMISS THE ACTION, IN WHOLE OR IN PART, NOTWITHSTANDING THE OBJECTIONS OF THE OPERATOR OR RIGHTS HOLDER THAT BROUGHT THE ACTION, AS LONG AS THE OPERATOR OR RIGHTS HOLDER HAS BEEN NOTIFIED OF THE MOTION TO DISMISS AND THE COURT HAS PROVIDED THE OPERATOR OR RIGHTS HOLDER WITH AN OPPORTUNITY FOR A HEARING ON THE MOTION.

(IV) THE ATTORNEY GENERAL OR DISTRICT ATTORNEY MAY SETTLE THE ACTION WITH THE DEFENDANT, NOTWITHSTANDING THE OBJECTIONS OF THE OPERATOR OR RIGHTS HOLDER THAT BROUGHT THE ACTION, IF THE COURT DETERMINES, AFTER A HEARING, THAT THE PROPOSED SETTLEMENT IS FAIR, ADEQUATE, AND REASONABLE UNDER ALL THE CIRCUMSTANCES.

(g) IF THE ATTORNEY GENERAL OR DISTRICT ATTORNEY PROCEEDS WITH AN ACTION BROUGHT PURSUANT TO THIS SECTION OR SECTION 6-1-718 AND THE COURT DETERMINES THAT THE DEFENDANT HAS VIOLATED THIS SECTION OR SECTION 6-1-718, THE COURT:

(I) SHALL IMPOSE CIVIL PENALTIES PURSUANT TO SUBSECTION (4)(b) OF THIS SECTION, FOR A VIOLATION OF THIS SECTION, OR CIVIL PENALTIES IN ACCORDANCE WITH SECTION 6-1-112, FOR A VIOLATION OF SECTION 6-1-718; AND

(II) MAY AWARD DAMAGES IN ACCORDANCE WITH SECTION 6-1-113 TO THE OPERATOR OR RIGHTS HOLDER THAT BROUGHT THE ACTION."

INTRODUCTION OF BILLS -- FIRST READING

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

SB23-168 by Senator(s) Jaquez Lewis and Kolker, Cutter, Danielson, Fields, Marchman, Sullivan; also Representative(s) Mabrey and Parenti, Bacon, Dickson, Epps, Garcia, Jodeh, Kipp, Titone, Vigil--Concerning gun violence victims' access to the judicial system. State, Veterans, & Military Affairs

SB23-169 by Senator(s) Mullica and Danielson; also Representative(s) Duran and Hamrick, Kipp-- Concerning increasing the legal age for certain conduct related to a firearm, and, in connection therewith, increasing the legal age to purchase, possess, sell, or transfer a firearm. State, Veterans, & Military Affairs

SB23-170 by Senator(s) Sullivan and Fenberg, Fields, Jaquez Lewis, Kolker; also Representative(s) Bacon and Weissman, Boesenecker, Duran, Froelich, Garcia, Jodeh, Joseph, Kipp, Parenti, Vigil, Woodrow--Concerning extreme risk protection orders.
State, Veterans, & Military Affairs

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB23-019, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, and 135;

DELIVERY TO THE GOVERNOR

To the Governor for signature on Thursday, February 23, 2023, at 2:33 P.M.;
SB23-019, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, and 135.

SELECT COMMITTEE APPOINTMENTS

February 22, 2023

Natalie Castle, Director
Legislative Council Staff
200 East Colfax Ave, Room 029
Denver, CO 80203

Dear Director Castle,

We hereby appoint the following members to the Joint Select Committee on Rising Utility Rates:

From the Senate, appointed by the President of the Senate:

- President Stephen Fenberg; and
- Senator Lisa Cutter

From the House of Representatives, appointed by the Speaker of the House of Representatives:

- Representative Chris deGruy Kennedy; and
- Representative Matthew Martinez

President Fenberg will serve as the Chair of the select committee and Representative deGruy Kennedy will serve as the Vice-chair.

Sincerely,
(signed)
President Stephen Fenberg

(signed)
Speaker Julie McCluskie

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On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Friday,
February 24, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 47th Legislative Day

Friday, February 24, 2023

Prayer	By Senator Liston.	10
Call to Order	By the President at 9:00 a.m.	11
Roll Call	Present--33 Excused--2, Buckner, Danielson	12
Quorum	The President announced a quorum present.	13
Pledge	By Senator Mullica.	14
Approval of the Journal	On motion of Senator Will, the Journal of Thursday, February 23, 2023, was approved as corrected by the Secretary.	15

SENATE SERVICES REPORT

Correctly Printed: SB23-168, 169, and 170.
Correctly Engrossed: SB23-076.
Correctly Rerevised: HB23-1071.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB23-154 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	16
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB23-1072 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. Amend reengrossed bill, page 2, lines 14 and 15, strike "epidemic and who complies with such an order without pay or other consideration." and substitute "epidemic. and who complies with such an order without pay or other consideration:".	17
Health & Human Services	After consideration on the merits, the Committee recommends that HB23-1043 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. Amend reengrossed bill, page 4, strike lines 24 and 25 and substitute "CIRCUMSTANCES EXIST. THE COUNTY DEPARTMENT OR COLORADO BUREAU OF INVESTIGATION-APPROVED DESIGNATED THIRD PARTY SHALL FORWARD THE COMPLETE SET OF FINGERPRINTS TO THE COLORADO BUREAU OF INVESTIGATION TO PERFORM THE FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK PURSUANT TO".	18

Page 5, line 16, strike "CONDUCT" and substitute "INITIATE".

Page 5, line 17, strike "CONDUCT" and substitute "INITIATE".

Page 6, line 22, after "THE" insert "COUNTY DEPARTMENT OR LOCAL LAW ENFORCEMENT".

Page 13, strike lines 10 through 13 and substitute "COLORADO CRIME INFORMATION CENTER OR NATIONAL CRIME INFORMATION CENTER CHECK.".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-093** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 3, lines 3 and 4, strike "(10.3) and".

Page 3, strike lines 7 through 11 and substitute:

"(10.5) "MEDICAL DEBT" MEANS DEBT ARISING FROM HEALTH-CARE SERVICES, AS DEFINED IN SECTION 10-16-102 (33), OR HEALTH-CARE GOODS, INCLUDING PRODUCTS, DEVICES, DURABLE MEDICAL EQUIPMENT, AND PRESCRIPTION DRUGS.".

Page 3, line 25, strike "NOTICE OR" and substitute "NOTICE,".

Page 3, strike lines 26 and 27.

Page 4, line 3, strike "OR ORAL".

Page 4, line 3, after "BY" insert "THE CONSUMER".

Page 4, line 5, after "SHALL" insert "CEASE COLLECTION UNTIL IT CAN".

Page 4, line 6, strike "WITHIN THIRTY DAYS".

Page 4, line 10, strike "INCURRED, IF" and substitute "INCURRED;".

Page 4, strike line 11.

Page 4, strike lines 14 and 15 and substitute:

"(e) THE NAME OF THE FACILITY WHERE HEALTH-CARE SERVICES WERE PROVIDED OR THE NAME OF THE MERCHANT WHERE THE CONSUMER PURCHASED MEDICAL PRODUCTS, DEVICES, OR DURABLE MEDICAL GOODS;".

Page 4, line 18, strike "ANY ADJUSTMENT TO THE BILL," and substitute "AN ITEMIZATION OF THE CURRENT AMOUNT OF THE DEBT DUE AT THE TIME THE ITEMIZED STATEMENT IS GENERATED, REFLECTING INTEREST, FEES, PAYMENTS, AND CREDITS SINCE THE DATES DESCRIBED IN SUBSECTIONS (5)(b) AND (5)(c) OF THIS SECTION, AND".

Page 4, line 19, strike "RATES" and substitute "RATES, FINANCIAL ASSISTANCE APPLIED," and strike "DISCOUNTS;" and substitute "DISCOUNTS; AND".

Page 4, strike lines 20 through 24.

Reletter succeeding paragraphs accordingly.

Page 4, line 25, strike "WHETHER" and substitute "FOR MEDICAL DEBT FROM A HEALTH-CARE FACILITY, AS DEFINED IN SECTION 25.5-3-501 (1), WHETHER".

Page 4, line 27, strike "WHETHER" and substitute "FOR MEDICAL DEBT FROM A HEALTH-CARE FACILITY, AS DEFINED IN SECTION 25.5-3-501 (1), WHETHER".

Page 5, line 7, strike "MEDICAL CREDITOR," and strike "COLLECTOR," and substitute "COLLECTOR".

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Page 5, line 9, after "PLAN" insert "WITH A CONSUMER" and after "DEBT" insert "THAT IS PAYABLE IN FOUR OR MORE INSTALLMENTS".

Page 5, line 12, after "RATE" insert "OR RATES".

Page 5, line 14, strike "INTERRUPTION." and substitute "INTERRUPTION OR THAT THE PLAN IS A TEMPORARY ARRANGEMENT THAT WILL NOT PAY OFF THE DEBT IN FULL."

Page 5, strike lines 15 through 21 and substitute:
 "(b) BEFORE ACCELERATING OR DECLARING THE PAYMENT PLAN NO LONGER OPERATIVE, IF THE CONSUMER HAS NOT INVOKED THE RIGHT TO CEASE COMMUNICATION, THE DEBT COLLECTOR OR".

Page 5, line 23, strike "(A)" and substitute "(I)".

Page 5, line 24, strike "OTHER METHOD" and substitute "IN WRITING, WHICHEVER IS".

Page 5, line 26, strike "(B)" and substitute "(II)".

Page 5, line 27, strike "INOPERATIVE AND" and substitute "INOPERATIVE."

Page 6, strike lines 1 through 13.

Reletter succeeding paragraph accordingly.

Page 6, lines 14 and 15, strike "AND TELEPHONE CALLS".

Page 6, line 15, after "CONSUMER" insert "PURSUANT TO SUBSECTION (1)(b)(II) OF THIS SECTION".

Page 6, lines 15 and 16, strike "AND TELEPHONE NUMBER".

Page 6, line 17, strike "MEDICAL CREDITOR, DEBT COLLECTOR," and substitute "DEBT COLLECTOR".

Page 7, strike line 1 and substitute "CHARGES, UNLESS REQUESTED BY THE CONSUMER;".

Page 7, line 7, after "AGENCY" insert "OR A LEGAL ACTION OR ARBITRATION PROCEEDING HAS ALREADY BEEN INITIATED," and strike "MEDICAL CREDITOR,".

Page 7, line 8, strike "COLLECTOR," and substitute "COLLECTOR".

Page 7, line 20, strike "CREDITOR, OR A".

Page 7, line 22, strike "FORM A COPY OF" and substitute "FORM:
 (I) A COPY OF".

Page 7, line 24, strike "DEBT." and substitute "DEBT;
 (II) THE NAME AND ADDRESS OF THE MEDICAL CREDITOR;
 (III) THE AMOUNT OF DEBT OWED; AND
 (IV) A DATE OF SERVICE THE MEDICAL DEBT WAS INCURRED."

Page 7, lines 25 and 26, strike "THE NAMED PLAINTIFF IN A LEGAL ACTION" and substitute "NAMED IN THE PLEADINGS IN A LEGAL ACTION".

Page 7, line 27, strike "ON ITS OWN BEHALF" and substitute "IN ITS OWN NAME".

Page 8, line 1, strike "ONLY FOR COLLECTION PURPOSES".

Page 8, line 2, strike "ON BEHALF OF THE CREDITOR." and substitute "IN ITS OWN NAME."

Page 9, line 13, strike "**practice.**" and substitute "**practice - definition.**".

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Page 9, strike line 24 and substitute "ESTIMATE OR FOUR HUNDRED DOLLARS, WHICHEVER IS LESS."

Page 9, line 27, after "ESTIMATE" insert "OR FOUR HUNDRED DOLLARS".

Page 10, line 9, strike "ESTIMATE." and substitute "ESTIMATE OR FOUR HUNDRED DOLLARS, WHICHEVER IS LESS."

Page 11, line 8, strike "AND".

Page 11, line 11, strike "SKILLS." and substitute "SKILLS;

(d) BE PROVIDED IN ENGLISH OR SPANISH, IF REQUESTED BY THE CONSUMER; AND

(e) BE PROVIDED WITHIN THE FOLLOWING TIME FRAMES:

(I) NOT LATER THAN ONE BUSINESS DAY AFTER THE DATE THE PRIMARY ITEM OR SERVICE IS SCHEDULED IF A PRIMARY ITEM OR SERVICE IS SCHEDULED AT LEAST THREE DAYS BEFORE THE PRIMARY ITEM OR SERVICE IS PROVIDED;

(II) NOT LATER THAN THREE BUSINESS DAYS AFTER THE DATE THE PRIMARY ITEM OR SERVICE IS SCHEDULED IF THE PRIMARY ITEM OR SERVICE IS SCHEDULED AT LEAST TEN BUSINESS DAYS BEFORE THE PRIMARY ITEM OR SERVICE IS PROVIDED; OR

(III) NOT LATER THAN THREE DAYS AFTER A REQUEST FOR A SELF-PAY ESTIMATE.

(4) A PROVIDER OR HEALTH-CARE FACILITY THAT IS IN COMPLIANCE WITH SECTION 112 OF TITLE I OF DIVISION BB OF THE FEDERAL "NO SURPRISES ACT", AND RULES PROMULGATED AND DETERMINED BY THE FEDERAL CENTERS FOR MEDICARE AND MEDICAID SERVICES UNDER THAT ACT IN 45 CFR 149.610, OR ANY SUCCESSOR LAWS AND REGULATIONS, IS IN COMPLIANCE WITH THIS SECTION."

Re-number succeeding subsection accordingly.

Page 11, after line 13 insert:

"(6) AS USED IN THIS SECTION, "FEDERAL 'NO SURPRISES ACT'" MEANS THE FEDERAL "NO SURPRISES ACT", PUB.L. 116-260, AS AMENDED."

Page 12, after line 10 insert:

"SECTION 13. Applicability. This act applies to contracts entered into after the effective date of this act."

Re-number succeeding section accordingly.

Finance

After consideration on the merits, the Committee recommends that **SB23-108** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, line 13, after "RELIEF." insert "A TEMPORARY REDUCTION IN PROPERTY TAXES DUE FOR THE PURPOSE OF PROPERTY TAX RELIEF IS SUBJECT TO ANNUAL RENEWAL."

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of memorials.

CONSIDERATION OF MEMORIALS

SJM23-002 by Senator(s) Roberts; also Representative(s) Lukens--Memorializing former Senator John (Jack) Taylor.

On motion of Senator Roberts, the memorial was read at length.

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On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 31 (a) was suspended to allow former Representatives to speak in the well of the Senate and to allow current registered lobbyists to enter the Senate chamber and also to speak in the well.

Senate in recess. Senate reconvened.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Coleman, Cutter, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

Senate in recess. Senate reconvened.

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

Senate in recess. Senate reconvened.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB23-076

by Senator(s) Coleman and Marchman, Buckner, Fields, Kolker, Rich; also Representative(s) McLachlan and Vigil--Concerning the continuation of the Colorado youth advisory council, and, in connection therewith, making an appropriation.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Cutter, Exum, Ginal, Hansen, Jaquez Lewis, Moreno, Mullica, Roberts, Simpson, Winter F., and Zenzinger.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB23-038) of Friday, February 24, was laid over until Monday, February 27, retaining its place on the calendar.

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

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

MEMBER OF THE
UNINSURED EMPLOYER BOARD

for a term expiring September 1, 2025:

Roger Allen Hays of Aurora, Colorado, to serve as a representative of employers, reappointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
STATE PLUMBING BOARD

for a term expiring July 1, 2026:

Justin Guerrero of Greenwood Village, Colorado, a person engaged in the construction of residential or commercial buildings as a plumbing contractor, appointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
STATE ELECTRICAL BOARD

for terms expiring July 1, 2025:

Christopher Butler of Highlands Ranch, Colorado, to serve as a representative of the public at large, reappointed;

Elva Dianne Lynch of Commerce City, Colorado, to serve as an electrical contractor who has masters license, reappointed;

for a term expiring July 1, 2024:

Jeremy Sanchez of Loveland, Colorado, to serve as a general contractor professional, occasioned by the resignation of James Selecky of Denver, Colorado, appointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
ADVISORY COMMITTEE TO THE
PROPERTY TAX ADMINISTRATOR

for a term expiring September 1, 2026:

Keith Alan Erffmeyer of Parker, Colorado, to serve as an assessor from a county with a population over 75,000 and as an Unaffiliated, reappointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
MIDDLE INCOME HOUSING AUTHORITY

for terms expiring September 1, 2024:

Tamara Pogue of Dillon, Colorado, to serve as an elected county commissioner from a rural county, appointed;

Hilary Cooper of Telluride, Colorado, to serve as an elected county commissioner, appointed;

Jackie Millet of Lone Tree, Colorado, appointed;

for terms expiring September 1, 2025:

Darren Everett of Denver, Colorado, appointed;

Thomas Bryan of Centennial, Colorado, appointed;

Keo Frazier of Denver, Colorado, appointed;

Dominique Acevedo of Denver, Colorado, to serve as a nonprofit organization that has experience developing middle income housing, appointed;

Carl Koelbel of Denver, Colorado, to serve as a representative with experience in the development of rental housing, appointed;

for terms expiring September 1, 2026:

Chad Asarch of Denver, Colorado, to serve as a representative with experience in real estate transactions, appointed;

Peter LiFari of Littleton, Colorado, to serve as a Director of a local housing organization, appointed;

Mike Johnson of Tabernash, Colorado, to serve as a representative with experience in public financing, appointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

COMMITTEE OF REFERENCE REPORTS (cont'd)

Health & Human Services

The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE COLORADO COMMISSION ON THE AGING

for a term expiring September 1, 2024:

Ronica Rooks of Thornton, Colorado, to serve as a Democrat from the Eighth Congressional District, appointed.

Health & Human Services

The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
COLORADO COMMISSION ON THE AGING

for terms expiring September 1, 2024:

Adam Dempsey of Denver, Colorado, to serve as a Democrat from the First Congressional District, appointed;

Kimberly Bryant of Colorado Springs, Colorado, to serve as a representative of a long term residential care setting and as an Unaffiliated, appointed;

Lynne Thompson of Center, Colorado, to serve as a representative of local government and a Democrat from the Third Congressional District, appointed;

James Kuemmerle of Lochbuie, Colorado, to serve as a Republican from the Fourth Congressional District, appointed;

Kathleen Cerullos-Smith of Colorado Springs, Colorado, to serve as a person with a disability and an Unaffiliated from the Fifth Congressional District, appointed;

Jacqueline Stiff of Centennial, Colorado, to serve as a Democrat from the Sixth Congressional District, appointed;

Karen Brown of Arvada, Colorado, to serve as a representative of the business community and an Unaffiliated from Seventh Congressional District, appointed;

Ronica Rooks of Thornton, Colorado, to serve as a Democrat from the Eighth Congressional District, appointed;

Gina Viola Brown of Golden, Colorado, to serve as a representative of elder law with experience in aging policy or elder rights issues and as a Democrat, appointed;

for terms expiring September 1, 2025:

Ellen Taxman of Boulder, Colorado, to serve as Democrat from the Second Congressional District, appointed;

Diana Delgado of Dacono, Colorado, to serve as a representative of the housing sector and as an Unaffiliated, appointed;

Chad Federwitz of Carbondale, Colorado, to serve as a representative of an organization providing home and community based services and as an Unaffiliated, appointed;

Richard McClintock of Englewood, Colorado, to serve as a representative with knowledge of transportation infrastructure and services, and as a Republican, appointed;

Kelly Osthooft of Greeley, Colorado, to serve as a representative with expertise in dementia and as a Republican, appointed;

Jodi Waterhouse of Denver, Colorado, to serve as a representative of higher education and as a Democrat, appointed;

Penny Whitney of Colorado Springs, Colorado, to serve as a representative of the direct care workforce and as an Unaffiliated, appointed.

TRIBUTES

Honoring:

Colorado State University Founders Day -- By Senator Joann Ginal

Pueblo Diversified Industries -- By Senator Nick Hinrichsen

Ray Romero -- By Senator Nick Hinrichsen

Brian Estrada -- By Senator Nick Hinrichsen

Dennis Lowry -- By Senator Nick Hinrichsen

- Pueblo Department of Health and the Environment -- By Senator Nick Hinrichsen 1
- Felipe Garcia -- By Senator Nick Hinrichsen 2
- Pueblo Bulls Hockey -- By Senator Nick Hinrichsen 3
- Scott LaBarre -- By Senator Jessie Danielson 4
- Mary Beth Corsentino -- By Senator Nick Hinrichsen 5
- Colorado Wing Civil Air Patrol -- By Senator Kevin Van Winkle 6
- Marie West -- By Senator Paul Lundeen 7
- Beth Katchmar -- By Senator Mark Baisley 8
- Ukraine Power -- By Senators Larry Liston and Bob Gardner 9
- Kreg Volmer -- By Senator Byron Pelton and Representative Richard Holtorf 10
- Sheriff Thomas Elliott -- By Senators Byron Pelton and Rod Pelton, and Representative Richard Holtorf 11
- Thomas T. Grimshaw -- By Senator Bob Gardner and Representative Marc Snyder 13
- Mountain Family Health Centers -- By Senator Dylan Roberts, Speaker Julie McCluskie, and Representatives Meghan Lukens and Elizabeth Velasco 14
- Ukrainians of Colorado -- By Senators Lisa Cutter and Joann Ginal 15
- Pallets for Ukraine -- By Senators Dominick Moreno and Chris Hansen 16
- United Way of Pueblo County -- By Senator Nick Hinrichsen 17
- Alex Briggs -- By Senator Nick Hinrichsen 18
- Jeff Aube -- By Senator Nick Hinrichsen 19



On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m., Monday, February 27, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

50th Legislative Day

Monday, February 27, 2023

Prayer	By the chaplain, Lhoppön Rinpoche, Mipham Shedra, Westminster.	10
Call to Order	By the President at 10:00 a.m.	11
Roll Call	Present--35	12
Quorum	The President announced a quorum present.	13
Pledge	By Senator Rich.	14
Approval of the Journal	On motion of Senator Priola, the Journal of Friday, February 24, 2023, was approved as corrected by the Secretary.	15

SENATE SERVICES REPORT

Correctly Engrossed: SJM23-002.
Correctly Reengrossed: SB23-076.

COMMITTEE OF REFERENCE REPORTS

Legal Services After consideration on the merits, the Committee recommends that **SB23-102** be referred to the Committee of the Whole with favorable recommendation.

MESSAGE FROM THE HOUSE

February 24, 2023
 Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1139 and 1140, amended as printed in House Journal, February 23, 2023.

The House has passed on Third Reading and returns herewith SB23-040.

MESSAGE FROM THE REVISOR OF STATUTES

February 24, 2023
 We herewith transmit:

Without comment, as amended, HB23-1139 and 1140.

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INTRODUCTION OF RESOLUTIONS

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

SJR23-006 by Senator(s) Cutter and Buckner; also Representative(s) Froelich and English--Concerning the effort to acknowledge and enshrine in the Constitution the rights of women in the United States.

Laid over until Wednesday, March 1, 2023.

Upon request of Majority Leader Moreno, **HB23-1014** was removed from the General Orders--Second Reading of Bills Consent Calendar of Monday, February 27, 2023 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Monday, February 27, 2023.

Committee of the Whole On motion of Senator Winter, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Winter was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB23-078 by Senator(s) Fields and Van Winkle; also Representative(s) Jodeh and Lynch--Concerning warranty reimbursements made by a motor vehicle manufacturer to motor vehicle dealers.

Laid over until Tuesday, February 28, 2023.

SB23-061 by Senator(s) Marchman; also Representative(s) Kipp and Lukens--Concerning eliminating the requirement that the department of education administer a state assessment in social studies.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 7, page(s) 160 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, February 17, page(s) 254 and placed in members' bill files.)

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

SB23-038 by Senator(s) Jaquez Lewis; also Representative(s) Garcia--Concerning a prohibition on slaughtering equines for human consumption.

Laid over until Friday, March 3, 2023.

HB23-1005 by Representative(s) Willford and Titone; also Senator(s) Jaquez Lewis and Marchman--Concerning changes to the new energy improvement program, and, in connection therewith, adding resiliency improvements and water efficiency improvements to the program, modifying the new energy improvement district's notice requirements, and removing the district's hearing requirement.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, February 23, page(s) 287 and placed in members' bill files.)

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

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SB23-060 by Senator(s) Rodriguez; --Concerning consumer protections in event ticket sales.

Laid over until Friday, March 3, 2023.

HB23-1014 by Representative(s) Boesenecker, Lindsay; also Senator(s) Winter F., Sullivan--
Concerning yielding to larger vehicles in roundabouts.

Amendment No. 1(L.002), by Senator Hinrichsen.

Amend reengrossed bill, page 2, line 8, strike "FORTY" and substitute "THIRTY-FIVE".

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Winter, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-061 as amended, HB23-1005 as amended, HB23-1014 as amended.

Laid over until Tuesday, February 28: SB23-078.

Laid over until Friday, March 3: SB23-038, SB23-060.

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

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

MEMBERS OF THE
STATE BOARD OF HUMAN SERVICES

effective March 1, 2023, for terms expiring March 1, 2027:

Tamara Pogue of Dillon, Colorado, to serve as a County Commissioner, reappointed;

Jennifer MacDonnell of Las Animas, Colorado, to serve as a County Commissioner, reappointed;

John Kefalas of Fort Collins, Colorado, to serve as a County Commissioner, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

 Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Education After consideration on the merits, the Committee recommends that **HB23-1007** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Education After consideration on the merits, the Committee recommends that **HB23-1064** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 26, after line 23, insert:
"24-60-4404. Repeal of part. IF THE REVISOR OF STATUTES HAS NOT RECEIVED THE NOTICE REQUIRED BY SECTION 24-60-4403 BY JUNE 29, 2026, THIS PART 44 IS REPEALED EFFECTIVE JUNE 30, 2026."

Education The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

effective January 1, 2023 for terms expiring December 31, 2026:

- Kasia Iwaniczko-MacLeod of Denver, Colorado, reappointed;
- Daniel Ramos of Denver, Colorado, reappointed;
- Joyce Sekharan of Grand Junction, Colorado, appointed.

Education The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
BOARD OF TRUSTEES FOR
METROPOLITAN STATE UNIVERSITY OF DENVER

for a term expiring December 31, 2023:

- Olivia Mendoza of Lakewood, Colorado, occasioned by the resignation of Mario Carrera of Lone Tree, Colorado, appointed;

effective January 1, 2023, for terms expiring December 31, 2026:

Russell Noles of Denver, Colorado, reappointed;

Marissa Molina of Denver, Colorado, reappointed;

Jerry Glick of Denver, Colorado, appointed.

MESSAGE FROM THE HOUSE

February 27, 2023

Mr. President:

The House has adopted and returns herewith SJM23-002.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1100, 1099, 1095, 1062, 1115, 1157, and 1156, amended as printed in House Journal, February 24, 2023.

The House has passed on Third Reading and returns herewith SB23-023.

The House has voted to concur in the Senate amendments to HB23-1045 and 1071 and has repassed the bills as so amended.

MESSAGE FROM THE REVISOR OF STATUTES

February 27, 2023

We herewith transmit:

Without comment, as amended, HB23-1062, 1095, 1099, 1100, 1115, 1156, and 1157.

INTRODUCTION OF BILLS -- FIRST READING

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

SB23-171 by Senator(s) Priola; also Representative(s) deGruy Kennedy--Concerning a requirement for substance-free seating at large entertainment facilities, and, in connection therewith, requiring such facilities to designate and enforce at least four percent of their seating capacity as substance-free seating and making failure to comply with such requirement a basis for refusal or denial of an alcohol beverage license renewal or initial license issuance and other forms of license-related discipline.
Finance

SB23-172 by Senator(s) Winter F. and Gonzales, Buckner, Cutter, Danielson, Jaquez Lewis, Marchman, Moreno, Sullivan; also Representative(s) Weissman and Bacon, deGruy Kennedy, Dickson, Epps, Froelich, Garcia, Jodeh, Kipp, Lindsay, Mabrey, Michaelson Jenet, Titone, Vigil, Willford, Woodrow--Concerning protections for Colorado workers against discriminatory employment practices.
Judiciary

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Tuesday, February 28, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

51st Legislative Day Tuesday, February 28, 2023

- Prayer 10
By Senator Lundeen. 11
- Call to Order 12
By the President at 9:00 a.m. 13
- Roll Call 14
Present--34 15
Excused--1, Fields 16
Present later--1, Fields 17
- Quorum 18
The President announced a quorum present. 19
- Pledge 20
By Senator Rich. 21
- Approval of the Journal 22
On motion of Senator Priola, the Journal of Monday, February 27, 2023, was approved as corrected by the Secretary. 23

At the order of the President, Senator Fields was added to the current roll call.

SENATE SERVICES REPORT

- Correctly Printed:** SB23-171 and 172. 24
- Correctly Engrossed:** SB23-061. 25
- Correctly Revised:** HB23-1005 and 1014. 26
- Correctly Enrolled:** SB23-040. 27

COMMITTEE OF REFERENCE REPORTS

- Judiciary 28
After consideration on the merits, the Committee recommends that **SB23-097** be referred to the Committee on Appropriations with favorable recommendation. 29
- Judiciary 30
The Committee on Judiciary has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed: 31

MEMBERS OF THE
JUVENILE PAROLE BOARD

- for terms expiring November 15, 2026: 32
- Rachael Victoria Lovendahl of Fort Collins, Colorado, to serve as a representative of the Department of Education, reappointed; 33
- Jared Prochnow of Fruita, Colorado, to serve as a public member not employed by state government, reappointed; 34

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Gretchen Jamie Russo of Denver, Colorado, to serve as a representative of the Department of Human Services, reappointed;

Cherrie Greco of Denver, Colorado, to serve as a public member not employed by state government, appointed.

Judiciary

After consideration on the merits, the Committee recommends that **SB23-067** 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 17-33-103 as follows:

17-33-103. Development of a pre-release and reentry program - report - definitions - repeal. (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "FACILITY" MEANS THE STERLING CORRECTIONAL FACILITY.

(b) "PROGRAM" MEANS A PRE-RELEASE AND REENTRY PROGRAM DEVELOPED IN CONSULTATION WITH RESIDENTS PURSUANT TO THIS SECTION.

(c) "PROGRAM DEVELOPER" MEANS THE PERSON DESCRIBED IN SUBSECTION (2)(b) OF THIS SECTION ASSIGNED TO DEVELOP AND STUDY STRATEGIES TO IMPLEMENT THE PROGRAM.

(d) "PROGRAM REPORT" MEANS THE REPORT ISSUED BY THE DEPARTMENT PURSUANT TO SUBSECTION (4) OF THIS SECTION.

(e) "RESIDENT" MEANS A PERSON SERVING A TERM OF IMPRISONMENT AT THE FACILITY.

(f) "THIRD-PARTY ORGANIZATION" MEANS AN ORGANIZATION THAT SATISFIES THE QUALIFICATIONS DESCRIBED IN SUBSECTION (2)(d) OF THIS SECTION THAT THE DEPARTMENT CONTRACTS WITH PURSUANT TO SUBSECTION (2) OF THIS SECTION.

(2) (a) THE DEPARTMENT SHALL CONTRACT WITH A THIRD-PARTY ORGANIZATION TO DEVELOP AND STUDY STRATEGIES FOR IMPLEMENTING A PRE-RELEASE AND REENTRY PROGRAM THAT IS DESIGNED IN CONSULTATION WITH RESIDENTS. THE GOAL OF THE PROGRAM IS TO BENEFIT PROGRAM PARTICIPANTS, THE FACILITY, AND THE DEPARTMENT BY PROVIDING PROGRAM PARTICIPANTS WITH RESOURCES TO SUPPORT THEIR REHABILITATION AND TO REDUCE RECIDIVISM UPON THEIR RELEASE FROM THE FACILITY.

(b) (I) ON OR BEFORE AUGUST 1, 2023, THE DEPARTMENT SHALL ENTER INTO AN AGREEMENT WITH THE THIRD-PARTY ORGANIZATION TO ASSIGN AN INDIVIDUAL EMPLOYED BY THE THIRD-PARTY ORGANIZATION TO SERVE AS THE PROGRAM DEVELOPER AND CARRY OUT THE DUTIES DESCRIBED IN THIS SECTION. THE PROGRAM DEVELOPER MUST HAVE EXPERIENCE IN MENTAL AND BEHAVIORAL HEALTH, CULTURAL COMPETENCY, AND THE REHABILITATION AND RECIDIVISM OF JUSTICE-INVOLVED INDIVIDUALS. THE CONTRACT MUST REQUIRE THE PROGRAM DEVELOPER TO CARRY OUT THE DUTIES DESCRIBED IN THIS SECTION; EXCEPT THAT THE CONTRACT MUST PERMIT THE THIRD-PARTY ORGANIZATION TO SUBCONTRACT WITH OTHER ORGANIZATIONS THAT HAVE EXPERTISE IN SUBJECT AREAS, SUCH AS BEHAVIORAL HEALTH AND DATA COLLECTION AND ANALYSIS, THAT ARE BENEFICIAL TO THE PROGRAM DEVELOPER IN CARRYING OUT THE DEVELOPER'S DUTIES.

(II) THE DEPARTMENT SHALL ALLOW THE PROGRAM DEVELOPER TO WORK IN THE FACILITY WITH RESIDENTS AND MAY REQUIRE THE PROGRAM DEVELOPER TO MEET THE SAME QUALIFICATIONS AS A PERSON WHO SERVES AS A CORRECTIONAL OFFICER AT THE FACILITY. THE DEPARTMENT MAY PROVIDE AND REQUIRE THE PROGRAM DEVELOPER TO COMPLETE TRAINING NECESSARY FOR THE PROGRAM DEVELOPER TO WORK IN THE FACILITY WITH RESIDENTS.

(III) THE PROGRAM DEVELOPER'S ONLY DUTIES ARE THOSE DESCRIBED IN THIS SECTION RELATED TO DEVELOPING THE PROGRAM, STUDYING IMPLEMENTATION STRATEGIES, AND PREPARING THE PROGRAM REPORT, INCLUDING CONSULTING WITH RESIDENTS TO DESIGN THE PROGRAM AND CONDUCTING THE RESEARCH AND ANALYZING DATA NECESSARY TO PREPARE THE PROGRAM REPORT. THE PROGRAM DEVELOPER SHALL SPEND THE MAJORITY OF THE PROGRAM DEVELOPER'S TIME CONSULTING WITH RESIDENTS TO DESIGN AND STUDY IMPLEMENTATION STRATEGIES FOR THE PROGRAM.

(IV) IN ORDER FOR THE PROGRAM DEVELOPER TO HAVE SUFFICIENT TIME TO DEVELOP THE PROGRAM, STUDY IMPLEMENTATION STRATEGIES, AND PREPARE THE PROGRAM REPORT, THE PROGRAM DEVELOPER SHALL BEGIN WORK NO LATER THAN AUGUST 15, 2023.

(c) THE PROGRAM DEVELOPMENT AND THE IMPLEMENTATION STUDY

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MUST BE CONDUCTED IN COMPLIANCE WITH ALL DEPARTMENT AND FACILITY RULES, AND THE DEPARTMENT SHALL PRIORITIZE PROGRAM DEVELOPMENT AND THE IMPLEMENTATION STUDY. THE DEPARTMENT SHALL PROVIDE ASSISTANCE TO THE PROGRAM DEVELOPER, INCLUDING ENSURING ACCESS TO AS MANY RESIDENTS AS POSSIBLE.

(d) A THIRD-PARTY ORGANIZATION THAT CONTRACTS WITH THE DEPARTMENT PURSUANT TO THIS SUBSECTION (2) MUST HAVE PROVEN EXPERIENCE WORKING WITH POPULATIONS THAT ARE OVERREPRESENTED IN THE DEPARTMENT'S RESIDENT POPULATION AND MUST HAVE NOT PREVIOUSLY CONTRACTED WITH THE DEPARTMENT FOR ANY PURPOSE.

(3) (a) THE PROGRAM DEVELOPER SHALL CONSULT WITH RESIDENTS TO DESIGN THE PROGRAM, INCLUDING DEVELOPING PROGRAM CURRICULUM AND METRICS TO MEASURE PROGRAM SUCCESS. THE PROGRAM DEVELOPER SHALL ALSO CONDUCT ANY RESEARCH NECESSARY TO COMPLETE THE PROGRAM REPORT.

(b) THE PROGRAM MUST PROVIDE PARTICIPANTS WITH TRAINING IN SKILLED OR PROFESSIONAL TRADES AND OTHER EMPLOYMENT-FOCUSED ACTIVITIES, EDUCATION IN SKILLS BENEFICIAL TO A PARTICIPANT FOLLOWING RELEASE FROM CONFINEMENT, AND MENTAL AND BEHAVIORAL HEALTH COUNSELING SESSIONS. ADDITIONALLY, THE PROGRAM MUST:

(I) BE DESIGNED IN CONSULTATION WITH RESIDENTS;

(II) INCLUDE A PROCESS FOR DETERMINING ELIGIBILITY FOR RESIDENTS TO PARTICIPATE IN THE PROGRAM;

(III) INCLUDE, AT A MINIMUM, SESSIONS OR INSTRUCTION IN THE FOLLOWING AREAS: GENERAL POSTSECONDARY EDUCATION, ADDICTION RECOVERY, VICTIM AWARENESS, TIME MANAGEMENT, DOMESTIC VIOLENCE PREVENTION, PERSONAL FINANCE, LEADERSHIP, STRATEGIES FOR COPING WITH DIFFICULT SITUATIONS, FAMILY REUNIFICATION UPON RELEASE, FORGIVENESS, AND ALTERNATIVES TO VIOLENCE. THE PROGRAM MUST HAVE CUSTOMIZED CURRICULUM THAT EMPHASIZES DIFFERENT AREAS OF STUDY FOR PARTICIPANTS WHO ARE SCHEDULED FOR RELEASE FROM THE FACILITY WITHIN ONE YEAR AND FOR PARTICIPANTS WHO ARE SCHEDULED FOR RELEASE FROM THE FACILITY IN MORE THAN ONE YEAR.

(IV) WORK WITH PROFESSIONALS FROM OUTSIDE OF THE FACILITY, WHO MAY INCLUDE COLLEGE AND UNIVERSITY PROFESSORS, MENTAL AND BEHAVIORAL HEALTH PROFESSIONALS, SUBSTANCE USE DISORDER PROFESSIONALS, AND SOCIOLOGISTS; AND

(V) PERMIT PROFESSIONALS FROM OUTSIDE THE FACILITY TO VISIT AND WORK WITH PROGRAM PARTICIPANTS IN PERSON AT THE FACILITY.

(c) AS PART OF THE IMPLEMENTATION STUDY, THE PROGRAM DEVELOPER SHALL EVALUATE THE COSTS, CHALLENGES, AND BENEFITS OF:

(I) PROVIDING PROGRAM PARTICIPANTS WITH THE TECHNOLOGY AND TOOLS NECESSARY TO WORK REMOTELY WITH PROFESSIONALS FROM OUTSIDE THE FACILITY;

(II) PRIORITIZING OPERATING THE PROGRAM AND PROGRAM ACTIVITIES WHILE COMPLYING WITH DEPARTMENT AND FACILITY RULES;

(III) PROVIDING FINANCIAL ASSISTANCE TO PROGRAM PARTICIPANTS RELEASED FROM THE FACILITY; AND

(IV) INCENTIVIZING EMPLOYERS WHO EMPLOY PROGRAM PARTICIPANTS UPON RELEASE FROM THE FACILITY.

(4) (a) ON OR BEFORE DECEMBER 31, 2023, THE PROGRAM DEVELOPER SHALL REPORT TO THE HOUSE OF REPRESENTATIVES JUDICIARY COMMITTEE AND THE SENATE JUDICIARY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, AND THE DEPARTMENT, ABOUT THE DEVELOPMENT OF THE PROGRAM.

(b) THE REPORT MUST MAKE RECOMMENDATIONS FOR IMPLEMENTING AND OPERATING THE PROGRAM AT THE FACILITY, INCLUDING:

(I) STATUTORY CHANGES NECESSARY TO OPERATE THE PROGRAM;

(II) STRATEGIES FOR HIRING AND RETAINING QUALIFIED PROGRAM STAFF;

(III) FUNDING REQUIRED FOR THE PROGRAM; AND

(IV) METHODS TO EVALUATE THE SUCCESS OF THE PROGRAM, INCLUDING THE TYPES OF QUANTITATIVE AND QUALITATIVE DATA THAT SHOULD BE COLLECTED ABOUT THE PROGRAM AND PROGRAM PARTICIPANTS, INCLUDING CAPTURING NARRATIVE EXPERIENCES FROM PARTICIPANTS ABOUT SUBJECTS THAT ARE SUPPORTIVE OF PARTICIPANTS' SOCIAL AND EMOTIONAL HEALTH, SUCH AS LEADERSHIP SKILLS, CONFIDENCE, FEELING OF BELONGING, FEELING OF PURPOSE, COMMUNICATION SKILLS, AND BETTERING INTERPERSONAL RELATIONSHIPS. THE REPORT MUST INCLUDE A RECOMMENDATION FOR THE LENGTH OF A LONGITUDINAL STUDY NECESSARY TO EVALUATE THE BENEFITS TO

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PROGRAM PARTICIPANTS.

(c) THE REPORT MUST ALSO INCLUDE THE FOLLOWING INFORMATION:

(I) DISAGGREGATED DEMOGRAPHIC INFORMATION ABOUT THE RESIDENTS WHOM THE PROGRAM DEVELOPER CONSULTED WITH DURING DEVELOPMENT OF THE PROGRAM AND INFORMATION ABOUT THE RESIDENTS' SENTENCES TO THE DEPARTMENT, INCLUDING THE OFFENSES FOR WHICH THE RESIDENTS WERE CONVICTED, THE LENGTH OF SENTENCE TO INCARCERATION, THE TIME SERVED, AND THE RESIDENTS' CUSTODY LEVEL;

(II) THE AMOUNT OF TIME THE PROGRAM DEVELOPER SPENT CONSULTING WITH RESIDENTS, ORGANIZED BY THE DEMOGRAPHIC INFORMATION OF THE RESIDENTS WITH WHOM THE PROGRAM DEVELOPER CONSULTED;

(III) THE PERCENTAGE OF RESIDENTS EXPECTED TO BE ELIGIBLE FOR PARTICIPATION IN THE PROGRAM;

(IV) DETAILED INFORMATION ABOUT THE ANTICIPATED PROGRAM SCHEDULE, INCLUDING THE AMOUNT OF TIME ALLOTTED EACH DAY FOR PROGRAM ACTIVITIES AND HOW OFTEN A PARTICIPANT MUST PARTICIPATE IN PROGRAM ACTIVITIES TO ACHIEVE THE INTENDED BENEFITS OF THE PROGRAM;

(V) THE ANTICIPATED BENEFITS FROM THE PROGRAM FOR PARTICIPANTS, INCLUDING BENEFITS TO PARTICIPANTS FOLLOWING RELEASE FROM THE FACILITY, PARTICIPANTS NEARING RELEASE FROM THE FACILITY, AND PARTICIPANTS WHO ARE SERVING AS MENTORS IN THE PROGRAM; AND

(VI) RECOMMENDATIONS FOR ANY OTHER POLICY CHANGES BASED ON INFORMATION LEARNED FROM DEVELOPING THE PROGRAM AND IMPLEMENTATION STUDY.

(d) THE REPORT MAY INCLUDE RECOMMENDATIONS FOR OPERATING THE PROGRAM IN OTHER CORRECTIONAL FACILITIES.

(4.5) IN ITS ANNUAL REPORT BEFORE THE HOUSE AND SENATE COMMITTEES OF REFERENCE PURSUANT TO SECTION 2-7-203 MADE DURING THE 2024 LEGISLATIVE SESSION, THE DEPARTMENT SHALL INCLUDE INFORMATION ABOUT THE PROGRAM DEVELOPMENT REQUIRED IN THIS SECTION.

(5) THIS SECTION IS REPEALED, EFFECTIVE JUNE 30, 2024.

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, or safety."

Trans-
portation &
Energy

After consideration on the merits, the Committee recommends that **HB23-1101** 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 8, after "**amend**" insert "(1)(a) introductory portion,".

Page 4, line 10, strike "(9)" and substitute "(9); and **add** (1)(f.5)".

Page 4, after line 13 insert:

"(a) "Eligible transit agency" means ~~an entity~~ A TRANSIT AGENCY that is:".

Page 4, line 16, strike "OZONE" and substitute "OZONE-CAUSING TRAFFIC".

Page 4, line 17, after "PERIOD" insert "THAN JUNE 1 TO AUGUST 31".

Page 4, line 18, strike "A GRANT APPLICATION" and substitute "AN APPLICATION FOR A GRANT TO OFFER FARE-FREE SERVICE DURING THE IDENTIFIED PERIOD THAT IS".

Page 4, after line 22 insert:

"(f.5) TRANSIT AGENCY MEANS A PROVIDER OF PUBLIC TRANSPORTATION, AS DEFINED IN 49 U.S.C. SEC. 5302 (15), AS AMENDED."

Page 6, line 25, after "implement" insert "AND MEASURE THE EFFECTIVENESS OF".

Page 6, line 27, strike "RIDERSHIP AND" and substitute "RIDERSHIP, EXPENSES INCURRED IN CONDUCTING RIDER SURVEYS TO BETTER MEASURE THE IMPACT OF THE PROGRAM ON RIDERSHIP AND VEHICLE MILES TRAVELED IN PRIVATE MOTOR

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VEHICLES, AND".

Page 8, after line 5 insert:

"SECTION 3. In Colorado Revised Statutes, 43-1-106, add (18) as follows:

43-1-106. Transportation commission - powers and duties - rules - definitions - efficiency and accountability committee. (18) NOLATER THAN JULY 1, 2024, THE TRANSPORTATION COMMISSION SHALL UPDATE ITS RULES GOVERNING THE STATEWIDE TRANSPORTATION PROCESS AND TRANSPORTATION PLANNING REGIONS, 2 CCR 601-22, TO ADJUST THE BOUNDARIES OF THE TRANSPORTATION PLANNING REGIONS, AS DEFINED IN SECTION 43-1-1102 (8), IN A MANNER THAT ENSURES THAT THE STATE'S POPULATION IS PROPORTIONALLY AND EQUITABLY REPRESENTED ON THE TRANSPORTATION ADVISORY COMMITTEE CREATED IN SECTION 43-1-1104 (1)(a). WHEN DECIDING WHAT ADJUSTMENTS TO MAKE TO THE BOUNDARIES OF THE TRANSPORTATION REGIONS, THE COMMISSION SHALL ALSO CONSIDER:

- (a) HIGHWAY CORRIDORS;
- (b) SAFETY AND ASSET MANAGEMENT CONSIDERATIONS;
- (c) COMMUTING AND OTHER TRAVEL PATTERNS;
- (d) TRANSIT-ORIENTED DEVELOPMENT; AND
- (e) LEVELS OF AIR POLLUTANTS, AS DEFINED IN SECTION 25-7-103 (1.5), INCLUDING CRITERIA POLLUTANTS, AS DEFINED IN SECTION 43-1-128 (2)(b), AND GREENHOUSE GAS POLLUTANTS, AS DEFINED IN SECTION 43-1-128 (2)(d)."

Renumber succeeding sections accordingly.

Page 8, lines 20 and 21, strike "OF A TRANSIT AGENCY THAT PROVIDES TRANSIT SERVICE" and substitute "TO REPRESENT ALL TRANSIT AGENCIES".

Trans-
portation &
Energy

After consideration on the merits, the Committee recommends that **HB23-1134** be **referred** to the Committee of the Whole with favorable recommendation.

Trans-
portation &
Energy

After consideration on the merits, the Committee recommends that **HB23-1051** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB23-061

by Senator(s) Marchman and Kolker; also Representative(s) Kipp and Lukens--Concerning eliminating the requirement that the department of education administer a state assessment in social studies, and, in connection therewith, reducing an appropriation.

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

YES	22	NO	13	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Danielson, Gonzales, Jaquez Lewis, and Rodriguez.

HB23-1005 by Representative(s) Willford and Titone; also Senator(s) Jaquez Lewis and Marchman-- Concerning changes to the new energy improvement program, and, in connection therewith, adding resiliency improvements and water efficiency improvements to the program, modifying the new energy improvement district's notice requirements, and removing the district's hearing requirement.

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

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Cutter, Fenberg, Kolker, Priola, and Winter F.

HB23-1014 by Representative(s) Boesenecker, Lindsay; also Senator(s) Winter F. and Hinrichsen, Sullivan--Concerning yielding to larger vehicles in roundabouts.

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

YES	22	NO	13	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Committee of the Whole On motion of Senator Coleman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Coleman was called to act as Chair.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

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

HB23-1072 by Representative(s) Velasco, Hartsook; also Senator(s) Roberts and Will--Concerning the compensation of civil defense workers.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, February 24, page(s) 297 and placed in members' bill files.)

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

HB23-1043 by Representative(s) Lindsay and Pugliese; also Senator(s) Ginal and Rich--Concerning the safety of children and youth through required background checks on adults when a child or youth is placed out of the home with kin, including relatives.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 24, page(s) 297-298 and placed in members' bill files.)

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

SB23-108 by Senator(s) Baisley, Rich, Roberts; also Representative(s) Pugliese and Frizell, Taggart, Weinberg, Winter T.--Concerning temporary reductions in property taxes due.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, February 10, page(s) 199 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, February 24, page(s) 300 and placed in members' bill files.)

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

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-108 as amended, HB23-1072 as amended, HB23-1043 as amended.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, SB23-078 on the General Orders -- Second Reading of Bills Calendar of Tuesday, February 28, was laid over until Wednesday, March 1.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, SB23-093 on the General Orders -- Second Reading of Bills Calendar of Tuesday, February 28, was laid over until Thursday, March 2.

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

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

MEMBERS OF THE
COLORADO COMMISSION ON THE AGING

for terms expiring September 1, 2024:

Adam Dempsey of Denver, Colorado, to serve as a Democrat from the First Congressional District, appointed;

Kimberly Bryant of Colorado Springs, Colorado, to serve as a representative of a long term residential care setting and as an Unaffiliated, appointed;

Lynne Thompson of Center, Colorado, to serve as a representative of local government and a Democrat from the Third Congressional District, appointed;

James Kuemmerle of Lochbuie, Colorado, to serve as a Republican from the Fourth Congressional District, appointed;

Kathleen Cerullos-Smith of Colorado Springs, Colorado, to serve as a person with a disability and an Unaffiliated from the Fifth Congressional District, appointed;

Jacqueline Stiff of Centennial, Colorado, to serve as a Democrat from the Sixth Congressional District, appointed;

Karen Brown of Arvada, Colorado, to serve as a representative of the business community and an Unaffiliated from Seventh Congressional District, appointed;

Ronica Rooks of Thornton, Colorado, to serve as a Democrat from the Eighth Congressional District, appointed;

Gina Viola Brown of Golden, Colorado, to serve as a representative of elder law with experience in aging policy or elder rights issues and as a Democrat, appointed;

for terms expiring September 1, 2025:

Ellen Taxman of Boulder, Colorado, to serve as Democrat from the Second Congressional District, appointed;

Diana Delgado of Dacono, Colorado, to serve as a representative of the housing sector and as an Unaffiliated, appointed;

Chad Federwitz of Carbondale, Colorado, to serve as a representative of an organization providing home and community based services and as an Unaffiliated, appointed;

Richard McClintock of Englewood, Colorado, to serve as a representative with knowledge of transportation infrastructure and services, and as a Republican, appointed;

Kelly Osthooft of Greeley, Colorado, to serve as a representative with expertise in dementia and as a Republican, appointed;

Jodi Waterhouse of Denver, Colorado, to serve as a representative of higher education and as a Democrat, appointed;

Penny Whitney of Colorado Springs, Colorado, to serve as a representative of the direct care workforce and as an Unaffiliated, appointed.

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB23-010, 040, 136, 137, 138, 139, 140, 141, and 142.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Wednesday, March 1, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 52nd Legislative Day

 Wednesday, March 1, 2023

Prayer	By Senator Fields.	10
Call to Order	By the President at 9:00 a.m.	11
Roll Call	Present--35	12
Quorum	The President announced a quorum present.	13
Pledge	By Senator Rich.	14
Approval of the Journal	On motion of Senator Priola, the Journal of Tuesday, February 28, 2023, was approved as corrected by the Secretary.	15

SENATE SERVICES REPORT

Correctly Printed: SB23-172 Corrected Introduced; SJR23-006.
Correctly Engrossed: SB23-108.
Correctly Reengrossed: SB23-061.
Correctly Revised: HB23-1043 and 1072.
Correctly Rerevised: HB23-1005 and 1014.
Correctly Enrolled: SB23-023.

COMMITTEE OF REFERENCE REPORTS

Finance	After consideration on the merits, the Committee recommends that HB23-1021 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	41
Finance	After consideration on the merits, the Committee recommends that SB23-145 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	42
Finance	After consideration on the merits, the Committee recommends that SB23-104 be postponed indefinitely .	43
Finance	After consideration on the merits, the Committee recommends that SB23-147 be postponed indefinitely .	44

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Finance The Committee on Finance has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
PUBLIC EMPLOYEES' RETIREMENT BENEFIT PLANS

for a term expiring January 1, 2026:

Jennifer Pasquino of Denver, Colorado to serve as a representative with experience and competence in investment, management, finance, banking, economics, accounting, pension administration, or actuarial analysis, appointed.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB23-146** be referred to the Committee of the Whole with favorable recommendation.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB23-105** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, strike line 23 and substitute "EMPLOYER VIOLATIONS OF SECTION 8-5-102, EXCEPT IF THE COMPLAINT CONCERNS THE STATE OF COLORADO AS THE EMPLOYER, THAT, IN THE DIRECTOR'S GOOD FAITH".

Page 4, line 3, strike "THIS PART 1"and substitute "ARTICLE 1 OF THIS TITLE 8".

Page 5, strike lines 9 through 11.

Page 5, line 17, strike "FIVE BUSINESS" and substitute "THIRTY CALENDAR".

Page 5, line 19, strike "TO" and substitute "TO, AT A MINIMUM,".

Page 6, strike lines 17 through 25 and substitute "**applicability.** (1) This act takes effect January 1, 2024; 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 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.".

Local Government & Housing After consideration on the merits, the Committee recommends that **SB23-111** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, line 2, after "ORGANIZATION" insert "INDEPENDENT OF THE EMPLOYER".

Page 4, line 13, after "EMPLOYER." insert "A STATE EMPLOYEE THAT FALLS WITHIN THE DEFINITION OF A "COVERED EMPLOYEE" PURSUANT TO SECTION 24-50-1102 (3), SHALL NOT BE A "PUBLIC EMPLOYEE" FOR PURPOSES OF THIS ARTICLE 32.".

Page 5, line 19, after "32." insert "NOTHING IN THIS ARTICLE 32 SHALL BE CONSTRUED TO MEAN THE RIGHT OR OBLIGATION TO RECOGNIZE OR TO NEGOTIATE A COLLECTIVE BARGAINING AGREEMENT.".

Page 5, line 20, strike "A" and substitute "EXCEPT AS PROVIDED IN SUBSECTION (2) OF THIS SECTION, A".

Page 6, after line 10 insert:

"(2) A PUBLIC EMPLOYER DESCRIBED IN SECTION 29-32-103 (6)(a)(VIII) MAY LIMIT THE RIGHTS OF AN EMPLOYEE DESCRIBED IN 29-32-104 (1)(c) TO THE EXTENT NECESSARY TO MAINTAIN THE NONPARTISAN ROLE OF THE EMPLOYER.".

Renumber succeeding subsection accordingly.

Page 1, line 101, strike "PROTECTION." and substitute "PROTECTION FROM EMPLOYER RETALIATION."

Local Government & Housing

The Committee on Local Government & Housing has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE STATE HOUSING BOARD

for a term expiring January 31, 2026:

James Martinez of Thornton, Colorado to serve as a Democrat and resident of the Eighth Congressional District, appointed.

Local Government & Housing

After consideration on the merits, the Committee recommends that **HB23-1023** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

MESSAGE FROM THE HOUSE

February 28, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1025 and 1126, amended as printed in House Journal, February 27, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1172.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-048 and 051, amended as printed in House Journal, February 27, 2023.

The House has passed on Third Reading and returns herewith SB23-046 and 073.

MESSAGE FROM THE REVISOR OF STATUTES

February 28, 2023
We herewith transmit:

Without comment, HB23-1172.
Without comment, as amended, HB23-1025 and 1126.
Without comment, as amended, SB23-048 and 051.

INTRODUCTION OF BILLS -- FIRST READING

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

HB23-1062

by Representative(s) Mauro; also Senator(s) Hinrichsen--Concerning the authority of a metropolitan district to levy a sales tax with voter approval for the purpose of providing parks or recreational facilities or programs.
Local Government & Housing

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- HB23-1100** by Representative(s) Ricks and Garcia, Mabrey; also Senator(s) Jaquez Lewis and Gonzales--Concerning restrictions on governmental participation in civil immigration detention.
 Judiciary
- HB23-1115** by Representative(s) Mabrey and Velasco, Bacon, Boesenecker, deGruy Kennedy, Duran, English, Epps, Garcia, Gonzales-Gutierrez, Jodeh, Kipp, Lindsay, Martinez, Ortiz, Parenti, Sharbini, Sirota, Story, Vigil, Willford, Woodrow; also Senator(s) Rodriguez--Concerning the repeal of statutory provisions prohibiting local governments from enacting rent control on private residential property or a private residential housing unit.
 Local Government & Housing
- HB23-1139** by Representative(s) Martinez; also Senator(s) Simpson--Concerning the modification of the salary categorization of locally elected officers in specified counties.
 Local Government & Housing
- HB23-1140** by Representative(s) Snyder and Evans; also Senator(s) Rodriguez and Van Winkle-- Concerning the requirement that businesses licensed to sell powersports vehicles have a principal place of business.
 Business, Labor, & Technology
- HB23-1157** by Representative(s) Joseph and Weinberg; also Senator(s) Exum and Gardner--Concerning the "Uniform Unregulated Child Custody Transfer Act".
 Judiciary

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of resolutions.

CONSIDERATION OF RESOLUTIONS

- SJR23-006** by Senator(s) Cutter and Buckner; also Representative(s) Froelich and English--Concerning the effort to acknowledge and enshrine in the Constitution the rights of women in the United States.

On motion of Senator Cutter, the resolution was read at length, and with a majority of those elected to the Senate having voted in the affirmative, the resolution was **adopted**.

Co-sponsor(s) added: Bridges, Coleman, Danielson, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, Winter F., and Zenzinger.

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

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

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

- HB23-1072** by Representative(s) Velasco, Hartsook; also Senator(s) Roberts and Will--Concerning the compensation of civil defense workers.

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

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Priola, Rodriguez, Sullivan, and Winter F.

HB23-1043 by Representative(s) Lindsay and Pugliese; also Senator(s) Ginal and Rich--Concerning the safety of children and youth through required background checks on adults when a child or youth is placed out of the home with kin, including relatives.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Exum, Fields, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Liston, Lundeen, Marchman, Mullica, Pelton B., Pelton R., Priola, Simpson, Will, Winter F., and Zenzinger.

SB23-108 by Senator(s) Baisley and Winter F., Rich, Roberts; also Representative(s) Pugliese and Frizell, Taggart, Weinberg, Winter T.--Concerning temporary reductions in property taxes due.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Gardner, Ginal, Gonzales, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, and Zenzinger.

Committee of the Whole On motion of Senator Bridges, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Bridges was called to act as Chair.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

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

HB23-1007 by Representative(s) Catlin and Amabile; also Senator(s) Roberts and Pelton B.-- Concerning crisis services information on student identification cards.

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

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Bridges, the report of the Committee of the Whole was adopted on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1007.

Committee of the Whole On motion of Senator Bridges, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Bridges was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB23-078 by Senator(s) Fields and Van Winkle; also Representative(s) Jodeh and Lynch--Concerning warranty reimbursements made by a motor vehicle manufacturer to motor vehicle dealers.

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

Amend printed bill, page 2, lines 3 and 4, strike "(6)(a)(II), (7) introductory portion, and (7)(a)" and substitute "and (6)(a)(II)".

Page 3, strike lines 18 through 26 and substitute:

"SECTION 2. In Colorado Revised Statutes, 44-20-439.5, amend (2), (6)(a)(I) introductory portion, (6)(a)(I)(A), and (6)(a)(II) as follows:

44-20-439.5. Fulfillment and compensation for warranty and recall obligations - definitions. (2) At a powersports vehicle dealer's request, a manufacturer shall timely compensate the powersports vehicle dealer at the retail labor rate and the retail parts markup percentage in accordance with ~~subsection (3)~~ of this section for all labor performed and parts used by the powersports vehicle dealer for covered repairs performed in accordance with the warranty obligation. ~~if the retail labor rate and retail parts markup percentage are reasonable and consistent with the requirements of this section that concern the retail labor rate and parts markup percentage.~~

(6) (a) (I) If the submitted calculation of the retail labor rate or retail parts markup percentage is DEEMED materially inaccurate, ~~or is substantially different than the rate of or percentage of other similarly situated same line-make dealers within the state,~~ a manufacturer may contest the powersports vehicle dealer's submitted calculations of the retail labor rate or retail parts markup percentage by delivering a notice to the powersports vehicle dealer within forty-five days after receiving the submission in accordance with subsection (3) of this section from the powersports vehicle dealer. To comply with this subsection (6), the notice must:

(A) Include an explanation of the reasons ~~that~~ WHY the manufacturer believes the calculation is ~~subject to contest~~ MATERIALLY INACCURATE;

(II) Upon the discovery of new relevant information by the manufacturer, the manufacturer may modify the ~~grounds~~ REASONS for contesting the retail labor rate or retail parts markup percentage after delivering the notice to the powersports vehicle dealer under this subsection (6), but the modification does not change the timing requirements in this section."

Renumber succeeding section accordingly.

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

SB23-102 by Senator(s) Gardner and Rodriguez, Buckner; also Representative(s) Weissman and Soper, Snyder--Concerning implementation of the committee on legal services' recommendations in connection with legislative review of state agencies' rules.

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

HB23-1064 by Representative(s) Lukens and Young; also Senator(s) Marchman and Kolker--Concerning the enactment of the "Interstate Teacher Mobility Compact".

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, February 27, page(s) 310 and placed in members' bill files.)

Amendment No. 2(L.009), by Senator Marchman.

Amend reengrossed bill, page 3, line 13, strike "UNIFORMED SERVICE" and substitute "ARMED FORCES".

Page 4, lines 14 and 15, strike "UNIFORMED SERVICE" and substitute "ARMED FORCES".

Page 4, line 16, strike "ON ACTIVE DUTY".

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

(For further action, see amendments to the report of the Committee of the Whole.)



AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB23-1064 by Representative(s) Lukens and Young; also Senator(s) Marchman and Kolker-- Concerning the enactment of the "Interstate Teacher Mobility Compact".

Senator Lundeen moved to amend the report of the Committee of the Whole to show that the following Lundeen floor amendment, (L.008) to HB 23-1064, did pass.

Amend the Education Committee Report, dated February 27, 2023, page 1, line 4, strike "2026," and substitute "2025," and strike "2026." and substitute "2025."

Page 1, after line 4 insert:

"SECTION 2. In Colorado Revised Statutes, 22-60.5-201, **add** (1)(d) as follows:

22-60.5-201. Types of teacher licenses issued - terms - rules - definition - repeal. (1) The department is designated as the sole agency authorized to issue the following teacher licenses to persons of good moral character:

(d) **Military spouse teacher license.** (I) THE DEPARTMENT SHALL ISSUE A MILITARY SPOUSE TEACHER LICENSE TO AN APPLICANT WHO:

(A) IS CERTIFIED OR LICENSED, OR IS ELIGIBLE FOR CERTIFICATION OR LICENSURE, AS A TEACHER IN ANOTHER STATE AND WHO HAS NOT SUCCESSFULLY COMPLETED THE ASSESSMENT OF PROFESSIONAL COMPETENCIES TO OBTAIN AN INITIAL LICENSE PURSUANT TO SUBSECTION (1)(b) OF THIS SECTION BUT WHO MEETS THE OTHER REQUIREMENTS FOR AN INITIAL LICENSE SPECIFIED IN SUBSECTION (1)(b) OF THIS SECTION; AND

(B) IS A MILITARY SPOUSE.

(II) PRIOR TO ISSUING AN AUTHORIZATION PURSUANT TO THIS SECTION, THE DEPARTMENT MAY CONTRACT WITH A QUALIFIED THIRD PARTY TO WORK WITH A MILITARY SPOUSE TO MEET THE REQUIREMENTS OF SECTION 22-60.5-103 CONCERNING A FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK.

(III) THE COLORADO BUREAU OF INVESTIGATION SHALL RETURN THE RESULTS OF EACH FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK SUBMITTED PURSUANT TO THIS SECTION TO THE DEPARTMENT NO LATER THAN SIXTY DAYS AFTER RECEIPT OF THE REQUEST.

(IV) THE DEPARTMENT SHALL ISSUE A MILITARY SPOUSE INTERIM AUTHORIZATION TO A PERSON WHO MEETS THE CRITERIA OF THIS SUBSECTION (1)(d) NO LATER THAN NINETY DAYS AFTER THE RECEIPT OF THE INITIAL APPLICATION.

(V) FOR THE PURPOSES OF THIS SECTION, "MILITARY SPOUSE" MEANS A SPOUSE OF AN ACTIVE DUTY MEMBER OF THE ARMED FORCES OF THE UNITED STATES WHO HAS BEEN TRANSFERRED OR IS SCHEDULED TO BE TRANSFERRED TO COLORADO, IS DOMICILED IN COLORADO, OR HAS MOVED TO COLORADO ON A PERMANENT CHANGE-OF-STATION BASIS."

(VI)(A) THIS SUBSECTION (1)(d)(VI) IS REPEALED ON JUNE 30, 2025, IF PART 44 OF ARTICLE 60 OF TITLE 24 IS REPEALED ON THAT DATE.

(B) THIS SUBSECTION (4)(d) IS REPEALED ON THE DATE IDENTIFIED IN THE NOTICE TO THE REVISOR OF STATUTES PURSUANT TO SECTION 24-60-4403."

Re-number succeeding section accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	13	NO	22	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	Y	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Bridges, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	28	NO	7	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-078 as amended, SB23-102, HB23-1064 as amended.

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

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

MEMBERS OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

effective January 1, 2023, for terms expiring December 31, 2026:

Kasia Iwaniczko-MacLeod of Denver, Colorado, reappointed;

Daniel Ramos of Denver, Colorado, reappointed;

Joyce Sekharan of Grand Junction, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
BOARD OF TRUSTEES FOR
METROPOLITAN STATE UNIVERSITY OF DENVER

for a term expiring December 31, 2023:

Olivia Mendoza of Lakewood, Colorado, occasioned by the resignation of Mario Carrera of Lone Tree, Colorado, appointed;

effective January 1, 2023, for terms expiring December 31, 2026:

Russell Noles of Denver, Colorado, reappointed;

Marissa Molina of Denver, Colorado, reappointed;

Jerry Glick of Denver, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

APPOINTMENT LETTER

Appointment A letter of designation and appointment was read and assigned to committee as follows:

February 23, 2023

Colorado Senate
Colorado State Capitol
200 East Colfax, Room 346
Denver, Colorado 80203

Dear Senators:

On behalf of the Board of Regents of the University of Colorado, I am pleased to forward you the following appointment:

**MEMBER OF THE
UNIVERSITY OF COLORADO
HOSPITAL AUTHORITY BOARD OF DIRECTORS**

Lynette Crow-Iverson, from the 5th Congressional District, for a term effective November 3, 2022, and continuing until May 31, 2025 (or until a successor is appointed by the Board of Regents), appointed.

This appointment was approved by the Board of Regents at the November 3, 2022, regular board meeting. A copy of the resolution to this effect and biographical information are attached. Pursuant to section 23-21-503 (2), Colorado Revised Statutes, appointments to the Hospital Authority Board of Directors from the congressional districts are subject to the advice and consent of the Senate.

Sincerely,
(signed)
Effie Ameen
Deputy Secretary to the Board of Regents
Rec'd: 2/23/23
Ryan Breitweiser, Journal Clerk

Committee on Health and Human Services

DELIVERY TO THE GOVERNOR

To the Governor for signature on Tuesday, February 28, 2023, at 01:33 P.M.; SB23-010, 040, 136, 137, 138, 139, 140, 141, and 142.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Thursday,
March 2, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

53rd Legislative Day Thursday, March 2, 2023

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Prayer	By the chaplain, Reverend Michelle Medrano, Mile Hi Church, Lakewood.	11
		12
Call to Order	By the President at 9:00 a.m.	13
		14
Roll Call	Present--34	15
	Excused--1, Hansen	16
	Present later--1, Hansen	17
		18
		19
Quorum	The President announced a quorum present.	20
		21
Pledge	By Senator Rich.	22
		23
Approval of the Journal	On motion of Senator Priola, the Journal of Wednesday, March 1, 2023, was approved as corrected by the Secretary.	24
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SENATE SERVICES REPORT

Correctly Engrossed: SB23-078 and 102; SJR23-006.
Correctly Reengrossed: SB23-108.
Correctly Revised: HB23-1007 and 1064.
Correctly Rerevised: HB23-1043 and 1072
Correctly Enrolled: SB23-046 and 073.

MESSAGE FROM THE HOUSE

March 1, 2023
 Mr. President:

The House has voted to concur in the Senate amendments to HB23-1005 and 1014 and has repassed the bills as so amended.

INTRODUCTION OF BILLS -- FIRST READING

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

- | | | |
|-----------------|--|----|
| | | 53 |
| | | 54 |
| SB23-173 | by Senator(s) Fields and Liston; also Representative(s) Bradley--Concerning recommendations of the Colorado child support commission. | 55 |
| | Health & Human Services | 56 |
| | | 57 |
| | | 58 |
| | | 59 |
| SB23-174 | by Senator(s) Kolker and Gardner; --Concerning access to behavioral health services for medicaid recipients under twenty-one years of age. | 60 |
| | Health & Human Services | 61 |
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- SB23-175** by Senator(s) Jaquez Lewis and Rich; also Representative(s) Boesenecker and Taggart--
 Concerning the use of tax increment financing by downtown development authorities, and,
 in connection therewith, creating automatic extensions of the periods during which a portion
 of property tax revenues may be allocated to finance projects of an authority and allowing
 an authority to incur debt under certain circumstances.
 Finance
- HB23-1025** by Representative(s) Taggart and Michaelson Jenet; also Senator(s) Rich--Concerning
 extension of charter school applications.
 Education
- HB23-1099** by Representative(s) Vigil and Weissman, Velasco; also Senator(s) Fields and Exum--
 Concerning tenant screening documentation for residential leases.
 Local Government & Housing
- HB23-1156** by Representative(s) Taggart and Young; also Senator(s) Kolker and Pelton R.--Concerning
 modernization of the public airport authority act.
 Transportation & Energy
- HB23-1172** by Representative(s) Parenti; also Senator(s) Jaquez Lewis--Concerning changes to child
 welfare proceedings.
 Judiciary

COMMITTEE OF REFERENCE REPORTS

- Education After consideration on the merits, the Committee recommends that **SB23-071** be
postponed indefinitely.
- Education After consideration on the merits, the Committee recommends that **SB23-149** 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** 23-3.3-1010 as follows:

23-3.3-1010. Youth mentorship assistance grant pilot program - creation - policies - reports - definitions - repeal. (1) THERE IS CREATED IN THE INITIATIVE THE YOUTH MENTORSHIP ASSISTANCE GRANT PILOT PROGRAM. THE PURPOSE OF THE PROGRAM IS TO PROVIDE FINANCIAL ASSISTANCE TO A STUDENT WHO PROVIDES MENTORSHIP SERVICES TO DEFRAID THE COST OF THE STUDENT'S ATTENDANCE AT A PUBLIC INSTITUTION OF HIGHER EDUCATION.

(2) THE BOARD SHALL:

(a) SELECT APPROVED YOUTH MENTORSHIP ORGANIZATIONS TO PARTICIPATE IN THE PROGRAM;

(b) ESTABLISH A MAXIMUM CAP, OR VARIOUS MAXIMUM CAPS, ON THE AMOUNT THAT ELIGIBLE STUDENT-MENTORS MAY EARN THROUGH PROVIDING MENTORSHIP SERVICES; AND

(c) ESTABLISH PRIORITY CONSIDERATION FOR ELIGIBLE STUDENT-MENTORS WHO DEMONSTRATE THE GREATEST FINANCIAL ASSISTANCE NEEDS.

(3) TO BE AN APPROVED YOUTH MENTORSHIP ORGANIZATION, A YOUTH MENTORSHIP ORGANIZATION SHALL:

(a) PROVIDE MENTORSHIP SERVICES TO YOUTH WHO RESIDE IN COMMUNITIES THAT WERE HISTORICALLY AND ARE CURRENTLY NEGATIVELY IMPACTED BY STRUCTURAL AND SYSTEMIC DESIGN, AND CONSEQUENTLY HAVE NO OR LIMITED ACCESS TO QUALITY MENTORSHIP SERVICES;

(b) APPLY TO THE BOARD IN THE TIME AND MANNER REQUIRED BY THE BOARD; AND

(c) (I) HAVE A POLICY AND PROCEDURE REQUIRING A STATE AND NATIONAL FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK UTILIZING THE RECORDS OF THE COLORADO BUREAU OF INVESTIGATION AND THE FEDERAL BUREAU OF INVESTIGATION OF ALL PROSPECTIVE ELIGIBLE STUDENT-MENTORS,

VOLUNTEERS, AND EMPLOYEES.

(II) THE YOUTH MENTORSHIP ORGANIZATION SHALL NOT PERMIT PROSPECTIVE ELIGIBLE STUDENT-MENTORS, VOLUNTEERS, OR EMPLOYEES TO SERVE THE ORGANIZATION IF THEY HAVE BEEN CONVICTED OF, ENTERED A PLEA OF GUILTY OR NOLO CONTENDERE TO, OR RECEIVED A DEFERRED SENTENCE FOR:

(A) A FELONY;

(B) A MISDEMEANOR CRIME INVOLVING UNLAWFUL SEXUAL BEHAVIOR OR UNLAWFUL BEHAVIOR INVOLVING CHILDREN; OR

(C) A MISDEMEANOR CRIME, THE UNDERLYING FACTUAL BASIS OF WHICH HAS BEEN FOUND BY THE COURT ON THE RECORD TO INVOLVE DOMESTIC VIOLENCE.

(4) TO BE AN ELIGIBLE STUDENT-MENTOR, THE STUDENT SHALL:

(a) APPLY TO THE APPROVED YOUTH MENTORSHIP ORGANIZATION IN THE TIME AND MANNER SPECIFIED BY THE BOARD;

(b) SATISFY ALL ELIGIBILITY REQUIREMENTS NECESSARY TO BE A STUDENT-MENTOR THROUGH THE APPROVED YOUTH MENTORSHIP ORGANIZATION, INCLUDING COMPLETING THE FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK AS REQUIRED BY SUBSECTION (3)(c) OF THIS SECTION; AND

(c) BE ENROLLED IN A QUALIFIED PUBLIC INSTITUTION OF HIGHER EDUCATION FOR THE DURATION OF THE MENTORSHIP.

(5) (a) THE BOARD SHALL ESTABLISH POLICIES THAT ENSURE THAT PROGRAM MONEY IS USED FOR APPROVED ELIGIBLE STUDENT-MENTORS' HIGHER EDUCATION COST OF ATTENDANCE AND THAT ELIGIBLE STUDENT-MENTORS WHO PARTICIPATE IN THE PROGRAM PROVIDE EVIDENCE OF PROGRAM COMPLIANCE TO EARN THE FINANCIAL ASSISTANCE FOR COST OF ATTENDANCE. THE BOARD SHALL ESTABLISH POLICIES FOR THE REPAYMENT OF ANY FINANCIAL ASSISTANCE APPLIED TOWARD THE COST OF ATTENDANCE FOR THE ELIGIBLE STUDENT-MENTOR THAT THE ELIGIBLE STUDENT-MENTOR DID NOT EARN.

(b) THE BOARD MAY ESTABLISH POLICIES NECESSARY FOR THE ADMINISTRATION OF THE PROGRAM, INCLUDING THE DATES FOR DISBURSEMENTS TO APPROVED YOUTH MENTORSHIP ORGANIZATIONS AND ELIGIBLE STUDENT-MENTORS' PUBLIC INSTITUTIONS OF HIGHER EDUCATION.

(6) FOR THE 2023-24 STATE FISCAL YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE ONE HUNDRED THOUSAND DOLLARS FROM THE GENERAL FUND TO THE DEPARTMENT FOR USE BY THE COMMISSION FOR THE PURPOSE OF THIS SECTION. ANY MONEY APPROPRIATED PURSUANT TO THIS SECTION NOT EXPENDED PRIOR TO JULY 1, 2024, IS FURTHER APPROPRIATED TO THE DEPARTMENT FOR USE BY THE BOARD FOR THE 2024-25 AND 2025-26 STATE FISCAL YEARS FOR THE SAME PURPOSE.

(7) (a) ON OR BEFORE JANUARY 1, 2024, THE BOARD SHALL MAKE ITS FIRST DISBURSEMENT TO APPROVED YOUTH MENTORSHIP ORGANIZATIONS.

(b) THE BOARD SHALL DISBURSE AN EQUAL AMOUNT OF MONEY TO EACH APPROVED YOUTH MENTORSHIP ORGANIZATION.

(c) AN APPROVED YOUTH MENTORSHIP ORGANIZATION SHALL DISBURSE THE MONEY RECEIVED THROUGH THE PROGRAM TO THE QUALIFIED PUBLIC INSTITUTION OF HIGHER EDUCATION IN WHICH AN ELIGIBLE STUDENT-MENTOR WHO PROVIDES SERVICE TO THE YOUTH MENTORSHIP ORGANIZATION IS ENROLLED, TO BE APPLIED TOWARD THE COST OF ATTENDANCE FOR THE ELIGIBLE STUDENT-MENTOR IN EXCHANGE FOR THE MENTORSHIP SERVICES PROVIDED BY THE ELIGIBLE STUDENT-MENTOR. THE AMOUNT DISBURSED PURSUANT TO THIS SUBSECTION (7)(c) MUST NOT EXCEED THE APPLICABLE CAP ESTABLISHED BY THE BOARD PURSUANT TO SUBSECTION (2)(b) OF THIS SECTION.

(d) AT THE END OF THE GRANT TERM, THE APPROVED YOUTH MENTORSHIP ORGANIZATIONS SHALL RETURN ANY UNUSED MONEY RECEIVED THROUGH THE PROGRAM TO THE DEPARTMENT.

(8) (a) AN APPROVED YOUTH MENTORSHIP ORGANIZATION SHALL SUBMIT AN ANNUAL REPORT TO THE DEPARTMENT THAT INCLUDES:

(I) A DESCRIPTION OF THE APPROVED YOUTH MENTORSHIP ORGANIZATION, INCLUDING ITS LOCATION, THE SERVICES IT PROVIDES, DEMOGRAPHIC INFORMATION OF THE MENTEES IT SERVES, AND SUMMARIES OF THE PROGRAM'S IMPACT ON THE MENTEES SERVED; EXCEPT THAT ANY SUMMARY MUST NOT DISCLOSE THE IDENTITY OF A MENTEE OR INCLUDE PERSONAL INFORMATION THAT COULD DISCLOSE THE IDENTITY OF A MENTEE;

(II) THE NUMBER OF ELIGIBLE-STUDENT MENTORS WHO PROVIDED MENTORSHIP SERVICES TO THE APPROVED YOUTH MENTORSHIP ORGANIZATION DURING THE PRECEDING STATE FISCAL YEAR, IN TOTAL AND DISAGGREGATED BY

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RACE, ETHNICITY, GENDER IDENTITY, AND THE QUALIFIED PUBLIC INSTITUTION OF HIGHER EDUCATION IN WHICH THE ELIGIBLE-STUDENT MENTORS ARE ENROLLED; AND

(III) THE AMOUNT OF MONEY RECEIVED BY THE APPROVED YOUTH MENTORSHIP ORGANIZATION FROM THE PROGRAM, IN TOTAL AND DISAGGREGATED BY PAYMENTS TO PUBLIC INSTITUTIONS OF HIGHER EDUCATION.

(b) ON OR BEFORE DECEMBER 1, 2024, AND ON OR BEFORE DECEMBER 1 EACH YEAR THEREAFTER, THE DEPARTMENT SHALL SUBMIT A REPORT TO THE EDUCATION COMMITTEES OF THE SENATE AND HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, CONCERNING THE PROGRAM IN THE PRECEDING STATE FISCAL YEAR. AT A MINIMUM, THE REPORT MUST INCLUDE INFORMATION CONCERNING:

(I) THE INFORMATION PROVIDED BY THE APPROVED YOUTH MENTORSHIP ORGANIZATIONS DESCRIBED IN SUBSECTION (8)(a) OF THIS SECTION;

(II) IF AVAILABLE, THE NUMBER OF ELIGIBLE-STUDENT MENTORS WHO PARTICIPATED IN THE PROGRAM WHO CONTINUED ENROLLMENT IN THE QUALIFIED PUBLIC INSTITUTION OF HIGHER EDUCATION IN A SUBSEQUENT ACADEMIC TERM, REPORTED FOR THE PROGRAM AS A WHOLE AND FOR EACH INSTITUTION, IN TOTAL AND DISAGGREGATED BY RACE, ETHNICITY, AND GENDER IDENTITY; AND

(III) IF AVAILABLE, THE NUMBER OF ELIGIBLE-STUDENT MENTORS WHO PARTICIPATED IN THE PROGRAM WHO GRADUATED FROM THE QUALIFIED PUBLIC INSTITUTION OF HIGHER EDUCATION, REPORTED FOR THE PROGRAM AS A WHOLE AND FOR EACH INSTITUTION, IN TOTAL AND DISAGGREGATED BY RACE, ETHNICITY, AND GENDER IDENTITY.

(9) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "PROGRAM" MEANS THE YOUTH MENTORSHIP ASSISTANCE GRANT PILOT PROGRAM CREATED IN SUBSECTION (1) OF THIS SECTION.

(b) "PUBLIC INSTITUTION OF HIGHER EDUCATION" MEANS A STATE INSTITUTION OF HIGHER EDUCATION IDENTIFIED IN SECTION 23-18-102 (10)(a), A LOCAL DISTRICT COLLEGE, OR AN AREA TECHNICAL COLLEGE.

(c) "YOUTH MENTORSHIP ORGANIZATION" MEANS A COMMUNITY-BASED ORGANIZATION THAT PROVIDES MENTORSHIP SERVICES TO YOUTH WHO RESIDE IN COMMUNITIES THAT WERE HISTORICALLY AND ARE CURRENTLY NEGATIVELY IMPACTED BY STRUCTURAL AND SYSTEMIC DESIGN, AND CONSEQUENTLY HAVE NO OR LIMITED ACCESS TO QUALITY MENTORSHIP SERVICES.

(10) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2027.

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; 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 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **SB23-013** 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 and substitute "FUND FOR FIRE INVESTIGATIONS INCLUDING BUT NOT LIMITED TO WILDLAND, STRUCTURAL, VEHICLE, AND OTHER FIRES, SUBJECT TO THE".

Page 3, strike lines 20 through 22 and substitute "EXCEPT THAT INVESTIGATION OF ALL WILDLAND FIRES MUST BE FIRST PRIORITIZED FOR USE OF THE MONEY EXPENDED FROM THE FUND."

Transportation & Energy

After consideration on the merits, the Committee recommends that **HB23-1123** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Judiciary After consideration on the merits, the Committee recommends that **HB23-1145** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary After consideration on the merits, the Committee recommends that **SB23-103** be postponed indefinitely.

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

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

HB23-1007 by Representative(s) Catlin and Amabile; also Senator(s) Roberts and Pelton B.-- Concerning crisis services information on student identification cards.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Fenberg, Fields, Ginal, Jaquez Lewis, Kirkmeyer, Kolker, Lundeen, Marchman, Moreno, Mullica, Pelton R., Priola, Rich, Rodriguez, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB23-078 by Senator(s) Fields and Van Winkle; also Representative(s) Jodeh and Lynch--Concerning warranty reimbursements made by a motor vehicle manufacturer to motor vehicle dealers.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Gardner, Ginal, Kirkmeyer, Kolker, Liston, Lundeen, Priola, and Rodriguez.

SB23-102 by Senator(s) Gardner and Rodriguez, Buckner; also Representative(s) Weissman and Soper, Snyder--Concerning implementation of the committee on legal services' recommendations in connection with legislative review of state agencies' rules.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Exum, Gonzales, Priola, Rich, Roberts, and Smallwood.

HB23-1064 by Representative(s) Lukens and Young; also Senator(s) Marchman and Kolker--Concerning the enactment of the "Interstate Teacher Mobility Compact".

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

YES	24	NO	10	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Ginal, Gonzales, Jaquez Lewis, Moreno, Mullica, Priola, Roberts, Rodriguez, Winter F., and Zenzinger.

Committee of the Whole On motion of Senator Danielson, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Danielson was called to act as Chair.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

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

HB23-1051 by Representative(s) Lukens and Holtorf, Bockenfeld; also Senator(s) Roberts and Pelton R.--Concerning the continuation of high cost support mechanism funding for rural telecommunications providers, and, in connection therewith, aligning the repeal date of such high cost support mechanism funding with the sunset repeal date of the high cost support mechanism.

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

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Danielson, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1051.

Committee of the Whole On motion of Senator Danielson, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Danielson was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB23-093 by Senator(s) Cutter and Jaquez Lewis; also Representative(s) Weissman--Concerning increasing consumer protections in various medical transactions.

Laid over until Monday, March 6, retaining its place on the calendar.

HB23-1101 by Representative(s) Vigil and Bacon; also Senator(s) Winter F. and Hinrichsen--Concerning support for transit, and, in connection therewith, increasing the flexibility of the ozone season transit grant program and increasing opportunities for transit agency participation in regional transportation planning.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, February 28, page(s) 316-317 and placed in members' bill files.)

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

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HB23-1134 by Representative(s) Joseph and Kipp, Garcia, Lindstedt, Ortiz, Sharbini, Velasco, Willford; also Senator(s) Cutter, Marchman--Concerning mandatory provisions in home warranty service contracts, and, in connection therewith, requiring a home warranty service contract to include terms allowing a homeowner to replace any of certain gas-fueled devices with a device that operates on electricity or to receive an amount that is equivalent to the retail cash value of the gas-fueled device.

Laid over until Monday, March 6, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Danielson, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1101 as amended.
Laid over until Monday, March 6: SB23-093, HB23-1134.

At the order of the President, Senator Hansen was added to the current roll call.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-048 by Senator(s) Baisley and Bridges, Marchman; also Representative(s) Amabile and Hamrick, Holtorf--Concerning extending the length of an employment contract for a non-tenure-track appointment.

Senator Baisley moved that the Senate concur in House amendments to **SB23-048**, as printed in House journal, February 27, page(s) 443. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

SB23-051 by Senator(s) Hinrichsen and Sullivan; also Representative(s) Ortiz and Lukens-- Concerning preparation of a skilled workforce for the changing nature of work.

Senator Hinrichsen moved that the Senate concur in House amendments to **SB23-051**, as printed in House journal, February 27, page(s) 453. The motion was **adopted** by the following roll call vote:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

YES	24	NO	11	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

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

CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

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

MEMBERS OF THE
JUVENILE PAROLE BOARD

for terms expiring November 15, 2026:

Rachael Victoria Lovendahl of Fort Collins, Colorado, to serve as a representative of the Department of Education, reappointed;

Jared Prochnow of Fruita, Colorado, to serve as a public member not employed by state government, reappointed;

Gretchen Jamie Russo of Denver, Colorado, to serve as a representative of the Department of Human Services, reappointed;

Cherrie Greco of Denver, Colorado, to serve as a public member not employed by state government, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: **HB23-1034, 1053, 1071.**

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Friday, March 3, 2023.

Approved:

James Coleman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 54th Legislative Day

Friday, March 3, 2023

Prayer	By Senator Gardner.	10
Call to Order	By the President at 9:00 a.m.	11
Roll Call	Present--33 Excused--2, Coleman, Exum Present later--1, Coleman	12
Quorum	The President announced a quorum present.	13
Pledge	By Senator Rich.	14
Approval of the Journal	On motion of Senator Priola, the Journal of Thursday, March 2, 2023, was approved as corrected by the Secretary.	15

SENATE SERVICES REPORT

Correctly Printed: SB23-173, 174, and 175.
Correctly Reengrossed: SB23-078 and 102.
Correctly Revised: HB23-1051 and 1101.
Correctly Rerevised: HB23-1007 and 1064.
Correctly Enrolled: SB23-048 and 051.

COMMITTEE OF REFERENCE REPORTS

Judiciary	After consideration on the merits, the Committee recommends that SB23-024 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	43
	Amend printed bill, page 2, line 23, after " proceeding. " insert "(1)".	44
	Page 2, line 25, after "ORDER" insert "ISSUED IN A DEPENDENCY AND NEGLECT PROCEEDING PURSUANT TO ARTICLE 3 OF TITLE 19".	45
	Page 3, after line 3, insert:	46
	"(2) A JUDGMENT OF CONTEMPT FOR VIOLATING A COURT ORDER ISSUED IN A DEPENDENCY AND NEGLECT PROCEEDING THAT REGULATES A PERSON'S SPEECH IS A FINAL AND APPEALABLE JUDGMENT. COURT RULES GOVERNING APPEALS FROM PROCEEDINGS IN DEPENDENCY OR NEGLECT APPLY TO THE APPEAL OF THE CONTEMPT JUDGMENT.	47
	(3) THE OFFICE OF THE RESPONDENT PARENTS' COUNSEL ESTABLISHED IN SECTION 13-92-103 MAY PROVIDE REPRESENTATION TO INDIGENT PARENTS IN A CONTEMPT PROCEEDING FOR VIOLATING A COURT ORDER ISSUED IN A DEPENDENCY AND NEGLECT PROCEEDING THAT REGULATES A PERSON'S SPEECH, INCLUDING AN APPEAL OF A CONTEMPT JUDGMENT."	48

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Judiciary

After consideration on the merits, the Committee recommends that **SB23-054** 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, after "CONDUCT" insert "COMPREHENSIVE".

Page 3, line 8, strike "THE PROSECUTION AND".

Page 3, line 11, after the period insert "THE REVIEWS MUST INCLUDE CONSULTATIONS WITH THE LEAD INVESTIGATIVE AGENCY AND DISTRICT ATTORNEY AND COLLECTION AND REVIEW OF ALL PUBLIC SENTENCING INFORMATION RELATED TO THE CASE."

Page 3, strike lines 18 through 27 and substitute "MISSING OR MURDERED INDIGENOUS RELATIVES;

(c) SEEK A POSITION FOR A REPRESENTATIVE OF THE INDIGENOUS COMMUNITY ON THE SENTENCING REFORM TASK FORCE OF THE COLORADO COMMISSION ON CRIMINAL AND JUVENILE JUSTICE;

(d) COLLABORATE WITH INDIGENOUS-LED ORGANIZATIONS AND THE COLORADO DISTRICT ATTORNEYS' COUNCIL TO ASSIST THE COLORADO DISTRICT ATTORNEYS' COUNCIL IN DEVELOPING AND PROVIDING TRAINING TO VICTIM ADVOCATES IN DISTRICT ATTORNEYS' OFFICES AND LAW ENFORCEMENT AGENCIES WHO WORK WITH THE FAMILIES OF MISSING OR MURDERED INDIGENOUS RELATIVES; AND".

Page 4, strike line 1.

Page 4, lines 5 and 6, strike "THE EMPLOYEE SHALL PROVIDE A FAMILY WITH" and substitute "FOR EACH FAMILY THE EMPLOYEE WORKS WITH, THE EMPLOYEE SHALL LIAISE WITH THE VICTIM SERVICES COORDINATOR IN A DISTRICT ATTORNEY'S OFFICE WHO IS ASSIGNED TO THE FAMILY'S CASE AND ANY OTHER ADVOCATE ASSIGNED BY A STATE OR LOCAL AGENCY TO THE FAMILY'S CASE; PROVIDE TO THE FAMILY ALL AVAILABLE".

Page 4, line 8, strike "PROCESS, AND SHALL" and substitute "PROCESS; AND".

Page 4, strike lines 13 through 16 and substitute "THE PRIOR YEAR AND THE ADVISORY BOARD'S RECOMMENDATIONS ABOUT ANY ISSUE RELATED TO THE OFFICE TO IMPROVE ANY ASPECT OF THE OFFICE, ITS OPERATION, OR PROCEDURES IN FURTHERANCE OF THE OFFICE'S MISSION, INCLUDING A RECOMMENDATION OF WHETHER THE OFFICE SHOULD BE RELOCATED."

Page 4, line 17, strike "DEPARTMENT OR BE RELOCATED."

Page 4, lines 25 and 26, strike "(5) (a) NOTWITHSTANDING ANY STATE LAW TO THE CONTRARY, BUT SUBJECT TO APPLICABLE FEDERAL LAW," and substitute: "(5) (a) SUBJECT TO APPLICABLE STATE OR FEDERAL LAW,".

Page 5, strike lines 20 through 22.

Re-number succeeding subparagraphs accordingly.

Page 6, strike line 4 and substitute "ADOPTION; AND".

Page 6, strike lines 5 through 10.

Re-number succeeding subparagraph accordingly.

Page 6, line 23, after "FOR" insert "THE COST OF RECORD RETRIEVAL,".

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Agriculture & Natural Resources The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
COAL MINE BOARD OF EXAMINERS

for a term expiring July 1, 2026:

Geral Justin Fedinec of Craig, Colorado, to serve as a coal mine owner, operator, manager, or other mine official actively engaged in the surface mining industry, occasioned by the resignation of Stephen Wayne Laramore of Craig, Colorado, reappointed.

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **HB23-1125** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB23-1116** be **referred** to the Committee on Appropriations with favorable recommendation.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB23-1004** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 3, line 12, after "FOLLOWING" insert "WRITTEN OR ELECTRONIC".

Page 3, line 16, strike "FOR THE" and substitute "OR INTERFACE THE APPLICANT USES TO APPLY FOR, PURCHASE, OR RECEIVE A QUOTE FOR AN".

Page 3, line 17, strike "REJECTIONS, WAIVERS, EXCLUSIONS," and substitute "FORMS, INCLUDING REJECTIONS OR EXCLUSIONS; AND".

Page 3, strike line 18.

Page 3, line 19, strike "POLICY AND ANY FORMS, EXPLANATION" and substitute "POLICY, POLICY DECLARATIONS PAGE, EXPLANATIONS".

Page 4, strike lines 24 through 27.

Page 5, strike lines 1 through 8 and substitute:

"(4) (a) IF AN INSURER FAILS TO COMPLY WITH THE REQUIREMENTS OF THIS SECTION, ANY WRITTEN COVERAGE REJECTIONS OR EXCLUSIONS RESULTING FROM THE INSURER'S FAILURE TO COMPLY WITH THIS SECTION ARE VOIDABLE AT THE INSURED'S ELECTION. IF THE INSURED ELECTS TO VOID THE COVERAGE REJECTION OR EXCLUSION:

(I) THE INSURED MAY RECOVER REASONABLE ATTORNEY FEES AND COURT COSTS INCURRED IN REINSTATING OR REWRITING THE COVERAGE; AND

(II) THE INSURER SHALL NOT REQUIRE THE INSURED TO PAY ANY PREMIUM DURING THE POLICY PERIOD APPLICABLE FOR THE REINSTATED OR REWRITTEN COVERAGE.

(b) IF THE INSURED DOES NOT REJECT COVERAGE IN FUTURE POLICY PERIODS, THE INSURER MAY CHARGE A PREMIUM FOR THE COVERAGE IN FUTURE POLICY PERIODS."

State, Veterans, & Military Affairs The Committee on State, Veterans, & Military Affairs has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
STATE PERSONNEL BOARD

effective June 30, 2022, for a term expiring June 30, 2025:

Sarah Kristin Wager of Littleton, Colorado, reappointed.

State,
Veterans, &
Military
Affairs

The Committee on State, Veterans, & Military Affairs has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
BOARD OF COMMISSIONERS OF
VETERANS COMMUNITY LIVING CENTERS

for a term expiring July 1, 2023:

Leah McMahon of Denver, Colorado, to serve as the state long-term care ombudsman and a Democrat, occasioned by the resignation of Scott James Bartlett of Woodland Park, Colorado, appointed;

for a term expiring July 1, 2026:

Thomas Brown of Buena Vista, Colorado, to serve as a veteran and a Democrat, appointed.

Charity Linenberger of Denver, Colorado to serve as a member with expertise in nursing home operations, who is a nursing home administrator at the time of appointment and who is experienced in the financial operations of a nursing home, appointed.

State,
Veterans, &
Military
Affairs

The Committee on State, Veterans, & Military Affairs has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
STATE HISTORICAL SOCIETY BOARD OF DIRECTORS

effective July 1, 2022 for terms expiring July 1, 2025:

Nancy Chisholm of Lakewood, Colorado, appointed;

Zebulon Miracle of Grand Junction, Colorado, appointed;

Jennifer "Kim" MacDonnell of Las Animas, Colorado, appointed;

Aaron Abeyta of Antonito, Colorado, appointed.

State,
Veterans, &
Military
Affairs

The Committee on State, Veterans, & Military Affairs has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
COLORADO BOARD OF VETERANS AFFAIRS

for terms beginning June 30, 2022 expiring June 30, 2026:

Raymond Taylor of Pagosa Springs, Colorado, a Republican, and a veteran who has been honorably released or separated from the armed forces of the United States, reappointed;

Sheila Scanlon of Aurora, Colorado, to serve as a veteran and as a Republican, reappointed.

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Appropriations

After consideration on the merits, the Committee recommends that **SB23-070** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-074** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-143** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 15, after line 3 insert:

SECTION 14. Appropriation - adjustments to 2022 long bill.

(1) To implement this act, appropriations made in the annual general appropriation act for the 2022-23 state fiscal year to the department of transportation are adjusted as follows:

(a) The cash funds appropriation from the multimodal transportation and mitigation options fund created in section 43-4-1103 (1)(a), C.R.S., for multimodal transportation projects is decreased by \$28,482; and

(b) The cash funds appropriation from the clean transit enterprise fund created in section 43-4-1203 (5)(a), C.R.S., for use by the clean transit enterprise is decreased by \$34,020.

SECTION 15. Appropriation - adjustments to 2023 long bill.

(1) To implement this act, appropriations made in the annual general appropriation act for the 2023-24 state fiscal year to the department of transportation are adjusted as follows:

(a) The cash funds appropriation from the multimodal transportation and mitigation options fund created in section 43-4-1103 (1)(a), C.R.S., for multimodal transportation projects is decreased by \$125,933; and

(b) The cash funds appropriation from the clean transit enterprise fund created in section 43-4-1203 (5)(a), C.R.S., for use by the clean transit enterprise is decreased by \$150,422.

SECTION 16. Appropriation. For the 2023-24 state fiscal year, \$17,086 is appropriated to the department of revenue. 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 department may use this appropriation for DRIVES maintenance and support.”.

Re-number succeeding sections accordingly.

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

Appropriations

After consideration on the merits, the Committee recommends that **SB23-152** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance

After consideration on the merits, the Committee recommends that **SB23-161** 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 12 through 15 and substitute: "OF PARTICIPATION AGREEMENT FOR THE PURCHASE BY THE STATE OF A FIRE HAWK HELICOPTER, CONFIGURED FOR WILDFIRE AND OTHER PUBLIC SAFETY RESPONSE NEEDS, FOR USE BY THE DIVISION. THE FINANCED PURCHASE OF AN ASSET OR CERTIFICATE OF PARTICIPATION AGREEMENT SHALL BE IN AN AMOUNT UP TO TWENTY-SIX MILLION DOLLARS PLUS REASONABLE AND NECESSARY ADMINISTRATIVE, MONITORING, AND CLOSING COSTS AND INTEREST, INCLUDING CAPITALIZED INTEREST AND CREDIT ENHANCEMENT COSTS SUCH AS DEBT SERVICE RESERVE FUND OR BOND INSURANCE AND FOR NO MORE THAN TWENTY

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YEARS OF ANNUAL PAYMENTS. THE STATE SHALL EXECUTE".

Page 3, line 9, strike "TRUSTEE," and substitute "TRUSTEE".

Page 3, line 10, strike "SELLER." and substitute "LESSOR.".

Page 4, line 5, after "AVAILABLE" insert "TO THE LESSOR".

Page 4, line 8, after "(3)(c)(II)(A)," insert "OTHER STATE-OWNED PROPERTY,".

Page 5, line 1, strike "SELLER OR ANY PERSON DESIGNATED BY THE SELLER" and substitute "LESSOR OR ANY PERSON DESIGNATED BY THE LESSOR".

Finance

After consideration on the merits, the Committee recommends that **SB23-156** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 1, after "tax" insert "OR FEE" and strike "~~pursuant to title 29 or~~" and substitute "pursuant to title 29 or".

Page 3, line 2, after "~~C.R.S.~~," insert "SECTION 39-21-102".

Page 3, line 6, strike "tax" and substitute "tax".

Page 3, line 7, after "tax" insert "OR FEE".

Page 3, line 8, strike "~~pursuant to title 29 or 39, C.R.S.~~," and substitute "pursuant to title 29 or 39, C.R.S., SECTION 39-21-102".

MESSAGE FROM THE HOUSE

March 2, 2023
Mr. President:

The House has passed on Third Reading and returns herewith SJR23-006.

The House has voted to concur in the Senate amendments to HB23-1043 and 1072 and has repassed the bills as so amended.

INTRODUCTION OF MEMORIALS

The following memorial was read by title:

SJM23-003 by Senator(s) Gonzales; also Representative(s) Gonzales-Gutierrez--Memorializing former Representative and Senator Dennis Gallagher.

Laid over until Friday, March 17, 2023.

At the order of the President, Senator Coleman were added to the current roll call.

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INTRODUCTION OF BILLS -- FIRST READING

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

- SB23-176** by Senator(s) Moreno and Cutter; --Concerning measures to improve outcomes for individuals with an eating disorder.
Health & Human Services
- SB23-177** by Senator(s) Roberts and Simpson; --Concerning the funding of Colorado water conservation board projects, and, in connection therewith, making an appropriation.
Agriculture & Natural Resources
- HB23-1095** by Representative(s) Woodrow and Lindsay; also Senator(s) Hinrichsen and Winter F.-- Concerning prohibiting the inclusion of certain provisions in written rental agreements.
Local Government & Housing
- HB23-1126** by Representative(s) Ricks and Weinberg; also Senator(s) Exum--Concerning the inclusion of certain items of information in consumer reports, and, in connection therewith, prohibiting the reporting of medical debt information by consumer reporting agencies and prohibiting debt collectors and collection agencies from falsely representing that medical debt information will be included in a consumer report or failing to timely disclose that, with certain exceptions, medical debt will not be included in a consumer report.
Business, Labor, & Technology

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

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

- HB23-1051** by Representative(s) Lukens and Holtorf, Bockenfeld; also Senator(s) Roberts and Pelton R.--Concerning the continuation of high cost support mechanism funding for rural telecommunications providers, and, in connection therewith, aligning the repeal date of such high cost support mechanism funding with the sunset repeal date of the high cost support mechanism.

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

YES	33	NO	1	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Gardner, Ginal, Hinrichsen, Kirkmeyer, Mullica, Pelton B., Priola, Rich, Simpson, Sullivan, Will, and Winter F.

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB23-1101 by Representative(s) Vigil and Bacon; also Senator(s) Winter F. and Hinrichsen--
 Concerning support for transit, and, in connection therewith, increasing the flexibility of
 the ozone season transit grant program and increasing opportunities for transit agency
 participation in regional transportation planning.

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

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Danielson, Fenberg, Jaquez Lewis, Kolker, Marchman, Priola, and Sullivan.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB23-1021, HB23-1023, SB23-070, SB23-074, SB23-143, and SB23-152 were made Special Orders at 9:22 a.m.

Committee of the Whole The hour of 9:22 a.m. having arrived, Senator Hinrichsen moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Hinrichsen was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

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

HB23-1021 by Representative(s) Snyder and Weinberg; also Senator(s) Van Winkle and Cutter--
 Concerning the state licensing authority's ability to act regarding the movement of
 marijuana in certain circumstances to protect the public.

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

HB23-1023 by Representative(s) Lindstedt and Wilson; also Senator(s) Roberts and Gardner--
 Concerning the dollar amount of a special district contract that requires notice for bids.

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

SB23-070 by Senator(s) Kolker; also Representative(s) Young--Concerning mandatory annual training by safe2tell for school resource officer training.

Amendment No. 1, Education Committee Amendment.
 (Printed in Senate Journal, February 14, page(s) 219 and placed in members' bill files.)

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

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- SB23-074** by Senator(s) Van Winkle and Ginal, Gardner, Gonzales, Roberts, Rodriguez; also Representative(s) Froelich and Daugherty--Concerning continuing human trafficking prevention training, and, in connection therewith, implementing the recommendations contained in the 2022 sunset report by the department of regulatory agencies.
- Ordered engrossed and placed on the calendar for third reading and final passage.
- SB23-143** by Senator(s) Fenberg and Van Winkle; --Concerning the administration of the existing retail delivery fees collected by the department of revenue, and, in connection therewith, making and reducing an appropriation.
- Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, March 3, page(s) 349 and placed in members' bill files.)
- As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB23-152** by Senator(s) Roberts and Pelton R., Pelton B., Priola, Simpson; also Representative(s) Holtorf and Young--Concerning the continuation of the regulation of the custom processing of meat animals, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies.
- Ordered engrossed and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS -- CONSENT CALENDAR**

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-070 as amended, SB23-074, SB23-143 as amended, SB23-152, HB23-1021, HB23-1023.

Committee of the Whole On motion of Senator Hinrichsen, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Hinrichsen was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB23-053 by Senator(s) Kirkmeyer; --Concerning restrictions on nondisclosure agreements that affect government employees.

Laid over until Friday, March 10, retaining its place on the calendar.

SB23-038 by Senator(s) Jaquez Lewis; also Representative(s) Garcia--Concerning a prohibition on slaughtering equines for human consumption.

Laid over until Friday, March 10, retaining its place on the calendar.

SB23-060 by Senator(s) Rodriguez; --Concerning consumer protections in event ticket sales.

Laid over until Tuesday, March 7, retaining its place on the calendar.

SB23-146 by Senator(s) Danielson; --Concerning updates to the Colorado state apprenticeship resource directory.

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-146.

Laid over until Tuesday, March 7: SB23-060.

Laid over until Monday, March 10: SB23-053, SB23-038.

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

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

MEMBER OF THE
PUBLIC EMPLOYEES' RETIREMENT BENEFIT PLANS

for a term expiring January 1, 2026:

Jennifer Pasquino of Denver, Colorado to serve as a representative with experience and competence in investment, management, finance, banking, economics, accounting, pension administration, or actuarial analysis, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
STATE HOUSING BOARD

for a term expiring January 31, 2026:

James Martinez of Thornton, Colorado to serve as a Democrat and resident of the Eighth Congressional District, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJM23-002.

MESSAGE FROM THE HOUSE

March 3, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1195, 1167, and 1187, amended as printed in House Journal, March 2, 2023.

The House has voted to concur in the Senate amendments to HB23-1064 and has repassed the bill as so amended.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB23-063** be **postponed indefinitely**.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB23-144** 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 9 through 13 and substitute:

"(b) (I) "CHRONIC PAIN" MEANS A PAIN THAT TYPICALLY LASTS THREE MONTHS OR LONGER AND MAY BE THE RESULT OF AN UNDERLYING MEDICAL DISEASE OR CONDITION, INJURY, MEDICAL TREATMENT, INFLAMMATION, OR UNKNOWN CAUSE. "CHRONIC PAIN" IS A PAIN STATE IN WHICH THE CAUSE OF THE PAIN OFTEN CANNOT BE REMOVED WITH REASONABLE MEDICAL EFFORTS AT THE CONSENT OF THE PATIENT, OR PAIN FOR WHICH NO CURE CAN BE FOUND AFTER REASONABLE MEDICAL EFFORTS. CHRONIC PAIN MAY RESTRICT THE ABILITY OF INDIVIDUALS TO WORK, CARE FOR THEMSELVES, AND ENGAGE IN BASIC LIFE, SOCIAL, AND PHYSICAL ACTIVITIES."

Page 3, strike lines 19 through 24.

Reletter succeeding paragraphs accordingly.

Page 5, line 4, strike "THE CURRENT STANDARD OF CARE." and substitute "LEGITIMATE MEDICAL PURPOSE IN THE USUAL COURSE OF PROFESSIONAL PRACTICE."

Page 5, strike lines 12 through 27.

Page 6, strike line 1 and substitute:

"(c) A HEALTH-CARE PROVIDER TREATING A PATIENT WITH CHRONIC PAIN BY PRESCRIBING, DISPENSING, OR ADMINISTERING ONE OR MORE SCHEDULE II, III, IV, OR V CONTROLLED SUBSTANCES THAT INCLUDE, BUT ARE NOT LIMITED TO, OPIOID ANALGESICS SHALL NOT BE REQUIRED TO TAPER A PATIENT'S MEDICATION DOSAGE SOLELY TO MEET A PREDETERMINED MORPHINE MILLIGRAM EQUIVALENT DOSAGE RECOMMENDATION OR THRESHOLD IF THE PATIENT IS STABLE AND COMPLIANT WITH THE TREATMENT PLAN AND IS NOT EXPERIENCING SERIOUS HARM FROM THE LEVEL OF MEDICATION CURRENTLY BEING PRESCRIBED OR PREVIOUSLY PRESCRIBED. A DECISION TO TAPER OR MAINTAIN MEDICATION MUST INCLUDE AN INDIVIDUALIZED ASSESSMENT OF THE PATIENT'S CURRENT MEDICAL CONDITION AND TREATMENT PLAN, THE RISKS AND BENEFITS OF MAINTAINING OR TAPERING THE PATIENT'S MEDICATION, AND A DISCUSSION WITH THE PATIENT."

Reletter succeeding paragraphs accordingly.

Page 6, strike line 2 and substitute:

"(c) (I) A CARRIER".

Page 6, line 5, after "SOLELY" insert "BECAUSE THE PRESCRIPTION IS FOR AN OPIATE OR".

Page 6, after line 7, insert:

"(II) A HEALTH-CARE PRACTICE OR CLINIC IN WHICH A HEALTH-CARE PROVIDER IS AUTHORIZED TO PRESCRIBE SCHEDULE II, III, IV, OR V CONTROLLED SUBSTANCES SHALL NOT HAVE A POLICY IN PLACE THAT REQUIRES THE HEALTH-CARE PROVIDER TO REFUSE TO PRESCRIBE, ADMINISTER, OR DISPENSE A PRESCRIPTION FOR AN OPIATE SOLELY BECAUSE THE PRESCRIPTION EXCEEDS A PREDETERMINED MORPHINE MILLIGRAM EQUIVALENT DOSAGE RECOMMENDATION OR THRESHOLD."

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-083** 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 1, strike "(6) (a)" and substitute "(6) (a) (I)".

Page 3, strike line 22 and substitute "A PHYSICIAN LICENSED IN GOOD STANDING PURSUANT TO THIS ARTICLE 240 OR ARTICLE 290 OF THIS TITLE 12 OR A

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PHYSICIAN GROUP.

(II) AS USED IN THIS SUBSECTION (6), "EMPLOYER" HAS THE MEANING SET FORTH IN SECTION 12-240-114.5 (1)(c)."

page 5, line 20, strike "SOUND MEDICAL PRACTICE." and substitute "GENERALLY ACCEPTED STANDARDS OF MEDICAL PRACTICE."

Page 6, line 10, after the period insert "A COLLABORATING EMPLOYER, PHYSICIAN, OR PHYSICIAN GROUP MUST IDENTIFY TO PATIENTS THAT A PHYSICIAN ASSISTANT PROVIDING CARE IS A PHYSICIAN ASSISTANT."

Page 6, line 18, strike "RESPONSIBLE" and substitute "LIABLE".

Page 7, after line 15 insert:

"(c) "EMPLOYER" MEANS A PERSON THAT EMPLOYS A PHYSICIAN."

Page 7, line 16, strike "(c)" and substitute "(d)".

Page 8, after line 5 insert:

"(e) "PHYSICIAN" MEANS A PHYSICIAN LICENSED IN GOOD STANDING PURSUANT TO THIS ARTICLE 240 OR ARTICLE 290 OF THIS TITLE 12, INCLUDING A PHYSICIAN IN A PHYSICIAN GROUP."

Page 8, line 9, after "PHYSICIAN." insert "THE PHYSICIAN ENTERING INTO A COLLABORATIVE AGREEMENT MUST BE ACTIVELY PRACTICING IN COLORADO WITH A REGULAR AND RELIABLE PHYSICAL PRESENCE IN COLORADO."

Page 9, line 2, strike "GENERAL".

Page 9, line 21, strike "THREE" and substitute "FIVE".

Page 9, line 22, strike "THE COLLABORATIVE AGREEMENT" and substitute "OR A PHYSICIAN ASSISTANT CHANGING PRACTICE AREAS WITH FEWER THAN THREE THOUSAND PRACTICE HOURS IN THE NEW PRACTICE AREA, THE COLLABORATIVE AGREEMENT IS A SUPERVISORY AGREEMENT THAT MUST INCLUDE THE PROVISIONS DESCRIBED IN SUBSECTIONS (2)(a)(III)(A), (2)(a)(III)(B), (2)(a)(IV), AND (2)(a)(V) OF THIS SECTION AND".

Page 9, line 26, strike "PHYSICIAN" and substitute "PHYSICIAN, PHYSICIAN GROUP,".

Page 10, line 5, strike "PHYSICIAN" and substitute "PHYSICIAN, PHYSICIAN GROUP,".

Page 10, line 25, strike "THREE" and substitute "FIVE".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-155** be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1058** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB23-002** 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 3 insert:

"(a) The American Public Health Association defines "community health worker" as a frontline public health worker who is a trusted member of, and has a close understanding of, the community that worker serves. This trusting relationship enables the worker to serve as a liaison between health and social services and improve the quality and cultural competence of service delivery. "Community health worker" is meant to be an umbrella term for individuals who may go by many names, such as health promoters, community outreach workers, promotores de salud, health navigators, and patient navigators."

Reletter succeeding paragraphs accordingly.

Page 3, line 21, after the period add "Community health worker interventions improve patient self-efficacy, quality of life, adherence to medical care, and satisfaction with care for individuals with kidney failure."

Page 3, after line 24 insert:

"(j) Community health workers include violence prevention professionals who may be employed by hospital-based violence intervention programs. These workers identify and target risk factors of violence, then link program participants with hospital and community-based resources. The rate of hospital readmission for participants who engaged in these programs was reduced by 50 percent, with an accrued savings of \$32,000, a tenfold reduction."

Reletter succeeding paragraphs accordingly.

Page 5, line 3, strike "MENTAL," and substitute "BEHAVIORAL,".

Page 5, line 4, strike "COMBAT" and substitute "ADDRESS".

Page 5, line 5, strike "COMPETENCE" and substitute "RESPONSIVENESS".

Page 5, line 6, strike "THIS TERM MAY INCLUDE HEALTH".

Page 5, strike lines 7 and 8.

Page 5, line 14, after "HEALTH NAVIGATION," insert "TRANSITIONS OF CARE SUPPORTS,".

Page 5, line 15, strike "ASSESSMENT," and substitute "ASSESSMENT FOR NONCLINICAL AND SOCIAL NEEDS,".

Page 5, line 21, after "WORKERS," insert "REPRESENTATIVES FROM A STATEWIDE GROUP REPRESENTING COMMUNITY HEALTH WORKERS,".

Page 5, line 23, strike "A REPRESENTATIVE OF A" and substitute "REPRESENTATIVES FROM".

Page 5, line 25, strike "PROGRAM FOR HEALTH NAVIGATORS," and substitute "PROGRAMS FOR HEALTH NAVIGATORS AND COMMUNITY HEALTH WORKERS,".

Page 6, strike line 10 through 12 and substitute:

"(d) A PATIENT SAFETY MONITORING RESPONSIBILITIES AND GRIEVANCE PROCESS;".

Page 6, line 19 and 20, strike "PAYMENT MODEL" and substitute "MANAGED CARE OR VALUES-BASED PAYMENT MODELS".

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Page 6, line 21, strike "FUTURE THAT" and substitute "FUTURE;"	1
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Page 6, strike lines 22 and 23.	3
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Page 6, before line 24 insert:	5
"(h) NEW PROVIDER TYPES THAT COULD FACILITATE COMMUNITY	6
HEALTH WORKER SERVICES OUTSIDE OF TRADITIONAL HEALTH-CARE SETTINGS,	7
SUCH AS COMMUNITY-BASED ORGANIZATIONS; AND"	8
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Reletter succeeding paragraph accordingly.	10
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Page 7, after line 3 insert:	12
"(4) IN CONSIDERATION OF OPPORTUNITIES FOR FUTURE EXPANSION OF	13
THE COMMUNITY HEALTH WORKER WORKFORCE, THE COLORADO DEPARTMENT	14
OF PUBLIC HEALTH AND ENVIRONMENT IS ENCOURAGED TO PARTNER WITH THE	15
STATE DEPARTMENT AND STAKEHOLDERS TO MAKE RECOMMENDATIONS FOR	16
TRAINING AND COMPETENCY STANDARDS RELATED TO SPECIALIZATION THAT	17
WOULD ENABLE COMMUNITY HEALTH WORKERS TO SPECIALIZE THEIR WORK	18
WITH DIFFERENT POPULATIONS AND HEALTH CONDITIONS."	19
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Renumber succeeding subsections accordingly.	21
	22
Page 7, line 8, strike "REPORT AND MUST BE" and substitute "REPORT. THE	23
STATE DEPARTMENT SHALL WORK WITH STAKEHOLDERS TO DETERMINE HOW	24
SERVICES PROVIDED BY COMMUNITY HEALTH WORKERS WILL BE CAPTURED IN	25
FEDERALLY QUALIFIED HEALTH CENTERS' COST REPORTS."	26
	27
Page 7 strike lines 9 and 10.	28
	29
Page 7, strike lines 15 through 27 and substitute "CLINIC'S COST REPORT. THE	30
STATE DEPARTMENT SHALL WORK WITH STAKEHOLDERS TO DETERMINE HOW	31
SERVICES PROVIDED BY COMMUNITY HEALTH WORKERS WILL BE CAPTURED IN	32
RURAL HEALTH CENTERS' COST REPORTS."	33
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Page 8, strike lines 1 through 13 and substitute:	35
"(7) THE STATE DEPARTMENT SHALL CONSULT WITH THE COLORADO	36
DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT IN PROMULGATING RULES	37
CONCERNING THE VOLUNTARY COMPETENCY-BASED COMMUNITY HEALTH	38
WORKER REGISTRY MANAGED BY THE COLORADO DEPARTMENT OF PUBLIC	39
HEALTH AND ENVIRONMENT AND ANY ADDITIONAL CRITERIA OR STANDARDS	40
THAT MAY BE NECESSARY.	41
(8) FOR PURPOSES OF MEDICAID REIMBURSEMENT, A COMMUNITY	42
HEALTH WORKER SHALL:	43
(a) WORK UNDER THE SUPERVISION OF A CLINICIAN OR WITHIN A	44
LICENSED OR OTHERWISE APPROVED AND MEDICAID-ENROLLED HEALTH	45
PROVIDER AGENCY; AND	46
(b) MEET THE MINIMUM QUALIFICATIONS AND CREDENTIALING	47
REQUIREMENTS OF THE VOLUNTARY COMPETENCY-BASED COMMUNITY HEALTH	48
WORKER REGISTRY AS DEFINED IN SECTION 25-20.5-112.	49
(9) THE STATE DEPARTMENT SHALL ENSURE THAT REIMBURSEMENT	50
POLICIES AND FEDERAL AUTHORITIES FOR EXISTING UNLICENSED HEALTH	51
WORKERS, SUCH AS PEER SUPPORT PROFESSIONALS, RECOVERY PROFESSIONALS,	52
MANAGED CARE NAVIGATION STAFF, AND OTHERS, ARE ALIGNED AND	53
INCORPORATED WITH THE COMMUNITY HEALTH WORKER PAYMENT MODELS."	54
	55
Renumber succeeding subsection accordingly.	56
	57
Page 8, line 17, strike "AND" and substitute "OR".	58
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Page 8, line 17, strike "COST" and substitute "COSTS OR".	60
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Page 8, line 18, after "SERVICES" insert "AND CONSIDERATIONS FOR THE	62
GENERAL ASSEMBLY TO EXPAND COMMUNITY HEALTH WORKER SERVICES IN	63
COMMUNITY-BASED ORGANIZATIONS THAT ARE OUTSIDE OF THE TRADITIONAL	64
HEALTH-CARE SETTING".	65
	66
Page 8, after line 25, add:	67

"SECTION 3. In Colorado Revised Statutes, add 25-20.5-112 as follows:

25-20.5-112. Voluntary competency-based community health worker registry - requirements - rules - definition. (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES, "VOLUNTARY COMPETENCY-BASED COMMUNITY HEALTH WORKER REGISTRY" MEANS THE REGISTRY IN THE DEPARTMENT THAT LISTS INDIVIDUALS WHO HAVE COMPLETED STATE-APPROVED TRAINING AND CREDENTIALING REQUIREMENTS BASED ON COMPETENCY STATEMENTS THAT REPRESENT GENERALIST ENTRY-LEVEL CORE COMPETENCIES FOR UNLICENSED COMMUNITY HEALTH WORKERS.

(2) A COMMUNITY HEALTH WORKER MUST COMPLETE A STATE-APPROVED TRAINING PROGRAM THAT MEETS CREDENTIALING REQUIREMENTS BASED ON COMPETENCY STATEMENTS THAT REPRESENT GENERALIST ENTRY-LEVEL CORE COMPETENCIES FOR UNLICENSED COMMUNITY HEALTH WORKERS, AND MUST BE LISTED ON THE DEPARTMENT'S VOLUNTARY COMPETENCY-BASED COMMUNITY HEALTH WORKER REGISTRY IN ORDER TO BE REIMBURSED THROUGH THE STATE MEDICAL ASSISTANCE PROGRAM FOR PROVIDING COMMUNITY HEALTH WORKER COVERED SERVICES TO A MEDICAID MEMBER.

(3) PARTICIPATION IN THE VOLUNTARY COMPETENCY-BASED COMMUNITY HEALTH WORKER REGISTRY IS NOT REQUIRED FOR COMMUNITY HEALTH WORKERS WHO DO NOT SEEK REIMBURSEMENT THROUGH MEDICAID.

(4) THE DEPARTMENT SHALL PROMULGATE RULES PURSUANT TO THIS ARTICLE 20.5 AS NECESSARY TO IMPLEMENT AND ADMINISTER THE VOLUNTARY COMPETENCY-BASED COMMUNITY HEALTH WORKER REGISTRY."

Renumber succeeding section accordingly.

MESSAGE FROM THE REVISOR OF STATUTES

March 3, 2023
We herewith transmit:

Without comment, as amended, HB23-1167, 1187, and 1195.

INTRODUCTION OF BILLS -- FIRST READING

SB23-178 by Senator(s) Jaquez Lewis and Will, Marchman, Priola; also Representative(s) McCormick—Concerning removing barriers to water-wise landscaping in common interest communities.
Local Government & Housing

MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor Jared Polis were read and assigned to committees as follows:

February 17, 2023

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

Ladies and Gentlemen:

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE BOARD OF REAL ESTATE APPRAISERS

for a term expiring July 1, 2024:

Clinton Taylor of Lakewood, Colorado, to serve as a representative of real estate appraisers with experience in appraisal management, occasioned by the resignation of Chris Andrew Brownlee of Grand Junction, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 2/27/23

Ryan Breitweiser, Journal Clerk

Committee on Local Government & Housing

February 17, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE BOARD OF MORTGAGE LOAN ORIGINATORS

for terms expiring August 10, 2027:

Aaron Salladay of Colorado Springs, Colorado, to serve as a mortgage loan originator, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 2/27/23

Ryan Breitweiser, Journal Clerk

Committee on Local Government & Housing

February 17, 2023

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

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Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBER OF THE
COLORADO HEALTHCARE AFFORDABILITY
AND SUSTAINABILITY ENTERPRISE

for a term expiring May 15, 2025:

Jon Alford of Denver, Colorado, to serve as a member employed by a safety-net hospital in Colorado, occasioned by the resignation of Barbara Carveth of Arvada, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 3/02/23
Ryan Breitweiser, Journal Clerk

Committee on Health and Human Services

February 24, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO WATER CONSERVATION BOARD

for a term expiring February 12, 2024:

Barbara Vasquez of Cowdrey, Colorado, to serve as a representative of the North Platte drainage basin, occasioned by the resignation of Curran Trick of Cowdrey, Colorado, appointed;

for terms expiring February 12, 2026:

Greg Felt of Salida, Colorado, to serve as a representative of the Arkansas Drainage Basin, reappointed;

Lorelei Cloud of Ignacio, Colorado, to serve as a representative of the San Miguel-Dolores-San Juan drainage basin, appointed;

Nathan Coombs of La Jara, Colorado, to serve as a representative of the Rio Grande Basin, appointed.

Sincerely,
(signed)
Jared Polis
Governor

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Rec'd: 2/27/23
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR23-006.

On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m., Monday, March 6, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

57th Legislative Day Monday, March 6, 2023

- Prayer By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.
- Call to Order By the President at 10:00 a.m.
- Roll Call Present--35
Excused later--1, Priola
- Quorum The President announced a quorum present.
- Pledge By Senator Roberts.
- Approval of the Journal On motion of Senator Liston, the Journal of Friday, March 3, 2023, was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB23-176, 177, and 178; SJM23-003.
 Correctly Engrossed: SB23-070, 074, 143, 146, and 152.
 Correctly Revised: HB23-1021 and 1023.
 Correctly Rerevised: HB23-1051 and 1101.
 Correctly Enrolled: SJM23-002.

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

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

HB23-1021 by Representative(s) Snyder and Weinberg; also Senator(s) Van Winkle and Cutter-- Concerning the state licensing authority's ability to act regarding the movement of marijuana in certain circumstances to protect the public.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

HB23-1023 by Representative(s) Lindstedt and Wilson; also Senator(s) Roberts and Gardner--
Concerning the dollar amount of a special district contract that requires notice for bids.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

SB23-070 by Senator(s) Kolker and Kirkmeyer; also Representative(s) Young--Concerning
mandatory annual training by safe2tell for school resource officer training.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Cutter, Danielson, Exum, Fenberg, Fields, Ginal, Hinrichsen, Jaquez Lewis, Marchman, Moreno, Priola, Rodriguez, Sullivan, and Winter F.

SB23-074 by Senator(s) Van Winkle and Ginal, Gardner, Gonzales, Roberts, Rodriguez; also
Representative(s) Froelich and Daugherty--Concerning continuing human trafficking
prevention training, and, in connection therewith, implementing the recommendations
contained in the 2022 sunset report by the department of regulatory agencies.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Fenberg, Hansen, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Pelton B., Priola, Rich, Smallwood, Will, and Winter F.

SB23-143 by Senator(s) Fenberg and Van Winkle; also Representative(s) Kipp--Concerning the administration of the existing retail delivery fees collected by the department of revenue, and, in connection therewith, making and reducing an appropriation.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Hinrichsen, Jaquez Lewis, Kolker, Liston, Pelton R., Priola, Rich, Rodriguez, Simpson, Smallwood, Will, and Zenzinger.

SB23-152 by Senator(s) Roberts and Pelton R., Pelton B., Priola, Simpson; also Representative(s) Holtorf and Young--Concerning the continuation of the regulation of the custom processing of meat animals, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Ginal, Kolker, Marchman, Will.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB23-146 by Senator(s) Danielson; also Representative(s) Lieder and English--Concerning updates to the Colorado state apprenticeship resource directory.

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

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Fields, Ginal, Gonzales, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Priola, Sullivan, and Winter F.

Committee of the Whole On motion of Senator Exum, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Exum was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

HB23-1123 by Representative(s) Lindsay and Weinberg; also Senator(s) Bridges and Rich, Winter F.-- Concerning a requirement that motor vehicle drivers take certain actions to mitigate the risk their vehicles present to stationary vehicles on the road.

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

HB23-1145 by Representative(s) Sharbini and English; also Senator(s) Fields and Exum--Concerning juveniles ordered by a court to be detained in an adult facility while awaiting trial.

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- CONSENT CALENDAR

On motion of Senator Exum, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1123, HB23-1145.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, SB23-093 on the General Orders -- Second Reading of Bills Calendar of Monday, March 6, was laid over until Thursday, March 9.

Committee of the Whole On motion of Senator Exum, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Exum was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

HB23-1134 by Representative(s) Joseph and Kipp, Garcia, Lindstedt, Ortiz, Sharbini, Velasco, Willford; also Senator(s) Cutter, Marchman--Concerning mandatory provisions in home warranty service contracts, and, in connection therewith, requiring a home warranty service contract to include terms allowing a homeowner to replace any of certain gas-fueled devices with a device that operates on electricity or to receive an amount that is equivalent to the retail cash value of the gas-fueled device.

Amendment No. 1(L.010), by Senator Cutter.

Amend reengrossed bill, page 5, lines 6 and 7, strike "ON AND AFTER JANUARY 1, 2024, EVERY" and substitute "A".

Page 5, line 7, after "CONTRACT" insert "ISSUED OR RENEWED IN THIS STATE ON OR AFTER JULY 1, 2024,".

Page 5, line 10, after "HOMEOWNER" insert "THE OPTION".

Page 5, line 15, strike "RETAIL".

Page 5, line 18, strike "CONTRACT." and substitute "CONTRACT; EXCEPT THAT THE ADDITIONAL COST TO THE HOMEOWNER MUST NOT EXCEED THE RETAIL COST OF THE REPLACEMENT ELECTRIC APPLIANCE MINUS THE RETAIL COST OF A REPLACEMENT GAS-FUELED APPLIANCE.".

Page 6, line 17, strike "January 1," and substitute "July 1,".

Page 1, strike lines 106 and 107 and substitute "ELECTRICITY.".

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Exum, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	E	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1134 as amended.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

Monday, March 6, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1015, 1022, 1108, and 1143, amended as printed in House Journal, March 3, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-090, amended as printed in House Journal, March 3, 2023.

The House has passed on Third Reading and returns herewith SB23-100 and 015.

MESSAGE FROM THE REVISOR OF STATUTES

March 6, 2023
We herewith transmit:

Without comment, as amended, HB23-1015, 1022, 1108, and 1143.
Without comment, as amended, SB23-090.

INTRODUCTION OF BILLS -- FIRST READING

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

SB23-179 by Senator(s) Moreno and Will; also Representative(s) Hartsook and Daugherty--
Concerning insurance carrier requirements for health coverage plans.
Health & Human Services

SB23-180 by Senator(s) Cutter and Baisley, Priola; also Representative(s) Titone and Weinberg,
Parenti--Concerning changes to the state's payroll system to codify current pay
periods for state employees.
Business, Labor, & Technology

SB23-181 by Senator(s) Winter F. and Mullica; --Concerning implementing dyslexia screening
in schools.
Education

HB23-1165 by Representative(s) Amabile and McCormick; also Senator(s) Jaquez Lewis--
Concerning the authority of a board of county commissioners to prohibit discharge of
firearms in unincorporated areas of a county.
Local Government & Housing

HB23-1167 by Representative(s) deGruy Kennedy and Sharbini; also Senator(s) Rodriguez--
Concerning persons who report emergency overdose events in good faith.
Judiciary

HB23-1187 by Representative(s) Bacon and Amabile; also Senator(s) Gonzales and Fields--
Concerning alternatives in the criminal justice system for pregnant persons.
Judiciary

HB23-1195 by Representative(s) Michaelson Jenet and Soper; also Senator(s) Ginal and
Kirkmeyer--Concerning the operation of automated pharmacy dispensing systems.
Health & Human Services

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: **HB23-1005, 1045, 1072.**

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On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m.,
Tuesday, March 7, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

58th Legislative Day

Tuesday, March 7, 2023

- Prayer By Senator Priola.
- Call to Order By the President at 9:00 a.m.
- Roll Call Present--32
Excused--3, Gonzales, Hinrichsen, Winter
Excused later--2, Hansen, Roberts
Present later--3, Gonzales, Hinrichsen, Winter
- Quorum The President announced a quorum present.
- Pledge By Senator Roberts.
- Approval of the Journal On motion of Senator Liston, the Journal of Monday, March 6, 2023, was approved as corrected by the Secretary.

SENATE SERVICES REPORT

- Correctly Printed:** SB23-179, 180, and 181.
- Correctly Reengrossed:** SB23-070, 074, 143, 146, and 152.
- Correctly Revised:** HB23-1123, 1134, and 1145.
- Correctly Rerevised:** HB23-1021 and 1023.
- Correctly Enrolled:** SB23-015 and 100; SJR23-006.

At the order of the President, Senators Gonzales, Hinrichsen, and Winter were added to the current roll call.

COMMITTEE OF REFERENCE REPORTS

- Judiciary After consideration on the merits, the Committee recommends that **SB23-088** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, line 5, strike "ON OR BEFORE NOVEMBER 15, 2023," and substitute "(I) ON OR BEFORE JANUARY 31, 2024,".

Page 2, strike lines 9 through 15 and substitute: "SUMMARY OF THE COMMISSION'S WORK TO DATE AND AN UPDATE ON THE STATUS OF THE COMMISSION'S AND ANY TASK FORCE'S EFFORTS TO ADDRESS CLARITY AND CERTAINTY IN THE CURRENT CRIMINAL SENTENCING SCHEME, INCLUDING WAYS TO PROVIDE THE PUBLIC, INCLUDING VICTIMS, DEFENDANTS, AND THEIR FAMILIES, CLARITY REGARDING THE AMOUNT OF TIME THAT MUST BE SERVED ON EACH SENTENCE IMPOSED BY THE COURT PRIOR TO A DEFENDANT'S PAROLE ELIGIBILITY.

(II) THE COMMISSION SHALL, ON OR BEFORE JANUARY 31, 2025, SUBMIT A REPORT TO THE GENERAL ASSEMBLY THAT INCLUDES AN UPDATE ON THE COMMISSION'S AND ANY COMMISSION TASK FORCE'S WORK ON CRIMINAL SENTENCING AS DESCRIBED IN SUBSECTION (8)(a)(I) OF THIS SECTION; EXCEPT THAT, THE UPDATE IS NOT REQUIRED IF THE COMMISSION HAS MADE A FINAL

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RECOMMENDATION TO THE GENERAL ASSEMBLY CONCERNING SENTENCING REFORM."

Page 2, line 16, strike "REPORT" and substitute "REPORTS" and strike "IS" and substitute "ARE".

Page 2, line 18, strike "NOVEMBER 15, 2023." and substitute "THE DEADLINE TO SUBMIT THE REPORT".

Page 2, line 19, strike "2024." and substitute "2025.".

Page 3, strike lines 1 through 16.

Renumber succeeding section accordingly.

Page 1, strike lines 102 through 104 and substitute "CONFINEMENT.".

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

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

HB23-1123 by Representative(s) Lindsay and Weinberg; also Senator(s) Bridges and Rich, Winter F.-- Concerning a requirement that motor vehicle drivers take certain actions to mitigate the risk their vehicles present to stationary vehicles on the road.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Exum, Ginal, Hinrichsen, Liston, Lundeen, Marchman, Pelton R., Priola, Roberts, Simpson, Smallwood, Sullivan, Van Winkle, Will, and Zenzinger.

HB23-1145 by Representative(s) Sharbini and English; also Senator(s) Fields and Exum--Concerning juveniles ordered by a court to be detained in an adult facility while awaiting trial.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Coleman, Hansen, Moreno, and Priola.

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB23-1134 by Representative(s) Joseph and Kipp, Garcia, Lindstedt, Ortiz, Sharbini, Velasco, Willford; also Senator(s) Cutter, Marchman--Concerning mandatory provisions in home warranty service contracts, and, in connection therewith, requiring a home warranty service contract to include terms allowing a homeowner to replace any of certain gas-fueled devices with a device that operates on electricity.

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

Third Reading Amendment No. 1(L.011) , by Senator Cutter.

Amend revised bill, page 5, line 17, strike the first "THE" and substitute "ANY" and after "HOMEOWNER" insert "FOR THE REPLACEMENT ELECTRIC APPLIANCE, EXCLUDING ANY INSTALLATION OR OTHER ASSOCIATED COSTS,".

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Fenberg, Hinrichsen, Kolker, Moreno, Priola, and Winter F.

Committee of the Whole On motion of Senator Zenzinger, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Zenzinger was called to act as Chair.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

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

SB23-024 by Senator(s) Kirkmeyer; also Representative(s) Pugliese--Concerning permitting a challenge to the constitutionality of a court order in a contempt proceeding.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 3, page(s) 345 and placed in members' bill files.)

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

HB23-1125 by Representative(s) Lukens and Winter T.; also Senator(s) Simpson and Marchman-- Concerning the modernization of the process to change groundwater well owner contact information.

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

HB23-1058 by Representative(s) Dickson; also Senator(s) Buckner--Concerning a change to the definition of "child-occupied facility" as it relates to lead-based paint abatement.

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

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Zenzinger, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-024 as amended, HB23-1125, HB23-1058.

Committee of the Whole On motion of Senator Zenzinger, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Zenzinger was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

- SB23-083** by Senator(s) Winter F. and Simpson; --Concerning an expansion of a physician assistant's ability to practice, and, in connection therewith, changing the relationship between a physician assistant and a physician or podiatrist from supervision to collaboration. 1
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Amendment No. 1, Health & Human Services Committee Amendment. 5
(Printed in Senate Journal, March 3, page(s) 356-357 and placed in members' bill files.) 6
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As amended, laid over until later in the day, retaining its place on the calendar. 8
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- HB23-1004** by Representative(s) Velasco; also Senator(s) Gonzales--Concerning requirements regarding the language used in certain insurance documents. 11
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Amendment No. 1, Business, Labor & Technology Committee Amendment. 14
(Printed in Senate Journal, March 3, page(s) 347 and placed in members' bill files.) 15
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As amended, ordered revised and placed on the calendar for third reading and final passage. 17
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- SB23-060** by Senator(s) Rodriguez; --Concerning consumer protections in event ticket sales. 21
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Amendment No. 1, Business, Labor & Technology Committee Amendment. 23
(Printed in Senate Journal, February 23, page(s) 292-293 and placed in members' bill files.) 24
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Amendment No. 2(L.010), by Senator Rodriguez. 27
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Amend printed bill, page 2, line 3, after "(3)(b)," insert "(4)". 29
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Page 5, after line 1 insert: 31
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"(4) ~~A person, or entity, including an AN operator that regulates admission to an event~~ shall not deny access to the event to a person in possession of a valid ticket to the event, OR REVOKE A VALID TICKET TO THE EVENT, regardless of whether the ticket is subject to a subscription or season ticket package agreement, based solely on the ground that such ticket was resold through a reseller that was not approved by the operator." 33
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Page 5, strike lines 9 through 11, and substitute: 40
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"(c) To address fraud or misconduct." 42
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Amendment No. 3(L.011), by Senator Rodriguez. 44
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Amend the Business, Labor, and Technology Committee Report, dated February 23, 2023, page 1, strike lines 1 and 2 and substitute "Amend printed bill, page 2, line 3, strike "(1)(h)" and substitute "(1)(c.5) and (1)(h)"." 46
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Page 1, strike lines 15 through 18. 50
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Page 1, line 19, strike ""penalties - civil actions -" and substitute ""penalties - "" 52
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Page 2, strike lines 9 through 38. 55
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Strike pages 3 and 4. 57
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Amendment No. 4(L.014), by Senator Rodriguez. 59
60
Amend the Business, Labor, and Technology Committee Report, dated February 23, 2023, page 1, before "and" insert "(3)(c)". 61
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Amend printed bill, page 5, after line 1 insert: 64
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"(c) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO PROVIDE LESSER PROTECTIONS FOR INDIVIDUALS WITH DISABILITIES THAN WHAT IS 66
67

REQUIRED IN PART 8 OF ARTICLE 34 OF TITLE 24 AND BY THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC 12101 ET SEQ., AS AMENDED."

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

SB23-144 by Senator(s) Ginal, Marchman; also Representative(s) Mabrey--Concerning prescription drugs for the treatment of chronic pain.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 3, page(s) 355-356 and placed in members' bill files.)

Amendment No. 2(L.010), by Senator Smallwood.

Amend the Health and Human Services Committee Report, dated March 2, 2023, page 2, strike lines 13 and 14 and substitute:

"Page 6, strike lines 2 and 3 and substitute:

"(d) (I) A PHARMACY, CARRIER, OR PHARMACY BENEFIT MANAGER SHALL NOT HAVE A POLICY IN PLACE THAT REQUIRES THE PHARMACIST TO REFUSE TO FILL A PRESCRIPTION FOR AN OPIATE ISSUED BY A"."

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

Majority Leader Moreno moved that the Committee of the Whole rise, report progress, and beg leave to sit again A majority of those elected to the Senate having voted in the affirmative, the motion was adopted.

Committee of the Whole in recess.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-090 by Senator(s) Gardner; also Representative(s) Snyder--Concerning the enactment of the 2022 amendments to the "Uniform Commercial Code".

Senator Gardner moved that the Senate concur in House amendments to **SB23-090**, as printed in House journal, March 3, page(s) 516. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

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

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

MEMBER OF THE
COAL MINE BOARD OF EXAMINERS

for a term expiring July 1, 2026:

Geral Justin Fedinec of Craig, Colorado, to serve as a coal mine owner, operator, manager, or other mine official actively engaged in the surface mining industry, occasioned by the resignation of Stephen Wayne Laramore of Craig, Colorado, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
STATE PERSONNEL BOARD

effective June 30, 2022, for a term expiring June 30, 2025:

Sarah Kristin Wager of Littleton, Colorado, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE BOARD OF COMMISSIONERS OF VETERANS COMMUNITY LIVING CENTERS

for a term expiring July 1, 2023:

Leah McMahon of Denver, Colorado, to serve as the state long-term care ombudsman and a Democrat, occasioned by the resignation of Scott James Bartlett of Woodland Park, Colorado, appointed;

for terms expiring July 1, 2026:

Thomas Brown of Buena Vista, Colorado, to serve as a veteran and a Democrat, appointed;

Charity Linenberger of Denver, Colorado to serve as a member with expertise in nursing home operations, who is a nursing home administrator at the time of appointment and who is experienced in the financial operations of a nursing home, appointed.

Table with 8 columns: YES, 35, NO, 0, EXCUSED, 0, ABSENT, 0. Rows list names like Baisley, Bridges, Buckner, etc.

MEMBERS OF THE STATE HISTORICAL SOCIETY BOARD OF DIRECTORS

effective July 1, 2022, for terms expiring July 1, 2025:

Nancy Chisholm of Lakewood, Colorado, appointed;

Zebulon Miracle of Grand Junction, Colorado, appointed;

Jennifer "Kim" MacDonnell of Las Animas, Colorado, appointed;

Aaron Abeyta of Antonito, Colorado, appointed.

Table with 8 columns: YES, 35, NO, 0, EXCUSED, 0, ABSENT, 0. Rows list names like Baisley, Bridges, Buckner, etc.

MEMBERS OF THE
COLORADO BOARD OF VETERANS AFFAIRS

for terms beginning June 30, 2022, expiring June 30, 2026:

Raymond Taylor of Pagosa Springs, Colorado, a Republican, and a veteran who has been honorably released or separated from the armed forces of the United States, reappointed;

Sheila Scanlon of Aurora, Colorado, to serve as a veteran and as a Republican, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MESSAGE FROM THE HOUSE

March 7, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1192 and 1190, amended as printed in House Journal, March 6, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-095 and 028, amended as printed in House Journal, March 6, 2023.

MESSAGE FROM THE REVISOR OF STATUTES

March 7, 2023
We herewith transmit:

Without comment, as amended, HB23-1190 and 1192.
Without comment, as amended, SB23-028 and 095.

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

Committee of the Whole On motion of Senator Zenzinger, the Senate re-resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Zenzinger was called to act as Chair.

Committee of the Whole reconvened.

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GENERAL ORDERS -- SECOND READING OF BILLS (cont'd)

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

SB23-083

by Senator(s) Winter F. and Simpson; --Concerning an expansion of a physician assistant's ability to practice, and, in connection therewith, changing the relationship between a physician assistant and a physician or podiatrist from supervision to collaboration.

Amendment No. 2(L.018), by Senator Winter.

Amend the Health and Human Services Committee Report, dated March 2, 2023, page 1, strike lines 1 and 2.

Page 1 of the report, line 3, strike "Page" and substitute "Amend printed bill, page".

Page 3 of the bill, line 21, strike "AN EMPLOYER OR".

Page 1 of the report, strike lines 5 through 7 and substitute "12, A PHYSICIAN GROUP, OR A CHIEF MEDICAL OFFICER.".

Page 1 of the report, line 10, strike "'A COLLABORATING EMPLOYER," and substitute "'AN EMPLOYER, CHIEF MEDICAL OFFICER,".

Page 7 of the bill, lines 8 and 9, strike "AN EMPLOYER OR".

Page 1 of the report, strike lines 14 through 16.

Page 1 of the report, line 18, strike "(e)" and substitute "(d)".

Page 8 of the bill, line 9, strike "AN EMPLOYER" and substitute "A CHIEF MEDICAL OFFICER".

Page 8 of the bill, line 23, strike "OR A REPRESENTATIVE OF THE EMPLOYER" and substitute "PHYSICIAN GROUP, OR CHIEF MEDICAL OFFICER".

Page 2 of the report, strike lines 14 through 17 and substitute:

"Page 9 of the bill, line 26, strike "PHYSICIAN OR EMPLOYER" and substitute "PHYSICIAN, PHYSICIAN GROUP, OR CHIEF MEDICAL OFFICER".

Page 10 of the bill, line 5, strike "PHYSICIAN OR EMPLOYER" and substitute "PHYSICIAN, PHYSICIAN GROUP, OR CHIEF MEDICAL OFFICER.".

Page 10 of the bill, line 16, strike "PHYSICIAN OR EMPLOYER" and substitute "PHYSICIAN, PHYSICIAN GROUP, OR CHIEF MEDICAL OFFICER".

Page 2 of the report, strike line 18 and substitute: "Page 10, lines 25 and 26, strike "THREE THOUSAND PRACTICE HOURS," and substitute "THE NUMBER OF PRACTICE HOURS REQUIRED PURSUANT TO SUBSECTION (2) OF THIS SECTION,".

Amendment No. 3(L.020), by Senator Winter.

Amend the Winter F. and Simpson floor amendment (SB083_L.018), page 1, line 6, strike "'12, A" and substitute "'12 OR A".

Page 1, strike line 7 and substitute "PHYSICIAN GROUP.".

Page 1, line 9, strike "CHIEF MEDICAL OFFICER,".

Page 1, strike lines 13 and 14.

Page 1, lines 16 and 17, strike "'PHYSICIAN GROUP, OR CHIEF MEDICAL OFFICER.'" and substitute " OR PHYSICIAN GROUP.".

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Page 1, line 20, strike ""PHYSICIAN, PHYSICIAN GROUP, OR CHIEF MEDICAL OFFICER"." and substitute "PHYSICIAN OR PHYSICIAN GROUP".

Page 1, strike line 22 and substitute ""PHYSICIAN OR PHYSICIAN GROUP".".

Page 1, line 24, strike ""PHYSICIAN, PHYSICIAN GROUP, OR CHIEF MEDICAL OFFICER"." and substitute ""PHYSICIAN OR PHYSICIAN GROUP".".

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Zenzinger, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	E	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-060 as amended, SB23-144 as amended, SB23-083 as amended, HB23-1004 as amended.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Local Government & Housing

After consideration on the merits, the Committee recommends that **HB23-1139** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend reengrossed bill, page 2, line 10, after "Pueblo," insert "ROUTT,".

Page 2, line 13, strike "La Plata, AND Routt;" and substitute "AND La Plata; Routt,".

Page 2, line 18, after "Moffat," insert "MONTEZUMA,".

Page 3, strike lines 4 and 5 and substitute:

"(D) Category III-D counties consist of the counties of Las Animas and Montezuma."

Finance

The Committee on Finance has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
COLORADO LOTTERY COMMISSION

for terms expiring July 1, 2026:

Stanley Henry Podolski, III of Fort Collins, Colorado, to serve as a certified public accountant, reappointed;

Janelle Quick of Pueblo, Colorado, to serve as a public member, appointed.

Finance

After consideration on the merits, the Committee recommends that **HB23-1111** be **referred** to the Committee of the Whole with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **HB23-1121** be **referred** to the Committee of the Whole with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **SB23-069** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Strike the Transportation and Energy Committee Report, dated February 13, 2023.

Amend printed bill, page 2, line 4, strike "**penalty.**" and substitute "**penalty - exception.**".

Page 2, strike lines 5 through 12 and substitute:

"~~1) No person~~ AN INDIVIDUAL under ~~sixteen~~ EIGHTEEN years of age shall NOT operate a motorboat in this state except as provided in this section.

(2) ~~A person~~ AN INDIVIDUAL fourteen years of age or older who has not reached ~~his or her sixteenth~~ THE INDIVIDUAL'S EIGHTEENTH birthday may operate a motorboat only if ~~he or she~~ THE INDIVIDUAL:".

Page 3, strike lines 3 through 21 and substitute:

"~~3) No person~~ AN INDIVIDUAL shall NOT permit or knowingly authorize a motorboat to be operated by ~~a person~~ AN INDIVIDUAL under ~~sixteen~~ EIGHTEEN years of age; except that ~~a person~~ AN INDIVIDUAL fourteen years of age or older who has not reached ~~his or her sixteenth~~ THE INDIVIDUAL'S EIGHTEENTH birthday may be permitted or authorized to operate a motorboat if ~~he or she~~ THE INDIVIDUAL has met the boating safety and certificate requirements of subsection (2) of this section.

(4) ~~No~~ NEITHER AN owner or operator of a vessel livery ~~or~~ NOR an agent or employee of such owner or operator shall lease, hire, or rent a motorboat to or for operation by any ~~person~~ INDIVIDUAL under ~~sixteen~~ EIGHTEEN years of age; except that ~~a person~~ AN INDIVIDUAL fourteen years of age or older who has not reached ~~his or her sixteenth~~ THE INDIVIDUAL'S EIGHTEENTH birthday may be permitted or authorized to operate a motorboat if ~~he or she~~ THE INDIVIDUAL has met the boating safety and certificate requirements of subsection (2) of this section."

Page 3, after line 24 insert:

"(5.5) THE REQUIREMENTS OF THIS SECTION, AND RULES PROMULGATED PURSUANT TO THIS SECTION, DO NOT APPLY TO THE OPERATION OF MOTORBOATS ON BODIES OF WATER LOCATED ON PRIVATE PROPERTY."

Finance

After consideration on the merits, the Committee recommends that **HB23-1141** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Finance	After consideration on the merits, the Committee recommends that HB23-1087 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5
Finance	After consideration on the merits, the Committee recommends that HB23-1106 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	6 7 8 9 10
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB23-150 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	11 12 13
	Amend printed bill, page 3, line 18, strike "(a)".	14
	Page 3, line 20, strike "(I)" and substitute "(a)".	15 16
	Page 3, line 22, strike "(II)" and substitute "(b)".	17 18
	Page 3, line 23, strike "(A)" and substitute "(I)".	19 20
	Page 3, line 25, strike "(B)" and substitute "(II)".	21 22
	Page 3, strike lines 26 and 27 and substitute "POTENTIAL TO BE FLUSHED, INCLUDING BABY WIPES, BATHROOM".	23 24 25
	Page 9, line 15, strike "AND THE" and substitute "AND, TO THE EXTENT NOT PREEMPTED BY 7 U.S.C. SEC. 136v (b), BY THE COLORADO".	26 27 28
	Page 9, line 17, strike "ENTITY" and substitute "ENTITY, TO THE EXTENT PERMITTED UNDER FEDERAL LAW,".	29 30 31
	Page 9, line 19, strike "AGENCY." and substitute "AGENCY AND, UPON ITS APPROVAL, TO THE DEPARTMENT OF AGRICULTURE, WHICH SHALL REVIEW THE LABEL OF THE COVERED PRODUCT IN THE MANNER AUTHORIZED UNDER THE "PESTICIDE ACT", ARTICLE 9 OF TITLE 35, AND ADMINISTRATIVE RULES ADOPTED UNDER THE "PESTICIDE ACT", ARTICLE 9 OF TITLE 35.".	32 33 34 35 36 37
	Page 9, line 20, after "AGENCY" insert "OR THE COLORADO DEPARTMENT OF AGRICULTURE".	38 39 40
	Page 9, line 24, strike "FEDERAL ENVIRONMENTAL PROTECTION" and substitute "RELEVANT".	41 42 43
	Page 10, strike lines 3 through 7 and substitute:	44 45
	"25-18.9-105. Enforcement. A PERSON THAT, IN THE COURSE OF THE PERSON'S BUSINESS, VOCATION, OR OCCUPATION, VIOLATES SECTION 25-18.9-104 COMMITS A DECEPTIVE TRADE PRACTICE UNDER THE "COLORADO CONSUMER PROTECTION ACT", ARTICLE 1 OF TITLE 6.	46 47 48 49 50
	SECTION 2. In Colorado Revised Statutes, 6-1-105, add (1)(uuu) as follows:	51 52
	6-1-105. Unfair or deceptive trade practices. (1) A person engages in a deceptive trade practice when, in the course of the person's business, vocation, or occupation, the person:	53 54 55
	(uuu) VIOLATES SECTION 25-18.9-104.".	56 57
	Re-number succeeding section accordingly.	58 59
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB23-1030 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	60 61 62 63
		64 65

Amend reengrossed bill, page 2, line 10, strike "FACILITY," and substitute "FACILITY CONCERNING THE PLACEMENT OF A HEALTH-CARE WORKER WHO IS A NURSING PROFESSIONAL LICENSED OR CERTIFIED PURSUANT TO ARTICLE 255 OF TITLE 12,".

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MESSAGE FROM THE GOVERNOR

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Appointment Letters of designation and appointment from Governor Jared Polis were read and assigned to committees as follows:

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February 17, 2023

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

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Ladies and Gentlemen:

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

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MEMBER OF THE
COMMISSION ON AGING

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for a term expiring September 1, 2025:

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Christine Vogel of Lafayette, Colorado, to serve as a Director of an Area Agency on Aging and as a Democrat, occasioned by the resignation of Robert Held, a Republican, of Aurora, Colorado, appointed.

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Sincerely,
(signed)
Jared Polis
Governor

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Rec'd: 3/07/23
Ryan Breitweiser, Journal Clerk

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Committee on Health and Human Services

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February 3, 2023

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

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Ladies and Gentlemen:

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

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MEMBER OF THE
MEDICAL SERVICES BOARD

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for a term expiring July 1, 2026:

Idalia Massa-Carroll of Arvada, Colorado, to serve as a resident of the Seventh Congressional District, a Democrat, with knowledge of medical assistance programs, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 3/07/23
Ryan Breitweiser, Journal Clerk

Committee on Health and Human Services

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Wednesday, March 8, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

59th Legislative Day Wednesday, March 8, 2023

Prayer By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton. 11
Call to Order By the President at 9:00 a.m. 13
Roll Call Present--32 16
Excused--3, Kirkmeyer, Mullica, Winter 17
Present later--2, Kirkmeyer, Mullica 18
Quorum The President announced a quorum present. 20
Pledge By Senator Roberts. 22
Approval of the Journal On motion of Senator Liston, the Journal of Tuesday, March 7, 2023, was approved as corrected by the Secretary. 24

At the order of the President, Senators Kirkmeyer and Mullica were added to the current roll call.

SENATE SERVICES REPORT

Correctly Engrossed: SB23-024, 060, 083, and 144.
Correctly Revised: HB23-1004, 1058, and 1125.
Correctly Rerevised: HB23-1123, 1134, and 1145.
Correctly Enrolled: SB23-090.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Wednesday, March 8, was laid over until Thursday, March 9, retaining its place on the calendar.

Third Reading of Bills -- Final Passage -- Consent Calendar: SB23-024, HB23-1125, HB23-1058.

Third Reading of Bills -- Final Passage: HB23-1004, SB23-060, SB23-144, SB23-083.

Consideration of House Amendments to Senate Bills: SB23-028, SB23-095.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB23-170** 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 15 through 24 and substitute:
 "(2) "EDUCATOR" MEANS A TEACHER EMPLOYED TO INSTRUCT STUDENTS OR A SCHOOL ADMINISTRATOR IN A SCHOOL DISTRICT, PRIVATE SCHOOL,".

Page 3, after line 4 insert:
 "(4) "FACULTY MEMBER" MEANS A PRESIDENT, DEAN, PROFESSOR, ADMINISTRATOR, INSTRUCTOR, OR RESEARCH WORKER AT AN INSTITUTION OF HIGHER EDUCATION.".

Re-number succeeding subsections accordingly.

Page 3, strike lines 25 through 27 and substitute:
 "(7) "LAW ENFORCEMENT OFFICER" MEANS A PEACE OFFICER THAT IS:".

Page 4, strike lines 1 through 10 and substitute:
 "(a) EMPLOYED BY A POLITICAL SUBDIVISION OF THE STATE AND CERTIFIED BY THE P.O.S.T BOARD PURSUANT TO SECTION 16-2.5-102;
 (b) AUTHORIZED BY SECTION 16-2.5-113 WHEN ASSISTANCE IS REQUESTED BY AN INDIVIDUAL OR ENTITY PURSUANT TO SECTION 24-33.5-412;
 (c) AUTHORIZED BY SECTION 16-2.5-114 AND WHO INTERACTED WITH THE RESPONDENT IN THE SCOPE OF THE LAW ENFORCEMENT OFFICER'S OFFICIAL DUTIES;
 (d) EMPLOYED BY A DISTRICT ATTORNEY, DESIGNATED BY A DISTRICT ATTORNEY, AND AUTHORIZED BY SECTION 16-2.5-132 OR 16-2.5-133;
 (e) EMPLOYED BY THE DEPARTMENT OF LAW, DESIGNATED BY THE ATTORNEY GENERAL, AND AUTHORIZED BY SECTION 16-2.5-128, 16-2.5-129, OR 16-2.5-130;
 (f) AUTHORIZED BY SECTION 16-2.5-136, 16-2.5-137, OR 16-2.5-138;
 (g) AUTHORIZED BY SECTION 16-2.5-120; OR
 (h) AUTHORIZED BY SECTION 16-2.5-149.".

Page 4, line 11, strike the second "LICENSED".

Page 4, line 11, after "A" insert "SCHOOL NURSE WHO HOLDS A CURRENT NURSING LICENSE THROUGH THE DEPARTMENT OF REGULATORY AGENCIES AND WHO HAS APPLIED FOR OR HOLDS A SPECIAL SERVICES LICENSE FROM THE DEPARTMENT OF EDUCATION PURSUANT TO ARTICLE 60.5 OF TITLE 22 OR A".

Page 4, line 12, strike "PHYSICIAN'S" and substitute "PHYSICIAN".

Page 4, line 15, strike "PROVIDER." and substitute "PROVIDER, LICENSED PURSUANT TO TITLE 12.".

Page 4, line 17, before "SOCIAL" insert "LICENSED PROFESSIONAL".

Page 4, line 24, after "RESPECTIVELY;" insert "A SCHOOL COUNSELOR WHO HOLDS A SPECIAL SERVICES PROVIDER LICENSE WITH A SCHOOL COUNSELOR ENDORSEMENT ISSUED PURSUANT TO ARTICLE 60.5 OF TITLE 22 OR WHO IS OTHERWISE ENDORSED OR ACCREDITED BY A NATIONAL ASSOCIATION TO PROVIDE SCHOOL COUNSELING SERVICES;".

Page 4, line 25, strike "PSYCHOTHERAPIST" and substitute "PSYCHOTHERAPIST REGISTERED PURSUANT TO SECTION 12-245-703.".

Page 32, line 8, after the period insert "THIS ARTICLE 14.5 DOES NOT IMPOSE CRIMINAL OR CIVIL LIABILITY ON A PEACE OFFICER LAWFULLY ENFORCING AN ORDER PURSUANT TO THIS ARTICLE 14.5."

(2) A PERSON WHO FILES A MALICIOUS OR FALSE PETITION FOR A TEMPORARY EXTREME RISK PROTECTION ORDER OR AN EXTREME RISK PROTECTION ORDER MAY BE SUBJECT TO CRIMINAL PROSECUTION FOR THOSE ACTS.

(3) A FEDERALLY LICENSED FIREARMS DEALER OR LAW ENFORCEMENT AGENCY THAT STORES A FIREARM AS PERMITTED BY THIS ARTICLE 14.5 IS NOT CIVILLY LIABLE FOR ANY RESULTING DAMAGES TO THE FIREARM, AS LONG AS SUCH DAMAGE DID NOT RESULT FROM THE WILLFUL AND WRONGFUL ACT OR GROSS NEGLIGENCE OF THE PERSON OR LAW ENFORCEMENT AGENCY STORING THE FIREARM."

Re-number succeeding subsections accordingly.

Page 36, after line 22 insert:

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"SECTION 6. No appropriation. The general assembly has determined that this act can be implemented within existing appropriations, and therefore no separate appropriation of state money is necessary to carry out the purposes of this act."

Renumber succeeding section accordingly.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB23-168** be referred to the Committee of the Whole with favorable recommendation.

MESSAGE FROM THE HOUSE

March 8, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1039, amended as printed in House Journal, March 3 and March 7, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1185 and 1002, amended as printed in House Journal, March 7, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-084, amended as printed in House Journal, March 7, 2023.

MESSAGE FROM THE REVISOR OF STATUTES

March 8, 2023
We herewith transmit:

Without comment, as amended, HB23-1002, 1039, and 1185.
Without comment, as amended, SB23-084.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR23-007 by Senator(s) Bridges and Gardner; also Representative(s) DeGraaf and Marshall-- Concerning the designation of March 13, 2023, as "Colorado Aerospace Day".

Laid over until Monday, March 13, 2023.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: **HB23-1007, 1023, 1043, 1064.**

Senate in recess. Senate reconvened.

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COMMITTEE OF REFERENCE REPORTS (cont'd)

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB23-169** 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 18, strike "HUNTING LICENSE," and substitute "HUNTER EDUCATION CARD OR CERTIFICATE CERTIFIED BY THE PARKS AND WILDLIFE COMMISSION AS REQUIRED BY TITLE 33 OR RULES PROMULGATED BY THE PARKS AND WILDLIFE COMMISSION,".

Page 5, line 19, after "or" insert:

"(V) HUNTING WITH A VALID HUNTING LICENSE AND IS ACCOMPANIED BY A MENTOR, AS DEFINED BY RULES PROMULGATED BY THE PARKS AND WILDLIFE COMMISSION, AND HAS A HUNTER EDUCATION CARD OR CERTIFICATE CERTIFIED BY THE PARKS AND WILDLIFE COMMISSION, AS REQUIRED BY TITLE 33 OR RULES PROMULGATED BY THE PARKS AND WILDLIFE COMMISSION; OR

(VI) PARTICIPATING IN A BONA FIDE SHOOTING CLASS, TRAINING, OR SANCTIONED EVENT, UNDER THE SUPERVISION OF CERTIFIED HUNTER EDUCATION INSTRUCTOR OR FIREARMS TRAINING INSTRUCTOR WHO IS TWENTY-FIVE YEARS OF AGE OR OLDER; OR".

Page 5, line 20, strike "(V)" and substitute "~~(V)~~ (VII)".

Page 5, line 23, strike "OR (2)(a)(IV)" and substitute "(2)(a)(IV), (2)(a)(V), OR (2)(a)(VI)".

Page 7, after line 8 insert:

"(6) IT IS AN AFFIRMATIVE DEFENSE TO THE OFFENSE OF ILLEGAL POSSESSION, PURCHASE, SALE, OR TRANSFER OF A FIREARM THAT A PERSON WHO IS LESS THAN TWENTY-ONE YEARS OF AGE GAINED POSSESSION OF AND USED THE FIREARM FOR THE PURPOSE OF EXERCISING THE RIGHTS SET FORTH IN SECTION 18-1-704, 18-1-704.5, OR IN DEFENSE OF LIVESTOCK."

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Thursday, March 9, 2023.

Approved:

James Coleman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

60th Legislative Day Thursday, March 9, 2023

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Prayer	By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora.	11
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Call to Order	By the President at 9:00 a.m.	13
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Roll Call	Present--34	15
	Excused--1, Kolker	16
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Quorum	The President announced a quorum present.	19
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Pledge	By Senator Roberts.	21
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Approval of the Journal	On motion of Senator Liston, the Journal of Wednesday, March 8, 2023, was approved as corrected by the Secretary.	23
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COMMITTEE OF REFERENCE REPORTS

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Health & Human Services	After consideration on the merits, the Committee recommends that SB23-151 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	31
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Trans- portation & Energy	The Committee on <u>Transportation & Energy</u> has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:	37
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MEMBER OF THE
 CLEAN FLEET ENTERPRISE

for terms expiring September 28, 2024:

Jose Guardiola of Commerce City, Colorado, to serve as an individual from a disproportionately impacted community, occasioned by the resignation of Carlos Gonzales of Colorado Springs, Colorado, appointed.

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

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

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SB23-024	by Senator(s) Kirkmeyer; also Representative(s) Pugliese--Concerning permitting a challenge to the constitutionality of a court order in a contempt proceeding.	58
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The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Cutter, Gardner, Liston, Lundeen, Pelton B., Pelton R., Priola, Roberts, Rodriguez, and Winter F.

HB23-1125 by Representative(s) Lukens and Winter T.; also Senator(s) Simpson and Marchman-- Concerning the modernization of the process to change groundwater well owner contact information.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Fields, Ginal, Jaquez Lewis, Moreno, Priola, Roberts, and Rodriguez.

HB23-1058 by Representative(s) Dickson; also Senator(s) Buckner--Concerning a change to the definition of "child-occupied facility" as it relates to lead-based paint abatement.

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

YES	27	NO	7	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Coleman, Cutter, Exum, Fenberg, Fields, Gonzales, Jaquez Lewis, Marchman, Priola, Rodriguez, Sullivan, and Winter F.

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THIRD READING OF BILLS -- FINAL PASSAGE

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

HB23-1004 by Representative(s) Velasco; also Senator(s) Gonzales--Concerning requirements regarding the language used in certain insurance documents.

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

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Danielson, Exum, Fenberg, Fields, Hansen, Hinrichsen, Jaquez Lewis, Marchman, Moreno, Priola, Rodriguez, Sullivan, Winter F., and Zenzinger.

SB23-060 by Senator(s) Rodriguez and Baisley; also Representative(s) Daugherty and Lindsay--Concerning consumer protections in event ticket sales.

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

YES	27	NO	7	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	N
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	Y	Rodriguez	Y		

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

SB23-144 by Senator(s) Ginal, Marchman; also Representative(s) Mabrey--Concerning prescription drugs for the treatment of chronic pain.

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

YES	30	NO	4	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	N	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	Y	Zenzinger	Y
Fields	N	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Smallwood.

IMMEDIATE RECONSIDERATION OF SB23-144

SB23-144 by Senator(s) Ginal, Marchman; also Representative(s) Mabrey--Concerning prescription drugs for the treatment of chronic pain.

Having voted on the prevailing side, Majority Leader Moreno moved for immediate reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **SB23-144**.

A majority of all members elected to the Senate having voted in the affirmative, immediate reconsideration was granted.

THIRD READING OF BILLS -- FINAL PASSAGE (cont'd)

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

SB23-144 by Senator(s) Ginal, Marchman; also Representative(s) Mabrey--Concerning prescription drugs for the treatment of chronic pain.

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

YES	33	NO	1	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Fields, Gardner, Kirkmeyer, Liston, Lundeen, Pelton R., Rich, Van Winkle, Will, and Zenzinger.

SB23-083 by Senator(s) Winter F. and Simpson; --Concerning an expansion of a physician assistant's ability to practice, and, in connection therewith, changing the relationship between a physician assistant and a physician or podiatrist from supervision to collaboration.

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

Third Reading Amendment No. 1(L.022), by Senator Winter.

Amend engrossed bill, page 7, strike line 13 and substitute "PHYSICIAN OR PHYSICIAN GROUP; OR".

Page 7, line 19, strike "AN EMPLOYER OR" and strike "PHYSICIAN." and substitute "PHYSICIAN OR A PHYSICIAN GROUP.".

Page 8, line 16, strike "AN EMPLOYER OR A PHYSICIAN." and substitute "A PHYSICIAN OR A PHYSICIAN GROUP.".

Page 9, line 6, strike "PHYSICIAN," and substitute "PHYSICIAN".

Page 9, line 16, strike "EMPLOYER OR PHYSICIAN" and substitute "PHYSICIAN OR PHYSICIAN GROUP".

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

YES	26	NO	8	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	N	Mullica	N	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Cutter, Exum, Jaquez Lewis, Pelton B., Pelton R., Priola, and Will.

Committee of the Whole On motion of Senator Roberts, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Roberts was called to act as Chair.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

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

SB23-088 by Senator(s) Pelton B. and Fields; also Representative(s) Winter T.--Concerning an offender's eligibility for release from confinement, and, in connection therewith, informing the victim of an offense of changes to an offender's projected release date.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 7, page(s) 373-374 and placed in members' bill files.)

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

HB23-1139 by Representative(s) Martinez; also Senator(s) Simpson--Concerning the modification of the salary categorization of locally elected officers in specified counties.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, March 7, page(s) 383 and placed in members' bill files.)

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

HB23-1141 by Representative(s) Lindsay and Story, Catlin; also Senator(s) Hinrichsen and Mullica, Simpson--Concerning the authority of history Colorado to dispose of three properties, and, in connection therewith, authorizing the disposal of the real properties known as the McFarlane House in Central City, the Pearce-McAllister Cottage in Denver, and the Pueblo Museum Support Center in Pueblo.

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

HB23-1087 by Representative(s) Catlin and McLachlan; also Senator(s) Roberts and Will--Concerning a requirement that the state controller promulgate fiscal rules governing advance payment for the purchase of state agricultural products by a charitable food organization using state grant money.

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

HB23-1106 by Representative(s) Evans and Bird; also Senator(s) Kolker and Will--Concerning authorizing the board of the fire and police pension association to provide noncompounding cost of living adjustments.

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

SB23-150 by Senator(s) Roberts and Will, Kolker; also Representative(s) Froelich and Frizell, Lukens--Concerning a requirement that certain persons label disposable wipes.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, March 7, page(s) 385 and placed in members' bill files.)

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

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Roberts, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-088 as amended, SB23-150 as amended, HB23-1139 as amended, HB23-1141, HB23-1087, HB23-1106.

Committee of the Whole On motion of Senator Roberts, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Roberts was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

HB23-1111 by Representative(s) Bird; also Senator(s) Hansen, Liston--Concerning harmonization of the unauthorized insurance premium tax rate with the surplus lines insurance premium tax rate.

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

- HB23-1121** by Representative(s) Bird; also Senator(s) Hansen and Liston, Kolker--Concerning the repeal of infrequently used tax expenditures. 1
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Ordered revised and placed on the calendar for third reading and final passage. 4
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- HB23-1030** by Representative(s) Sirota and Soper; also Senator(s) Hinrichsen--Concerning a prohibition against requiring compensation to a health-care staffing agency if a contracted health-care facility hires the health-care staffing agency's employee as a permanent employee of the health-care facility. 7
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Laid over until Thursday, March 16, retaining its place on the calendar. 12
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- SB23-093** by Senator(s) Cutter and Jaquez Lewis; also Representative(s) Weissman and Brown--Concerning increasing consumer protections in various medical transactions. 14
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Amendment No. 1, Health & Human Services Committee Amendment. 17
(Printed in Senate Journal, February 24, page(s) 298-300 and placed in members' bill files.) 18
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Amendment No. 2(L.006), by Senator Cutter. 21
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Amend the Health and Human Services Report, dated February 23, 2023, page 1, line 6, strike "DRUGS." and substitute "DRUGS. "MEDICAL DEBT" DOES NOT INCLUDE DEBT CHARGED TO A CREDIT CARD." 23
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Page 2 of the committee report, strike lines 10 and 11 and substitute "ASSISTANCE APPLIED," 27
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Page 3 of the committee report, strike lines 2 and 3. 30
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Page 3 of the committee report, strike lines 20 through 27. 32
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Page 4 of the committee report, strike lines 1 through 6. 34
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Page 5 of the bill, line 23, strike "THREE" and substitute "TWO". 36
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Page 5 of the bill, strike lines 24 and 25 and substitute "THE CONSUMER; AND". 38
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Page 7 of the bill, line 19, strike "(a)". 40
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Page 7 of the bill, strike lines 25 through 27. 42
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Page 8 of the bill, strike lines 1 and 2. 44
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Page 9 of the bill, line 14, after "SERVICE," insert "DESIGNATED BILLING OR PATIENT SERVICES PERSONNEL REPRESENTING". 46
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Page 9 of the bill, line 19, strike "SERVICE." and substitute "SERVICE, EXCEPT AS PROHIBITED BY 42 U.S.C. SEC. 1395dd." 49
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As amended, ordered engrossed and placed on the calendar for third reading and final passage. 52
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ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Roberts, the report of the Committee of the Whole was **adopted** on the following roll call vote:

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YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-093 as amended, HB23-1111, HB23-1121.
Laid over until Thursday, March 16: HB23-1030.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-028 by Senator(s) Gonzales; also Representative(s) Epps and Soper--Concerning the penalty for committing any of certain offenses involving the operation of a commercial vehicle.

Senator Gonzales moved that the Senate not concur in House amendments to **SB23-028**, as printed in House journal, March 6, page(s) 529, and that a conference committee be appointed.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

SB23-095 by Senator(s) Ginal and Gardner; also Representative(s) Soper and Daugherty--Concerning criminalizing unlawfully pointing a laser device at an aircraft.

Senator Ginal moved that the Senate concur in House amendments to **SB23-095**, as printed in House journal, March 6, 2023, page(s) 529. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

SB23-084

by Senator(s) Marchman and Gonzales, Bridges, Cutter, Exum, Jaquez Lewis, Moreno, Winter F.; also Representative(s) Young, Amabile, Bacon, English, Froelich, Garcia, Hamrick, Kipp, Lieder, Mabrey, McLachlan, Michaelson Jenet, Ortiz, Ricks, Story, Titone, Velasco, Willford--Concerning the calculation of full-time employment for teachers at higher education institutions for purposes of the federal public loan forgiveness program.

Senator Marchman moved that the Senate concur in House amendments to **SB23-084**, as printed in House journal, March 7, 2023, page(s) 541. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

YES	22	NO	12	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

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

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

MEMBERS OF THE
COLORADO LOTTERY COMMISSION

for terms expiring July 1, 2026:

Stanley Henry Podolski, III of Fort Collins, Colorado, to serve as a certified public accountant, reappointed;

Janelle Quick of Pueblo, Colorado, to serve as a public member, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Gonzales , Chair, Hinrichsen, and Pelton, R. as Senate conferees on the first conference committee on **SB23-028**.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB23-1006** be referred to the Committee of the Whole with favorable recommendation.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB23-1140** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Agriculture & Natural Resources The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE COLORADO WATER CONSERVATION BOARD

for a term expiring February 12, 2024:

Barbara Vasquez of Cowdrey, Colorado, to serve as a representative of the North Platte drainage basin, occasioned by the resignation of Curran Trick of Cowdrey, Colorado, appointed;

for terms expiring February 12, 2026:

Greg Felt of Salida, Colorado, to serve as a representative of the Arkansas Drainage Basin, reappointed;

Lorelei Cloud of Ignacio, Colorado, to serve as a representative of the San Miguel-Dolores-San Juan drainage basin, appointed;

Nathan Coombs of La Jara, Colorado, to serve as a representative of the Rio Grande Basin, appointed.

Agriculture & Natural Resources The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

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MEMBER OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2026:

Rachel Brown of Durango, Colorado, to serve as a representative of the destination marketing industry, appointed.

Agriculture &
Natural
Resources

The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
GROUND WATER COMMISSION

for terms expiring May 1, 2026:

Timothy Hume of Walsh, Colorado, to serve as a resident agriculturalist from the Southern High Plains, appointed;

Miguel Angel Diaz of Alamosa, Colorado, to serve as a resident agriculturalist from Water Division 3, reappointed.

Agriculture &
Natural
Resources

The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
STATE BOARD OF LAND COMMISSIONERS

for a term expiring June 30, 2025:

Deborah Froeb of Denver, Colorado, to serve as a representative with substantial experience in natural resource conservation, and as an Unaffiliated, occasioned by the resignation of Scott Randall Braden of Grand Junction, Colorado, appointed.

MESSAGE FROM THE HOUSE

March 9, 2023
President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1179, amended as printed in House Journal, March 8, 2023.

The House has passed on Third Reading and returns herewith SB23-050.

MESSAGE FROM THE REVISOR OF STATUTES

March 9, 2023
We herewith transmit:

Without comment, as amended, HB23-1179.

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INTRODUCTION OF BILLS -- FIRST READING

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

- SB23-182** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird, Bockenfeld, Sirota--Concerning the temporary suspension of certain statutory requirements for medical assistance programs.
Appropriations1
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- SB23-183** by Senator(s) Priola and Baisley, Bridges, Cutter, Fenberg, Hinrichsen, Roberts, Winter F.; also Representative(s) Titone and Weinberg, Parenti, Story--Concerning the elimination of the requirement that a local government obtain voter approval to provide certain communications services.
Local Government & Housing10
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- SB23-184** by Senator(s) Winter F.; also Representative(s) Froelich and Garcia--Concerning protections for residential tenants, and, in connection therewith, prohibiting a landlord from considering certain information relating to a prospective tenant's income or rental history, establishing a maximum amount that a landlord can require as a security deposit, allowing tenants to pay security deposits in installments, and allowing a tenant to assert as an affirmative defense in an eviction proceeding that a landlord violated anti-discriminatory housing laws.
Local Government & Housing16
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- SB23-185** by Senator(s) Marchman and Pelton R., Hinrichsen, Pelton B., Priola, Roberts, Simpson; also Representative(s) Lukens and Catlin--Concerning the continuation of the noxious weed advisory committee, and, in connection therewith, implementing the recommendation contained in the 2022 sunset report by the department of regulatory agencies.
Agriculture & Natural Resources24
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- SB23-186** by Senator(s) Pelton R. and Winter F.; also Representative(s) Winter T. and Willford--Concerning methane seepage in the Raton basin of Colorado, and, in connection therewith, requiring the Colorado oil and gas conservation commission to complete a study and establish a new regulatory category.
Transportation & Energy30
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35
- SB23-187** by Senator(s) Winter F. and Rodriguez; --Concerning fees paid to the public utilities commission by operators of transportation services in the state, and, in connection therewith, requiring the public utilities commission to establish fees administratively.
Transportation & Energy36
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- SB23-188** by Senator(s) Gonzales and Jaquez Lewis, Cutter, Marchman, Moreno, Winter F.; also Representative(s) Froelich and Titone, Epps, McCormick--Concerning protections for accessing reproductive health care.
Judiciary41
42
43
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45
- SB23-189** by Senator(s) Moreno and Cutter, Gonzales, Jaquez Lewis, Marchman, Winter F.; also Representative(s) Michaelson Jenet and Garcia, Epps, Froelich, McCormick, Titone--Concerning increasing access to reproductive health-care services.
Health & Human Services46
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- SB23-190** by Senator(s) Winter F. and Marchman, Cutter, Gonzales, Jaquez Lewis, Moreno; also Representative(s) McCormick and Epps, Froelich, Titone--Concerning policies to make punishable deceptive actions regarding pregnancy-related services.
Judiciary51
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- HB23-1002** by Representative(s) Mabrey and Jodeh; also Senator(s) Roberts--Concerning the affordability of epinephrine auto-injectors, and, in connection therewith, making an appropriation.
Health & Human Services56
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- HB23-1015** by Representative(s) Bird; also Senator(s) Liston, Hansen--Concerning the taxation of tobacco products.
Finance61
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64
- HB23-1022** by Representative(s) Froelich and Weinberg, Boesenecker, Catlin, Lindsay; also Senator(s) Bridges and Rich, Sullivan, Winter F.--Concerning registration of fleet vehicles that are part of rental vehicle fleets, and, in connection therewith, making an appropriation.
Transportation & Energy65
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- HB23-1108** by Representative(s) Duran and Evans; also Senator(s) Hansen and Gardner--Concerning the creation of a task force to study victim and survivor awareness and responsiveness training requirements for judicial personnel, and, in connection therewith, making an appropriation.
Judiciary
- HB23-1143** by Representative(s) Kipp and Armagost; also Senator(s) Gonzales--Concerning measures related to seeking federal authorization for certain immigrants to possess firearms to be a peace officer.
Judiciary
- HB23-1190** by Representative(s) Boesenecker and Sirota; also Senator(s) Winter F.--Concerning a right of first refusal to purchase qualifying multifamily residential property by a local government.
Local Government & Housing

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Friday, March 10, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

61st Legislative Day Friday, March 10, 2023

Prayer	By Senator Coleman.	10
Call to Order	By the President at 9:00 a.m.	11
Roll Call	Present--34 Excused--1, Mullica Present later-1, Mullica	12
Quorum	The President announced a quorum present.	13
Pledge	By Senator Roberts.	14
Approval of the Journal	On motion of Senator Liston, the Journal of Thursday, March 9, 2023, was approved as corrected by the Secretary.	15

SENATE SERVICES REPORT

Correctly Printed: SB23-182, 183, 184, 185, 186, 187, 188, 189, and 190; SJR23-007.
Correctly Engrossed: SB23-088, 093, 150,
Correctly Reengrossed: SB23-024, 060, 083, and 144.
Correctly Revised: HB23-1087, 1106, 1111, 1121, 1139, and 1141.
Correctly Rerevised: HB23-1004, 1058, and 1125.
Correctly Enrolled: SB23-050, 084, and 095.

At the order of the President, Senator Mullica was added to the current roll call.

Health & Human Services	After consideration on the merits, the Committee recommends that SB23-160 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	45
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Amend printed bill page 2, after line 20 insert:

"SECTION 3. In Colorado Revised Statutes, 25-20.5-801, **amend** (9)(e); and **add** (9)(c.5) as follows:

25-20.5-801. Community crime victims grant program - created - cash fund - repeal. (9) (e) The state treasurer shall transfer all unexpended and unencumbered money in the fund on September 1, ~~2024~~ 2029, to the general fund.

(c.5) ANY MONEY APPROPRIATED TO THE DEPARTMENT THAT IS NOT EXPENDED PRIOR TO JULY 1, 2023, IS FURTHER APPROPRIATED TO THE DEPARTMENT FOR THE 2023-24 STATE FISCAL YEAR FOR THE SAME PURPOSE."

Renumber succeeding section accordingly.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-162** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, strike lines 15 through 19 and substitute "~~rule~~ PERFORMING POINT-OF-CARE TESTING AND PATIENT CARE TECHNICAL TASKS AS SPECIFICALLY TRAINED FOR AND DELEGATED BY A SUPERVISING PHARMACIST; AND".

Page 3, lines 10 and 11, strike "**amend** (3); and".

Page 3, strike lines 14 through 27 and substitute "**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 FULLY certified by the board in accordance with section 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).

(4) (a) THE PROVISIONS OF SUBSECTION (1) OF THIS SECTION APPLY TO A CENTRAL FILL PHARMACY; EXCEPT THAT A PHARMACIST MAY SUPERVISE UP TO EIGHT PERSONS WHO ARE EITHER PHARMACY INTERNS OR PHARMACY TECHNICIANS, OF WHOM NO MORE THAN TWO MAY BE PHARMACY INTERNS.

(b) AS USED IN THIS SUBSECTION (4), A "CENTRAL FILL PHARMACY" MEANS A PHARMACY, OTHER THAN A PHARMACY LOCATED IN A HOSPITAL LICENSED PURSUANT TO SECTION 25-1.5-103, THAT IS NOT A PUBLIC-FACING PHARMACY AND THAT ONLY ACTS AS AN AGENT OF AN ORIGINATING PHARMACY TO FILL OR REFILL A PRESCRIPTION."

Page 4, strike lines 1 and 2.

Page 4, strike lines 14 through 23.

Re-number succeeding subparagraphs accordingly.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-167** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 57, line 10, strike "(1)(b)" and substitute "(1)(b)(I), (1)(b)(II)".

Page 57, strike lines 23 through 27.

Page 58, strike line 1.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1031** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 3, line 11, strike "PROFESSIONAL." and substitute "PROFESSIONAL WHO IS NOT ENGAGED IN TESTING A PATIENT FOR, DIAGNOSING A PATIENT WITH, OR TREATING A PATIENT WITH A SEXUALLY TRANSMITTED INFECTION, REGARDLESS OF WHETHER THE MENTAL HEALTH PROFESSIONAL KNOWS THE PATIENT HAS A SEXUALLY TRANSMITTED INFECTION."

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1040** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Local Government & Housing

After consideration on the merits, the Committee recommends that **SB23-148** be **amended** as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

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Amend printed bill, page 2, after line 1 insert:

"SECTION 1. In Colorado Revised Statutes, 25-18.5-101, amend the introductory portion and (8) as follows:

25-18.5-101. Definitions. As used in this article ARTICLE 18.5, unless the context otherwise requires:

(8) "Illegal drug laboratory" means the areas where controlled substances, as defined by section 18-18-102, C.R.S., have METHAMPHETAMINE HAS been ILLEGALLY manufactured, processed, cooked, disposed of, used, or stored and all proximate areas that are likely to be contaminated as a result of the manufacturing, processing, cooking, disposal, use, or storage."

Renumber succeeding sections accordingly.

Page 2, strike lines 6 through 8 and substitute:

"(b) (I) Monitoring of persons involved in the assessment, decontamination, and sampling of illegal drug laboratories, if necessary to ensure compliance with this article ARTICLE 18.5;

(II) PERFORMING THE INSPECTIONS".

Page 2, after line 9 insert:

"SECTION 3. In Colorado Revised Statutes, 25-18.5-103, amend (2) introductory portion and (2)(a)(I) as follows:

25-18.5-103. Discovery of illegal drug laboratory - property owner - cleanup - liability. (2) (a) Except as specified in paragraph (b) of this subsection (2) SUBSECTION (2)(b) OF THIS SECTION, once a property owner has received certificates of compliance from a contractor and a consultant in accordance with section 25-18.5-102 (1)(e), or has demolished the property, or has met the clean-up standards and documentation requirements of this section as it existed before August 7, 2013, the property owner:

(I) Shall furnish copies of the certificates of compliance to the governing body AND THE DEPARTMENT; and"

Renumber succeeding sections accordingly.

Page 2, strike lines 21 through 23 and substitute "LABORATORIES."

Page 3, strike lines 1 through 5.

Page 3, line 7, strike "BUILDINGS" and substitute "RESIDENTIAL REAL PROPERTY AS DEFINED IN 38-35.7-103".

Page 3, line 9, strike "BUILDING" and substitute "RESIDENTIAL REAL PROPERTY AS DEFINED IN 38-35.7-103".

Page 3, after line 11 insert:

"SECTION 5. In Colorado Revised Statutes, 25-18.5-107, amend (3)(a) as follows:

25-18.5-107. Enforcement. (3) If the department determines that a person has been grossly noncompliant with the rules promulgated by the board under section 25-18.5-102, the department may:

(a) Suspend or revoke the person's certification for the assessment, decontamination, or sampling of illegal drug laboratories OR REQUIRE THE PERSON TO UNDERGO REMEDIAL TRAINING AT THE PERSON'S EXPENSE; or

SECTION 6. In Colorado Revised Statutes, add 25-18.5-110 as follows:

25-18.5-110. Reporting - rules. A LAW ENFORCEMENT AGENCY AND A CERTIFIED INDUSTRIAL HYGIENIST SHALL, UPON DISCOVERING AN ILLEGAL DRUG LABORATORY IN RESIDENTIAL PROPERTY, NOTIFY THE DEPARTMENT OF THE FACT. THE NOTICE MUST INCLUDE THE PROPERTY'S ADDRESS, THE NAME OF THE PROPERTY OWNER, AND ANY OTHER INFORMATION REQUIRED BY RULE.

Page 3, after line 11 insert:

SECTION 7. In Colorado Revised Statutes, 38-12-505, amend (1)(b)(XI) and (1)(b)(XII); and add (1)(b)(XIII) as follows:

38-12-505. Uninhabitable residential premises. (1) A residential premises is deemed uninhabitable if:

(b) It substantially lacks any of the following characteristics:

(XI) Locks on all exterior doors and locks or security devices on windows designed to be opened that are maintained in good working order; or

(XII) Compliance with all applicable building, housing, and health codes, the violation of which would constitute a condition that materially interferes with the life, health, or safety of the tenant; OR

(XIII) REMEDIATION IN COMPLIANCE WITH ARTICLE 18.5 OF TITLE 25 IF THE PROPERTY WAS USED AS AN ILLEGAL DRUG LABORATORY, AS DEFINED IN SECTION 25-18.5-101 (8)."

Renumber succeeding sections accordingly.

Page 3, line 13, after "(4)" insert "and (5)".

Page 3, after line 25, insert:

"(5) For purposes of this section, "residential real property" OR "PROPERTY" includes a manufactured home; mobile home; condominium; townhome; home sold by the owner, a financial institution, or the federal department of housing and urban development; rental property, including an apartment; and short-term residence such as a motel or hotel."

Page 1, line 101, strike "DRUGS." and substitute "METHAMPHETAMINE."

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **HB23-1011** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 3, line 16, strike "IRRIGATE,".

Page 3, line 24, strike "OR".

Page 3, line 26, strike "137.3." and substitute "137.3; OR

(IV) ANY EQUIPMENT DESIGNED AND USED PRIMARILY FOR IRRIGATION PURPOSES."

Page 7, after line 4 insert:

"SECTION 5. In Colorado Revised Statutes, **add** 6-1-1505 as follows:
6-1-1505. Federal legislation on right to repair agricultural equipment - repeal - notice to revisor. THIS ARTICLE 15, AS AMENDED BY HOUSE BILL 23-1011, ENACTED IN 2023, WILL BE REPEALED IF THE UNITED STATES CONGRESS ENACTS FEDERAL LEGISLATION ESTABLISHING A RIGHT TO REPAIR AGRICULTURAL EQUIPMENT. THE ATTORNEY GENERAL SHALL NOTIFY THE REVISOR OF STATUTES IN WRITING OF THE DATE ON WHICH THE CONDITION SPECIFIED IN THIS SECTION HAS OCCURRED BY E-MAILING THE NOTICE TO REVISOROFSTATUTES.GA@COLEG.GOV. THIS ARTICLE 15, AS AMENDED BY HOUSE BILL 23-1011, ENACTED IN 2023, IS REPEALED, EFFECTIVE UPON THE DATE IDENTIFIED IN THE NOTICE THAT THE FEDERAL LEGISLATION WAS ENACTED OR, IF THE NOTICE DOES NOT SPECIFY THAT DATE, UPON THE DATE OF THE NOTICE TO THE REVISOR OF STATUTES."

Renumber succeeding section accordingly.

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **SB23-159** 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 "(21)" and substitute "(17)(a)(VII)".

Page 2, strike lines 10 through 16 and substitute:

"(17) (a) The following statutory authorizations for the designated advisory committees will repeal on September 1, 2026:

(VII) THE COLORADO FOOD SYSTEMS ADVISORY COUNCIL CREATED IN SECTION 23-31-1102.

SECTION 2. In Colorado Revised Statutes, 23-31-1102, **amend** (2)(b) introductory portion; and **add** (2)(b)(XII) and (2.1) as follows:

23-31-1102. Colorado food systems advisory council - created - membership - terms - vacancies. (2) The council consists of:

(b) ~~Sixteen~~ SEVENTEEN members appointed ON A ROTATING BASIS IN THE ORDER LISTED IN THIS SUBSECTION (2)(b), AS NEW POSITIONS OR VACANCIES ARISE, by ~~the governor or the governor's designee~~ THE SPEAKER OF THE HOUSE

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OF REPRESENTATIVES, THE MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES, THE PRESIDENT OF THE SENATE, AND THE MINORITY LEADER OF THE SENATE, as follows:

(XII) ONE MEMBER WHO IS A REPRESENTATIVE OF A FOOD BANK.

(2.1) IF TWO NEW POSITIONS OR VACANCIES LISTED IN SUBSECTION (2)(b) OF THIS SECTION OPEN SIMULTANEOUSLY, THE INDIVIDUAL FIRST SCHEDULED TO APPOINT PURSUANT TO SUBSECTION (2)(b) OF THIS SECTION SHALL CHOOSE WHICH POSITION TO APPOINT.

SECTION 3. In Colorado Revised Statutes, 23-31-1103, **amend** (1)(a), (1)(a)(III), and (1)(b); and **add** (1)(b.5) and (3) as follows:

23-31-1103. Council - purpose and duties. (1) The ~~purposes~~ PURPOSE of the council ~~include~~ IS TO GROW LOCAL, REGIONAL, AND STATEWIDE FOOD ECONOMIES WITHIN WHICH PRODUCERS HAVE ACCESS TO NEW MARKETS AND LOW-INCOME POPULATIONS HAVE ACCESS TO FRESH, AFFORDABLE, AND HEALTHY FOODS. DUTIES OF THE COUNCIL INCLUDE:

(a) ~~Growing local, regional, and statewide food economies within which producers have access to new markets and low-income populations have access to fresh, affordable, and healthy foods. The council will collaborate and coordinate~~ COLLABORATING AND COORDINATING with agricultural producers, relevant state and federal educational institutions, nongovernmental organizations, and consumers to connect state and federal agencies and to provide Colorado agricultural producers, including fruit and vegetable producers, with viable market opportunities. Areas of focus include:

(III) ~~Supporting the implementation of the recommendations in the Colorado blueprint of food and agriculture project, ensuring that the recommendations in the blueprint, or its successor project, are updated as needed, and ensuring alignment with other state or local food plans if relevant.~~ EXAMINING BEST PRACTICES TO ADVANCE OR IMPROVE DISTRIBUTION SYSTEMS AND DEVELOP NEW MARKETS FOR COLORADO AGRICULTURAL PRODUCERS.

(b) Conducting research regarding national best practices regarding food and nutrition assistance, direct and intermediated market development, institutional procurement, and farm-to-school programs; ~~as well as other priorities determined by the council;~~

(b.5) SERVING AS A RESOURCE FOR RESEARCH AND SUPPORT AT THE REQUEST OF THE GOVERNOR, MEMBERS OF THE GENERAL ASSEMBLY, OR ANY STATE AGENCY IN CONNECTION WITH THE COUNCIL'S PURPOSE AND DUTIES IN SUBSECTIONS (1)(a) AND (1)(b) OF THIS SECTION;

(3) THE COUNCIL SHALL ACCEPT AND CONSIDER PUBLIC COMMENT REGARDING ANY RESEARCH OR REPORTS CREATED BY THE COUNCIL PURSUANT TO SUBSECTIONS (1)(b) AND (1)(b.5) OF THIS SECTION. THE COUNCIL SHALL RECEIVE PUBLIC COMMENT FOR A MINIMUM OF SIXTY DAYS.

SECTION 4. In Colorado Revised Statutes, 23-31-1104, **repeal** (2) as follows:

23-31-1104. Subcommittees of the council. (2) ~~The council may engage in any other activity the council determines is necessary to accomplish the purposes outlined in this part 11.~~

SECTION 5. In Colorado Revised Statutes, **amend** 23-31-1106 as follows:

23-31-1106. Reports - recommendations. Notwithstanding section 24-1-136 (11)(a)(I), no later than January 31, 2021, and January 31 every other year thereafter, the council shall report the information specified in section 23-31-1103 (1)(d) AND PROVIDE A SUMMARY OF THE COUNCIL'S ACTIVITIES FROM THE PRIOR YEAR AND A SUMMARY OF THE COUNCIL'S PLANNED ACTIVITIES FOR THE UPCOMING YEAR to the house ~~rural affairs and agriculture~~ AGRICULTURE, WATER, AND NATURAL RESOURCES committee and the senate agriculture and natural resources committee, or their successor committees."

Re-number succeeding sections accordingly.

Page 2, line 20, strike "2030." and substitute "2026."

Page 1, strike line 103 and substitute "EXTENDING THE SUNSET DATE BY THREE YEARS."

State, Veterans, & Military Affairs

The Committee on State, Veterans, & Military Affairs has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

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MEMBER OF THE
COLORADO CIVIL RIGHTS COMMISSION

for a term expiring March 13, 2024:

Mayuko Fieweger of Thornton, Colorado, to serve as a representative of a statewide chamber of commerce, and as an Unaffiliated, occasioned by the resignation of Ajay Menon of Fort Collins, Colorado, appointed.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SR23-005 by Senator(s) Zenzinger and Rich; --Concerning recognition of Single Parent Day in Colorado.

Laid over until Tuesday, March 21, 2023.

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

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Appropriations After consideration on the merits, the Committee recommends that **SB23-097** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 9, after line 5, insert:

"SECTION 6. Appropriation. For the 2023-24 state fiscal year, \$23,265 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), C.R.S. To implement this act, the division may use this appropriation for DRIVES maintenance and support."

Renumber succeeding sections accordingly.

Page 1, line 104, strike "VEHICLE." and substitute "VEHICLE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations After consideration on the merits, the Committee recommends that **SB23-094** 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 19 insert:

"SECTION 2. Appropriation. For the 2023-24 state fiscal year, \$95,313 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 0.5 FTE. To implement this act, the department may use this appropriation for administration related to public school finance."

Renumber succeeding section accordingly.

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

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Appropriations

After consideration on the merits, the Committee recommends that **SB23-087** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 12, after line 21 insert:

"SECTION 6. Appropriation. (1) For the 2023-24 state fiscal year, \$116,134 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) \$89,699 for the teacher degree apprenticeship program, which amount is based on an assumption that the department will require an additional 0.8 FTE; and

(b) \$26,435 for the purchase of legal services.

(2) For the 2023-24 state fiscal year, \$26,435 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of education under subsection (1)(b) of this section 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 education."

Reorder succeeding section accordingly.

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

Appropriations

After consideration on the merits, the Committee recommends that **SB23-058** 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 2 insert:

"SECTION 2. Appropriation. (1) For the 2023-24 state fiscal year, \$56,468 is appropriated to the department of labor and employment for use by the division of labor standards and statistics. This appropriation is from the general fund and is based on an assumption that the department will require an additional 0.5 FTE. To implement this act, the department may use this appropriation for program costs related to labor standards."

Reorder succeeding section accordingly.

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

Appropriations

After consideration on the merits, the Committee recommends that **SB23-049** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, line 11, strike "ONE ITEM" and substitute "TWO HUNDRED FIFTY ITEMS".

Page 2, before line 13 insert:

"SECTION 2. Appropriation. (1) For the 2023-24 state fiscal year, \$122,165 is appropriated to the department of revenue for use by the division of motor vehicles. This appropriation is from Colorado DRIVES vehicle services account in the highway users tax fund created in section 42-1-211 (2), C.R.S. To implement this act, the division may use this appropriation as follows:

(a) \$56,990 for personal services related to vehicle services, which amount is based on an assumption that the division will require an additional 0.9 FTE;

(b) \$21,975 for operating expenses related to vehicle services; and

(c) \$43,200 for DRIVES maintenance and support."

Reorder succeeding section accordingly.

Page 1, line 106, strike "MACHINERY." and substitute "MACHINERY AND MAKING AN APPROPRIATION."

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Appropriations

After consideration on the merits, the Committee recommends that **SB23-022** 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 2023-24 state fiscal year, \$48,217 is appropriated to the judicial department for use by probation and related services. 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 probation programs."

Re-number succeeding section accordingly.

Page 1, line 103, strike "OFFENDERS." and substitute "OFFENDERS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-017** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, before line 6 insert:

"SECTION 2. Appropriation. For the 2023-24 state fiscal year, \$74,927 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 department will require an additional 0.9 FTE. To implement this act, the department may use this appropriation for program costs related to labor standards."

Re-number succeeding section accordingly.

Page 1, line 101, strike "LEAVE." and substitute "LEAVE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1116** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend bill, page 4, after line 19 insert:

"SECTION 2. Appropriation. For the 2023-24 state fiscal year, \$12,218 is appropriated to the department of regulatory affairs 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 for personal services."

Re-number succeeding section accordingly.

Page 1 line 103 strike "PROVIDER." and substitute "PROVIDER, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-156** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 4, before line 1 insert:

"SECTION 3. Appropriation. For the 2023-24 state fiscal year, \$53,644 is appropriated to the department of revenue for use by the taxation business group. This appropriation is from the private letter ruling fund created in section 24-35-103.5 (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 personal services related to taxation services."

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Renumber succeeding section accordingly.

Page 1, line 107, strike "REVENUE." and substitute "REVENUE AND MAKING AN APPROPRIATION."

Appropriations After consideration on the merits, the Committee recommends that **SB23-155** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **SB23-154** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance After consideration on the merits, the Committee recommends that **SB23-165** 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 12 insert:

"SECTION 5. In Colorado Revised Statutes, 44-32-602, amend (3) as follows:

44-32-602. Simulcast facilities and simulcast races - unlawful act - repeal. (3) A race meet of horses that is conducted at an in-state host track may be received as a simulcast race by any simulcast facility; except that, notwithstanding any consent granted pursuant to ~~section 44-32-102 (11)~~ SECTION 44-32-501 (3.5), IF an in-state simulcast facility that is located within fifty miles of a horse track that has held within the previous twelve months, or THAT is licensed and scheduled to hold within the next twelve months, a horse race meet of no less than thirty race days, THE IN-STATE SIMULCAST FACILITY may not receive simulcast races of horses on any day on which the horse track is running live horse races unless the licensee of the horse track consents thereto TO THE IN-STATE SIMULCAST FACILITY'S RECEPTION OF SUCH RACES."

Renumber succeeding section accordingly.

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

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

SB23-088 by Senator(s) Pelton B. and Fields; also Representative(s) Winter T.--Concerning an offender's eligibility for release from confinement.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

HB23-1139 by Representative(s) Martinez; also Senator(s) Simpson--Concerning the modification of the salary categorization of locally elected officers in specified counties.

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

YES	28	NO	7	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Pelton R.

HB23-1141 by Representative(s) Lindsay and Story, Catlin; also Senator(s) Hinrichsen and Mullica, Simpson--Concerning the authority of history Colorado to dispose of three properties, and, in connection therewith, authorizing the disposal of the real properties known as the McFarlane House in Central City, the Pearce-McAllister Cottage in Denver, and the Pueblo Museum Support Center in Pueblo.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

HB23-1087 by Representative(s) Catlin and McLachlan; also Senator(s) Roberts and Will--Concerning a requirement that the state controller promulgate fiscal rules governing advance payment for the purchase of state agricultural products by a charitable food organization using state grant money.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Kolker.

HB23-1106 by Representative(s) Evans and Bird; also Senator(s) Kolker and Will--Concerning authorizing the board of the fire and police pension association to provide noncompounding cost of living adjustments.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Ginal, Jaquez Lewis, Marchman, Mullica, Roberts, and Sullivan.

SB23-150 by Senator(s) Roberts and Will, Kolker; also Representative(s) Froelich and Frizell, Lukens--Concerning a requirement that certain persons label disposable wipes.

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

YES	30	NO	5	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Cutter, Exum, Fenberg, Hansen, Jaquez Lewis, Marchman, Moreno, Mullica, Priola, Rodriguez, and Zenzinger.

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB23-1111 by Representative(s) Bird; also Senator(s) Hansen, Liston--Concerning harmonization of the unauthorized insurance premium tax rate with the surplus lines insurance premium tax rate.

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

YES	25	NO	10	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

HB23-1121 by Representative(s) Bird; also Senator(s) Hansen and Liston, Kolker--Concerning the repeal of infrequently used tax expenditures.

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

YES	31	NO	4	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Moreno.

SB23-093 by Senator(s) Cutter and Jaquez Lewis; also Representative(s) Weissman and Brown--Concerning increasing consumer protections in various medical transactions.

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

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Exum, Fenberg, Kolker, Marchman, Moreno, Priola, and Winter F.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-049, SB23-087, SB23-097, SB23-154, SB23-155, SB23-156, and HB23-1116 were made Special Orders -- Consent Calendar at 10:01 a.m.

Committee of the Whole The hour of 10:01 a.m. having arrived, Senator Hinrichsen moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Hinrichsen was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

SB23-049 by Senator(s) Zenzinger and Van Winkle; also Representative(s) Snyder and Bockenfeld--Concerning the registration exemption for special mobile machinery, and, in connection therewith, eliminating the requirement that an owner of such machinery regularly have at least one thousand items of such machinery in the state to obtain a registration exempt certificate for the machinery and making an appropriation.

	<u>Amendment No. 1, Finance Committee Amendment.</u>	1
	(Printed in Senate Journal, February 1, page(s) 133-134 and placed in members' bill files.)	2
		3
	<u>Amendment No. 2, Appropriations Committee Amendment.</u>	4
	(Printed in Senate Journal, March 10, page(s) 413-414 and placed in members' bill files.)	5
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	7
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SB23-087	by Senator(s) Marchman and Baisley, Bridges; also Representative(s) Kipp and Wilson--Concerning creation of a teacher degree apprenticeship program as an alternative route to teacher licensure.	10
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	Upon request of Majority Leader Moreno, SB23-087 was removed from the Special Orders--Second Reading of Bills--Consent Calendar of Friday, March 10, 2023 and was placed on the Special Orders--Second Reading of Bills Calendar of Friday, March 10, 2023.	14
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SB23-097	by Senator(s) Zenzinger and Gardner, Kirkmeyer, Lundeen, Pelton B., Pelton R., Rich; also Representative(s) Bird and Soper--Concerning the adoption of the 2023 recommendations of the Colorado commission on criminal and juvenile justice regarding motor vehicle offenses committed by a person who is not the owner of the motor vehicle, and, in connection therewith, making an appropriation.	21
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	<u>Amendment No. 1, Appropriations Committee Amendment.</u>	27
	(Printed in Senate Journal, March 10, page(s) 412 and placed in members' bill files.)	28
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	30
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SB23-154	by Senator(s) Sullivan and Hinrichsen, Baisley, Coleman, Gonzales, Liston; also Representative(s) Parenti and Taggart--Concerning the continuation of the veterans one-stop center in Grand Junction, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies.	34
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	Ordered engrossed and placed on the calendar for third reading and final passage.	39
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SB23-155	by Senator(s) Zenzinger, Fields; also Representative(s) Willford and Young--Concerning the continuation of the regulation of nursing home administrators, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies.	42
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	Ordered engrossed and placed on the calendar for third reading and final passage.	47
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SB23-156	by Senator(s) Kolker and Liston; also Representative(s) Snyder and Marshall--Concerning the continuation of the issuance of certain tax information to a taxpayer by the department of revenue, and, in connection therewith, implementing the recommendations contained in the 2022 sunset report by the department of regulatory agencies for the issuance of private letter rulings and information letters by the department of revenue and making an appropriation.	50
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	<u>Amendment No. 1, Finance Committee Amendment.</u>	57
	(Printed in Senate Journal, March 3, page(s) 350 and placed in members' bill files.)	58
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	<u>Amendment No. 2, Appropriations Committee Amendment.</u>	60
	(Printed in Senate Journal, March 10, page(s) 415 and placed in members' bill files.)	61
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	63
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HB23-1116	by Representative(s) Hartsook and Daugherty, Ortiz; also Senator(s) Rodriguez and Baisley--Concerning insurance contracts for health-care services that involve electronic payments to a health-care provider, and, in connection therewith, making an appropriation.	67
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	<u>Amendment No. 1, Appropriations Committee Amendment.</u>	71
	(Printed in Senate Journal, March 10, page(s) 414 and placed in members' bill files.)	72

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- CONSENT CALENDAR

On motion of Senator Hinrichsen, the report of the Committee of the Whole was adopted on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-049 as amended, SB23-097 as amended, SB23-154, SB23-155, SB23-156 as amended, HB23-1116 as amended.

Removed from Consent Calendar: SB23-087.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, SB23-053 on the General Orders -- Second Reading of Bills Calendar of Monday, March 10, was laid over until Friday, March 17.

Committee of the Whole On motion of Senator Coleman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Coleman was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB23-170 by Senator(s) Sullivan and Fenberg, Fields, Jaquez Lewis, Kolker; also Representative(s) Bacon and Weissman, Boesenecker, Duran, Froelich, Garcia, Jodeh, Joseph, Kipp, Parenti, Vigil, Woodrow--Concerning extreme risk protection orders.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, March 8, page(s) 389-391 and placed in members' bill files.)

Amendment No. 2(L.010), by Senator Fenberg.

Amend printed bill, page 2, line 11, after "RESPONDENT" insert "OR THE RESPONDENT'S CHILD".

Page 6, line 25, strike "CIVIL" insert "CIVIL, ADMINISTRATIVE,".

Page 11, line 14, strike "CIVIL" insert "CIVIL, ADMINISTRATIVE,".

Page 32, line 1, strike "CRIMINAL" insert "CRIMINAL, ADMINISTRATIVE,".

Amend the State, Veterans, & Military Affairs Committee Report, dated March 8, 2023, page 2, line 22 strike "SERVICES;" and substitute "SERVICES; SCHOOL PSYCHOLOGIST LICENSED PURSUANT TO SECTION 22-60.5-210; SCHOOL SOCIAL WORKER HAS OBTAINED THE SPECIAL SERVICES LICENSE WITH SOCIAL WORK ENDORSEMENT ISSUED PURSUANT TO ARTICLE 60.5 OF TITLE 22;".

Majority Leader Moreno moved that the Committee of the Whole rise, report progress, and beg leave to sit again. A majority of those elected to the Senate having voted in the affirmative, the motion was adopted.

Committee of the Whole in recess.

On motion of Majority Leader Moreno, and with a majority elected to the Senate having voted in the affirmative, members of the Joint Budget Committee were excused pursuant to Senate Rule 21 (c).

Committee of the Whole On motion of Senator Coleman, the Senate re-resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Coleman was called to act as Chair.

Committee of the Whole reconvened.

GENERAL ORDERS -- SECOND READING OF BILLS (cont'd)

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

SB23-170 by Senator(s) Sullivan and Fenberg, Fields, Jaquez Lewis, Kolker; also Representative(s) Bacon and Weissman, Boesenecker, Duran, Froelich, Garcia, Jodeh, Joseph, Kipp, Parenti, Vigil, Woodrow--Concerning extreme risk protection orders.

(Amended in general orders as printed in Senate journal, March 10, page 420.)

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

SB23-168 by Senator(s) Jaquez Lewis and Kolker, Cutter, Danielson, Fields, Marchman, Sullivan; also Representative(s) Mabrey and Parenti, Bacon, Dickson, Epps, Garcia, Jodeh, Kipp, Titone, Vigil--Concerning gun violence victims' access to the judicial system.

Laid over until later in the day on Friday, March 10.

SB23-169 by Senator(s) Mullica and Danielson; also Representative(s) Duran and Hamrick, Kipp--Concerning increasing the legal age for certain conduct related to a firearm, and, in connection therewith, increasing the legal age to purchase, possess, sell, or transfer a firearm.

Laid over until later in the day on Friday, March 10.

SB23-038 by Senator(s) Jaquez Lewis; also Representative(s) Garcia--Concerning a prohibition on slaughtering equines for human consumption.

Laid over until later in the day on Friday, March 10.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-170 as amended.

Laid over until later in the day on Friday, March 10: SB23-168, SB23-169, SB23-038.

COMMITTEE OF REFERENCE REPORTS

Judiciary

After consideration on the merits, the Committee recommends that **SB23-109** 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 and 3 and substitute:

"SECTION 1. In Colorado Revised Statutes, 18-18-405, amend (2)(a)(III) as follows:".

Page 2, strike lines 11 through 17 and substitute:

"(III) (A) Except as provided in section 18-1-711 (3)(i), the defendant committed a violation of ~~subsection (2)(a)(I)(D), (2)(b)(I)(D), or (2)(c)(V)~~ SUBSECTION (2)(a)(I), (2)(b)(I), OR (2)(c) of this section, and the actions in violation of ~~subsection (2)(a)(I)(D), (2)(b)(I)(D), or (2)(c)(V)~~ SUBSECTION (2)(a)(I), (2)(b)(I), OR (2)(c) of this section are the proximate cause of the death of another person who used or consumed the material, compound, mixture, or preparation that contained ~~fentanyl, carfentanil, benzimidazole opiate, or an analog thereof as described in section 18-18-204 (2)(g)~~ ANY AMOUNT OF A SCHEDULE I OR SCHEDULE II CONTROLLED SUBSTANCE.

(B) Notwithstanding subsection (2)(a)(III)(A) of this section, a defendant who committed a violation of ~~subsection (2)(c)(V)~~ SUBSECTION (2)(c) of this section, and the actions in violation of ~~subsection (2)(c)(V)~~ SUBSECTION (2)(c) of this section are the proximate cause of the death of another person who used or consumed the material, compound, mixture, or preparation that contained ~~fentanyl, carfentanil, benzimidazole opiate, or an analog thereof as described in section 18-18-204 (2)(g)~~ ANY AMOUNT OF A SCHEDULE I OR SCHEDULE II CONTROLLED SUBSTANCE, is not subject to the mandatory sentencing requirement as described in section 18-1.3-401.5 (7).

SECTION 2. In Colorado Revised Statutes, 18-1.3-401.5, amend (10)(a)(V) as follows:

18-1.3-401.5. Drug felonies classified - presumptive and aggravated penalties - legislative intent. (10) (a) Except for a level 1 drug felony, the presence of one or more of the following aggravating circumstances at the time of the commission of a drug felony offense requires the court, if it sentences the defendant to incarceration, to sentence the defendant to a term of at least the midpoint in the presumptive range but not more than the maximum term of the aggravated range:

(V) The defendant committed a violation of section 18-18-405 (2)(a)(III)(A), and the unlawful distribution, manufacturing, dispensing, or sale of the material, compound, mixture, or preparation weighed ~~more than fifty grams and contained fentanyl, carfentanil, benzimidazole opiate,~~ MORE THAN TWO HUNDRED TWENTY-FIVE GRAMS AND CONTAINS A SCHEDULE I OR SCHEDULE II CONTROLLED SUBSTANCE; MORE THAN ONE HUNDRED TWELVE GRAMS AND CONTAINS METHAMPHETAMINE, HEROIN, KETAMINE, OR CATHINONES; MORE THAN FIFTY MILLIGRAMS AND CONTAINS FLUNITRAZEPAM; OR MORE THAN FIFTY GRAMS AND CONTAINS FENTANYL, CARGENTANIL, BENZIMIDAZOLE OPIATE, or an analog thereof as described in section 18-18-204 (2)(g).".

Renumber succeeding section accordingly.

INTRODUCTION OF MEMORIALS

The following memorial was read by title:

SM23-002 by Senator(s) Roberts; --Memorializing former Senator Richard (Dick) Soash.
Laid over until Monday, March 13, 2023.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB23-023, 048, 073, 084, 095, and 100.

Committee of the Whole On motion of Senator Hinrichsen, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Hinrichsen was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB23-168 by Senator(s) Jaquez Lewis and Kolker, Cutter, Danielson, Fields, Marchman, Sullivan; also Representative(s) Mabrey and Parenti, Bacon, Dickson, Epps, Garcia, Jodeh, Kipp, Titone, Vigil--Concerning gun violence victims' access to the judicial system.

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

(For further action, see amendments to the report of the Committee of the Whole.)

SB23-169 by Senator(s) Mullica and Danielson; also Representative(s) Duran and Hamrick, Kipp--Concerning increasing the legal age for certain conduct related to a firearm, and, in connection therewith, increasing the legal age to purchase, possess, sell, or transfer a firearm.

Laid over until later in the day on Friday, March 10.

SB23-038 by Senator(s) Jaquez Lewis; also Representative(s) Garcia--Concerning a prohibition on slaughtering equines for human consumption.

Laid over until later in the day on Friday, March 10.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB23-168 by Senator(s) Jaquez Lewis and Kolker, Cutter, Danielson, Fields, Marchman, Sullivan; also Representative(s) Mabrey and Parenti, Bacon, Dickson, Epps, Garcia, Jodeh, Kipp, Titone, Vigil--Concerning gun violence victims' access to the judicial system.

Senator Gardner moved to amend the Report of the Committee of the Whole to show that the following Gardner floor amendment, (L.005) to SB 23-168, did pass.

Amend printed bill, page 4, line 11, strike "product." and substitute "product, not including a law enforcement agency."

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	14	NO	21	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator Liston moved to amend the Report of the Committee of the Whole to show that the following Liston floor amendment, (L.004) to SB 23-168, did pass.

Amend printed bill, page 10, before line 11 insert:

"6-27-107. Customer assumption of liability. When an individual purchases a firearm industry product, the individual shall sign a waiver indemnifying firearm industry members of any liability resulting from the illegal use of the firearm."

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	13	NO	22	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator Lundeen moved to amend the Report of the Committee of the Whole to show that the following Lundeen floor amendment, (L.010) to SB 23-168, did pass.

Amend printed bill, page 8, strike lines 8 through 27.

Strike page 9.

Renumber succeeding C.R.S. section accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	13	NO	22	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Exum, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	22	NO	13	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-168.

Laid over until later in the day on Friday, March 10: SB23-169, SB23-038.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for a moment of personal privilege by Senator Danielson.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, SB23-038 on the General Orders -- Second Reading of Bills Calendar of Monday, March 10, was laid over until Monday, March 13.

Committee of the Whole On motion of Senator Zenzinger, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Zenzinger was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB23-169 by Senator(s) Mullica and Danielson; also Representative(s) Duran and Hamrick, Kipp-- Concerning increasing the legal age for certain conduct related to a firearm, and, in connection therewith, increasing the legal age to purchase, possess, sell, or transfer a firearm.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate journal, March 8, page(s) 392, was **lost**.)

Amendment No. 2(L.022), by Senator Mullica.

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

"SECTION 1. In Colorado Revised Statutes, 18-12-101, **add** (1)(b.7) and (1)(c.5) as follows:

18-12-101. Peace officer affirmative defense - definitions. (1) As used in this article 12, unless the context otherwise requires:

(b.7) "FIREARM" MEANS ANY WEAPON, INCLUDING A STARTER GUN, THAT CAN, IS DESIGNED TO, OR MAY READILY BE CONVERTED TO EXPEL A PROJECTILE BY THE ACTION OF AN EXPLOSIVE; THE FRAME OR RECEIVER OF A FIREARM; A FIREARM SILENCER; OR A DESTRUCTIVE DEVICE, AS DEFINED IN SECTION 18-9-101. "FIREARM" DOES NOT INCLUDE AN ANTIQUE FIREARM, AS DEFINED IN 18 U.S.C. SEC. 921 (a)(16). IN THE CASE OF A LICENSED COLLECTOR, "FIREARM" MEANS ONLY CURIOS AND RELICS. "FIREARM" INCLUDES A WEAPONS PARTS KIT THAT IS DESIGNED TO OR MAY READILY BE COMPLETED, ASSEMBLED, RESTORED, OR OTHERWISE CONVERTED TO EXPEL A PROJECTILE BY THE ACTION OF AN EXPLOSIVE. "FIREARM" DOES NOT INCLUDE A WEAPON, INCLUDING A WEAPONS PARTS KIT, IN WHICH THE FRAME OR RECEIVER OF THE FIREARM, AS DEFINED IN SUBSECTION (1)(c.5) OF THIS SECTION, OR THE WEAPON, IS DESTROYED.

(c.5) "FRAME OR RECEIVER OF A FIREARM" MEANS A PART OF A FIREARM THAT, WHEN THE COMPLETE FIREARM IS ASSEMBLED, IS VISIBLE FROM THE EXTERIOR AND PROVIDES HOUSING OR A STRUCTURE DESIGNED TO HOLD OR INTEGRATE ONE OR MORE FIRE CONTROL COMPONENTS, EVEN IF PINS OR OTHER ATTACHMENTS ARE REQUIRED TO CONNECT THE FIRE CONTROL COMPONENTS. ANY PART OF A FIREARM IMPRINTED WITH A SERIAL NUMBER IS PRESUMED TO BE A FRAME OR RECEIVER OF A FIREARM, UNLESS THE FEDERAL BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES MAKES AN OFFICIAL DETERMINATION OTHERWISE OR THERE IS OTHER RELIABLE EVIDENCE TO THE CONTRARY.

SECTION 2. In Colorado Revised Statutes, **amend** 18-12-108.5 as follows:

18-12-108.5. Possession of firearms by persons less than twenty-one years of age - prohibited - exceptions - penalty. (1) (a) Except as provided in this section, it is unlawful for any person who ~~has not attained the age of eighteen years~~ IS LESS THAN TWENTY-ONE YEARS OF AGE TO knowingly to have any ~~handgun~~ FIREARM in such person's possession.

(b) Any person possessing any ~~handgun~~ FIREARM in violation of ~~paragraph (a) of this subsection~~ (1) SUBSECTION (1)(a) OF THIS SECTION commits the offense of illegal possession of a ~~handgun~~ FIREARM by a ~~juvenile~~ PERSON LESS THAN TWENTY-ONE YEARS OF AGE.

(c) (I) Illegal possession of a ~~handgun by a juvenile~~ FIREARM BY A PERSON LESS THAN TWENTY-ONE YEARS OF AGE is a class 2 misdemeanor.

(II) For any second or subsequent offense, illegal possession of a ~~handgun by a juvenile~~ FIREARM BY A PERSON LESS THAN TWENTY-ONE YEARS OF AGE is a class 5 felony.

(d) A person ~~under the age of~~ LESS THAN eighteen years OF AGE who is taken into custody by a law enforcement officer for an offense pursuant to this section must be taken into temporary custody in the manner described in section 19-2.5-305.

(2) This section ~~shall~~ DOES not apply to:

(a) ~~Any~~ A person ~~under the age of eighteen~~ WHO IS LESS THAN TWENTY-ONE years OF AGE who is TEMPORARILY POSSESSING A FIREARM FOR THE PURPOSE OF:

(I) ~~In attendance at~~ ATTENDING a hunter's ~~safety~~ EDUCATION course or a firearms safety course; or

(II) Engaging in practice in the use of a firearm or target shooting at an established range authorized by the governing body of the jurisdiction in which such range is located or any other area where the discharge of a firearm is not prohibited; or

(III) Engaging in an organized competition involving the use of a firearm or participating in or practicing for a performance ~~by an organized group under 501 (c)(3) as determined by the federal internal revenue service~~ ~~which~~ THAT uses firearms as a part of ~~such~~ THE performance; or

(IV) Hunting or trapping pursuant to a valid license issued to ~~such~~ THE person pursuant to article 4 of title 33; ~~C.R.S.~~; or

(IV.3) PARTICIPATING IN A BONA FIDE SHOOTING CLASS, TRAINING, OR SANCTIONED EVENT, UNDER THE SUPERVISION OF A CERTIFIED PEACE OFFICER

OR A PERSON WHO IS TWENTY-FIVE YEARS OF AGE OR OLDER AND WHO IS A CERTIFIED HUNTER EDUCATION INSTRUCTOR OR FIREARMS TRAINING INSTRUCTOR; OR

(IV.5) HUNTING WITH A VALID HUNTING LICENSE AND ACCOMPANIED BY A MENTOR, AS DEFINED BY THE PARKS AND WILDLIFE COMMISSION, WHO HAS A VERIFIED HUNTER EDUCATION CARD, AS REQUIRED BY ARTICLE 4 OF TITLE 33 OR RULES PROMULGATED BY THE PARKS AND WILDLIFE COMMISSION; OR

(IV.6) PARTICIPATING IN AN ACCREDITED GUNSMITHING COURSE IN A STATE-AUTHORIZED INSTITUTION OF HIGHER EDUCATION; OR

(V) Traveling with any ~~handgun~~ FIREARM in ~~such~~ THE person's possession being unloaded to or from any activity described in ~~subparagraph (I), (II), (III), or (IV) of this paragraph (a);~~ SUBSECTION (2)(a)(I), (2)(a)(II), (2)(a)(III), (2)(a)(IV), (2)(a)(IV.3), (2)(a)(IV.5), OR (2)(a)(IV.6) OF THIS SECTION; OR

(b) ~~Any~~ A person ~~under the age of eighteen~~ WHO IS LESS THAN TWENTY-ONE years OF AGE who is on real property under the control of ~~such~~ THE person's parent, legal guardian, or grandparent and who has the permission of ~~such~~ THE person's parent or legal guardian to possess a ~~handgun~~ THE FIREARM; OR

(c) ~~Any person under the age of eighteen years who is at such person's residence and who, with the permission of such~~ THE person's parent or legal guardian; A PERSON WHO possesses a ~~handgun~~ FIREARM for the purpose of exercising the rights contained in section 18-1-704 or ~~section~~ 18-1-704.5 OR FOR THE DEFENSE OF LIVESTOCK; OR

(d) A PERSON WHO IS LESS THAN TWENTY-ONE YEARS OF AGE WHO HAS BEEN ISSUED A HUNTER EDUCATION CARD BY THE PARKS AND WILDLIFE COMMISSION AS REQUIRED BY TITLE 33 OR RULES PROMULGATED BY THE PARKS AND WILDLIFE COMMISSION; OR

(e) A PERSON WHO IS AN ACTIVE MEMBER OF THE UNITED STATES ARMED FORCES WHILE ON DUTY AND SERVING IN CONFORMANCE WITH THE POLICIES OF THE UNITED STATES ARMED FORCES; OR

(f) A PERSON WHO IS A PEACE OFFICER, AS DESCRIBED IN SECTION 16-2.5-101, WHILE ON DUTY AND SERVING IN CONFORMANCE WITH THE POLICIES OF THE EMPLOYING AGENCY, AS SET FORTH IN SECTION 16-2.5-101 AND SECTION 16-2.5-135; OR

(g) AN INDIVIDUAL CERTIFIED BY THE P.O.S.T. BOARD PURSUANT TO SECTION 16-2.5-102.

(3) For the purposes of subsection (2) of this section, a ~~handgun~~ FIREARM is "loaded" if:

(a) There is a cartridge in the chamber of the ~~handgun~~ FIREARM; or

(b) There is a cartridge in the cylinder of the ~~handgun~~ FIREARM, if the ~~handgun~~ FIREARM is a revolver; or

(c) The ~~handgun~~ FIREARM, and the ammunition for ~~such handgun~~ THE FIREARM, is carried on the person of a person ~~under the age of eighteen~~ LESS THAN TWENTY-ONE years OF AGE or is in such close proximity to such person that such person could readily gain access to the ~~handgun~~ FIREARM and the ammunition and load the ~~handgun~~ FIREARM.

(4) Repealed.

SECTION 3. In Colorado Revised Statutes, **amend** 18-12-108.7 as follows:

18-12-108.7. Unlawfully providing or permitting a juvenile to possess a firearm - penalty. (1) (a) ~~Any~~ A person who ~~intentionally, knowingly, or~~ recklessly provides a ~~handgun~~ FIREARM, with or without remuneration, to any person ~~under the age of~~ LESS THAN eighteen years OF AGE in violation of section 18-12-108.5, or any person who knows of such juvenile's conduct ~~which~~ THAT violates section 18-12-108.5 and fails to make reasonable efforts to prevent such violation, commits the crime of unlawfully providing a ~~handgun to a juvenile~~ or permitting a juvenile to possess a ~~handgun~~ FIREARM.

(b) Unlawfully providing a ~~handgun~~ A FIREARM to a juvenile or permitting a juvenile to possess a ~~handgun~~ FIREARM in violation of this subsection (1) is a class 4 felony.

(2) (a) ~~Any~~ A person who ~~intentionally, knowingly, or~~ recklessly provides a ~~handgun to a juvenile~~ A FIREARM TO A JUVENILE or permits a juvenile to possess a ~~handgun~~ FIREARM, even though ~~such~~ THE person is aware of a substantial risk that ~~such~~ THE juvenile will use a ~~handgun~~ THE FIREARM to commit a felony offense, or who, being aware of such substantial risk, fails to make reasonable efforts to prevent the commission of the offense, commits the crime of unlawfully providing or permitting a juvenile to possess a ~~handgun~~ FIREARM. A person ~~shall be deemed to have violated this paragraph (a) if such~~

VIOLATES THIS SUBSECTION (2)(a) IF THE person provides a ~~handgun~~ to or permits the possession of a ~~handgun~~ FIREARM by ~~any~~ A juvenile who has been convicted of a crime of violence, as defined in section 18-1.3-406, or ~~any~~ A juvenile who has been adjudicated a juvenile delinquent for an offense ~~which~~ THAT would constitute a crime of violence, as defined in section 18-1.3-406, if ~~such~~ THE juvenile were an adult.

(b) Unlawfully providing a ~~handgun to a juvenile~~ A FIREARM TO A JUVENILE or permitting a juvenile to possess a ~~handgun~~ FIREARM in violation of this subsection (2) is a class 4 felony.

(3) ~~With regard to firearms other than handguns, no person shall sell, rent, or transfer ownership or allow unsupervised possession of a firearm with or without remuneration to any juvenile without the consent of the juvenile's parent or legal guardian. Unlawfully providing a firearm other than a handgun to a juvenile in violation of this subsection (3) is a class 1 misdemeanor.~~

(4) It ~~shall~~ IS NOT be an offense ~~under~~ PURSUANT TO this section if a person believes that a juvenile will physically harm the person if the person attempts to disarm the juvenile or prevent the juvenile from committing a violation of section 18-12-108.5.

SECTION 4. In Colorado Revised Statutes, 18-12-112, **add** (2)(e) and (2)(f) as follows:

18-12-112. Private firearms transfers - sale and purchase - background check required - penalty - definitions. (2) (e) A PERSON WHO IS NOT A LICENSED GUN DEALER SHALL NOT MAKE OR FACILITATE THE SALE OF A FIREARM TO A PERSON WHO IS LESS THAN TWENTY-ONE YEARS OF AGE.

(f) IT IS UNLAWFUL FOR A PERSON WHO IS LESS THAN TWENTY-ONE YEARS OF AGE TO PURCHASE A FIREARM. THIS SUBSECTION (2)(f) DOES NOT APPLY IF:

(I) THE PERSON IS AN ACTIVE MEMBER OF THE UNITED STATES ARMED FORCES WHILE ON DUTY AND SERVING IN CONFORMANCE WITH THE POLICIES OF THE UNITED STATES ARMED FORCES; OR

(II) THE PERSON IS A PEACE OFFICER, AS DESCRIBED IN SECTION 16-2.5-101, WHILE ON DUTY AND SERVING IN CONFORMANCE WITH THE POLICIES OF THE EMPLOYING AGENCY, AS SET FORTH IN SECTION 16-2.5-101.

SECTION 5. In Colorado Revised Statutes, 18-12-112.5, **amend** (1) as follows:

18-12-112.5. Firearms transfers by licensed dealers - sale and purchase - background check required - penalty - definitions. (1) (a) It is unlawful for a licensed gun dealer to transfer a firearm to a transferee until the dealer has obtained approval for the firearms transfer from the bureau after the bureau has completed any background check required by state or federal law.

(a.3) A PERSON WHO IS A LICENSED GUN DEALER SHALL NOT MAKE OR FACILITATE THE SALE OF A FIREARM TO A PERSON WHO IS LESS THAN TWENTY-ONE YEARS OF AGE.

(a.5) IT IS UNLAWFUL FOR A PERSON WHO IS LESS THAN TWENTY-ONE YEARS OF AGE TO PURCHASE A FIREARM. THIS SUBSECTION (1)(a.5) DOES NOT APPLY IF:

(I) THE PERSON IS AN ACTIVE MEMBER OF THE UNITED STATES ARMED FORCES WHILE ON DUTY AND SERVING IN CONFORMANCE WITH THE POLICIES OF THE UNITED STATES ARMED FORCES; OR

(II) THE PERSON IS A PEACE OFFICER, AS DESCRIBED IN SECTION 16-2.5-101, WHILE ON DUTY AND SERVING IN CONFORMANCE WITH THE POLICIES OF THE EMPLOYING AGENCY, AS SET FORTH IN SECTION 16-2.5-101 AND SECTION 16-2.5-135; OR

(III) AN INDIVIDUAL CERTIFIED BY THE P.O.S.T. BOARD PURSUANT TO SECTION 16-2.5-102.

(b) Transferring OR SELLING a firearm in violation of this subsection (1) is a class 1 misdemeanor.

SECTION 6. In Colorado Revised Statutes, 18-12-108, **amend** (7) introductory portion and (7)(ww) as follows:

18-12-108. Possession of weapons by previous offenders. (7) In addition to a conviction for felony crime as defined in section 24-4.1-302 (1), a felony conviction or adjudication for one of the following felonies prohibits a person from possessing, using, or carrying upon ~~his or her~~ THE person a firearm as defined in section 18-1-901 (3)(h) or any other weapon that is subject to this article 12 pursuant to subsection (1) or (3) of this section:

(ww) Possession of a ~~handgun by a juvenile~~ FIREARM BY PERSONS LESS THAN TWENTY-ONE YEARS OF AGE in violation of section 18-12-108.5;

SECTION 7. In Colorado Revised Statutes, 19-1-304, **amend** (5.5) as follows:

19-1-304. Juvenile delinquency records - division of youth services critical incident information - definitions. (5.5) Whenever a petition is filed in juvenile court alleging a class 1, class 2, class 3, or class 4 felony; a level 1, level 2, or level 3 drug felony; an offense involving unlawful sexual behavior as defined in section 16-22-102 (9); a crime of violence as described in section 18-1.3-406; a burglary offense as described in part 2 of article 4 of title 18; felony menacing, in violation of section 18-3-206; harassment, in violation of section 18-9-111; fourth degree arson, in violation of section 18-4-105; aggravated motor vehicle theft, in violation of section 18-4-409; hazing, in violation of section 18-9-124; or possession of a ~~handgun by a juvenile~~ FIREARM BY PERSONS LESS THAN TWENTY-ONE YEARS OF AGE, in violation of section 18-12-108.5, or when a petition is filed in juvenile court in which the alleged victim of the crime is a student or staff person in the same school as the juvenile or in which it is alleged that the juvenile possessed a deadly weapon during the commission of the alleged crime, the prosecuting attorney, within three working days after the petition is filed, shall make good faith reasonable efforts to notify the principal of the school in which the juvenile is enrolled and shall provide ~~such~~ THE principal with the arrest and criminal records information, as defined in section 24-72-302 (1). In the event the prosecuting attorney, in good faith, is not able to either identify the school that the juvenile attends or contact the principal of the juvenile's school, then the prosecuting attorney shall contact the superintendent of the juvenile's school district.

SECTION 8. In Colorado Revised Statutes, 19-2.5-305, **amend** (3)(a)(V) introductory portion and (3)(a)(V)(C) as follows:

19-2.5-305. Detention and shelter - hearing - time limits - findings - review - confinement with adult offenders - restrictions. (3) (a) (V) A court shall not order further detention for a juvenile who is ten years of age and older but less than thirteen years of age unless the juvenile has been arrested or adjudicated for a felony or weapons charge pursuant to section 18-12-102, 18-12-105, 18-12-106, ~~or~~ 18-12-108.5, ~~OR~~ 18-12-108.7. The court shall receive any information having probative value regardless of its admissibility under the rules of evidence. In determining whether a juvenile requires detention, the court shall consider the results of the detention screening instrument. There is a rebuttable presumption that a juvenile poses a substantial risk of serious harm to others if:

(C) The juvenile is alleged to have committed possessing a dangerous or illegal weapon, as described in section 18-12-102; possession of a defaced firearm, as described in section 18-12-103; unlawfully carrying a concealed weapon, as described in section 18-12-105; unlawfully carrying a concealed weapon on school, college, or university grounds, as described in section 18-12-105.5; prohibited use of weapons, as described in section 18-12-106; illegal discharge of a firearm, as described in section 18-12-107.5; or illegal possession of a ~~handgun by a juvenile~~ FIREARM BY PERSONS LESS THAN TWENTY-ONE YEARS OF AGE, as described in section 18-12-108.5.

SECTION 9. In Colorado Revised Statutes, 19-2.5-502, **amend** (5)(a) introductory portion as follows:

19-2.5-502. Petition initiation - petition form and content. (5) (a) Pursuant to section 19-1-126, in those delinquency proceedings to which the federal "Indian Child Welfare Act of 1978", 25 U.S.C. sec. 1901 et seq., as amended, applies, including but not limited to status offenses such as the illegal possession or consumption of ethyl alcohol or marijuana by an underage person or illegal possession of marijuana paraphernalia by an underage person, as described in section 18-13-122, and possession of ~~handguns by juveniles~~ A FIREARM BY PERSONS LESS THAN TWENTY-ONE YEARS OF AGE, as described in section 18-12-108.5, the petition must:

SECTION 10. In Colorado Revised Statutes, 19-2.5-1203, **amend** (5)(b)(VII) and (5)(b)(VIII) as follows:

19-2.5-1203. Juvenile parole - hearing panels - definition. (5) (b) Subsection (5)(a) of this section allowing for extension of the period of parole applies to juveniles committed to the department of human services due to an adjudication for one or more of the following offenses:

(VII) Felony illegal possession of a ~~handgun by a juvenile~~ FIREARM BY PERSONS LESS THAN TWENTY-ONE YEARS OF AGE, as described in section 18-12-108.5, that would constitute a felony if committed by an adult;

(VIII) Misdemeanor illegal possession of a ~~handgun by a juvenile~~ FIREARM BY PERSONS LESS THAN TWENTY-ONE YEARS OF AGE, as described in section 18-12-108.5, that would constitute a misdemeanor if committed by an adult, if the ~~juvenile~~ PERSON WHO IS LESS THAN TWENTY-ONE YEARS OF AGE is contemporaneously committed to the department of human services for an

offense that would constitute a felony if committed by an adult; or

SECTION 11. In Colorado Revised Statutes, 24-33.5-424, **amend** (3)(b.3)(IX) and (3)(b.3)(X); and **repeal** (3)(b.3)(XI) as follows:

24-33.5-424. National instant criminal background check system - state point of contact - fee - grounds for denial of firearm transfer - appeal - rule-making - unlawful acts - instant criminal background check cash fund - creation. (3) (b.3) In addition to the grounds for denial specified in subsections (3)(a) and (3)(b) of this section, the bureau shall deny a transfer of a firearm if the prospective transferee has been convicted of any of the following offenses committed on or after June 19, 2021, if the offense is classified as a misdemeanor, or if the prospective transferee has been convicted in another state or jurisdiction, including a military or federal jurisdiction, of an offense that, if committed in Colorado, would constitute any of the following offenses classified as a misdemeanor offense, within five years prior to the transfer:

(IX) Cruelty to animals, as described in section 18-9-202 (1)(a) and (1.5); OR

(X) Possession of an illegal weapon, as described in section 18-12-102 (4). ~~or~~

~~(XI) Unlawfully providing a firearm other than a handgun to a juvenile, as described in section 18-12-108.7(3).~~

SECTION 11. Severability. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity does not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 12. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety."

Amendment No. 3(L.027), by Senator Kirkmeyer.

Amend the Mullica floor amendment (SB169_L.022), page 3, line 26, strike "16-2.5-102." and substitute "16-2.5-102; OR

(h) A PERSON WHO WAS AT LEAST EIGHTEEN YEARS OF AGE WHEN SENATE BILL 23-169 WAS ENACTED IN 2023."

Amendment No. 4(L.026), by Senators Danielson and Mullica.

Amend the Mullica floor amendment (SB169_L.022), page 1, strike line 10 and substitute "A FIREARM; OR A FIREARM SILENCER."

Page 1, line 11, strike "IN SECTION 18-9-101."

Page 2, after line 29 insert:

"(IV.1) HUNTING, TRAPPING, TAKING, OR KILLING WILDLIFE PURSUANT TO 33-6-107 (9); OR"

Page 2, line 41, strike "EDUCATION; OR" and substitute "EDUCATION OR AN INSTITUTION REGULATED BY THE PRIVATE OCCUPATIONAL SCHOOL DIVISION; OR"

Page 3, line 2, after "(2)(a)(IV)," insert "(2)(a)(IV.1),"

Page 4, lines 38 and 39, strike "(2)(e) and (2)(f)" and substitute "(2)(e), (2)(f), and (2)(g)".

Page 5, lines 3 and 4, strike "THIS SUBSECTION (2)(f) DOES NOT APPLY IF:" and substitute:

"(g) SUBSECTIONS (2)(e) AND (2)(f) OF THIS SECTION DO NOT APPLY IF:".

Page 5, strike line 11 and substitute "16-2.5-101 AND SECTION 16-2.5-135; OR (III) THE PERSON IS CERTIFIED BY THE P.O.S.T. BOARD PURSUANT TO SECTION 16-2.5-102."

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

(For further action, see amendments to the report of the Committee of the Whole.)

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB23-169 by Senator(s) Mullica and Danielson; also Representative(s) Duran and Hamrick, Kipp-- Concerning increasing the legal age for certain conduct related to a firearm, and, in connection therewith, increasing the legal age to purchase, possess, sell, or transfer a firearm.

Senator Smallwood moved to amend the Report of the Committee of the Whole to show that the following Smallwood floor amendment, (L.030) to SB 23-169, did pass.

Amend the Mullica floor amendment (SB169_L.022), page 3, line 24, strike "or".

Page 3, line 26, strike "16-2.5-102." and substitute "16-2.5-102; or".

Page 3, after line 26 insert:

"(h) The person is at least eighteen years of age and provides to the seller of the firearm, at the time of purchase, or if found in violation of subsection (1)(a) of this section to law enforcement, a signed document attesting that the person has been a unreported victim of stalking, as described in section 18-3-602; any situation that would be grounds for an emergency or permanent civil protection order as described in article 14 of title 13; domestic violence, as defined in section 18-6-800.3, or domestic abuse, as defined in section 13-14-101 (2);".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	17	NO	18	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	Y	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	Y	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator Smallwood moved to amend the Report of the Committee of the Whole to show that the following Smallwood floor amendment, (L.034) to SB 23-169, did pass.

Amend the Mullica floor amendment (SB169_L.022), page 3, line 24, strike "or".

Page 3, line 26, strike "16-2.5-102." and substitute "16-2.5-102; or".

Page 3, after line 26 insert:

"(h) The person is eighteen years of age or older and is a victim of domestic violence, as defined in section 18-6-800.3 (1), or domestic abuse, as defined in section 13-14-101 (2).".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	17	NO	18	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	Y	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	Y	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator Smallwood moved to amend the Report of the Committee of the Whole to show that the following Smallwood floor amendment, (L.032) to SB 23-169, did pass.

Amend the Mullica floor amendment (SB169_L.022), page 3, line 24, strike "or".

Page 3, line 26, strike "16-2.5-102." and substitute "16-2.5-102; or".

Page 3, after line 26 insert:
 "(h) The person is eighteen years of age or older and is the victim of stalking, as described in section 18-3-602."

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	17	NO	18	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	Y	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	Y	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator Smallwood moved to amend the Report of the Committee of the Whole to show that the following Smallwood floor amendment, (L.033) to SB 23-169, did pass.

Amend the Mullica floor amendment (SB169_L.022), page 3, line 26, strike "16-2.5-102." and substitute "16-2.5-102; or

(h) A person who is eighteen years of age or older and is identified as a protected individual in an emergency protection order or permanent civil protection order as described in article 14 of title 13."

Page 5, line 34, strike "16-2.5-102." and substitute "16-2.5-102; or

(IV) The person is eighteen years of age or older and is identified as a protected individual in an emergency protection order or permanent civil protection order as described in article 14 of title 13."

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	17	NO	18	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	Y	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	Y	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Zenzinger, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	22	NO	13	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-169 as amended.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Special Orders -- Second Reading of Bills Calendar (SB23-087) of Friday, March 10 was laid over until Monday, March 13.

On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m., Monday, March 13, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

64th Legislative Day Monday, March 13, 2023

- Prayer 10
By the chaplain, Zenat Shariff Belkin, Shia Ismaili Muslim, Colorado. 11
- Call to Order 12
By the President at 10:00 a.m. 13
- Roll Call 14
Present--34 15
Excused--1, Mullica 16
Present later--1, Mullica 17
- Quorum 18
The President announced a quorum present. 19
- Pledge 20
By Senator Coleman. 21
- Approval of the Journal 22
On motion of Majority Leader Moreno, the Journal of Friday, March 10, 2023, was approved as corrected by the Secretary. 23

SENATE SERVICES REPORT

- Correctly Printed:** SM23-002; SR23-005. 24
- Correctly Engrossed:** SB23-049, 097, 154, 155, 156, 168, 169, and 170. 25
- Correctly Reengrossed:** SB23-088, 093, and 150. 26
- Correctly Revised:** HB23-1116. 27
- Correctly Rerevised:** HB23-1087, 1106, 1111, 1121, 1139, and 1141. 28

MESSAGE FROM THE HOUSE

- March 11, 2023 29
- Mr. President: 30
- The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1042, amended as printed in House Journal, March 8, 2023. 31
- The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1219, amended as printed in House Journal, March 9 and 10, 2023. 32
- The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1202, amended as printed in House Journal, March 10, 2023. 33
- The House has passed on Third Reading and returns herewith SB23-077. 34
- The Speaker has appointed Representatives Epps, Chair, Soper, and Weissman as House conferees on the First Conference Committee on SB23-028. 35

MESSAGE FROM THE REVISOR OF STATUTES

March 13, 2023
We herewith transmit:

Without comment, as amended, HB23-1042, 1202, 1219.

At the order of the President, Senator Mullica was added to the current roll call.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of memorials.

CONSIDERATION OF MEMORIALS

SM23-002 by Senator(s) Roberts; --Memorializing former Senator Richard (Dick) Soash.

On motion of Senator Roberts, the memorial was read at length.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 31 (a) was suspended to allow former Representatives to speak in the well of the Senate and to allow current registered lobbyists to enter the Senate chamber and also to speak in the well.

Senate in recess. Senate reconvened.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

Senate in recess. Senate reconvened.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of resolutions.

CONSIDERATION OF RESOLUTIONS

SJR23-007 by Senator(s) Bridges and Gardner; also Representative(s) DeGraaf and Marshall--
Concerning the designation of March 13, 2023, as "Colorado Aerospace Day".

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

Senate in recess. Senate reconvened.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Special Orders -- Second Reading of Bills Calendar (SB23-087) of Monday, March 13, was laid over until Tuesday, March 14, retaining its place on the calendar.

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

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

SB23-049 by Senator(s) Zenzinger and Van Winkle; also Representative(s) Snyder and Bockenfeld--
Concerning the registration exemption for special mobile machinery, and, in connection therewith, eliminating the requirement that an owner of such machinery regularly have at least one thousand items of such machinery in the state to obtain a registration exempt certificate for the machinery and making an appropriation.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

SB23-097 by Senator(s) Zenzinger and Gardner, Kirkmeyer, Lundeen, Pelton B., Pelton R., Rich; also Representative(s) Bird and Soper--Concerning the adoption of the 2023 recommendations of the Colorado commission on criminal and juvenile justice regarding motor vehicle offenses committed by a person who is not the owner of the motor vehicle, and, in connection therewith, making an appropriation.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Ginal, Hinrichsen, Marchman, Mullica, Priola, Roberts, and Smallwood.

SB23-154 by Senator(s) Sullivan and Hinrichsen, Baisley, Coleman, Gonzales, Liston; also Representative(s) Parenti and Taggart--Concerning the continuation of the veterans one-stop center in Grand Junction, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Cutter, Danielson, Exum, Gardner, Ginal, Kolker, Lundeen, Marchman, Moreno, Pelton B., Priola, Roberts, Rodriguez, Simpson, Smallwood, Van Winkle, Will, Winter F., and Zenzinger.

SB23-155 by Senator(s) Zenzinger, Fields; also Representative(s) Willford and Young--Concerning the continuation of the regulation of nursing home administrators, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies.

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

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Ginal, Lundeen, Moreno, and Smallwood.

SB23-156 by Senator(s) Kolker and Liston; also Representative(s) Snyder and Marshall--Concerning the continuation of the issuance of certain tax information to a taxpayer by the department of revenue, and, in connection therewith, implementing the recommendations contained in the 2022 sunset report by the department of regulatory agencies for the issuance of private letter rulings and information letters by the department of revenue and making an appropriation.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

HB23-1116 by Representative(s) Hartsook and Daugherty, Ortiz; also Senator(s) Rodriguez and Baisley--Concerning insurance contracts for health-care services that involve electronic payments to a health-care provider, and, in connection therewith, making an appropriation.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

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THIRD READING OF BILLS -- FINAL PASSAGE

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

SB23-170 by Senator(s) Sullivan and Fenberg, Fields, Jaquez Lewis, Kolker; also Representative(s) Bacon and Weissman, Boesenecker, Duran, Froelich, Garcia, Jodeh, Joseph, Kipp, Parenti, Vigil, Woodrow--Concerning extreme risk protection orders.

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

YES	22	NO	13	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Ginal, Gonzales, Hansen, Marchman, Moreno, Mullica, Rodriguez, Winter F., and Zenzinger.

SB23-168 by Senator(s) Jaquez Lewis and Kolker, Cutter, Danielson, Fields, Marchman, Sullivan; also Representative(s) Mabrey and Parenti, Bacon, Dickson, Epps, Garcia, Jodeh, Kipp, Titone, Vigil--Concerning gun violence victims' access to the judicial system.

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

YES	21	NO	14	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Coleman, Fenberg, Gonzales, Hansen, Moreno, Rodriguez, and Winter F.

SB23-169 by Senator(s) Mullica and Danielson; also Representative(s) Duran and Hamrick, Kipp--Concerning increasing the legal age for certain conduct related to a firearm, and, in connection therewith, increasing the legal age to purchase, possess, sell, or transfer a firearm.

On a substitute motion, Senator Van Winkle moved that **SB23-169** be referred back to the Committee of the Whole. The motion was **lost** by the following roll call vote:

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YES	14	NO	21	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

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

YES	20	NO	15	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	N	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Coleman, Cutter, Exum, Fenberg, Fields, Gonzales, Hansen, Jaquez Lewis, Kolker, Moreno, Rodriguez, and Sullivan.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Monday, March 13, was laid over until Tuesday, March 14, retaining its place on the calendar.

General Orders--Second Reading of Bills--Consent Calendar: HB23-1140.

General Orders--Second Reading of Bills: SB23-038, HB23-1006 .

Consideration of Governor's Appointmentss--Consent Calendar:

- Member of the Clean Fleet Enterprise
- Members of the Colorado Water Conservation Board
- Member of the Colorado Tourism Office Board of Directors
- Members of the Ground Water Commission
- Member of the State Board of Land Commissioners

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, March 13, 2023, at 2:08 p.m.; SB23-023, 048, 073, 084, 095, and 100.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Tuesday, March 14, 2023.

Approved:

James Coleman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

65th Legislative Day Tuesday, March 14, 2023

- Prayer 10
By Senator Buckner. 11
- Call to Order 12
By the President at 9:00 a.m. 13
- Roll Call 14
Present--35 15
- Quorum 16
The President announced a quorum present. 17
- Pledge 18
By Senator Coleman. 19
- Approval of the Journal 20
On motion of Senator Kolker, the Journal of Monday, March 13, 2023, was approved as corrected by the Secretary. 21

SENATE SERVICES REPORT

- Correctly Engrossed:** SJR23-007; SM23-002. 22
- Correctly Reengrossed:** SB23-049, 097, 154, 155, 156, 168, 169, and 170. 23
- Correctly Rerevised:** HB23-1116. 24
- Correctly Enrolled:** SB23-077. 25

COMMITTEE OF REFERENCE REPORTS

- Education 26
The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed: 27

MEMBER OF THE
BOARD OF TRUSTEES OF THE COLORADO SCHOOL OF MINES

effective January 1, 2023, for a term expiring December 31, 2026:

Denise Burgess of Denver, Colorado, a Democrat, reappointed.

- Education 28
After consideration on the merits, the Committee recommends that **HB23-1093** be **referred** to the Committee of the Whole with favorable recommendation. 29

- Education 30
After consideration on the merits, the Committee recommends that **HB23-1001** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. 31

Amend reengrossed bill, page 5, line 18, strike "(2)(b); **repeal** (2)(a) and (2)(c);" and substitute "(2);".

Page 6, line 20, strike "must:" and substitute "must BE LIABLE FOR AN OUTSTANDING BALANCE ON A QUALIFIED LOAN.".

Page 6, line 21, strike "(a) ~~Graduate~~" and substitute "(a) ~~Graduate~~".

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Page 6, line 23, strike "(b) Meet licensure requirements pursuant to" and substitute "~~(b) Meet licensure requirements pursuant to~~".

Page 6, line 24, strike "~~(1)(a) ARTICLE 60.5 OF TITLE 22; AND~~" and substitute "~~(1)(a)~~".

Page 6, line 25, strike "(c) Enter" and substitute "~~(c) Enter~~".

Page 6, after line 27 insert:

~~"(d) Be liable for an outstanding balance on a qualified loan."~~

SECTION 6. In Session Laws of Colorado 2022, section 9 of chapter 239, **amend** (1) as follows:

Section 9. **Appropriation.** (1) (a) For the 2022-23 state fiscal year, \$720,612 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) (I) ~~\$689,737~~ \$371,887 for the office of professional services, which amount is based on an assumption that the department will require an additional 3.6 FTE; ~~and~~

~~(b)~~ (II) \$30,875 for information technology services; AND

(III) \$317,850 FOR A PORTFOLIO MANAGEMENT SYSTEM.

(b) ANY MONEY APPROPRIATED IN SUBSECTION (1)(a)(III) OF THIS SECTION NOT EXPENDED PRIOR TO JULY 1, 2023, IS FURTHER APPROPRIATED TO THE DEPARTMENT OF EDUCATION FOR THE 2023-24 AND 2024-25 STATE FISCAL YEARS FOR THE SAME PURPOSE."

Renumber succeeding section accordingly.

Education The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

for a term expiring December 31, 2025:

Melanie Kruger of Thornton, Colorado, to serve as an Unaffiliated from the Eighth Congressional District, appointed;

for terms expiring December 31, 2026:

Landon Mascarenaz of Denver, Colorado, to serve as a Democrat and member from the First Congressional District, reappointed;

Terrance Douglas McWilliams of Colorado Springs, Colorado, to serve as a Republican and member from the Fifth Congressional District, reappointed.

Trans-
portation &
Energy After consideration on the merits, the Committee recommends that **HB23-1137** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Trans-
portation &
Energy After consideration on the merits, the Committee recommends that **HB23-1156** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary After consideration on the merits, the Committee recommends that **HB23-1037** 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, after "(3.7)" insert "(a)".

Page 2, line 11, after "EDUCATION" insert "DESIGNATED BY THE DEPARTMENT PURSUANT TO SUBSECTION (3.7)(b) OF THIS SECTION".

Page 2, line 13, strike "(a)" and substitute "(I)".

Page 2, line 15, strike "(b)" and substitute "(II)".

Page 3, line 1, strike "(c)" and substitute "(III)".

Page 3, after line 3, insert:

"(b) (I) NOLATER THAN SEPTEMBER 30, 2023, THE DEPARTMENT SHALL DESIGNATE UP TO SIX REGIONALLY ACCREDITED INSTITUTIONS OF HIGHER EDUCATION THAT MAY AWARD A DEGREE OR CREDENTIAL TO AN INMATE FOR WHICH EARNED TIME MAY BE DEDUCTED PURSUANT TO THIS SUBSECTION (3.7). THE DEPARTMENT SHALL MAKE THE LIST OF DESIGNATED INSTITUTIONS PUBLICLY AVAILABLE AND AVAILABLE TO INMATES INCARCERATED OR ON PAROLE.

(II) IN ITS PRESENTATION TO THE COMMITTEES OF REFERENCE PURSUANT TO SECTION 2-7-203 MADE DURING THE 2028 LEGISLATIVE SESSION, THE DEPARTMENT MAY RECOMMEND A CHANGE IN THE NUMBER OF INSTITUTIONS IT MAY DESIGNATE PURSUANT TO THIS SUBSECTION (3.7)(b)."

Page 3, line 18, strike "AS" and substitute "TO THE".

Page 3, strike lines 19 through 23.

Judiciary

The Committee on Judiciary has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

EXECUTIVE DIRECTOR OF THE DEPARTMENT OF CORRECTIONS

for a term expiring at the pleasure of the Governor:

Moses Andre Stancil of Colorado Springs, Colorado, appointed.

Judiciary

After consideration on the merits, the Committee recommends that **HB23-1172** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

MESSAGE FROM THE HOUSE

March 13, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1027, 1074, 1077, 1130, 1132, 1094, 1061, and 1168, amended as printed in House Journal, March 11, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB23-1068, amended as printed in House Journal, March 11, 2023, and amended on Third Reading as printed in House Journal, March 13, 2023.

The House has voted to concur in the Senate amendments to HB23-1139 and has repassed the bill as so amended.

MESSAGE FROM THE REVISOR OF STATUTES

March 13, 2023

We herewith transmit:

Without comment, as amended, HB23-1027, 1061, 1068, 1077, 1094, 1130, 1132, and 1168.

With comment, as amended, HB23-1074.

INTRODUCTION OF BILLS -- FIRST READING

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

HB23-1039 by Representative(s) Bird; also Senator(s) Rodriguez and Winter F.--Concerning a requirement that electric load-serving entities periodically report about the adequacy of their electric resources, and, in connection therewith, making an appropriation.
Transportation & Energy

HB23-1179 by Representative(s) Mauro and Winter T.; also Senator(s) Hinrichsen and Simpson-- Concerning the maximum uncommitted reserve that may be retained in the agricultural products inspection cash fund.
Agriculture & Natural Resources

HB23-1185 by Representative(s) Daugherty and Woodrow; also Senator(s) Rodriguez--Concerning procedures relating to the replacement of elected officials.
State, Veterans, & Military Affairs

HB23-1219 by Representative(s) Froelich and Amabile, Bacon, Boesenecker, Brown, deGruy Kennedy, Dickson, Epps, Garcia, Gonzales-Gutierrez, Hamrick, Herod, Jodeh, Joseph, Kipp, Lindsay, Lindstedt, Mabrey, McCormick, Michaelson Jenet, Ortiz, Parenti, Ricks, Sirota, Story, Willford, Woodrow; also Senator(s) Sullivan and Hansen, Cutter, Fields, Gonzales, Jaquez Lewis, Kolker, Mullica--Concerning establishing a minimum three-day waiting period prior to the delivery of a purchased firearm.
State, Veterans, & Military Affairs

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for a moment of personal privilege by Senator Fields.

Committee of the Whole On motion of Senator Bridges, the Senate resolved itself into the Committee of the Whole for consideration of Special Orders--Second Reading of Bills, and Senator Bridges was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

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

SB23-087 by Senator(s) Marchman and Baisley, Bridges; also Representative(s) Kipp and Wilson-- Concerning creation of a teacher degree apprenticeship program as an alternative route to teacher licensure.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 9, page(s) 180-181 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 10, page(s) 413 and placed in members' bill files.)

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Amendment No. 3(L.004), by Senator Marchman.

Amend printed bill, page 4, line 26, after "THE" insert "TEACHER".

Page 5 of the bill, strike lines 6 through 8.

Page 1 of the Education Committee Report, dated February 8, 2023, strike lines 4 through 7.

Page 5 of the bill, line 13, strike "COLORADO".

Page 5 of the bill, line 17, strike "APPRENTICE", OR "APPRENTICE", and substitute "APPRENTICE".

Page 5 of the bill, line 25, after the period insert:

"(23) "TEACHER APPRENTICESHIP PROGRAM SPONSOR" MEANS AN ENTITY RESPONSIBLE FOR THE REGISTRATION, ADMINISTRATION, AND OPERATION OF A TEACHER DEGREE APPRENTICESHIP PROGRAM THAT HAS BEEN APPROVED BY THE UNITED STATES DEPARTMENT OF LABOR OR THE STATE APPRENTICESHIP AGENCY AND HAS BEEN AUTHORIZED BY THE STATE DEPARTMENT OF EDUCATION. A TEACHER APPRENTICESHIP PROGRAM SPONSOR CAN ALSO MEAN AN ENTITY SERVING AS A SPONSOR FOR AN APPRENTICESHIP PROGRAM THAT IS REGISTERED BEFORE THE EFFECTIVE DATE OF THIS SECTION."

Renumber succeeding subsection accordingly.

Page 6 of the bill, line 1, strike "COMPETENCY-BASED APPRENTICESHIP" and substitute "COMPETENCY-BASED, REGISTERED APPRENTICESHIP PROGRAM".

Page 6 of the bill, line 2, after "LABOR" insert "AS EVIDENCED BY APPROVAL BY THE UNITED STATES DEPARTMENT OF LABOR OFFICE OF APPRENTICESHIP OR A STATE APPRENTICESHIP AGENCY".

Page 6 of the bill, line 3, strike "AN" and substitute "A TEACHER".

Amendment No. 4(L.005), by Senator Marchman.

Amend printed bill, page 6, line 11, strike "AN" and substitute "A TEACHER" and after "THE" insert "TEACHER".

Page 6 of the bill, line 27, after the first "THE" insert "TEACHER".

Page 1 of the Education Committee Report, dated February 8, 2023, line 13, after "THE" insert "TEACHER".

Page 7 of the bill, line 8, after "THE" insert "TEACHER".

Page 7 of the bill, line 9, after the second "THE" insert "TEACHER".

Page 7 of the bill, line 11, after the second "THE" insert "TEACHER".

Page 7 of the bill, line 13, strike "AN" and substitute "A TEACHER".

Page 7 of the bill, line 16, after "THE" insert "TEACHER".

Amendment No. 5(L.006), by Senator Marchman.

Amend printed bill, page 8, strike lines 3 and 4 and substitute "**guidelines - teacher apprenticeship program sponsors - application for authorization with the department - criteria for authorization - program audit.** (1) THE".

Page 8, line 5, strike "STANDARDS" and substitute "GUIDELINES".

Page 8, line 7, strike "STANDARDS" and substitute "GUIDELINES".

Page 2 of the Education Committee Report, dated February 8, 2023, line 13,

strike "STANDARDS" and substitute "GUIDELINES".

Page 8 of the bill, line 10, strike "STANDARDS" and substitute "GUIDELINES".

Page 8 of the bill, line 23, after "AS" insert "TEACHER".

Page 9 of the bill, line 1, strike the second "AN" and substitute "A TEACHER".

Page 9 of the bill, line 12, strike "AN" and substitute "A TEACHER".

Page 9 of the bill, line 16, strike "PROPOSED".

Page 9 of the bill, line 18, strike "LABOR." and substitute "LABOR OR A STATE APPRENTICESHIP AGENCY.".

Page 9 of the bill, line 23, strike "AN" and substitute "A TEACHER".

Page 9 of the bill, line 25, after the second "THE" insert "TEACHER".

Amendment No. 6(L.007), by Senator Marchman.

Amend printed bill, page 10, strike line 7 and substitute "LABOR'S OFFICE OF APPRENTICESHIP OR STATE APPRENTICESHIP AGENCY;".

Page 11, line 7, strike "LABOR" and substitute "LABOR'S", and strike "COLORADO" and substitute "STATE".

Page 11, strike lines 14 and 15 and substitute "DEPARTMENT OF EDUCATION.".

Page 11, line 16, after "THE" insert "TEACHER".

Page 11, line 20, after "THE" insert "TEACHER".

Page 11, line 23, after "THE" insert "TEACHER".

Page 11, strike line 25 and substitute "AUTHORIZATION, PROVIDED THE TEACHER APPRENTICESHIP PROGRAM SPONSOR MEETS THE REQUIREMENTS FOR APPROVAL.".

Page 12, line 4, strike "LABOR OR THE COLORADO" and substitute "LABOR'S OFFICE OF APPRENTICESHIP OR THE STATE".

Amendment No. 7(L.009), by Senator Marchman.

Amend printed bill, page 8, line 14, strike "COMPETENCIES," and substitute "COMPETENCIES ALIGNED TO THE COLORADO TEACHER QUALITY STANDARDS AND LICENSURE AREA CONTENT STANDARDS,".

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



ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Bridges, the report of the Committee of the Whole was **adopted** on the following roll call vote:

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-087 as amended.

Committee of the Whole On motion of Senator Bridges, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Bridges was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

HB23-1140 by Representative(s) Snyder and Evans; also Senator(s) Rodriguez and Van Winkle-- Concerning the requirement that businesses licensed to sell powersports vehicles have a principal place of business.

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

SB23-162 by Senator(s) Will and Jaquez Lewis; --Concerning increasing access to pharmacy services.

Upon request of Majority Leader Moreno, **SB23-162** was removed from the General Orders--Second Reading of Bills Consent Calendar of Tuesday, March 14, 2023 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Tuesday, March 14, 2023.

HB23-1040 by Representative(s) Lieder and Frizell; also Senator(s) Cutter and Pelton R.--Concerning updates regarding Prader-Willi syndrome.

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- CONSENT CALENDAR

On motion of Senator Bridges, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1140, HB23-1040.

Removed from Consent: SB23-162.

Committee of the Whole On motion of Senator Bridges, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Bridges was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB23-017 by Senator(s) Winter F.; also Representative(s) Willford--Concerning the addition of qualifying uses of paid sick leave.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, February 1, page(s) 134 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 10, page(s) 414 and placed in members' bill files.)

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

HB23-1031 by Representative(s) Story and Willford; also Senator(s) Winter F.--Concerning an exemption for mental health professionals from requirements to report information about individuals with a sexually transmitted infection to public health entities.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 10, page(s) 408 and placed in members' bill files.)

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

SB23-094 by Senator(s) Lundeen and Zenzinger; --Concerning the creation of a task force to report on measures to improve school transportation, and, in connection therewith, making an appropriation.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 14, page(s) 219-220 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 10, page(s) 412 and placed in members' bill files.)

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Amendment No. 3(L.004), by Senator Zenzinger.

Amend printed bill, page 2, line 18, strike "COLOR AND" and substitute "COLOR,".

Page 2, line 19, strike "COMMUNITIES" and substitute "COMMUNITIES, AND STUDENTS WITH A DISABILITY".

Page 3, line 7, "COLOR AND" and substitute "COLOR,".

Page 3, line 8, strike "COMMUNITIES" and substitute "COMMUNITIES, AND STUDENTS WITH A DISABILITY".

Page 5, after line 2 insert:
"(3) "TASK FORCE" MEANS THE COLORADO SCHOOL TRANSPORTATION MODERNIZATION TASK FORCE CREATED IN SECTION 22-106-103."

Page 5, line 5, strike "FORCE," and substitute "FORCE."

Page 5, strike line 6.

Page 5, after line 22 insert:
"(III) ONE MEMBER WHO IS A SPECIAL EDUCATION DIRECTOR FOR A SCHOOL DISTRICT;
(IV) ONE MEMBER WHO REPRESENTS AN ADVOCACY ORGANIZATION THAT REPRESENTS STUDENTS WITH A DISABILITY;"

Re-number succeeding subparagraphs accordingly.

Amendment No. 4(L.007), by Senator Zenzinger.

Amend printed bill, page 7, strike line 25 and substitute "ASSOCIATED WITH EACH TYPE OF BUS AND VEHICLE USED AND INCLUDING, FOR EACH TYPE OF BUS AND VEHICLE USED, ELECTRIFICATION OPTIONS, FUEL COSTS, MAINTENANCE COSTS, PURCHASE PRICES, RESALE VALUES, AND SALVAGE VALUES; AND".

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

SB23-058 by Senator(s) Danielson and Jaquez Lewis; also Representative(s) Willford and Young-- Concerning required disclosures of age-related information on job applications.

Amendment No. 1, Business, Labor, & Technology Committee Amendment.
(Printed in Senate Journal, February 3, page(s) 145 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 10, page(s) 413 and placed in members' bill files.)

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

HB23-1006 by Representative(s) Young and Daugherty; also Senator(s) Exum--Concerning the notice requirements of employers regarding income tax credits, and, in connection therewith, requiring employers to notify employees of the availability of the federal earned income tax credit, the state earned income tax credit, the federal child tax credit, and the state child tax credit.

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

SB23-022 by Senator(s) Hinrichsen; --Concerning adding aggravated motor vehicle theft to the list of convictions that apply to the offense of possession of weapons by previous offenders.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, March 10, page(s) 414 and placed in members' bill files.)

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

SB23-162 by Senator(s) Will and Jaquez Lewis; also Representative(s) Lindsay and Titone-- Concerning increasing access to pharmacy services.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 10, page(s) 408 and placed in members' bill files.)

Amendment No. 2(L.004), by Senator Jaquez Lewis.

Amend the Public Health and Human Services Committee Report, dated March 9, 2023, page 1, strike line 5 and substitute "Page 3, lines 10 and 11, strike "amend (3); and" and substitute "amend (1); and".

Amend printed bill, page 5, line 11, strike "A" and substitute "PURSUANT TO THE REQUIREMENTS SET FORTH IN SUBSECTION (3) OF THIS SECTION, A".

Page 5 of the bill, after line 18 insert:

"(3) (a) TO BE ELIGIBLE TO RECEIVE REIMBURSEMENT PURSUANT TO SUBSECTION (2) OF THIS SECTION FOR ADMINISTERING VACCINES TO CHILDREN, A PHARMACY OR PHARMACIST MUST BE ENROLLED IN GOOD STANDING WITH THE VACCINES FOR CHILDREN PROGRAM ADMINISTERED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.

(b) UNTIL THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT DETERMINES A FRAMEWORK FOR PARTICIPATION BY PHARMACIES AND PHARMACISTS IN THE VACCINE FOR CHILDREN PROGRAM, NOTHING IN THIS SECTION REQUIRES THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT TO ENROLL PHARMACIES RECEIVING REIMBURSEMENT FOR THE ADMINISTRATION OF VACCINES THROUGH THE MEDICAL ASSISTANCE PROGRAM AS VACCINES FOR CHILDREN PROVIDERS.

(c) AS USED IN THIS SUBSECTION (3), "VACCINES FOR CHILDREN PROGRAM" MEANS THE FEDERAL CENTERS FOR DISEASE CONTROL AND PREVENTION "VACCINES FOR CHILDREN PROGRAM" ADMINISTERED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, OR ANY SUCCESSOR PROGRAM."

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

HB23-1011 by Representative(s) Titone and Weinberg; also Senator(s) Hinrichsen and Marchman-- Concerning a requirement that an agricultural equipment manufacturer facilitate the repair of its equipment by providing certain other persons with the resources needed to repair the manufacturer's agricultural equipment.

Laid over until Wednesday, March 15, retaining its place on the calendar.

SB23-038 by Senator(s) Jaquez Lewis; also Representative(s) Garcia--Concerning a prohibition on slaughtering equines for human consumption.

Laid over until Thursday, March 16, retaining its place on the calendar.

SB23-109 by Senator(s) Pelton B. and Mullica; --Concerning a criminal penalty for the supplier when a person dies as a result of the use of a controlled substance.

Laid over until Thursday, March 16, retaining its place on the calendar.

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ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Bridges, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-017 as amended, SB23-094 as amended, SB23-058 as amended, SB23-022 as amended, SB23-162 as amended, HB23-1031 as amended, HB23-1006.

Laid over until Wednesday, March 15: HB23-1011.

Laid over until Thursday, March 16: SB23-038, SB23-109.

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

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

MEMBER OF THE
CLEAN FLEET ENTERPRISE

for a term expiring September 28, 2024:

Jose Guardiola of Commerce City, Colorado, to serve as an individual from a disproportionately impacted community, occasioned by the resignation of Carlos Gonzales of Colorado Springs, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
COLORADO WATER CONSERVATION BOARD

for a term expiring February 12, 2024:

Barbara Vasquez of Cowdrey, Colorado, to serve as a representative of the North Platte drainage basin, occasioned by the resignation of Curran Trick of Cowdrey, Colorado, appointed;

for terms expiring February 12, 2026:

Greg Felt of Salida, Colorado, to serve as a representative of the Arkansas Drainage Basin, reappointed;

Lorelei Cloud of Ignacio, Colorado, to serve as a representative of the San Miguel-Dolores-San Juan drainage basin, appointed;

Nathan Coombs of La Jara, Colorado, to serve as a representative of the Rio Grande Basin, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2026:

Rachel Brown of Durango, Colorado, to serve as a representative of the destination marketing industry, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE GROUND WATER COMMISSION

for terms expiring May 1, 2026:

Timothy Hume of Walsh, Colorado, to serve as a resident agriculturalist from the Southern High Plains, appointed;

Miguel Angel Diaz of Alamosa, Colorado, to serve as a resident agriculturalist from Water Division 3, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
STATE BOARD OF LAND COMMISSIONERS

for a term expiring June 30, 2025:

Deborah Froeb of Denver, Colorado, to serve as a representative with substantial experience in natural resource conservation, and as an Unaffiliated, occasioned by the resignation of Scott Randall Braden of Grand Junction, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
COLORADO CIVIL RIGHTS COMMISSION

for a term expiring March 13, 2024:

Mayuko Fieweger of Thornton, Colorado, to serve as a representative of a statewide chamber of commerce, and as an Unaffiliated, occasioned by the resignation of Ajay Menon of Fort Collins, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MESSAGE FROM THE HOUSE

March 14, 2023
Mr. President:

The House has adopted and transmits herewith HJR23-1018, as printed in House Journal, Tuesday, March 14, 2023

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SM23-002.

MESSAGE FROM THE GOVERNOR

Tuesday, February 28th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-112 - Concerning a Supplemental Appropriation to the Department of Agriculture.
Approved on Tuesday, February 28, 2023 at 1:20 p.m.

SB23-113 -Concerning a Supplemental Appropriation to the Department of Corrections.
Approved on Tuesday, February 28, 2023 at 1:23 p.m.

SB23-114 - Concerning a Supplemental Appropriation to the Department of Early Childhood.
Approved on Tuesday, February 28, 2023 at 1:24 p.m.

SB23-115 - Concerning a Supplemental Appropriation to the Department of Education.
Approved on Tuesday, February 28, 2023 at 1:26 p.m.

SB23-116 - Concerning a Supplemental Appropriation to the Office of the Governor, Lieutenant Governor, and State Planning and Budget.
Approved on Tuesday, February 28, 2023 at 1:28 p.m.

SB23-118 - Concerning a Supplemental Appropriation to the Department of Higher Education.
Approved on Tuesday, February 28, 2023 at 1:30 p.m.

SB23-120 - Concerning a Supplemental Appropriation to the Judicial Department.
Approved on Tuesday, February 28, 2023 at 1:31 p.m.

SB23-121 -Concerning a Supplemental Appropriation to the Department of Labor and Employment.
Approved on Tuesday, February 28, 2023 at 1:32 p.m.

SB23-122 - Concerning a Supplemental Appropriation to the Department of Law.
Approved on Tuesday, February 28, 2023 at 1:34 p.m.

SB23-123 -Concerning a Supplemental Appropriation to the Department of Legislature.
Approved on Tuesday, February 28, 2023 at 1:34 p.m.

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SB23-125 - Concerning a Supplemental Appropriation to the Department of Military and Veterans Affairs.	1
Approved on Tuesday, February 28, 2023 at 1:35 p.m.	2
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SB23-126 - Concerning a Supplemental Appropriation to the Department of Natural Resources.	5
Approved on Tuesday, February 28, 2023 at 1:36 p.m.	6
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SB23-127 - Concerning a Supplemental Appropriation to the Department of Personnel.	9
Approved on Tuesday, February 28, 2023 at 1:37 p.m.	10
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SB23-128 -Concerning a Supplemental Appropriation to the Department of Public Health and Environment.	12
Approved on Tuesday, February 28, 2023 at 1:39 p.m.	13
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SB23-129 - Concerning a Supplemental Appropriation to the Department of Public Safety.	16
Approved on Tuesday, February 28, 2023 at 1:40 p.m.	17
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SB23-130 - Concerning a Supplemental Appropriation to the Department of Regulatory Agencies.	19
Approved on Tuesday, February 28, 2023 at 1:41 p.m.	20
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SB23-131 - Concerning a Supplemental Appropriation to the Department of Revenue.	23
Approved on Tuesday, February 28, 2023 at 1:42 p.m.	24
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SB23-132 - Concerning a Supplemental Appropriation to the Department of State.	26
Approved on Tuesday, February 28, 2023 at 1:43 p.m.	27
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SB23-133 - Concerning a Supplemental Appropriation to the Department of Transportation.	29
Approved on Tuesday, February 28, 2023 at 1:44 p.m.	30
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	32
SB23-134 - Concerning a Supplemental Appropriation to the Department of the Treasury.	33
Approved on Tuesday, February 28, 2023 at 1:45 p.m.	34
	35
SB23-135 - Concerning Funding for the Capital Construciton, and Making Supplemental Appropriations in Connection	36
Approved on Tuesday, February 28, 2023 at 1:46 p.m.	37
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Sincerely,	40
(signed)	41
Jared Polis	42
Governor	43
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Friday, March 3rd, 2023	48
	49
Colorado Senate	50
The 74th General Assembly	51
First Regular Session	52
State Capi	53
Denver, Colorado 80203	54
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Honorable Members of the Colorado Senate:	56
	57
Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I	58
have the honor to inform you that I have approved and filed with the Secretary of State the	59
following Acts:	60
	61
SB23-019 - Out-of-state Online Retail Vehicle Purchases	62
Approved on Friday, March 3rd, 2023 at 11:47 a.m.	63
	64
SB23-117 - Department of Health Care Policy & Financing Supplemental	65
Approved on Friday, March 3rd, 2023 at 11:49 a.m.	66
	67
SB23-124 - Department of Local Affairs Supplemental	68
Approved on Friday, March 3rd, 2023 at 11:46 a.m.	69

- SB23-136 - Adjustments To School Funding Fiscal Year 2022-23
Approved on Friday, March 3rd, 2023 at 11:47 a.m. 1-3
- SB23-138 - Appropriation To Department of Health Care Policy And Financing For Denver Health
Approved on Friday, March 3rd, 2023 at 11:47 a.m. 4-7
- SB23-140 - Fentanyl Study Deadline And Appropriation
Approved on Friday, March 3rd, 2023 at 11:49 a.m. 8-9
- SB23-141 - General Fund Transfers For Capital Construction
Approved on Friday, March 3rd, 2023 at 11:47 a.m. 10-12
- SB23-142 - Information Technology Project Appropriation Process
Approved on Friday, March 3rd, 2023 at 11:48 a.m. 13-15

Sincerely,
(signed)
Jared Polis
Governor

Monday, March 6th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

- SB23-119 - Department of Human Services Supplemental
Approved on Monday, March 6th, 2023 at 1:04 p.m. 34-40
- SB23-137 - Transfer to Colorado Economic Development Fund
Approved on Monday, March 6th, 2023 at 1:04 p.m. 41-43
- SB23-139 - State Severance Tax Trust Fund Allocation
Approved on Monday, March 6th, 2023 at 1:04 p.m. 44-46

Sincerely,
(signed)
Jared Polis
Governor

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

HJR23-1018 by Representative(s) Bacon and Gonzales-Gutierrez; also Senator(s) Buckner and Danielson--Concerning the designation of March 14, 2023, as "Equal Pay Day" in Colorado, and, in connection therewith, acknowledging the persistent problem of wage disparity.

Laid over until Wednesday, March 15, 2023.

TRIBUTES

Honoring:

Colorado State University Founders Day -- By Senator Joann Ginal	7
Pueblo Diversified Industries -- By Senator Nick Hinrichsen	8
Ray Romero -- By Senator Nick Hinrichsen	9
Brian Estrada -- By Senator Nick Hinrichsen	10
Dennis Lowry -- By Senator Nick Hinrichsen	11
Pueblo Department of Health and the Environment -- By Senator Nick Hinrichsen	12
Felipe Garcia -- By Senator Nick Hinrichsen	13
Pueblo Bulls Hockey -- By Senator Nick Hinrichsen	14
Scott LaBarre -- By Senator Jessie Danielson	15
Mary Beth Corsentino -- By Senator Nick Hinrichsen	16
Colorado Wing Civil Air Patrol -- By Senator Kevin Van Winkle	17
Marie West -- By Senator Paul Lundeen	18
Beth Katchmar -- By Senator Mark Baisley	19
Ukraine Power -- By Senators Larry Liston and Bob Gardner	20
Kreg Volmer -- By Senator Byron Pelton and Representative Richard Holtorf	21
Sheriff Thomas Elliott -- By Senators Byron Pelton and Rod Pelton, and Representative Richard Holtorf	22
Thomas T. Grimshaw -- By Senator Bob Gardner and Representative Marc Snyder	24
Mountain Family Health Centers -- By Senator Dylan Roberts, Speaker Julie McCluskie, and Representatives Meghan Lukens and Elizabeth Velasco	25
Ukrainians of Colorado -- By Senators Lisa Cutter and Joann Ginal	26
Pallets for Ukraine -- By Senators Dominick Moreno and Chris Hansen	27
United Way of Pueblo County -- By Senator Nick Hinrichsen	28
Alex Briggs -- By Senator Nick Hinrichsen	29
Jeff Aube -- By Senator Nick Hinrichsen	30
Denver Zoo -- By Senator James Coleman	31
The Colorado celebrants of Nowruz -- By Senator Rachel Zenzinger	32
Pueblo Drip -- By Senator Nick Hinrichsen and Representatives Matthew Martinez and Tisha Mauro	33
Tommy Farrell -- By Senator Nick Hinrichsen and Representatives Matthew Martinez and Tisha Mauro	34
Sage Tafoya -- By Senator Nick Hinrichsen and Representatives Matthew Martinez and Tisha Mauro	35
Deion "Coach Prime" Sanders -- By Senators James Coleman, Rhonda Fields, Janet Buckner, and Tony Exum and Representatives Jennifer Bacon, Leslie Herod, Naquetta Ricks, Iman Jodeh, Elisabeth Epps, Junie Joseph, and Regina English	36
Jerry Sonnenberg -- By Senator Rod Pelton	37
Eric Wilkinson -- By Senator Rod Pelton	38
Ben Rainbolt, Jr. -- By Senator Rod Pelton	39
Jim Carr -- By Senator Rod Pelton	40
Pueblo Bulls 10U Team -- By Senator Nick Hinrichsen	41
Begum Batan -- By President Steve Fenberg	42
Sophia Brown -- By President Steve Fenberg	43

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Wednesday, March 15, 2023.

Approved:

James Coleman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 66th Legislative Day

 Wednesday, March 15, 2023

Prayer	By the chaplain, Dilpreet Jammu, Denver Sikh Gurudwara, Centennial.	10
Call to Order	By the President at 9:00 a.m.	11
Roll Call	Present--34 Excused--1, Hansen	12
Quorum	The President announced a quorum present.	13
Pledge	By Senator Coleman.	14
Approval of the Journal	On motion of Senator Kolker, the Journal of Tuesday, March 14, 2023, was approved as corrected by the Secretary.	15

SENATE SERVICES REPORT

Correctly Engrossed: SB23-017, 022, 058, 087, 094, and 162.
Correctly Revised: HB23-1006, 1031, 1040, and 1140.
Correctly Enrolled: SM23-002.

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB23-1126 be referred to the Committee of the Whole with favorable recommendation.	26
Finance	The Committee on <u>Finance</u> has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:	27

**MEMBERS OF THE
NATURAL MEDICINE ADVISORY BOARD**

for terms expiring January 31, 2025:

William Dunn, NRP, FP-C, of Avon, Colorado, to serve as a representative of emergency medical services and services provided by first responders, appointed;

Billy Wynne, JD, of Greenwood Village, Colorado, to serve as a representative of health care insurance and healthcare policy and public health, drug policy and harm reduction, appointed;

Sofia Chavez, PhD, of Lakewood, Colorado, to serve as a representative of traditional and indigenous use and religious use of natural medicine, appointed;

Bradley Conner, PhD, of Fort Collins, Colorado, to serve as a representative of natural medicine therapy, medicine and research and public health, drug policy and harm reduction, appointed;

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Wendy Buxton-Andrade of Lamar, Colorado, to serve as a representative of levels and disparities in access to health care services among different communities, appointed; 1
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 Skippy Upton Mesirow of Aspen, Colorado, to serve as a representative of permitted organization criteria, appointed; 4
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6
 Ernestine Gonzales, PhD, MA, MS, of Colorado Springs, Colorado, to serve as a representative of health care insurance and health care policy, past criminal justice reform efforts in Colorado, and disparities in access to healthcare services among different communities, appointed; 7
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 for terms expiring January 31, 2027: 11
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 Heather Lundy Nelson, MA, of Denver, Colorado, to serve as a representative of mental health and behavioral health providers and disparities in access to health care services among different communities, appointed; 14
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 Dr. Suzanne Sisley of Scottsdale, Arizona, to serve as a representative of mycology and natural medicine cultivation, appointed; 18
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 Katina Banks, JD, of Denver, Colorado, to serve as a representative of permitted organization criteria, appointed; 21
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23
 Ricardo Baca of Denver, Colorado, to serve as a representative of traditional indigenous use and public health, drug policy, and harm reduction, appointed; 24
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26
 Dr. Alisa Hannum to serve as a representative of mental and behavioral health providers and issues confronting veterans, appointed; 27
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 Clarissa Pinkola Estés, PhD, of Denver, Colorado, to serve as a representative of traditional indigenous use and religious use, appointed; 30
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 Joshua Goodwin, PhD, of Aurora, Colorado, to serve as a representative of issues confronting veterans, appointed; 33
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 Sheriff David Lucero of Pueblo, Colorado, to serve as a representative of past criminal justice reform in Colorado, appointed. 36
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Finance

After consideration on the merits, the Committee recommends that **SB23-163** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation. 38
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Amend printed bill, page 2, line 20, strike "33-1-102 (4.3)," and substitute "16-2.5-116 (1)". 40
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Page 2, line 21, strike "33-10-102 (15)," and substitute "16-2.5-117 (1)". 42
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Page 2, line 23, strike "RESOURCES." and substitute "RESOURCES AND WAS HIRED ON OR AFTER JANUARY 1, 2011.". 44
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MESSAGE FROM THE HOUSE

March 14, 2023 50
Mr. President: 51
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The House has adopted and returns herewith SJR23-007. 53
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The House has voted to concur in the Senate amendments to HB23-1116 and has repassed the bill as so amended. 56
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The House has voted not to concur in the Senate amendments to HB23-1101 and requests that a conference committee be appointed. The Speaker has appointed Representatives Bacon, chair, Vigil, and Catlin as House conferees on the First Conference Committee on HB23-1101. The House has granted authorization to go beyond the scope of the differences. The bill is transmitted herewith. 59
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On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

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

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

HB23-1140 by Representative(s) Snyder and Evans; also Senator(s) Rodriguez and Van Winkle-- Concerning the requirement that businesses licensed to sell powersports vehicles have a principal place of business.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Priola.

HB23-1040 by Representative(s) Lieder and Frizell; also Senator(s) Cutter and Pelton R.--Concerning updates regarding Prader-Willi syndrome.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Fields, Ginal, Jaquez Lewis, Kolker, Marchman, Pelton B., Priola, Rodriguez, Will, Winter F., and Zenzinger.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for a moment of personal privilege by Senator Danielson.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB23-087 by Senator(s) Marchman and Baisley, Bridges; also Representative(s) Kipp and Wilson-- Concerning creation of a teacher degree apprenticeship program as an alternative route to teacher licensure, and, in connection therewith, making an appropriation.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Moreno, Mullica, Priola, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

SB23-017 by Senator(s) Winter F.; also Representative(s) Willford and Joseph--Concerning the addition of qualifying uses of paid sick leave, and, in connection therewith, making an appropriation.

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

YES	22	NO	12	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fields, Gonzales, Hinrichsen, Jaquez Lewis, Marchman, Moreno, Priola, and Sullivan.

HB23-1031 by Representative(s) Story and Willford; also Senator(s) Winter F.--Concerning an exemption for mental health professionals from requirements to report information about individuals with a sexually transmitted infection to public health entities.

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

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YES	22	NO	12	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Fields, Gonzales, Hinrichsen, Jaquez Lewis, Marchman, Priola, and Sullivan.

SB23-094 by Senator(s) Lundeen and Zenzinger; also Representative(s) Wilson and Lukens-- Concerning the creation of a task force to report on measures to improve school transportation, and, in connection therewith, making an appropriation.

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

YES	33	NO	1	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Ginal, Kirkmeyer, Pelton B., Priola, Simpson, Sullivan, Will, and Winter F.

SB23-058 by Senator(s) Danielson and Jaquez Lewis; also Representative(s) Willford and Young-- Concerning required disclosures of age-related information on job applications, and, in connection therewith, making an appropriation.

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

YES	22	NO	12	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Ginal, Gonzales, Kolker, Marchman, Priola, Sullivan, and Winter F.

HB23-1006 by Representative(s) Young and Daugherty; also Senator(s) Exum--Concerning the notice requirements of employers regarding income tax credits, and, in connection therewith, requiring employers to notify employees of the availability of the federal earned income tax credit, the state earned income tax credit, the federal child tax credit, and the state child tax credit.

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

YES	22	NO	12	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Fenberg, Fields, Ginal, Hinrichsen, Jaquez Lewis, Marchman, Moreno, Priola, and Winter F.

SB23-022 by Senator(s) Hinrichsen; also Representative(s) Bird--Concerning adding aggravated motor vehicle theft to the list of convictions that apply to the offense of possession of weapons by previous offenders, and, in connection therewith, making an appropriation.

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

YES	29	NO	5	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	N	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Gardner, Lundeen, and Roberts.

SB23-162 by Senator(s) Will and Jaquez Lewis; also Representative(s) Lindsay and Titone--Concerning increasing access to pharmacy services.

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

YES	27	NO	7	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Danielson, Marchman, Moreno, Priola, and Winter F.

Committee of the Whole On motion of Senator Exum, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Exum was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

HB23-1011 by Representative(s) Titone and Weinberg; also Senator(s) Hinrichsen and Marchman-- Concerning a requirement that an agricultural equipment manufacturer facilitate the repair of its equipment by providing certain other persons with the resources needed to repair the manufacturer's agricultural equipment.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, March 10, page(s) 410 and placed in members' bill files.)

Amendment No. 2(L.O29), by Senator Pelton B.

Amend reengrossed bill, page 2, strike line 7 and substitute "(2), (4), and (5)(a)(II); and **add** (1.3), (1.7), (5)(d), and (5)(e)."

Page 5, strike lines 2 through 9 and substitute:

"(5) (a) (II) EXCEPT AS PROVIDED IN SUBSECTION (5)(d) OF THIS".

Page 5, strike lines 13 through 18 and substitute:

"(d) "FAIR AND REASONABLE TERMS AND COSTS" WITH RESPECT TO AGRICULTURAL EQUIPMENT FROM THE MANUFACTURER OR DEALER, MEANS THAT PARTS SHALL BE SOLD TO AN OWNER OR AN INDEPENDENT REPAIR PROVIDER UNDER EQUITABLE TERMS FOR ACCESS TO OR RECEIPT OF ANY PART PERTAINING TO AGRICULTURAL EQUIPMENT, AT A COST THAT IS NO GREATER THAN THE MANUFACTURER'S SUGGESTED RETAIL PRICE, AND IN A MANNER THAT IS FAIR TO BOTH PARTIES IN LIGHT OF ANY AGREED-UPON CONDITIONS, THE PROMISED QUALITY, AND THE TIMELINESS OF THE DELIVERY.

(e) TERMS CONSIDERED UNDER SUBSECTION (5) OF THIS".

Amendment No. 3(L.028), by Senator Priola.

Amend reengrossed bill, page 2, line 7, strike "and (5)(a);" and substitute "(5)(a), and (6);".

Page 6, after line 2 insert:

"(6) (a) "Firmware" means a software program or set of instructions programmed on equipment or a part to allow the equipment or part to communicate with itself or with other computer hardware.

(b) "FIRMWARE" DOES NOT INCLUDE ANY THIRD-PARTY SOFTWARE PROGRAM OR SET OF INSTRUCTIONS THAT IS NOT PRIMARILY INTENDED FOR USE WITH AGRICULTURAL EQUIPMENT."

Amendment No. 4(L.020), by Senator Roberts.

Amend reengrossed bill, page 6, strike lines 15 and 16 and substitute:

"SECTION 4. In Colorado Revised Statutes, 6-1-1504, **amend** (2); and **add** (1)(a.5) as follows:"

Page 7, after line 4 insert:

"(2) (a) EXCEPT AS PROVIDED IN SUBSECTION (2)(b) OF THIS SECTION,

with respect to a contract or other arrangement, or renewal of a contract or existing arrangement, that an original equipment manufacturer enters into after January 1, 2023, any contract term, provision, agreement, or language in the contract or arrangement that waives, avoids, restricts, or limits the manufacturer's obligations under this part 15 is void and unenforceable.

(b) IF AN AGRICULTURAL EQUIPMENT MANUFACTURER ENTERS INTO, OR IS COVERED UNDER, A NATIONWIDE MEMORANDUM OF UNDERSTANDING REGARDING A RIGHT TO REPAIR AGRICULTURAL EQUIPMENT, THE MEMORANDUM OF UNDERSTANDING GOVERNS AN OWNER'S RIGHT TO PROVIDE SERVICES, OR TO ENGAGE THE SERVICES OF AN INDEPENDENT REPAIR PROVIDER, FOR THAT MANUFACTURER'S BRAND OF AGRICULTURAL EQUIPMENT; EXCEPT THAT, IF COMPLIANCE WITH THE MEMORANDUM OF UNDERSTANDING WOULD DENY THE OWNER THE RIGHT TO ANY DOCUMENTATION, TOOLS, OR SOFTWARE NECESSARY FOR THE DIAGNOSIS, MAINTENANCE, OR REPAIR OF THE OWNER'S AGRICULTURAL EQUIPMENT, THE OWNER IS ENTITLED TO THE DOCUMENTATION, TOOLS, OR SOFTWARE IN ACCORDANCE WITH THIS PART 15."

Amendment No. 5(L.031), by Senator Marchman.

Amend reengrossed bill, page 2, line 7, after "(1.3)," insert "(1.5),".

Page 4, after line 15 insert:

"(1.5) "DATA" MEANS TRANSMITTED OR COMPILED INFORMATION ARISING FROM THE OPERATION OF AN OWNER'S AGRICULTURAL EQUIPMENT OR ITS PARTS."

Page 6, line 3, after "**amend**" insert "(1)(a),".

Page 6, strike line 6 and substitute "**services - exemptions - definition.**

(1) Except as provided in subsection (2) of this section:

(a) For the purpose of providing services for equipment in the state, an original equipment manufacturer shall, with fair and reasonable terms and costs, make available to an independent repair provider or owner of the manufacturer's equipment any documentation, INCLUDING DATA; parts; embedded software; firmware; or tools that are intended for use with the equipment or any part, including updates to documentation, parts, embedded software, firmware, or tools.

(3) NEITHER an original equipment manufacturer".

Amendment No. 6(L.030), by Senator Pelton B.

Amend reengrossed bill, page 2, line 7, after "(1.7)," insert "(3.2),".

Page 4, after line 25 insert:

"(3.2) (a) "EMBEDDED SOFTWARE FOR AGRICULTURAL EQUIPMENT" MEANS ANY PROGRAMMABLE INSTRUCTIONS PROVIDED ON FIRMWARE DELIVERED WITH OR LOADED TO THE AGRICULTURAL EQUIPMENT, WITH RESPECT TO AGRICULTURAL EQUIPMENT OPERATION.

(b) "EMBEDED SOFTWARE FOR AGRICULTURAL EQUIPMENT" INCLUDES ALL RELEVANT PATCHES AND FIXES THAT THE MANUFACTURER MAKES, INCLUDING, BUT NOT LIMITED TO, ITEMS DESCRIBED AS "BASIC INTERNAL OPERATING SYSTEM", "INTERNAL OPERATING SYSTEM", "MACHINE CODE", "ASSEMBLY CODE", "ROOT CODE", AND "MICROCODE"."

Page 5, line 3, after "embedded software," insert "EMBEDDED SOFTWARE FOR AGRICULTURAL EQUIPMENT,".

Page 6, strike lines 3 through 6 and substitute:

"**SECTION 3.** In Colorado Revised Statutes, 6-1-1503, **amend** (1), (2)(a)(II), (2)(b)(II), (3)(a), and (3)(c) as follows:

6-1-1503. Equipment manufacturer obligations regarding services - exemptions. (1) Except as provided in subsection (2) of this section:

(a) For the purpose of providing services for equipment in the state, an original equipment manufacturer shall, with fair and reasonable terms and costs, make available to an independent repair provider or owner of the manufacturer's equipment any documentation, parts, embedded software, EMBEDDED

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SOFTWARE FOR AGRICULTURAL EQUIPMENT, firmware, or tools that are intended for use with the equipment or any part, including updates to documentation, parts, embedded software, EMBEDDED SOFTWARE FOR AGRICULTURAL EQUIPMENT, firmware, or tools.

(b) With respect to equipment that contains an electronic security lock or other security-related function, a manufacturer shall, with fair and reasonable terms and costs, make available to independent repair providers and owners any documentation, parts, embedded software, EMBEDDED SOFTWARE FOR AGRICULTURAL EQUIPMENT, firmware, or tools needed to reset the lock or function when disabled in the course of providing services. The manufacturer may make the documentation, parts, embedded software, EMBEDDED SOFTWARE FOR AGRICULTURAL EQUIPMENT, firmware, or tools available to independent repair providers and owners through appropriate secure release systems.

(2) (a) Subsection (1) of this section does not apply to:

(II) Conduct that would require the manufacturer to divulge a trade secret; except that a manufacturer shall not refuse to make available to an independent repair provider or owner any documentation, part, embedded software, EMBEDDED SOFTWARE FOR AGRICULTURAL EQUIPMENT, firmware, or tool necessary to provide services on grounds that the documentation, part, embedded software, EMBEDDED SOFTWARE FOR AGRICULTURAL EQUIPMENT, firmware, or tool itself is a trade secret.

(b) (II) A manufacturer may withhold information regarding a component of, design of, functionality of, or process of developing a part, embedded software, EMBEDDED SOFTWARE FOR AGRICULTURAL EQUIPMENT, firmware, or a tool if the information is a trade secret and the usability of the part, embedded software, EMBEDDED SOFTWARE FOR AGRICULTURAL EQUIPMENT, firmware, or tool for the purpose of providing services is not diminished.

(3) NEITHER an original equipment manufacturer".

After "EMBEDDED SOFTWARE," insert "EMBEDDED SOFTWARE FOR AGRICULTURAL EQUIPMENT," on **Page 5**, lines 22 and 26; and **Page 6**, line 2.

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Exum, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	25	NO	9	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1011 as amended.

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

CONSIDERATION OF RESOLUTIONS

HJR23-1018 by Representative(s) Bacon and Gonzales-Gutierrez; also Senator(s) Buckner and Danielson--Concerning the designation of March 14, 2023, as "Equal Pay Day" in Colorado, and, in connection therewith, acknowledging the persistent problem of wage disparity.

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

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

Co-sponsor(s) added: Bridges, Coleman, Cutter, Exum, Fenberg, Fields, Ginal, Gonzales, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, Winter F., and Zenzinger.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Winter, Chair, Hinrichsen, and Kirkmeyer as Senate conferees on the first conference committee on **HB23-1101**.

CONFERENCE COMMITTEE GRANTED FURTHER POWERS

HB23-1101 by Representative(s) Vigil and Bacon; also Senator(s) Winter F. and Hinrichsen--Concerning support for transit, and, in connection therewith, increasing the flexibility of the ozone season transit grant program and increasing opportunities for transit agency participation in regional transportation planning.

Senator Winter moved that the Senate conferees on the first conference committee on **HB23-1101** be granted permission to go beyond the scope of the differences between the two houses.

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

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Thursday, March 16, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 67th Legislative Day

 Thursday, March 16, 2023

Prayer	By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora.	10
Call to Order	By the President at 9:00 a.m.	11
Roll Call	Present--33 Excused--2, Marchman, Smallwood Present later--1, Smallwood	12
Quorum	The President announced a quorum present.	13
Pledge	By Senator Coleman.	14
Approval of the Journal	On motion of Senator Kolker, the Journal of Wednesday, March 15, 2023, was approved as corrected by the Secretary.	15

SENATE SERVICES REPORT

Correctly Reengrossed: SB23-017, 022, 058, 087, 094, and 162.
 Correctly Revised: HB23-1011; and HJR23-1018.
 Correctly Rerevised: HB23-1006, 1031, 1040, and 1140.
 Correctly Enrolled: SB23-057 and 078.

COMMITTEE OF REFERENCE REPORTS

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

MEMBERS OF THE
DENVER METROPOLITAN MAJOR LEAGUE STADIUM DISTRICT
BOARD OF DIRECTORS

for terms expiring August 1, 2026:

Gregory Anton of Denver, Colorado, appointed;

Damon O. Barry of Westminster, Colorado, reappointed;

F. Robert Lee of Littleton, Colorado, reappointed;

David Scott Martinez of Golden, Colorado, reappointed.

Judiciary After consideration on the merits, the Committee recommends that **SB23-190** be referred to the Committee of the Whole with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **HB23-1187** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 11, line 8, strike "A".

Judiciary

After consideration on the merits, the Committee recommends that **SB23-188** 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 lines 24 through 27 and substitute "MEANS REFUSING OR FAILING TO PAY A PROVIDER FOR OTHERWISE COVERED SERVICES AS DEFINED IN THE APPLICABLE HEALTH BENEFIT PLAN."

Page 26, strike lines 1 through 12 and substitute:

"(c) RESTRICT ANY NATURAL OR LEGAL PERSON IN PERFORMING, OR PROHIBIT ANY NATURAL OR LEGAL PERSON FROM PROVIDING, REPRODUCTIVE HEALTH CARE THROUGH THE IMPOSITION OF LICENSING, PERMITTING, CERTIFICATION, OR SIMILAR LEGISLATIVE OR REGULATORY REQUIREMENTS THAT APPLY SOLELY TO PROVIDERS OF REPRODUCTIVE HEALTH CARE; OR

(d) PROSECUTE OR OTHERWISE CRIMINALLY SANCTION ANY NATURAL OR LEGAL PERSON FOR PROVIDING, ASSISTING IN THE PROVISION OF, ARRANGING FOR, OR OTHERWISE ASSISTING A PERSON IN ACCESSING REPRODUCTIVE HEALTH CARE PERFORMED WITHIN THE SCOPE OF APPLICABLE PROFESSIONAL LICENSURE AND CERTIFICATION REQUIREMENTS."

Page 26, line 21, after "(e)" insert "(I)".

Page 26, strike line 27 and substitute "(1)(d)".

Page 27, strike lines 1 and 2 and insert:

"(II) A PERSON OR ENTITY THAT IS A RELIGIOUS ORGANIZATION IS NOT SUBJECT TO THE REQUIREMENTS OF THIS SUBSECTION (1)(e) IF THE PROVISION OF, OR ASSISTANCE IN THE PROVISION OF, A LEGALLY PROTECTED HEALTH-CARE ACTIVITY, AS DEFINED IN SECTION 12-30-120 (1)(d), CONFLICTS WITH THE RELIGIOUS ORGANIZATION'S BONA FIDE RELIGIOUS BELIEFS AND PRACTICES."

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-189** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 7, strike line 22 and substitute "**sharing**. IF THE TREATMENT OF".

Page 7, line 24, strike "IN A" and substitute "IS A COVERED SERVICE, THE" and after "PROVIDE" insert "THE".

Page 8, strike line 3 and substitute "IF STERILIZATION SERVICES ARE A COVERED SERVICE, THE".

Page 8, line 4, after "PROVIDE" insert "THE".

Page 10, line 1, strike "(1)(g), (2.5)," and substitute "(1)(g)".

Page 10, strike lines 26 and 27.

Page 11, strike lines 1 through 5 and substitute:

"(5.5) TO THE EXTENT PRACTICABLE, THE STATE DEPARTMENT SHALL".

Page 12, strike lines 4 through 27.

Page 13, strike lines 1 though 6.

Renumber succeeding sections accordingly.

Page 13, strike lines 21 through 23 and substitute:

"(2) (a) THE STATE DEPARTMENT SHALL NOT RESTRICT BY PRIOR

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AUTHORIZATION OR STEP THERAPY REQUIREMENTS ANY PRESCRIPTION DRUG USED FOR THE TREATMENT."

Page 14, after line 4 insert:

"(b) NOTHING IN THIS SUBSECTION (2) PREVENTS DRUG UTILIZATION REVIEW THAT MAY BE NECESSARY FOR PATIENT SAFETY, INCLUDING TO PREVENT DRUG RESISTANCE OR DANGEROUS DRUG INTERACTION.

SECTION 11. In Colorado Revised Statutes, 25-6-101, **amend** (1) as follows:

25-6-101. Legislative declaration. (1) ~~Continuing population growth either causes or aggravates many social, economic, and environmental problems, both in this state and in the nation~~ Every individual has a fundamental right to make decisions about the individual's reproductive health care including the fundamental right to use or refuse contraception.

SECTION 12. In Colorado Revised Statutes, **add** 25-6-104 as follows:

25-6-104. Reproductive privacy affordability grant program - creation - rules - report. (1) THERE IS CREATED IN THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT THE REPRODUCTIVE PRIVACY AFFORDABILITY GRANT PROGRAM, REFERRED TO IN THIS SECTION AS THE "PROGRAM". SUBJECT TO AVAILABLE APPROPRIATIONS, THE PURPOSE OF THE PROGRAM IS TO AWARD REPRODUCTIVE PRIVACY AFFORDABILITY GRANTS, REFERRED TO IN THIS SECTION AS "GRANTS", TO LICENSED HEALTH-CARE PROVIDERS TO COVER THE COST OF CONTRACEPTIVES DISPENSED TO A PATIENT WHO IS UNDER NINETEEN YEARS OF AGE WHO CHOOSES TO SELF-PAY FOR CONTRACEPTIVES DUE TO LACK OF INSURANCE COVERAGE OR BECAUSE USING INSURANCE BENEFITS WOULD JEOPARDIZE THE PATIENT'S PRIVACY AND ABILITY TO CONFIDENTIALLY ACCESS HEALTH-CARE.

(2) ON OR BEFORE DECEMBER 1, 2023, OR NOT MORE THAN NINETY DAYS AFTER THE DEPARTMENT RECEIVES SUFFICIENT MONEY TO IMPLEMENT THE PROGRAM, WHICHEVER IS LATER, THE STATE BOARD OF HEALTH SHALL PROMULGATE RULES, AS NECESSARY, TO IMPLEMENT THE PROGRAM. THE BOARD'S RULES MAY PRIORITIZE GRANT AWARDS BY AREA OF THE STATE OR OTHER CRITERIA THAT ENSURES GRANTS ARE AWARDED TO PROVIDERS WHO SERVE A HIGH NUMBER OF PATIENTS WHO ARE LESS LIKELY OR UNABLE TO ACCESS CONTRACEPTIVES WITHOUT THE CONFIDENTIALITY PROVIDED THROUGH SELF-PAY FOR CONTRACEPTIVES.

(3) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), ON OR BEFORE JANUARY 31, 2025, AND BY JANUARY 31 EACH YEAR THEREAFTER FOR A YEAR IN WHICH GRANTS HAVE BEEN AWARDED, THE DEPARTMENT SHALL SUBMIT A REPORT TO THE HOUSE OF REPRESENTATIVES PUBLIC AND BEHAVIORAL HEALTH AND HUMAN SERVICES COMMITTEE AND THE SENATE HEALTH AND HUMAN SERVICES COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, CONCERNING, AT A MINIMUM, THE NUMBER OF PATIENTS WHO RECEIVED CONTRACEPTIVES PURSUANT TO THE PROGRAM, THE NUMBER OF HEALTH-CARE PROVIDERS OR PRACTICE GROUPS THAT RECEIVED GRANTS, THE AMOUNT OF GRANTS AWARDED AND THE AMOUNT OF THE GRANTS, AND AN ANALYSIS BY THE DEPARTMENT OF THE IMPACT OF THE PROGRAM."

Renumber succeeding section accordingly.

MESSAGE FROM THE HOUSE

March 15, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1009 and 1024, amended as printed in House Journal, March 14, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1191.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-037, amended as printed in House Journal, March 14, 2023.

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The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB23-1171, amended as printed in House Journal, March 14, 2023, and amended on Third Reading as printed in House Journal, March 15, 2023.

The House has passed on Third Reading and returns herewith SB23-078 and 057.

MESSAGE FROM THE REVISOR OF STATUTES

March 15, 2023

We herewith transmit:

Without comment, HB23-1191.

Without comment, as amended, HB23-1009, 1024, and 1171.

Without comment, as amended, SB23-037.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB23-191** by Senator(s) Cutter; also Representative(s) Joseph and Kipp--Concerning a study regarding diversion of organic materials from landfills.
Agriculture & Natural Resources
- SB23-192** by Senator(s) Priola and Roberts, Marchman, Pelton B., Pelton R., Simpson; also Representative(s) Kipp and McLachlan--Concerning the continuation of the "Pesticide Applicators' Act", and, in connection therewith, implementing recommendations contained in the 2022 sunset report by the department of regulatory agencies regarding the act.
Agriculture & Natural Resources
- HB23-1027** by Representative(s) Joseph and Weissman, Bradley, English, Marshall, Velasco; also Senator(s) Winter F., Marchman--Concerning family time provided pursuant to the children's code, and, in connection therewith, making an appropriation.
Judiciary
- HB23-1061** by Representative(s) Daugherty and Taggart; also Senator(s) Zenzinger--Concerning permitting a retail establishment to serve complementary alcohol beverages at a place of business, and, in connection therewith, making an appropriation.
Business, Labor, & Technology
- HB23-1068** by Representative(s) Valdez; also Senator(s) Winter F.--Concerning pet animal ownership in housing, and, in connection therewith, prohibiting restrictions on dog breeds for obtaining homeowner's insurance, providing for the manner in which pet animals are handled when a writ of restitution is executed, limiting security deposits and rent for pet animals, and excluding pet animals from personal property liens.
Local Government & Housing
- HB23-1077** by Representative(s) Willford and Garcia, Duran; also Senator(s) Winter F. and Jaquez Lewis--Concerning a requirement to obtain a patient's informed consent before performing an intimate examination of the patient under specified circumstances, and, in connection therewith, making an appropriation.
Health & Human Services
- HB23-1094** by Representative(s) Lukens and Catlin; also Senator(s) Roberts and Pelton R.--Concerning modifications to the agricultural workforce development program.
Agriculture & Natural Resources
- HB23-1130** by Representative(s) Michaelson Jenet, Young; also Senator(s) Rodriguez, Buckner, Fields--Concerning requirements for prescription drug coverage for serious mental illness, and, in connection therewith, making an appropriation.
Health & Human Services

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HB23-1132 by Representative(s) Snyder and Soper; also Senator(s) Fields--Concerning the court data-sharing task force, and, in connection therewith, making an appropriation.
Judiciary

HB23-1168 by Representative(s) Sharbini and Joseph; also Senator(s) Winter F.--Concerning legal representation in due process complaint hearings for the parents of a student who may be eligible for special education services, and, in connection therewith, making an appropriation.
Education

HB23-1192 by Representative(s) Weissman; also Senator(s) Gonzales and Rodriguez--Concerning the creation of additional protections in the consumer code.
Judiciary

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

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB23-1011 by Representative(s) Titone and Weinberg; also Senator(s) Hinrichsen and Marchman-- Concerning a requirement that an agricultural equipment manufacturer facilitate the repair of its equipment by providing certain other persons with the resources needed to repair the manufacturer's agricultural equipment.

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

Third Reading Amendment No. 1(L.032), by Senator Hinrichsen.

Amend revised bill, page 2, line 7, strike "(5)(a)(II)" and substitute "(5)(a)(II)".

Page 2, strike line 8 and substitute "(5)(e) as follows:".

Page 5, line 9, strike ""EMBEDED" and substitute ""EMBEDDED"."

Page 6, line 3, strike "SUBSECTION (5) OF THIS SECTION" and substitute "THIS SUBSECTION (5)".

Page 6, line 24, after "(2)(b)(II)," insert "(3) introductory portion,".

Page 9, strike line 22 and substitute "TO ANY DOCUMENTATION, INCLUDING DATA, TOOLS, OR EMBEDDED SOFTWARE FOR AGRICULTURAL EQUIPMENT NECESSARY FOR THE".

Page 9, line 24, after "DOCUMENTATION," insert "INCLUDING DATA,".

Page 9, line 25, strike "SOFTWARE" and substitute "EMBEDDED SOFTWARE FOR AGRICULTURAL EQUIPMENT".

After "documentation," insert "INCLUDING DATA," on: **Page 7**, lines 4, 7, 13, 16, 23, and 26.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

YES	25	NO	8	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	E	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Cutter, Danielson, Fenberg, Jaquez Lewis, Moreno, and Rodriguez.

Committee of the Whole On motion of Senator Danielson, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Danielson was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

HB23-1137 by Representative(s) Lukens and Valdez; also Senator(s) Hansen and Roberts--Concerning measures to stabilize net metering credits calculated for an electric retail utility's purchase of electric output from a community solar garden.

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

HB23-1156 by Representative(s) Taggart and Young; also Senator(s) Kolker and Pelton R.--Concerning modernization of the public airport authority act.

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

HB23-1172 by Representative(s) Parenti; also Senator(s) Jaquez Lewis--Concerning changes to child welfare proceedings.

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

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Danielson, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1137, HB23-1156, HB23-1172.

Committee of the Whole On motion of Senator Danielson, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Danielson was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

HB23-1001 by Representative(s) Kipp and McLachlan; also Senator(s) Zenzinger--Concerning expanding financial assistance for educator programs.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, March 14, page(s) 443-444 and placed in members' bill files.)

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

HB23-1037 by Representative(s) Martinez and Pugliese; also Senator(s) Gonzales--Concerning awarding earned time to nonviolent offenders who complete an accredited higher education program.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 14, page(s) 444-445 and placed in members' bill files.)

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

HB23-1093 by Representative(s) McLachlan and Martinez; also Senator(s) Rich and Marchman--Concerning permitting higher education staff to take a sabbatical.

Laid over until Monday, March 20, retaining its place on the calendar.

HB23-1030 by Representative(s) Sirota and Soper; also Senator(s) Hinrichsen--Concerning a prohibition against requiring compensation to a health-care staffing agency if a contracted health-care facility hires the health-care staffing agency's employee as a permanent employee of the health-care facility.

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Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, March 7, page(s) 385-386 and placed in members' bill files.)

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

Amend reengrossed bill, page 2, line 10, before "IT" insert "EXCEPT FOR LIQUIDATED DAMAGES, EMPLOYMENT FEES, OR OTHER COMPENSATION ATTRIBUTABLE TO AND CHARGEABLE FOR A THIRTY-CALENDAR-DAY PERIOD COMMENCING WHEN THE HEALTH-CARE WORKER FIRST BEGINS EMPLOYMENT AT A HEALTH-CARE FACILITY,".

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

SB23-038 by Senator(s) Jaquez Lewis; also Representative(s) Garcia--Concerning a prohibition on slaughtering equines for human consumption.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, February 17, page(s) 245-246 and placed in members' bill files.)

Amendment No. 2(L.010), by Senator Jaquez Lewis.

Amend the Agriculture and Natural Resources Committee report, dated February 16, 2023, page 1, line 5, after "**consumption -**" insert "**export from the state -**".

Page 1, after line 11 insert:

"(c) "PUBLIC LIVESTOCK MARKET" HAS THE MEANING SET FORTH IN SECTION 35-41-100.3 (6).".

Page 1, strike line 15 and substitute "IF THE PERSON:

- (a) VIOLATES SUBSECTION (3) OF THIS SECTION;
- (b) EXPORTS AN EQUINE FROM THE STATE WITH THE INTENT OF KILLING, OR HAVING ANOTHER PERSON KILL, THE EQUINE, AND THE PERSON KNOWS OR REASONABLY SHOULD KNOW THAT ANY PART OF THE EQUINE WILL BE USED FOR HUMAN CONSUMPTION; OR
- (c) EXPORTS EQUINE MEAT FROM THE STATE AND THE PERSON KNOWS OR REASONABLY SHOULD KNOW THAT THE MEAT WILL BE USED FOR HUMAN CONSUMPTION.".

Page 2, strike line 22 and substitute:

- "(5) **Acts that are separate offenses.** (a) FOR EVERY ONE HUNDRED POUNDS OF EQUINE MEAT A PERSON EXPORTS FROM THE STATE IN VIOLATION OF SUBSECTION (2)(c) OF THIS SECTION, IT IS A SEPARATE OFFENSE.
- (b) EACH EPISODE OF EQUINES".

Page 2, after line 39, insert:

- "(d) UPON A THIRD OR SUBSEQUENT CONVICTION FOR A VIOLATION OF SUBSECTION (2) OR (3) OF THIS SECTION AND IN ADDITION TO ANY OTHER PENALTY, THE COURT SHALL ENTER AN ORDER:
 - (I) PERMANENTLY PROHIBITING THE PERSON FROM OWNING, POSSESSING, OR CARING FOR AN EQUINE; AND
 - (II) PROHIBITING THE PERSON FROM PARTICIPATING IN A PUBLIC LIVESTOCK MARKET TO BUY OR SELL EQUINES FOR NOT LESS THAN THREE AND NOT MORE THAN FIVE YEARS.".

Page 3, strike lines 17 through 20 and substitute:

"UNDER SECTION 18-9-210, COLORADO REVISED STATUTES, THE EXPORT OF EQUINE LIVESTOCK IN COLORADO FOR SLAUGHTER FOR HUMAN CONSUMPTION IS PUNISHABLE BY A FINE OF UP TO ONE THOUSAND DOLLARS.".

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Page 3, strike lines 33 through 36.

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

(For further action, see amendments to the report of the Committee of the Whole.)

SB23-109 by Senator(s) Pelton B. and Mullica; also Representative(s) Lynch and Snyder--Concerning a criminal penalty for the supplier when a person dies as a result of the use of a controlled substance.

Laid over until Friday, March 17, retaining its place on the calendar.

At the order of the President, Senator Smallwood was added to the current roll call.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB23-038 by Senator(s) Jaquez Lewis; also Representative(s) Garcia--Concerning a prohibition on slaughtering equines for human consumption.

Senator Simpson moved to amend the Report of the Committee of the Whole to show that SB23-038, as amended, did not pass.

A majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **passed** on the following roll call vote:

YES	20	NO	14	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	Y	Mullica	Y	Sullivan	N
Coleman	N	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	Y
Fields	N	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	Y		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Danielson, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1001 as amended, HB23-1037 as amended, HB23-1030 as amended.

Lost on second reading: SB23-038 as amended.

Laid over until Friday, March 17: SB23-109.

Laid over until Monday, March 20: HB23-1093.

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

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

MEMBER OF THE
BOARD OF TRUSTEES OF THE COLORADO SCHOOL OF MINES

effective January 1, 2023, for a term expiring December 31, 2026:

Denise Burgess of Denver, Colorado, a Democrat, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

for a term expiring December 31, 2025:

Melanie Kruger of Thornton, Colorado, to serve as an Unaffiliated from the Eighth Congressional District, appointed;

for terms expiring December 31, 2026:

Landon Mascarenaz of Denver, Colorado, to serve as a Democrat and member from the First Congressional District, reappointed;

Terrance Douglas McWilliams of Colorado Springs, Colorado, to serve as a Republican and member from the Fifth Congressional District, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF CORRECTIONS

for a term expiring at the pleasure of the Governor:

Moses Andre Stancil of Colorado Springs, Colorado, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor Jared Polis were read and assigned to committees as follows:

August 11, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint and submit to your consideration, the following:

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

for terms expiring July 1, 2026:

Ida Wilding of Colorado Springs, Colorado, to serve as a representative of the Deaf community, appointed;

Jessica Lee of Colorado Springs, appointed;

Allan G. Ward of Poncha Springs, Colorado, reappointed.

Sincerely,
(signed
Jared Polis
Governor

Rec'd: 3/13/23
Ryan Breitweiser, Journal Clerk

Committee on Education

March 10, 2023

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

Ladies and Gentlemen:

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBERS OF THE COLORADO CIVIL RIGHTS COMMISSION

effective March 14, 2023, for terms expiring March 13, 2027:

Sergio Cordova of Littleton, Colorado, to serve as a representative of an employee association, reappointed;

Daniel Ward of Centennial, Colorado, to serve as a majority owner of a business with five to fifty employees, reappointed;

Geta Asfew of Highlands Ranch, Colorado, to serve as a majority owner of a business with more than fifty employees, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 3/13/23
Ryan Breitweiser, Journal Clerk

Committee on Business, Labor, & Technology

June 30, 2022

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBERS OF THE COLORADO COMMISSION ON HIGHER EDUCATION

for a term expiring July 1, 2023:

Lisandra Gonzales of Thornton, Colorado to serve as a resident of the Eighth Congressional District and an Unaffiliated, occasioned by the resignation of Steven Trujillo, appointed;

for a term expiring July 1, 2026:

Jennifer Walmer of Littleton, Colorado to serve as a resident of the Sixth Congressional District and a Democrat, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 3/13/23
Cindi L. Markwell, Secretary of the Senate

Committee on Education

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR23-007; HB23-1014, 1021, 1051, 1106, 1121, 1123, 1139, 1145; HJR23-1018.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB23-193** by Senator(s) Fields; also Representative(s) Weissman--Concerning victim notification matters related to criminal proceedings.
Judiciary
- SB23-194** by Senator(s) Hansen; also Representative(s) Amabile and Joseph--Concerning measures to improve the administration of domestic relations proceedings.
Judiciary
- SB23-195** by Senator(s) Winter F. and Will; also Representative(s) Jodeh and Pugliese, Hartsook--Concerning the calculation of contributions toward an insured's required cost sharing under a health coverage plan.
Health & Human Services
- SB23-196** by Senator(s) Winter F.; --Concerning an extension of the income tax credit for retrofitting a residence to increase the residence's visitability.
Finance
- SB23-197** by Senator(s) Moreno and Fenberg; also Representative(s) Duran and Lynch, McCluskie--Concerning the payment of the expenses of the legislative department.
Appropriations
- HB23-1009** by Representative(s) Lindsay; also Senator(s) Moreno--Concerning measures to improve services for students who use substances, and, in connection therewith, making an appropriation.
Education
- HB23-1024** by Representative(s) Gonzales-Gutierrez and Epps; also Senator(s) Exum and Van Winkle--Concerning measures to increase family resiliency through providing greater supports and protections for children placed with kin, including relatives, and, in connection therewith, making an appropriation.
Health & Human Services
- HB23-1191** by Representative(s) English; also Senator(s) Fields--Concerning prohibiting corporal punishment of children in certain public settings.
Education

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Friday, March 17, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

68th Legislative Day Friday, March 17, 2023

Prayer	By the chaplain, Pastor Mike Polhemus, The Rock Church, Castle Rock.	1 2 3 4 5 6 7 8 9 10 11
Call to Order	By the President at 9:00 a.m.	12 13 14 15
Roll Call	Present--34 Excused--1, Marchman Excused later--1, Van Winkle	16 17 18 19
Quorum	The President announced a quorum present.	20 21
Pledge	By Senator Coleman.	22 23
Approval of the Journal	On motion of Senator Kolker, the Journal of Thursday, March 16, 2023, was approved as corrected by the Secretary.	24 25 26 27 28 29

SENATE SERVICES REPORT

Correctly Printed: SB23-191, 192, 193, 194, 195, 196, and 197.
 Correctly Revised: HB23-1001, 1030, 1037, 1137, 1156, and 1172.
 Correctly Rerevised: HB23-1011.
 Correctly Enrolled: SJR23-007.

COMMITTEE OF REFERENCE REPORTS

Health & Human Services	<p>After consideration on the merits, the Committee recommends that SB23-020 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation.</p> <p style="padding-left: 40px;">Amend printed bill, page 2, line 3, after "add" insert "(1)(b)(III) and".</p> <p style="padding-left: 40px;">Page 2, line 7, strike "FORTY-EIGHT HOURS after the death occurs" and substitute "after the death occurs SEVENTY-TWO HOURS OF ASSUMING CUSTODY OF A DEAD BODY, STILLBORN FETUS, OR DEAD FETUS".</p> <p style="padding-left: 40px;">Page 2, lines 8 and 9, strike "SECTION 30-10-606." and substitute "SUBSECTION (5.5) OF THIS SECTION OR ANY PROVISION OF SECTION 30-10-606 OTHER THAN SECTION 30-10-606 (1)(b) OR WHEN A CORONER, A MEDICAL EXAMINER, A FORENSIC PATHOLOGIST, OR OTHER QUALIFIED INDIVIDUAL DETERMINES THAT ADDITIONAL TIME IS NECESSARY TO MAKE A PROPER INQUIRY TO DETERMINE THE CAUSE AND MANNER OF DEATH. IN SUCH A SITUATION, THE CORONER, MEDICAL EXAMINER, FORENSIC PATHOLOGIST, OR OTHER QUALIFIED INDIVIDUAL SHALL COMPLETE AND SIGN THE CERTIFICATE OF DEATH AS SOON AS PRACTICABLE.".</p> <p style="padding-left: 40px;">Page 3, after line 2 insert:</p> <p style="padding-left: 80px;">"(1) (b) (III) ANY INDIVIDUAL REQUIRED TO INITIATE, COMPLETE, RESPOND TO, OR FILE A DEATH CERTIFICATE PURSUANT TO THIS SECTION MUST USE THE ELECTRONIC DEATH REGISTRATION SYSTEM USED BY THE STATE REGISTRAR.".</p>	30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67
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Page 3, lines 6 and 7, strike "FORTY-EIGHT HOURS AFTER THE DEATH OCCURS" and substitute "SEVENTY-TWO HOURS AFTER RECEIPT OF THE ELECTRONIC DEATH REGISTRATION REQUEST".

Page 3, line 17, strike "section 30-10-606, C.R.S.;" and substitute "section 30-10-606, C.R.S.; ANY PROVISION OF SECTION 30-10-606 OTHER THAN SECTION 30-10-606 (1)(b)."

Page 3, line 21, strike "THIRTY-SIX hours after a death occurs." and substitute "hours after a death occurs SEVENTY-TWO HOURS AFTER RECEIPT OF THE ELECTRONIC DEATH REGISTRATION REQUEST."

Page 4, line 1, after "causes." insert "IF THE DEATH IS OR MAY BE DUE TO UNNATURAL CAUSES, A PHYSICIAN REQUIRED TO COMPLETE, SIGN, AND RETURN A DEATH CERTIFICATE IN ACCORDANCE WITH THIS SUBSECTION (4) SHALL NOTIFY THE CORONER OR THE MEDICAL EXAMINER WHEN AN INQUIRY OR AN AUTOPSY IS REQUIRED TO BE PERFORMED PURSUANT TO SECTIONS 30-10-606 AND 30-10-606.5."

Page 4, line 4, after the period add "THE PHYSICIAN OR, IN THEIR ABSENCE, THEIR DESIGNEE IN ACCORDANCE WITH THIS SUBSECTION (4), SHALL COMPLETE THE MEDICAL CERTIFICATION REQUIRED BY THIS SUBSECTION (4) USING THE ELECTRONIC DEATH REGISTRATION SYSTEM USED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT AND THE STATE REGISTRAR PURSUANT TO SECTION 25-2-110 (1)(b)(I)."

Page 4, lines 7 and 8, strike "taking charge of the case," and substitute "taking charge of the case RECEIPT OF THE ELECTRONIC DEATH REGISTRATION REQUEST,".

Page 4, line 11, after "section." add "A CORONER, MEDICAL EXAMINER, FORENSIC PATHOLOGIST, OR OTHER QUALIFIED INDIVIDUAL THAT DETERMINES THE CAUSE OF DEATH AND COMPLETES THE MEDICAL CERTIFICATION IN ACCORDANCE WITH THIS SUBSECTION (5) MUST USE THE ELECTRONIC DEATH REGISTRATION SYSTEM USED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT AND THE STATE REGISTRAR PURSUANT TO SECTION 25-2-110 (1)(b)(I)."

Page 4, strike lines 23 through 27.

Page 5, strike lines 1 through 7.

Renumber succeeding section accordingly.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1117** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-006** 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 22 insert:

"SECTION 2. Appropriation. For the 2023-24 state fiscal year, \$299,193 is appropriated to the office of the governor for use by economic development programs. This appropriation is from the general fund and is based on an assumption that the office will require an additional 3.0 FTE. To implement this act, the office may use this appropriation for the rural opportunity office."

Renumber succeeding section accordingly.

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

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Appropriations

After consideration on the merits, the Committee recommends that **SB23-018** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-039** 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, after "APPROPRIATE." insert "THE RULES MUST CONSIDER THE IMPACT OF RULES PROMULGATED PURSUANT TO THIS SECTION ON DEPARTMENT OF CORRECTIONS FACILITIES, PRIVATE CORRECTIONAL FACILITIES UNDER CONTRACT WITH THE DEPARTMENT OF CORRECTIONS, JAILS, AND COUNTY DEPARTMENTS THAT MUST IMPLEMENT THE RULES. THE DEPARTMENT SHALL CONSIDER OPPORTUNITIES TO ASSESS THE EFFICACY OF THE RULES PROMULGATED PURSUANT TO THIS SECTION."

Page 4 of the bill, line 24, strike "OWN." and substitute "OWN OR THE RESPONDENT CHOOSES TO PROCEED WITHOUT COUNSEL."

Page 6 of the bill, line 7, before "WRIT" insert "PERSONAL ATTENDANCE".

Page 7 of the bill, line 3, strike "and (1)(e)".

Page 7 of the bill, line 4, strike "IF A CHILD'S" and substitute "(I) IF A CHILD IS ELIGIBLE FOR SERVICES PURSUANT TO SECTION".

Page 7 of the bill, strike lines 5 through 14.

Page 7 of the bill, line 18, strike "DEPARTMENT" and substitute "DEPARTMENT, UPON KNOWLEDGE OF THE INCARCERATION,".

Page 7 of the bill, line 20, strike "CHILD." and substitute "CHILD, OR DOCUMENT THE CASEWORKER'S EFFORTS TO INCLUDE THE PARENT WHO IS INCARCERATED IN THE PLANNING."

Page 7 of the bill, line 25, strike "AND".

Page 7 of the bill, line 26, strike "IN-PERSON".

Page 8 of the bill, line 11, strike "JAIL." and substitute "JAIL; AND"

Page 8 of the bill, after line 11 insert:

"(C) COMMUNICATING WITH THE FACILITY'S OR JAIL'S DESIGNEE."

Page 8, line 13, strike "(1)(e)" and substitute "(1)(d)".

Page 10 of the bill, line 18, strike "TWENTY-EIGHT" and substitute "THIRTY-FIVE".

Page 13 of the bill, line 22, after "(4)(e)(V)" insert "and (7)".

Page 14 of the bill, line 19, strike "WHEN".

Page 14 of the bill, strike lines 20 through 23.

Page 14 of the bill, after line 23 insert:

"(7) (a) IF A CHILD'S PARENT IS INCARCERATED IN A DEPARTMENT OF CORRECTIONS FACILITY, A PRIVATE CORRECTIONAL FACILITY UNDER CONTRACT WITH THE DEPARTMENT OF CORRECTIONS, OR A JAIL, AND THE PARENT HAS MAINTAINED A MEANINGFUL AND SAFE RELATIONSHIP WITH THE CHILD WHILE INCARCERATED, THE COURT SHALL MAKE FINDINGS REGARDING WHETHER A PERMANENT PLACEMENT FOR THE CHILD EXISTS THAT PERMITS THE PARENT TO MAINTAIN A RELATIONSHIP WITH THE CHILD, INCLUDING GUARDIANSHIP OR

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ALLOCATION OF PARENTAL RESPONSIBILITIES, GIVING PRIMARY CONSIDERATION TO THE CHILD'S MENTAL, PHYSICAL, AND EMOTIONAL NEEDS. IF THE PROPOSED PERMANENT PLACEMENT WOULD REQUIRE THE CHILD TO TRANSFER TO ANOTHER PLACEMENT, THE COURT SHALL CONSIDER THE FACTORS IN SUBSECTION (6) OF THIS SECTION IN MAKING ITS DETERMINATION.

(b) IN MAKING A DETERMINATION WHETHER THE PARENT WHO IS INCARCERATED HAS MAINTAINED A MEANINGFUL AND SAFE RELATIONSHIP WITH THE CHILD, THE COURT SHALL GIVE PRIMARY CONSIDERATION TO THE CHILD'S MENTAL, EMOTIONAL, AND PHYSICAL NEEDS, AND WHETHER THE INVOLVEMENT OF THE PARENT WHO IS INCARCERATED IN THE CHILD'S LIFE SERVES THE CHILD'S BEST INTERESTS. THE COURT SHALL NOT FIND THAT THE PARENT'S INCARCERATION IS THE SOLE REASON THAT A RELATIONSHIP WITH THE PARENT IS NOT IN THE CHILD'S BEST INTERESTS, AND SHALL CONSIDER THE PARENT'S EFFORTS TO COMPLY WITH THE TREATMENT PLAN UNDER THE CIRCUMSTANCES OF INCARCERATION."

Page 19 of the bill, after line 2 insert:

"SECTION 11. In Colorado Revised Statutes, add 30-10-528 as follows:

30-10-528. Incarcerated parents - family services coordinator. EACH SHERIFF SHALL DESIGNATE AT LEAST ONE INDIVIDUAL TO SERVE AS A COMMUNICATION LIAISON BETWEEN THE COUNTY JAIL AND COUNTY DEPARTMENTS OF HUMAN SERVICES CONCERNING CHILDREN SUBJECT TO AN OPEN DEPENDENCY AND NEGLECT CASE WHOSE PARENTS ARE INCARCERATED IN THE JAIL FOR THE PURPOSE OF IMPROVING COMMUNICATION AND ENSURING OPPORTUNITIES FOR FAMILY TIME."

Page 19 of the bill, before line 3 insert:

"SECTION 12. Appropriation. (1) For the 2023-24 state fiscal year, \$31,110 is appropriated to the department of corrections. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$2,050 for use by institutions for start-up costs related to the superintendents subprogram;

(b) \$26,385 for use by support services for personal services related to the business operations subprogram, which amount is based on an assumption that the program will require an additional 0.4 FTE;

(c) \$2,250 for use by support services for operating expenses related to the business operations subprogram;

(d) \$225 for use by support services for operating expenses related to the communications subprogram; and

(e) \$200 for use by support services for operating expenses related to the information systems subprogram.

(2) For the 2023-24 state fiscal year, \$15,111 is appropriated to the department of human services for use by the division of child welfare. This appropriation is from the general fund. To implement this act, the division may use this appropriation as follows:

(a) \$9,396 for administration; and

(b) \$5,715 for Colorado trails.

(3) For the 2023-24 state fiscal year, the general assembly anticipates that the department of human services will receive \$4,481 in federal funds for use by the division of child welfare to implement this act, which amount is subject to the "(I)" notation as defined in the annual general appropriation act for the same fiscal year. The appropriation in subsection (2) of this section is based on the assumption that the division will receive this amount of federal funds to be used as follows:

(a) \$1,404 for administration; and

(b) \$3,077 for Colorado trails.

(4) For the 2023-24 state fiscal year, \$7,425 is appropriated to the judicial department for use by the office of the respondent parents' counsel. This appropriation is from the general fund, and is based on an assumption that the office will require an additional 0.1 FTE. To implement this act, the office may use this appropriation for personal services."

Renumber succeeding sections accordingly.

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Page 1 of the bill, line 102, strike "DETENTION." and insert "DETENTION, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Amend the Judiciary Committee Report, dated February 13, 2023, page 1, line 7, strike "HEARINGS." and insert "HEARINGS. IF A PARENT FAILS TO APPEAR, THE COURT SHALL MAKE FINDINGS ABOUT THE REASON FOR THE ABSENCE AND MAKE A RECORD REGARDING THE ABSENCE. NOTHING IN THIS SECTION PROHIBITS THE COURT FROM PROCEEDING IF A RESPONDENT FAILS TO APPEAR."

Page 2 of the report, strike line 2 and substitute:

"Page 7 of the bill, strike line 27 and substitute "BETWEEN THE CHILD AND PARENT. IF IN-PERSON FAMILY TIME IS NOT REASONABLY PRACTICABLE, THE CASEWORKER SHALL COMMUNICATE WITH THE FACILITY OR JAIL REGARDING THE FACILITY'S OR JAIL'S ABILITY TO FACILITATE FAMILY TIME BETWEEN THE CHILD AND PARENT THROUGH AUDIO-VISUAL COMMUNICATION TECHNOLOGY AND ARRANGE FOR AVAILABLE VIRTUAL FAMILY TIME."

Page 8 of the bill, strike lines 1 through 4."

Page 2 of the report, strike lines 6 through 10 and substitute:

"Page 8 of the bill, line 14, before "add" insert "amend (1)(e)(I); and"

Page 8 of the bill, line 15, strike "(1)(e)(III), (1)(e)(IV)," and substitute "(1)(e)(III)".

Page 9 of the bill, strike lines 16 through 27 and substitute:

"(e) (I) Except where the proposed disposition is termination of the parent-child legal relationship, THE CASEWORKER ASSIGNED TO THE CASE SHALL SUBMIT AN APPROPRIATE TREATMENT PLAN AND the court shall approve an appropriate treatment plan involving the child named and each respondent named and served in the action. IF A CHILD'S PARENT IS INCARCERATED IN A DEPARTMENT OF CORRECTIONS FACILITY, A PRIVATE CORRECTIONAL FACILITY UNDER CONTRACT WITH THE DEPARTMENT OF CORRECTIONS, OR A JAIL, THE CASEWORKER ASSIGNED TO THE CASE, UPON KNOWLEDGE OF THE INCARCERATION, SHALL INCLUDE INFORMATION IN THE REPORT THAT DETAILS THE SERVICES AND TREATMENT AVAILABLE TO A PARENT AT THE FACILITY OR JAIL WHERE THE PARENT IS INCARCERATED OR THE CASEWORKER'S EFFORTS TO OBTAIN THAT INFORMATION. THE COUNTY DEPARTMENT SHALL COMMUNICATE WITH THE FACILITY OR JAIL WHERE THE PARENT IS INCARCERATED REGARDING THE REQUIREMENTS OF THE COURT-ORDERED TREATMENT PLAN. However, the court may find that an appropriate treatment plan cannot be devised as to a particular respondent because the child has been abandoned as set forth in section 19-3-604 (1)(a) and the parents cannot be located, or because the child has been adjudicated as neglected or dependent based upon section 19-3-102 (2), or due to the unfitness of the parents as set forth in section 19-3-604 (1)(b). When the court finds that an appropriate treatment plan cannot be devised, the court shall conduct a permanency hearing as set forth in section 19-3-702 (1), unless a motion for termination of parental rights has been filed within thirty days after the court's finding."

Page 10 of the bill, strike lines 1 through 13.

Page 10 of the bill, line 14, strike "(IV)" and substitute "(III)".

Page 2 of the report, strike lines 11 through 13 and substitute:

"Page 10 of the bill, strike lines 19 through 27 and substitute "CASE, UPON KNOWLEDGE OF INCARCERATION, SHALL PROVIDE INFORMATION THAT DETAILS THE SERVICES AND TREATMENT AVAILABLE TO A PARENT AT THE FACILITY OR JAIL WHERE THE PARENT IS INCARCERATED OR THE CASEWORKER'S EFFORTS TO OBTAIN THE INFORMATION AT THE NEXT SCHEDULED COURT HEARING."

Strike page 11 of the bill.

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Page 12 of the bill, strike lines 1 through 15."

Page 2 of the report, strike lines 14 and 15 and substitute:

"Page 12 of the bill, line 17, strike "(1)(b)(III); and **add** (1.5)" and substitute "(1)(b)(III)".

Page 13 of the bill, strike lines 9 through 20."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-067** 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 February 27, 2023, page 5, after line 17 insert:

"SECTION 2. Appropriation. For the 2023-24 state fiscal year, \$100,000 is appropriated to the department of corrections for use by inmate programs. This appropriation is from the general fund. To implement this act, inmate programs may use this appropriation for contract services related to the education subprogram."

Renumber succeeding section accordingly.

Page 1 of the printed bill, line 104, strike "STAFF." and substitute "STAFF, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-069** be **referred** to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-072** 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 20 insert:

"SECTION 3. Appropriation. For the 2023-24 state fiscal year, \$1,666,652 is appropriated to the department of local affairs for use by the division of local government. 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 the defense counsel on first appearance grant program."

Renumber succeeding section accordingly.

Page 1, line 105, strike "AGENCIES." and substitute "AGENCIES AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-149** 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 March 1, 2023, page 1, strike lines 13 and 14 and substitute:

"(a) SELECT APPROVED YOUTH MENTORSHIP ORGANIZATIONS TO PARTICIPATE IN THE PROGRAM. THE BOARD SHALL SELECT ONE APPROVED YOUTH MENTORSHIP ORGANIZATION FROM EACH OF THE FOLLOWING TYPES OF ORGANIZATIONS:

(I) A YOUTH MENTORSHIP ORGANIZATION FOR YOUTH WHO ARE LESBIAN, GAY, BISEXUAL, TRANSGENDER, OR QUEER;

(II) A YOUTH MENTORSHIP ORGANIZATION FOR YOUTH WHO HAVE A PHYSICAL, MENTAL, OR DEVELOPMENTAL DISABILITY;

(III) A YOUTH MENTORSHIP ORGANIZATION FOR YOUTH OF COLOR;

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(IV) A YOUTH MENTORSHIP ORGANIZATION FOR YOUTH WHO ARE JUSTICE INVOLVED;

(V) A YOUTH MENTORSHIP ORGANIZATION FOR YOUTH WHO RESIDE IN A RURAL AREA OF THE STATE; AND

(VI) A YOUTH MENTORSHIP ORGANIZATION FOR YOUTH WHO RESIDE IN AN URBAN AREA OF THE STATE."

Page 1, strike lines 23 through 27.

Reletter succeeding paragraphs accordingly.

Page 2, line 24, strike "(3)(c)" and substitute "(3)(b)".

Page 3, lines 1 and 2, strike "COMMISSION FOR THE PURPOSE OF THIS SECTION." and substitute "BOARD FOR SCHOLARSHIPS AWARDED PURSUANT TO THIS SECTION. NOTHING IN THIS SECTION AUTHORIZES THE DEPARTMENT OR BOARD TO USE THE APPROPRIATION FOR ADMINISTRATIVE COSTS ASSOCIATED WITH IMPLEMENTING OR ADMINISTERING THE PROGRAM, OR THE APPROVED YOUTH MENTORSHIP ORGANIZATION TO USE THE MONEY RECEIVED THROUGH THE PROGRAM FOR ADMINISTRATIVE COSTS ASSOCIATED WITH IMPLEMENTING OR ADMINISTERING THE PROGRAM."

Page 3, strike lines 9 and 10.

Reletter succeeding paragraphs accordingly.

Page 3, line 19, strike "(7)(c)" and substitute "(7)(b)".

Page 4, after line 33 insert:

"SECTION 2. Appropriation. For the 2023-24 state fiscal year, \$100,000 is appropriated to the department of higher education for use by the Colorado opportunity scholarship board. This appropriation is from the general fund. To implement this act, the board may use this appropriation for the youth mentorship stipend pilot program."

Renumber succeeding section accordingly.

Amend printed bill, page 1, line 103, strike "MENTORSHIP." and substitute "MENTORSHIP, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations After consideration on the merits, the Committee recommends that SB23-151 be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that SB23-165 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that SB23-182 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that SB23-189 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 14, before line 5 insert:

"SECTION 13. Appropriation. (1) For the 2023-24 state fiscal year, \$1,000,000 is appropriated to the department of public health and environment for use by the prevention services division. This appropriation is from the general fund. To implement this act, the division may use this appropriation for

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the reproductive privacy affordability grant program related to women's health.

(2) For the 2023-24 state fiscal year, \$67,627 is appropriated to the department of regulatory agencies. 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) \$37,109 for use by the division of insurance for personal services, which amount is based on an assumption that the division will require an additional 0.5 FTE;

(b) \$7,345 for use by the division of insurance for operating expenses; and

(c) \$23,263 for the purchase of legal services.

(3) For the 2023-24 state fiscal year, \$23,263 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of regulatory agencies under subsection (2)(c) of this section and is based on an assumption that the department of law will require an additional 0.1 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of regulatory agencies."

Renumber succeeding section accordingly.

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

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB23-1219** be referred to the Committee of the Whole with favorable recommendation.

Health &
Human
Services

The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
HEALTH INSURANCE AFFORDABILITY ENTERPRISE BOARD

for terms expiring September 24, 2026:

Shannon Groves of Denver, Colorado, a representative employed by a carrier, reappointed;

Stephanie Einfeld of Steamboat Springs, Colorado, to serve as a representative of primary care health care providers who does not represent a carrier, reappointed;

Richard Cimino of Fraser, Colorado, to serve as a representative of consumers of health care who are not employees of a hospital or other health care industry entities, reappointed;

Karla Gonzales Garcia of Denver, Colorado, to serve as a representative of consumers of health care who are not employees of a hospital or other health care industry entities, appointed;

Samuel Todd Young of Grand Junction, Colorado, to serve as a representative of a business that purchases or otherwise provides health insurance for its employees, reappointed.

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Health & Human Services

The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE SOLID AND HAZARDOUS WASTE COMMISSION

for terms expiring August 1, 2025:

Matthew Chrisp of Sterling, Colorado, to serve as a representative of local government and as an Unaffiliated, reappointed;

Emily McConnell Freeman of Denver, Colorado, to serve as a representative of the public and as a Democrat, reappointed;

Ryan Kyle of Clifton, Colorado, to serve as a representative of local government and as an Unaffiliated; appointed.

Health & Human Services

The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE MEDICAL SERVICES BOARD

for a term expiring July 1, 2026:

Laura Carroll of Delta, Colorado, to serve as a resident of the Third Congressional District, a Democrat, with knowledge of medical assistance programs, appointed.

Local Government & Housing

After consideration on the merits, the Committee recommends that **SB23-166** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, strike line 8 and substitute "REDUCING FIRE RISK IN THE DEFENSIBLE SPACE SURROUNDING STRUCTURES IS".

Page 3, strike lines 10 through 12 and substitute "COMMUNITIES FROM THE EFFECTS OF WILDFIRES. THIS RISK INCLUDES THE LOSS OF LIFE, HOMES, BUSINESSES, AND OTHER STRUCTURES AND THE LOSS OF JOBS AND ECONOMIC VITALITY. RISK EVALUATION IS BASED ON MANY FACTORS, INCLUDING PROXIMITY TO STRUCTURES. HARDENING STRUCTURES IS THE PROCESS OF MAKING STRUCTURES MORE RESILIENT TO IGNITION AND INVOLVES BEST PRACTICES TO PROTECT A STRUCTURE FROM THE RISK OF WILDFIRE AND TO PREVENT A STRUCTURE FIRE FROM STARTING A WILDFIRE."

Page 3, before line 13 insert:

"(IV) BUILDING STRUCTURES, INCLUDING HOUSES, THAT ARE RESILIENT TO WILDFIRE RISK IS AS AFFORDABLE OR MORE AFFORDABLE THAN BUILDING NONRESILIENT STRUCTURES AND REDUCES STRUCTURE LOSS, THE FINANCIAL INVESTMENT REQUIRED TO REBUILD STRUCTURES, COST OF INSURANCE, AND PROBLEMS RELATED TO UNDERINSURANCE. IN LIGHT OF THESE FINANCIAL IMPLICATIONS, INCREASING HOUSING STOCK WITH WILDFIRE RESILIENT STRUCTURES INCREASES AND PROTECTS THE AFFORDABLE HOUSING STOCK."

Renumber succeeding subparagraphs accordingly.

Page 3, strike line 21 and substitute "STRUCTURES AND REDUCING FIRE RISK IN THE DEFENSIBLE SPACE SURROUNDING".

Page 3, line 24, after "CODES." add "AS ONE OF ITS FUNCTIONS, THE CODE BOARD WILL ENDEAVOR TO ESTABLISH A CONSISTENT STATE-LEVEL DEFINITION FOR THE WILDLAND-URBAN INTERFACE THAT CAN BE USED BY ALL APPLICABLE STATE AGENCIES."

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Page 4, line 20, strike "EACH OF WHOM EITHER IS" and substitute "TWO OF WHICH ARE EITHER".

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Page 4, line 21, strike "ENGINEER," and substitute "ENGINEER AND ONE OF WHICH HAS SPECIALIZED EXPERTISE IN WILDLAND FIRE BEHAVIOR OR WILDFIRE MITIGATION SCIENCE AND STRATEGIES,".

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Page 7, line 1, strike "SIX" and substitute "SEVEN".

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Page 7, strike lines 3 and 4 and substitute "VACANCY, THE APPLICABLE PERSON AUTHORIZED TO APPOINT A MEMBER OR MEMBERS AS SET FORTH IN SUBSECTION (3)(a) OF THIS SECTION FOR THE APPLICABLE POSITION THAT IS VACANT SHALL APPOINT A NEW MEMBER TO THE VACANT POSITION FOR THE REMAINDER OF THE UNEXPIRED TERM. A MEMBER APPOINTED TO FILL".

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Page 7, strike line 23 and substitute "REDUCING FIRE RISK IN THE DEFENSIBLE SPACE SURROUNDING STRUCTURES IN".

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Page 7, line 27, after "OF" insert "MINIMUM".

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Page 8, strike line 1 and substitute "STRUCTURES AND REDUCING FIRE RISK IN THE DEFENSIBLE SPACE SURROUNDING".

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Page 8, line 17, after "CODES;" insert "ANY EXISTING DEFINITIONS OF THE TERM WILDLAND-URBAN INTERFACE;".

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Page 8, line 20, strike "YEARS." and substitute "YEARS, AS THE BOARD DETERMINES MAY BE NECESSARY.".

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Page 9, strike lines 5 through 16 and substitute:

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"(C) APPLY TO PERMITTING AND INSPECTIONS FOR NEW CONSTRUCTION OF STRUCTURES OR DEFENSIBLE SPACE AROUND STRUCTURES AND FOR NEW CONSTRUCTION FOR AN EXTERNAL ADDITION, ALTERATION, OR REPAIR TO A STRUCTURE OR THE DEFENSIBLE SPACE AROUND THE STRUCTURE IN ACCORDANCE WITH THIS SUBSECTION (4)(b)(II)(C). COMPLIANCE WITH THE CODES IS REQUIRED FOR PERMITS AND INSPECTIONS IN CONNECTION WITH INCREASING THE FOOTPRINT OF A STRUCTURE BY FIVE HUNDRED SQUARE FEET, INCLUDING ADDING ATTACHMENTS TO THE STRUCTURE. COMPLIANCE WITH THE CODES IS REQUIRED FOR PERMITS AND INSPECTIONS IN CONNECTION WITH AN ALTERATION OR REPAIR TO THE EXTERIOR OF AN EXISTING STRUCTURE, OR AN ATTACHMENT TO IT, IF TWENTY-FIVE PERCENT OR MORE OF THE EXTERIOR OF THE STRUCTURE OR THE ATTACHMENT TO IT IS AFFECTED BY THE ALTERATION OR REPAIR. COMPLIANCE WITH THE CODES IS REQUIRED FOR THE ADDITION OF A WOODEN DECK TO A STRUCTURE. THE CODES SHALL NOT APPLY TO INTERIOR ALTERATIONS OF EXISTING STRUCTURES.".

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Page 9, strike lines 18 and 19 and substitute "1, 2025, AND REVIEWED BY THE BOARD EVERY THREE YEARS AND UPDATED OR SUPPLEMENTED AS THE BOARD DETERMINES MAY BE NECESSARY;".

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Page 10, strike lines 5 and 6 and substitute "APPROVAL OF AN EXEMPTION FROM THE CODE FOR ACTIVITIES OR".

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Page 10, line 18, strike "(2)." and substitute "(2);".

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Page 10, after line 18 insert:

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"(II) PURSUANT TO THE BOARD'S COLLABORATION WITH THE ENERGY CODE BOARD AS REQUIRED BY SUBSECTION (4)(c)(I)(C) OF THIS SECTION, THE BOARD SHALL WORK WITH THE ENERGY CODE BOARD TO IDENTIFY ANY CONFLICTS BETWEEN CODES DEVELOPED BY THE ENERGY CODE BOARD PURSUANT TO SECTION 24-38.5-401 (5) AND (6) AND RULES PROMULGATED BY THE BOARD AND MAKE BEST EFFORTS TO RESOLVE ANY CONFLICTS;".

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Renumber succeeding subparagraphs accordingly.

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Page 14, line 17, after "INTERFACE" insert "THAT HAS THE AUTHORITY TO ADOPT BUILDING CODES OR FIRE CODES".

Page 14, line 18, strike "CODES." and substitute "CODES WITHIN THREE MONTHS OF THE BOARD ADOPTING THE CODES IN ACCORDANCE WITH SECTION 24-33.5-1236 (4)(b)(II)(D)".

Page 14, line 24, strike "SIX" and substitute "THREE".

Page 15, line 14, after "FEE" insert "TO THE PROPERTY OWNER".

Page 15, line 26, strike "EFFECT." and substitute "EFFECT, OR THE BOARD AT ITS DISCRETION AND THROUGH ITS OWN ACTION MAY EXTEND THE MODIFICATION AND SPECIFY A NEW EXPIRATION DATE".

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **HB23-1179** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **SB23-059** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 3, line 11, strike "and wildlife areas".

Page 3, line 13, strike "parks and wildlife areas;" and substitute "parks;".

Page 3, line 15, after "partnership" insert "with the state and other partners".

Page 3, strike lines 17 through 27.

Page 4, strike lines 1 to 6 and substitute:

"(f) Establishing a new fee on daily vehicle passes may provide local governments".

Page 4 strike lines 11 through 27.

Strike pages 5 and 6 and substitute:

"33-10-117. State park access - fees - definitions - rules.
(1) (a) UPON REQUEST OF ONE OR MORE LOCAL GOVERNMENTS".

Renumber succeeding subsections accordingly.

Page 7, line 1, strike "RECREATIONAL" and substitute "LOCAL".

Page 7, line 13, strike "(4)(c)" and substitute "(1)(c)".

Page 7, after line 18, insert:

"(d) (I) (A) THE LOCAL ACCESS ROUTE CASH FUND IS CREATED IN THE STATE TREASURY. THE FUND CONSISTS OF MONEY CREDITED TO THE FUND IN ACCORDANCE WITH THIS SUBSECTION (1) (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 FUND TO THE FUND.

(C) MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE DIVISION TO IMPLEMENT THIS SECTION.

(II) THE DIVISION SHALL PERFORM, ON AN ANNUAL BASIS, AN ANALYSIS TO DETERMINE THE NET INCREMENTAL COST OF THE COLLECTION AND ADMINISTRATION OF THE FEE. THE DIVISION MAY RETAIN A PORTION OF THE FEE TO COVER THE COST OF COLLECTING AND ADMINISTERING THE FEE, BUT MAY RETAIN ONLY THE AMOUNT OF THE FEE THAT IS DETERMINED TO BE NECESSARY

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BY THE COST ANALYSIS. THE DIVISION SHALL NOT RETAIN MORE THAN THREE AND ONE-THIRD PERCENT OF THE FEE. THE DIVISION SHALL TRANSMIT THE RETAINED PORTION OF THE FEE TO THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO THE PARKS AND OUTDOOR RECREATION CASH FUND CREATED IN SECTION 33-10-111."

Page 7, line 20, strike "(4)" and substitute "(1)".

Page 7, strike lines 23 and 24 and substitute "TRANSFER THE FEE, MINUS THE AMOUNT RETAINED UNDER SUBSECTION (1)(d) OF THIS SECTION, TO THE STATE TREASURER, WHO SHALL CREDIT THE FEE TO THE FUND. THE DIVISION SHALL TRANSFER THE REMAINDER OF FEE FROM THE FUND TO THE LOCAL GOVERNMENT THAT REQUESTED THE FEE AND IS RESPONSIBLE FOR THE LOCAL ACCESS ROUTE. IF A STATE".

Page 7, line 25, strike "RECREATIONAL" and substitute "LOCAL".

Page 7, line 27, strike "(4)(a)" and substitute "(1)(a)".

Page 8, line 7, strike "(5)" and substitute "(2)".

Page 8, lines 7 and 8, strike "PARKS AND WILDLIFE AREAS." and substitute "PARKS."

Page 8, line 16, strike "(4)" and substitute "(1)".

Page 8, lines 18 and 19, strike "STATE PARK AND WILDLIFE AREA ACCESS GRANT FUND CREATED IN SUBSECTION (2)" and substitute "LOCAL ACCESS ROUTE CASH FUND CREATED IN SUBSECTION (1)(d)(I)".

Page 8, strike lines 20 through 27 and substitute:

"(d) "LOCAL ACCESS ROUTE" MEANS A RIGHT-OF-WAY, INCLUDING A BIKE OR PEDESTRIAN PATH, THAT IS NORMALLY USED TO TRAVEL TO OR FROM A STATE PARK.

(e) "LOCAL GOVERNMENT" MEANS A CITY, COUNTY, CITY AND COUNTY, OR SPECIAL DISTRICT OF THIS STATE."

Strike pages 9 through 12 and substitute:

"33-10-118. Division to study access to state parks. (1) THE DIVISION SHALL COLLABORATE WITH LOCAL GOVERNMENTS TO IDENTIFY:

(a) DEFICITS OR PROBABLE DEFICITS WITH LOCAL TRANSPORTATION INFRASTRUCTURE AND SERVICES USED BY VISITORS TO ACCESS STATE PARKS; AND

(b) SOURCES OF FUNDING AND PARTNERSHIPS TO ADDRESS THE DEFICITS OR POTENTIAL DEFICITS DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION.

(2) IN STUDYING THE ISSUES DESCRIBED IN SUBSECTION (1) OF THIS SECTION, THE DIVISION SHALL CONSIDER:

(a) THE USE OF AND EFFECT ON LOCAL TRANSPORTATION INFRASTRUCTURE AND SERVICES OF VISITORS TRAVELING TO AND FROM STATE PARKS;

(b) INFRASTRUCTURE COSTS INCURRED BY LOCAL GOVERNMENT IN SUPPORTING THE STATE IN MANAGING STATE PARKS AND THE APPROPRIATENESS OF THE DIVISION OR OTHER PERSONS, INCLUDING USERS, TO HELP SUPPORT INFRASTRUCTURE FUNDING;

(c) ECONOMIC AND COMMUNITY BENEFITS AND NEGATIVE EFFECTS OF STATE PARKS ON LOCAL ECONOMIES, AND THE DIFFERENCE IN BENEFITS AND EFFECTS INCURRED BY COUNTIES AND MUNICIPALITIES;

(d) LOCAL GOVERNMENT REVENUE, INCLUDING FEES, ASSESSMENTS, AND TAXES, AND PAYMENTS BY THE DIVISION IN LIEU OF TAXES THAT ARE AVAILABLE TO:

(I) DEVELOP AND MAINTAIN TRANSPORTATION INFRASTRUCTURE; OR

(II) PROVIDE TRANSPORTATION SERVICES RELATED TO RECREATION;

(e) METHODS OF PROVIDING GUIDANCE TO DETERMINE WHICH LOCAL ACCESS ROUTES SHOULD BE ELIGIBLE FOR ANY IDENTIFIED FUNDING;

(f) PAST EXAMPLES OF ISSUES WITH PROVIDING LOCAL

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TRANSPORTATION INFRASTRUCTURE AND SERVICES USED TO ACCESS STATE
MANAGED RECREATIONAL LAND, AND OPPORTUNITIES TO WORK WITH THE
DIVISION IN ADDRESSING THOSE ISSUES BOTH AT THE INCEPTION STAGE AND
OVER THE LIFESPAN OF THE STATE PARK;

(g) CURRENT RESOURCES AVAILABLE FOR AND DEDICATED TO A
COMMUNITY'S LOCAL TRANSPORTATION INFRASTRUCTURE AND SERVICES FOR
A BASELINE OF EXISTING MAINTENANCE BUDGETS, NEW SOURCES OF FUNDING
OR PARTNERSHIPS TO ASSIST IN THE MAINTENANCE OF LOCAL ACCESS ROUTES
TO AND FROM STATE PARKS, AND THE PREDICTABILITY AND RELIABILITY OF THE
SOURCES;

(h) THE LOCAL GOVERNMENT'S FINANCIAL DEMANDS OF MAINTAINING
TRANSPORTATION INFRASTRUCTURE AND SERVICES NEEDED TO ACCESS STATE
PARKS IN RELATIONSHIP TO THE FINANCIAL DEMANDS OF MAINTAINING OTHER
LOCAL TRANSPORTATION INFRASTRUCTURE AND SERVICES WITHIN THE LOCAL
JURISDICTION; AND

(i) THE EFFECTS OF LOCAL TRANSPORTATION CONDITIONS ON LOCAL
ACCESS ROUTES SERVING STATE PARKS ON THE VISITOR EXPERIENCE.

(3) AFTER PERFORMING THE INITIAL STUDY REQUIRED IN SUBSECTION
(2) OF THIS SECTION, THE DIVISION SHALL SEEK COMMENTS FROM THE
DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF LOCAL AFFAIRS
BEFORE COMPLETING THE STUDY.

(4) THE DIVISION SHALL COMPLETE THE STUDY DESCRIBED IN THIS
SECTION AND MAKE LEGISLATIVE RECOMMENDATIONS TO THE GENERAL
ASSEMBLY BY NOVEMBER 1, 2024. THE RECOMMENDATIONS MUST INCLUDE
SOURCES FOR FUNDING OR PARTNERSHIPS TO ASSIST IN THE MAINTENANCE OF
LOCAL TRANSPORTATION INFRASTRUCTURE AND SERVICES ASSOCIATED WITH
STATE PARKS."

Page 13, strike lines 1 and 2.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate
having voted in the affirmative, the Senate proceeded out of order for consideration of
memorials.

CONSIDERATION OF MEMORIALS

SJM23-003 by Senator(s) Gonzales; also Representative(s) Gonzales-Gutierrez--Memorializing former
Representative and Senator Dennis Gallagher.

On motion of Senator Gonzales, the memorial was read at length.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to
the Senate having voted in the affirmative, Senate Rule 31 (a) was suspended to allow
former Representatives to speak in the well of the Senate and to allow current registered
lobbyists to enter the Senate chamber and also to speak in the well.

Senate in recess. Senate reconvened.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

Senate in recess. Senate reconvened.

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

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

HB23-1137 by Representative(s) Lukens and Valdez; also Senator(s) Hansen and Roberts--Concerning measures to stabilize net metering credits calculated for an electric retail utility's purchase of electric output from a community solar garden.

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

YES	26	NO	8	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Exum, Fenberg, Gonzales, Jaquez Lewis, Moreno, Mullica, Priola, and Winter F.

HB23-1156 by Representative(s) Taggart and Young; also Senator(s) Kolker and Pelton R.--Concerning modernization of the public airport authority act.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Exum, Pelton B., Priola, Roberts, Simpson, Smallwood, and Winter F.

HB23-1172 by Representative(s) Parenti; also Senator(s) Jaquez Lewis--Concerning changes to child welfare proceedings.

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

YES	24	NO	10	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Cutter, Danielson, Exum, Hinrichsen, Moreno, and Winter F.

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB23-1001 by Representative(s) Kipp and McLachlan; also Senator(s) Zenzinger--Concerning expanding financial assistance for educator programs.

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

YES	30	NO	4	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, and Winter F.

HB23-1037 by Representative(s) Martinez and Pugliese; also Senator(s) Gonzales--Concerning awarding earned time to nonviolent offenders who complete an accredited higher education program.

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

YES	28	NO	6	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Moreno, Pelton R., Priola, Rodriguez, Simpson, and Winter F.

HB23-1030 by Representative(s) Sirota and Soper; also Senator(s) Hinrichsen--Concerning a prohibition against requiring compensation to a health-care staffing agency if a contracted health-care facility hires the health-care staffing agency's employee as a permanent employee of the health-care facility.

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

YES	24	NO	10	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	E	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	N	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Cutter, Ginal, Kolker, Moreno, Rodriguez, Winter F., and Zenzinger.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, SB23-109 and HB23-1126 on the General Orders -- Second Reading of Bills Calendar of Friday, March 17, was laid over until Monday, March 20, retaining its place on the calendar.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, SB23-053 on the General Orders -- Second Reading of Bills Calendar of Friday, March 17, was laid over until Tuesday, March 21, retaining its place on the calendar.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-018 and SB23-165 were made Special Orders at 10:42 a.m.

Committee of the Whole The hour of 10:42 a.m. having arrived, Senator Cutter moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Cutter was called to act as Chair.

**SPECIAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

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

SB23-018 by Senator(s) Fields, Rodriguez; also Representative(s) Amabile--Concerning ongoing funding for the Colorado 911 resource center.

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

SB23-165 by Senator(s) Sullivan and Danielson; also Representative(s) Ricks--Concerning the continuation of the regulation of racing, and, in connection therewith, continuing the division of racing events in the department of revenue, continuing the activities of the Colorado racing commission, and implementing recommendations contained in the 2022 sunset report by the department of regulatory agencies.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, March 10, page(s) 415 and placed in members' bill files.)

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

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS -- CONSENT CALENDAR**

On motion of Senator Cutter, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-018, SB23-165 as amended.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-006 and SB23-182 were made Special Orders at 10:46 a.m.

Committee of the Whole

The hour of 10:46 a.m. having arrived, Senator Cutter moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Cutter was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

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

SB23-006 by Senator(s) Roberts and Rich; also Representative(s) McLachlan and Catlin--Concerning the creation of the rural opportunity office in the office of economic development, and, in connection therewith, making an appropriation.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, January 27, page(s) 106 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 17, page(s) 486 and placed in members' bill files.)

Amendment No. 3(L.002), by Senator Roberts.

Amend printed bill, page 5, strike lines 3 and 4 and substitute:
"(b) WORK WITH COAL TRANSITIONING COMMUNITIES TO".

Page 5, line 14, strike "NONPROFITS;" and substitute "NONPROFITS.".

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

SB23-182 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird, Bockenfeld, Sirota--Concerning the temporary suspension of certain statutory requirements for medical assistance programs.

Amendment No. 1(L.002), by Senator Zenzinger.

Amend printed bill, page 4, line 22, strike "2024," and substitute "2023,".

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Cutter, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-006 as amended, SB23-182 as amended.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-037 by Senator(s) Cutter; also Representative(s) Jodeh and Bradfield--Concerning requirements for solicitations related to the secretary of state.

Senator Cutter moved that the Senate concur in House amendments to **SB23-037**, as printed in House journal, March 14, 2023, page(s) 633. The motion was **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	E
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	E
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

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

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

MEMBERS OF THE
NATURAL MEDICINE ADVISORY BOARD

for terms expiring January 31, 2025:

William Dunn, NRP, FP-C, of Avon, Colorado, to serve as a representative of emergency medical services and services provided by first responders, appointed;

Billy Wynne, JD, of Greenwood Village, Colorado, to serve as a representative of health care insurance and healthcare policy and public health, drug policy and harm reduction, appointed;

Sofia Chavez, PhD, of Lakewood, Colorado, to serve as a representative of traditional and indigenous use and religious use of natural medicine, appointed;

Bradley Conner, PhD, of Fort Collins, Colorado, to serve as a representative of natural medicine therapy, medicine and research and public health, drug policy and harm reduction, appointed;

Wendy Buxton-Andrade of Lamar, Colorado, to serve as a representative of levels and disparities in access to health care services among different communities, appointed;

Skippy Upton Mesirov of Aspen, Colorado, to serve as a representative of permitted organization criteria, appointed;

Ernestine Gonzales, PhD, MA, MS, of Colorado Springs, Colorado, to serve as a representative of health care insurance and health care policy, past criminal justice reform efforts in Colorado, and disparities in access to healthcare services among different communities, appointed;

for terms expiring January 31, 2027:

Heather Lundy Nelson, MA, of Denver, Colorado, to serve as a representative of mental health and behavioral health providers and disparities in access to health care services among different communities, appointed;

Dr. Suzanne Sisley of Scottsdale, Arizona, to serve as a representative of mycology and natural medicine cultivation, appointed;

Katina Banks, JD, of Denver, Colorado, to serve as a representative of permitted organization criteria, appointed;

Ricardo Baca of Denver, Colorado, to serve as a representative of traditional indigenous use and public health, drug policy, and harm reduction, appointed;

Dr. Alisa Hannum to serve as a representative of mental and behavioral health providers and issues confronting veterans, appointed;

Clarissa Pinkola Estés, PhD, of Denver, Colorado, to serve as a representative of traditional indigenous use and religious use, appointed;

Joshua Goodwin, PhD, of Aurora, Colorado, to serve as a representative of issues confronting veterans, appointed;

Sheriff David Lucero of Pueblo, Colorado, to serve as a representative of past criminal justice reform in Colorado, appointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	E
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Senate in recess.

Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

SB23-198 by Senator(s) Winter F.; also Representative(s) Weissman--Concerning the verification of clean energy plans to ensure that the plans achieve the state's greenhouse gas emission reduction targets.
Transportation & Energy

HB23-1074 by Representative(s) Dickson and Amabile; also Senator(s) Marchman--Concerning a study regarding workforce transitions to other industries, and, in connection therewith, making an appropriation.
Business, Labor, & Technology

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB23-015, 046, 050, 051, and 090.

On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m., Monday, March 17, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

71st Legislative Day Monday, March 20, 2023

- Prayer 10
 By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver. 11
- Call to Order 12
 By the President at 10:00 a.m. 13
- Roll Call 14
 Present--35 15
 Excused later--1, Smallwood 16
- Quorum 17
 The President announced a quorum present. 18
- Pledge 19
 By Senator Danielson. 20
- Approval of the Journal 21
 On motion of Senator Jaquez Lewis, the Journal of Friday, March 17, 2023, was approved 22
 as corrected by the Secretary. 23

SENATE SERVICES REPORT

Correctly Printed: SB23-198. 24
 Correctly Engrossed: SB23-006, 018, 165, and 182. 25
 Correctly Rerevised: HB23-1001, 1030, 1037, 1137, 1156, and 1172. 26
 Correctly Enrolled: SB23-037. 27

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate 28
 having voted in the affirmative, the Senate proceeded out of order for moments of 29
 personal privilege. 30

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

On third reading, the titles of the following bills were publicly read, the reading at length 31
 having been dispensed with by unanimous consent: 32

SB23-018 by Senator(s) Fields, Rodriguez; also Representative(s) Amabile--Concerning ongoing 33
 funding for the Colorado 911 resource center. 34

The question being "Shall the bill pass?", the roll call was taken with the following result: 35

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill 36
 was **passed**. 37

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Ginal, Gonzales, Hansen, Jaquez Lewis, Marchman, Mullica, Priola, Roberts, and Winter F.

SB23-165

by Senator(s) Sullivan and Danielson; also Representative(s) Ricks--Concerning the continuation of the regulation of racing, and, in connection therewith, continuing the division of racing events in the department of revenue, continuing the activities of the Colorado racing commission, and implementing recommendations contained in the 2022 sunset report by the department of regulatory agencies.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Priola, and Will.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB23-006

by Senator(s) Roberts and Rich; also Representative(s) McLachlan and Catlin--Concerning the creation of the rural opportunity office in the office of economic development, and, in connection therewith, making an appropriation.

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

YES	32	NO	3	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Fenberg, Ginal, Hansen, Hinrichsen, Jaquez Lewis, Marchman, Mullica, Pelton B., Pelton R., Priola, Simpson, Will, Winter F., and Zenzinger.

SB23-182

by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Pugliese, Bockenfeld, Sirota--Concerning the temporary suspension of certain statutory requirements for medical assistance programs.

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

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Exum, Ginal, Kolker, Marchman, Moreno, and Priola.

Committee of the Whole On motion of Senator Coleman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Coleman was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

HB23-1093 by Representative(s) McLachlan and Martinez; also Senator(s) Rich and Marchman--Concerning permitting higher education staff to take a sabbatical.

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

HB23-1126 by Representative(s) Ricks and Weinberg; also Senator(s) Exum--Concerning the inclusion of certain items of information in consumer reports, and, in connection therewith, prohibiting the reporting of medical debt information by consumer reporting agencies and prohibiting debt collectors and collection agencies from falsely representing that medical debt information will be included in a consumer report or failing to timely disclose that, with certain exceptions, medical debt will not be included in a consumer report.

Laid over until Tuesday, March 21, retaining its place on the calendar.

SB23-190 by Senator(s) Winter F. and Marchman, Cutter, Gonzales, Jaquez Lewis, Moreno; also Representative(s) McCormick and Epps, Froelich, Titone--Concerning policies to make punishable deceptive actions regarding pregnancy-related services.

Laid over until Tuesday, March 21, retaining its place on the calendar.

SB23-188 by Senator(s) Gonzales and Jaquez Lewis, Cutter, Marchman, Moreno, Winter F.; also Representative(s) Froelich and Titone, Epps, McCormick--Concerning protections for accessing reproductive health care.

Laid over until Tuesday, March 21, retaining its place on the calendar.

SB23-109 by Senator(s) Pelton B. and Mullica; also Representative(s) Lynch and Snyder--Concerning a criminal penalty for the supplier when a person dies as a result of the use of a controlled substance.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 10, page(s) 422 and placed in members' bill files.)

Laid over until Tuesday, March 21, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1093.

Laid over until Tuesday, March 21: HB23-1126, SB23-109 as amended, SB23-190, SB23-188.

MESSAGE FROM THE HOUSE

March 20, 2023
Mr. President:

The House has adopted and transmits herewith HJR23-1019, as printed in House Journal, March 20, 2023.

The House has adopted and returns herewith SJM23-003.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR23-1019 by Representative(s) Mabrey and Velasco, Garcia, Gonzales-Gutierrez, Lindsay, Martinez, Ortiz, Sharbini, Valdez; also Senator(s) Gonzales and Rodriguez, Moreno, Jaquez Lewis-- Concerning the recognition of Latino/a/e/x Advocacy Day.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Hansen, Hinrichsen, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Simpson, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

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

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

MEMBERS OF THE
DENVER METROPOLITAN MAJOR LEAGUE STADIUM DISTRICT
BOARD OF DIRECTORS

for terms expiring August 1, 2026:

- Gregory Anton of Denver, Colorado, appointed;
- Damon O. Barry of Westminster, Colorado, reappointed;
- F. Robert Lee of Littleton, Colorado, reappointed;
- David Scott Martinez of Golden, Colorado, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

March 20, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1232.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HCR23-1002.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1183, 1196, 1008, 1003, 1012, 1186, and 1067, amended as printed in House Journal, March 17, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-096, amended as printed in House Journal, March 17, 2023.

The House has passed on Third Reading and returns herewith SB23-068.

The House has voted to concur in the Senate amendments to HB23-1004, 1031, 1001, and 1037, and has repassed the bills as so amended.

The House has voted not to concur in the Senate amendments to HB23-1011 and requests that a conference committee be appointed. The Speaker has appointed Representatives Titone, Chair, Weinberg, and Woodrow as House conferees on the First Conference Committee on HB23-1011. The House has granted authorization to go beyond the scope of the differences. The bill is transmitted herewith.

MESSAGE FROM THE REVISOR OF STATUTES

March 20, 2023

We herewith transmit:

Without comment, HB23-1002, 1232.

Without comment, as amended, HB23-1003, 1008, 1012, 1067, 1183, 1186, and 1196.

Without comment, as amended, SB23-096.

INTRODUCTION OF MEMORIALS

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

- SJM23-004** by Senator(s) Pelton R. And Pelton B.; also Representative(s) Holtorf and Winter T.--Memorializing an application to the United States Congress for an article V convention of the states for proposing amendments to the United States Constitution that impose fiscal restraints on the federal government, limit the power and jurisdiction of the federal government, and limit the terms of office for its officials and for members of Congress.
State, Veterans, & Military Affairs

INTRODUCTION OF BILLS -- FIRST READING

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

- SB23-199** by Senator(s) Hinrichsen; --Concerning procedures for the issuance of marijuana licenses, and, in connection therewith, clarifying that the state licensing authority may refund licensing fees when an application is denied and allowing applicants the opportunity to renew a state license while local jurisdiction approval is pending.
Finance
- SB23-200** by Senator(s) Winter F.; also Representative(s) Froelich--Concerning the utilization of automated vehicle identification systems for increased traffic law enforcement by certain jurisdictions.
Transportation & Energy
- SB23-201** by Senator(s) Jaquez Lewis; also Representative(s) Boesenecker and Weissman-- Concerning protections for property owners in the pooling of oil and gas minerals on multiple separately owned tracts.
Agriculture & Natural Resources
- SB23-202** by Senator(s) Danielson and Jaquez Lewis; --Concerning the wearing of traditional Native American regalia at graduation ceremonies.
Education
- SB23-203** by Senator(s) Fields; also Representative(s) Soper--Concerning the authority of the office of the inspector general in the department of corrections to apprehend fugitives.
Judiciary
- SB23-204** by Senator(s) Pelton B., Ginal; also Representative(s) Pugliese, Taggart--Concerning the correction of a defective date reference to properly reflect the legislative intent that agricultural equipment that is used in any controlled environment agricultural facility be exempt from the property taxation for only five years.
Agriculture & Natural Resources
- SB23-205** by Senator(s) Bridges and Lundeen; also Representative(s) Martinez and Wilson-- Concerning a scholarship program for Colorado high school graduates that prioritizes awards for students pursuing high-priority postsecondary pathways.
Education
- SB23-206** by Senator(s) Winter F.; also Representative(s) Michaelson Jenet and Sirota--Concerning information about radon in residential real property transactions.
Local Government & Housing
- SB23-207** by Senator(s) Buckner; --Concerning a refund of the state sales and use tax paid on certain items purchased in connection with an eligible data center.
Finance

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- SB23-208** by Senator(s) Ginal and Pelton B.; also Representative(s) Epps--Concerning modifications to certain tax statutes to correct defective cross references.
Finance
- SB23-209** by Senator(s) Ginal and Rich; also Representative(s) Taggart--Concerning removal of the date restriction in the definition of "eligible borrower" used to determine a business's eligibility for a small business recovery loan under the "CLIMBER Act".
Business, Labor, & Technology
- SB23-210** by Senator(s) Exum; --Concerning updates to administrative statutes for specific administrative entities that focus on human and social services.
Health & Human Services

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJM23-003.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, March 20, 2023, at 12:30 PM:
SB23-015, 046, 050, and 051.

MESSAGE FROM THE GOVERNOR

Friday, March 10th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-010 - Water Resources And Agriculture Review Committee
Approved on Friday, March 10th, 2023 at 12:56 p.m.

SB23-040 - Staffing Agency CAPS Checks
Approved on Friday, March 10th, 2023 at 12:55 p.m.

Sincerely,
(signed)
Jared Polis
Governor

Appointment A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

February 24, 2023

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

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Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, reappoint and submit for your consideration, the following:

MEMBERS OF THE
STATE BOARD OF HEALTH

effective March 2, 2023 for terms expiring March 1, 2027:

Evelinn Borrayo, PhD, of Fort Collins, Colorado, to serve as a resident of the Second Congressional District, and as a Democrat, reappointed;

Lisa Neal-Graves of Parker, Colorado, to serve as a resident of the Fourth Congressional District, and as a Democrat, reappointed;

Thomas Butts of Thornton, Colorado, to serve as a resident of the Eighth Congressional District, and as an Unaffiliated, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 2/27/23
Ryan Breitweiser, Journal Clerk
Committee on Health & Human Services

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Tuesday, March 21, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 72nd Legislative Day

 Tuesday, March 21, 2023

Prayer By Senator Exum.

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

Roll Call Present--34
 Excused--1, Cutter

Quorum The President announced a quorum present.

Pledge By Senator Danielson.

Approval of the Journal On motion of Senator Jaquez Lewis, the Journal of Monday, March 20, 2023, was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB23-199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, and 210.
 Correctly Reengrossed: SB23-006, 018, 165, and 182.
 Correctly Revised: HB23-1093; HJR23-1019.
 Correctly Enrolled: SB23-068.

COMMITTEE OF REFERENCE REPORTS

Education The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
BOARD OF TRUSTEES FOR THE
UNIVERSITY OF NORTHERN COLORADO

effective January 1, 2023 for terms expiring December 31, 2026:

Stephen Moreland Jordan, PhD, of Lafayette, Colorado, reappointed;

Greg Anton of Denver, Colorado, appointed.

Education After consideration on the merits, the Committee recommends that **HB23-1168** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 3, line 23, strike "SHALL" and substitute "MAY".

Education After consideration on the merits, the Committee recommends that **HB23-1025** be **referred** to the Committee of the Whole with favorable recommendation.

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Education After consideration on the merits, the Committee recommends that **SB23-181** be postponed indefinitely. 1
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Judiciary After consideration on the merits, the Committee recommends that **HB23-1157** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. 4
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Judiciary After consideration on the merits, the Committee recommends that **HB23-1151** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. 9
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Amend reengrossed bill, page 3, lines 24 and 25, strike "BRING THE DEFENDANT BEFORE A JUDGE" and substitute "MAKE THE IN-CUSTODY DEFENDANT AVAILABLE TO APPEAR BEFORE THE MUNICIPAL COURT". 14
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Page 5, after line 22, insert: 18
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"SECTION 4. Effective date. This act takes effect October 1, 2023.". 20
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Re-number succeeding section accordingly. 22
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On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Resolutions. 25
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CONSIDERATION OF RESOLUTIONS 30
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SR23-005 by Senator(s) Zenzinger and Rich; --Concerning recognition of Single Parent Day in Colorado. 34
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On motion of Senator Zenzinger, the resolution was read at length and adopted by the following roll call vote: 37
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YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, and Winter F. 40
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On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege. 52
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On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Governor's Appointments -- Consent Calendar. 58
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**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

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

MEMBERS OF THE
HEALTH INSURANCE AFFORDABILITY ENTERPRISE BOARD

for terms expiring September 24, 2026:

Shannon Groves of Denver, Colorado, a representative employed by a carrier, reappointed;

Stephanie Einfeld of Steamboat Springs, Colorado, to serve as a representative of primary care health care providers who does not represent a carrier, reappointed;

Richard Cimino of Fraser, Colorado, to serve as a representative of consumers of health care who are not employees of a hospital or other health care industry entities, reappointed;

Karla Gonzales Garcia of Denver, Colorado, to serve as a representative of consumers of health care who are not employees of a hospital or other health care industry entities, appointed;

Samuel Todd Young of Grand Junction, Colorado, to serve as a representative of a business that purchases or otherwise provides health insurance for its employees, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
SOLID AND HAZARDOUS WASTE COMMISSION

for terms expiring August 1, 2025:

Matthew Chrisp of Sterling, Colorado, to serve as a representative of local government and as an Unaffiliated, reappointed;

Emily McConnell Freeman of Denver, Colorado, to serve as a representative of the public and as a Democrat, reappointed;

Ryan Kyle of Clifton, Colorado, to serve as a representative of local government and as an Unaffiliated; appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
MEDICAL SERVICES BOARD

for a term expiring July 1, 2026:

Laura Carroll of Delta, Colorado, to serve as a resident of the Third Congressional District, a Democrat, with knowledge of medical assistance programs, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB23-1093 by Representative(s) McLachlan and Martinez; also Senator(s) Rich and Marchman-- Concerning permitting higher education staff to take a sabbatical.

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

YES	25	NO	9	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	E	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Exum, Fields, Ginal, Gonzales, Hansen, Jaquez Lewis, Moreno, Priola, Sullivan, and Winter F.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of House Amendments to Senate Bills.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-096 by Senator(s) Roberts and Lundeen; also Representative(s) Amabile and Soper-- Concerning policies relating to in-state tuition classification at state-supported institutions of higher education.

Senator Roberts moved that the Senate concur in House amendments to **SB23-096**, as printed in House journal, March 17, page(s) 704. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Committee of the Whole On motion of Senator Coleman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Coleman was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

HB23-1179 by Representative(s) Mauro and Winter T.; also Senator(s) Hinrichsen and Simpson-- Concerning the maximum uncommitted reserve that may be retained in the agricultural products inspection cash fund.

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1179.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 18(a) was suspended for the reconsideration of a bill.

RECONSIDERATION OF SB23-090

SB23-090 by Senator(s) Gardner; also Representative(s) Snyder--Concerning the enactment of the 2022 amendments to the "Uniform Commercial Code".

Having voted on the prevailing side, Majority Leader Moreno moved for reconsideration of the last Senate action, Repassage, on **SB23-090**.

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

Having voted on the prevailing side, Majority Leader Moreno moved for reconsideration of the last Senate action, Concur in House Amendments, on **SB23-090**.

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

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-090 by Senator(s) Gardner; also Representative(s) Snyder--Concerning the enactment of the 2022 amendments to the "Uniform Commercial Code".

Senator Gardner moved that the Senate not concur in House amendments to **SB23-090**, as printed in House journal, March 3, page(s) 516, and that a conference committee be appointed.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

CONFERENCE COMMITTEE GRANTED FURTHER POWERS

SB23-090 by Senator(s) Gardner; also Representative(s) Snyder--Concerning the enactment of the 2022 amendments to the "Uniform Commercial Code".

Senator moved that the Senate conferees on the first conference committee on **SB23-090** be granted permission to go beyond the scope of the differences between the two houses.

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

Committee of the Whole On motion of Senator Coleman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Coleman was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB23-109 by Senator(s) Pelton B. and Mullica; also Representative(s) Lynch and Snyder--Concerning a criminal penalty for the supplier when a person dies as a result of the use of a controlled substance.

Amendment No. 2(L.006), by Senator Pelton B.

Amend the Judiciary committee report, dated March 6, 2023, page 1, after line 24, insert:

"(C) IT IS NOT A VIOLATION OF SUBSECTION (2)(a)(III)(A) OF THIS SECTION IF THE VIOLATION INVOLVES DISTRIBUTION OR TRANSFER OF THE CONTROLLED SUBSTANCE IF THE DISTRIBUTION OR TRANSFER IS DONE WITHOUT REMUNERATION AND IS FOR THE PURPOSE OF CONSUMING ALL OF THE CONTROLLED SUBSTANCE WITH ANOTHER PERSON OR PERSONS AT A TIME SUBSTANTIALLY CONTEMPORANEOUS WITH THE TRANSFER; EXCEPT THAT THIS SUBSECTION (2)(a)(III)(C) APPLIES ONLY IF THE DISTRIBUTION OR TRANSFER INVOLVES NOT MORE THAN FOUR GRAMS OF A SCHEDULE I OR II CONTROLLED SUBSTANCE, NOT MORE THAN TWO GRAMS OF METHAMPHETAMINE, HEROIN, KETAMINE, OR CATHINONES, OR NOT MORE THAN 1 GRAM OF FENTANYL, CARFENTANIL, BENZIMIDAZOLE OPIATE, OR AN ANALOG THEREOF."

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

(For further action, see amendments to the report of the Committee of the Whole.)

SB23-188 by Senator(s) Gonzales and Jaquez Lewis, Cutter, Marchman, Moreno, Winter F.; also Representative(s) Froelich and Titone, Epps, McCormick--Concerning protections for accessing reproductive health care.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, March 16, page(s) 472 and placed in members' bill files.)

Amendment No. 2(L.007), by Senator Gonzales.

Amend printed bill, page 26, strike lines 15 through 17 and substitute:

"**25-6-407. Enforcement.** THE VENUE TO ENFORCE AN ACTION PURSUANT TO THE PROVISIONS OF THIS PART 4 IS IN THE DENVER DISTRICT COURT."

Amendment No. 3(L.006), by Senator Gonzales.

Amend printed bill, page 27, after line 2 insert:

"**SECTION 26.** In Colorado Revised Statutes, 29-20-104, **amend** (1)(g) as follows:

29-20-104. Powers of local governments - definition. (1) Except as expressly provided in section 29-20-104.5, the power and authority granted by this section does not limit any power or authority presently exercised or previously granted. Each local government within its respective jurisdiction has the authority to plan for and regulate the use of land by:

(g) (I) Regulating the use of land on the basis of the impact of the use on the community or surrounding areas;

(II) (A) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT ACCESS TO OUTPATIENT CLINICAL FACILITIES PROVIDING REPRODUCTIVE HEALTH CARE, AS DEFINED IN SECTION 25-6-402 (4), IS A MATTER OF STATEWIDE CONCERN AND THAT, FOR PURPOSES OF ZONING AND OTHER LAND USE PLANNING, SUCH FACILITIES FALL WITHIN THE MEANING OF A MEDICAL OFFICE USE, A MEDICAL CLINIC USE, A HEALTH-CARE USE, AND OTHER FACILITIES THAT PROVIDE OUTPATIENT HEALTH-CARE SERVICES.

(B) FOR THE PURPOSES OF ZONING AND OTHER LAND USE PLANNING, EVERY LOCAL GOVERNMENT THAT HAS ADOPTED OR ADOPTS A ZONING ORDINANCE SHALL RECOGNIZE THE PROVISION OF OUTPATIENT REPRODUCTIVE HEALTH CARE, AS DEFINED IN SECTION 25-6-402 (4), AS A PERMITTED USE IN

ANY ZONE IN WHICH THE PROVISION OF GENERAL OUTPATIENT HEALTH CARE IS RECOGNIZED AS A PERMITTED USE.

(C) NOTHING IN THIS SUBSECTION (1)(g)(II) RESTRICTS OR SUPERSEDES THE AUTHORITY OF A LOCAL GOVERNMENT TO ENACT UNIFORM ZONING ORDINANCES AND OTHER LAND USE REGULATIONS THAT COMPLY WITH THIS SUBSECTION (1)(g)(II).

SECTION 27. In Colorado Revised Statutes, 30-28-115, **add** (1.5) as follows:

30-28-115. Public welfare to be promoted - legislative declaration - construction. (1.5) (a) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT ACCESS TO OUTPATIENT CLINICAL FACILITIES PROVIDING REPRODUCTIVE HEALTHCARE, AS DEFINED IN SECTION 25-6-402 (4), IS A MATTER OF STATEWIDE CONCERN AND THAT, FOR PURPOSES OF ZONING AND OTHER LAND USE PLANNING, SUCH FACILITIES FALL WITHIN THE MEANING OF A MEDICAL OFFICE USE, A MEDICAL CLINIC USE, A HEALTH-CARE USE, AND OTHER FACILITIES THAT PROVIDE OUTPATIENT HEALTH-CARE SERVICES.

(b) FOR THE PURPOSES OF ZONING AND OTHER LAND USE PLANNING, EVERY LOCAL GOVERNMENT THAT HAS ADOPTED OR ADOPTS A ZONING ORDINANCE SHALL RECOGNIZE THE PROVISION OF OUTPATIENT REPRODUCTIVE HEALTH CARE, AS DEFINED IN SECTION 25-6-402 (4), AS A PERMITTED USE IN ANY ZONE IN WHICH THE PROVISION OF GENERAL OUTPATIENT HEALTH CARE IS RECOGNIZED AS A PERMITTED USE.

(c) NOTHING IN THIS SUBSECTION (1.5) RESTRICTS OR SUPERSEDES THE AUTHORITY OF A LOCAL GOVERNMENT TO ENACT UNIFORM ZONING ORDINANCES AND OTHER LAND USE REGULATIONS THAT COMPLY WITH THIS SUBSECTION (1.5)."

Re-number succeeding section accordingly.

Amendment No. 4(L.010), by Senator Gonzales.

Amend printed bill, page 10, line 1, strike "DID NOT" and substitute "WAS CONSISTENT WITH GENERALLY ACCEPTED STANDARDS OF PRACTICE UNDER COLORADO LAW AND DID NOT OTHERWISE".

Amendment No. 5(L.009), by Senator Gonzales.

Amend printed bill, page 24, line 27, strike "TO ASSIST OR FURTHER" and substitute "FOR THE PURPOSE OF ASSISTING OR FURTHERING".

Amendment No. 6(L.019), by Senator Gonzales.

Amend printed bill, page 21, line 15, strike "REPRODUCTIVE HEALTHCARE" and substitute "RELOCATED PROTECTED HEALTH-CARE".

Page 22, line 3, strike "REPRODUCTIVE" and substitute "RELOCATED PROTECTED".

Page 22, line 20, strike "(3)(e)".

Page 23, strike lines 5 through 7.

Page 23, line 19, after "APPLICANT" insert "IS A PROTECTED HEALTH-CARE WORKER OR".

Amendment No. 7(L.020), by Senator Gonzales.

Amend printed bill, page 19, line 24, strike "PATIENT," and substitute "PATIENT WHO RELOCATED TO COLORADO,".

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

(For further action, see amendments to the report of the Committee of the Whole.)

SB23-189 by Senator(s) Moreno and Cutter, Gonzales, Jaquez Lewis, Marchman, Winter F.; also Representative(s) Michaelson Jenet and Garcia, Epps, Froelich, McCormick, Titone-- Concerning increasing access to reproductive health-care services.

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

(Printed in Senate Journal, March 16, page(s) 472-473 and placed in members' bill files.)

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Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 17, page(s) 491-492 and placed in members' bill files.)

Amendment No. 3(L.023), by Senator Moreno.

Amend printed bill, page 13, strike lines 7 through 14.

Re-number succeeding sections accordingly.

Amendment No. 4(L.022), by Senator Moreno.

Amend the Health and Human Services Committee Report, dated March 15, 2023, page 2, line 1, strike "THE" and substitute "BEFORE JULY 1, 2027, THE".

Page 2, strike line 3 and substitute "DRUG APPROVED BY THE FEDERAL FOOD AND DRUG ADMINISTRATION THAT IS USED FOR THE TREATMENT".

Page 2, line 5, after "PREVENTS" insert "THE STATE DEPARTMENT FROM PERFORMING".

Page 2, line 6, strike "SAFETY," and substitute "SAFETY OR FOR ENSURING THE PRESCRIBED USE IS FOR A MEDICALLY ACCEPTED INDICATION, AS REQUIRED BY SECTION 1927 OF THE "SOCIAL SECURITY ACT OF 1935".

Page 2, strike lines 7 and 8.

Amendment No. 5(L.025), by Senator Moreno.

Amend printed bill, page 14, before line 5 insert:

"SECTION 13. In Colorado Revised Statutes, 10-16-124.5, **amend** (2)(a) introductory portion; and **add** (2)(c) as follows:

10-16-124.5. Prior authorization form - drug benefits - rules of commissioner - definitions. (2) (a) Except as provided in ~~paragraph (b) of this subsection~~ (2) SUBSECTION (2)(b) OR (2)(c) OF THIS SECTION, a prior authorization request is deemed granted if a carrier or pharmacy benefit management firm fails to:

(c) FOR NONURGENT PRIOR AUTHORIZATION REQUESTS RELATED TO A COVERED PERSON'S HIV PRESCRIPTION DRUG COVERAGE, THE PRIOR AUTHORIZATION REQUEST IS DEEMED GRANTED IF A CARRIER OR PHARMACY BENEFIT MANAGEMENT FIRM FAILS TO:

(I) UTILIZE THE PRIOR AUTHORIZATION PROCESS DEVELOPED PURSUANT TO SUBSECTION (3) OF THIS SECTION;

(II) FOR PRIOR AUTHORIZATION REQUESTS SUBMITTED ELECTRONICALLY:

(A) NOTIFY THE PRESCRIBING PROVIDER WITHIN ONE BUSINESS DAY AFTER RECEIPT OF THE REQUEST THAT THE REQUEST IS APPROVED, DENIED, OR INCOMPLETE, AND IF INCOMPLETE, INDICATE THE SPECIFIC ADDITIONAL INFORMATION, CONSISTENT WITH CRITERIA POSTED PURSUANT TO SUBSECTION (3)(a)(II) OF THIS SECTION, THAT IS REQUIRED TO PROCESS THE REQUEST; OR

(B) NOTIFY THE PRESCRIBING PROVIDER WITHIN ONE BUSINESS DAY AFTER RECEIVING THE ADDITIONAL INFORMATION REQUIRED BY THE CARRIER OR PHARMACY BENEFIT MANAGEMENT FIRM PURSUANT TO SUBSECTION (2)(a)(II)(A) OF THIS SECTION, THAT THE REQUEST IS APPROVED OR DENIED; AND

(III) FOR NONURGENT AND URGENT PRIOR AUTHORIZATION REQUESTS SUBMITTED ORALLY, BY FACSIMILE, OR BY ELECTRONIC MAIL, NOTIFY THE PRESCRIBING PROVIDER WITHIN ONE DAY AFTER RECEIPT OF THE REQUEST THAT THE REQUEST IS APPROVED OR DENIED."

Re-number succeeding section accordingly.

Amendment No. 6(L.020), by Senator Moreno.

Amend printed bill, page 7, line 13, strike "**authorization.**" and substitute "**authorization - study - repeal.**"

Page 7, line 13, strike "A" and substitute "(1) A".

Page 7, strike lines 17 and 18 and substitute "drug.

(2) BEFORE JULY 1, 2027, A CARRIER SHALL NOT REQUIRE A COVERED PERSON TO UNDERGO STEP THERAPY OR TO RECEIVE PRIOR AUTHORIZATION BEFORE A PROVIDER MAY, ACTING WITHIN THE PROVIDER'S SCOPE OF PRACTICE,

PRESCRIBE OR DISPENSE ANY DRUG APPROVED BY THE FDA AND USED FOR THE TREATMENT OR PREVENTION OF HIV THAT IS INCLUDED ON THE CARRIER'S PRESCRIPTION DRUG FORMULARY AS OF MARCH 1, 2023.

(3) (a) THE DIVISION SHALL CONTRACT WITH ONE OR MORE ENTITIES TO CONDUCT A STUDY THAT INCLUDES QUALITATIVE PATIENT AND PROVIDER EXPERIENCE INFORMATION AND AN ACTUARIAL REVIEW TO CONSIDER THE PREDICTED COST AND HEALTH IMPACTS OF REMOVING THE REQUIREMENT FOR A COVERED PERSON TO UNDERGO STEP THERAPY OR TO RECEIVE PRIOR AUTHORIZATION BEFORE A PROVIDER MAY, ACTING WITHIN THE PROVIDER'S SCOPE OF PRACTICE, PRESCRIBE OR DISPENSE A DRUG FOR THE TREATMENT OF HIV. IN CONDUCTING THE STUDY, THE ENTITY CONTRACTED TO PERFORM THE STUDY MUST CONSULT WITH COMMUNITY ORGANIZATIONS LED BY PEOPLE LIVING WITH HIV. THE DIVISION SHALL PROVIDE THE COMPLETED STUDY TO THE GENERAL ASSEMBLY NO LATER THAN OCTOBER 1, 2026.

(b) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE JULY 1, 2027."

Amendment No. 7(L.024), by Senator Moreno.

Amend Health and Human Services Committee Report, dated March 15, 2023, page 2, strike lines 17 through 39 and substitute:

"SECTION 12. In Colorado Revised Statutes, add 25-6-104 as follows:

25-6-104. Department of public health and environment - family planning access collaborative - legislative declaration - recommendations - funding.

(1) (a) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT, ACCORDING TO A 2019 REPORT BY THE COLORADO DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, REFERRED TO IN THIS SECTION AS THE "DEPARTMENT", IN 2019, THERE WERE NINETY-THREE THOUSAND THREE HUNDRED COLORADANS WITHOUT ACCESS TO FAMILY PLANNING SERVICES, INCLUDING FIFTY-EIGHT THOUSAND COLORADANS WHO WERE UNINSURED AND THIRTY-FIVE THOUSAND THREE HUNDRED WHO WERE INSURED, BUT NOT USING THEIR FAMILY PLANNING COVERAGE PRIMARILY DUE TO FEAR OF BREACHES IN CONFIDENTIALITY.

(b) THE GENERAL ASSEMBLY FURTHER FINDS THAT THERE HAVE SINCE BEEN IMPORTANT EXPANSIONS IN ACCESS INCLUDING A STATE PLAN AMENDMENT TO EXPAND INCOME ELIGIBILITY FOR SERVICES, THE CREATION OF COVERAGE PROGRAMS FOR UNDOCUMENTED INDIVIDUALS, EXPANSIONS OF COMMERCIAL AND MEDICAID INSURANCE COVERAGE, AND INCREASED FAMILY PLANNING FUNDING. HOWEVER, PERSISTENT GAPS IN ACCESS REMAIN.

(2) THE DEPARTMENT SHALL CONVENE A FAMILY PLANNING ACCESS COLLABORATIVE TO COORDINATE WITH THE DEPARTMENT TO ADVISE THE DEPARTMENT IN IDENTIFYING ACCESS GAPS THAT CONTRIBUTE TO APPROXIMATELY NINETY-THREE THOUSAND COLORADANS LACKING FAMILY PLANNING ACCESS INCLUDING, BUT NOT LIMITED TO:

- (a) PRIVACY AND CONFIDENTIALITY CONCERNS;
- (b) GAPS IN EXISTING FAMILY PLANNING PROGRAMS;
- (c) GEOGRAPHIC BARRIERS AND RURAL ACCESS;
- (d) ABILITY OF ADOLESCENTS TO ACCESS CARE AND SERVICES;
- (e) FUNDING FOR SERVICES;
- (f) IDENTIFICATION OF LEGISLATIVE, REGULATORY, AND FUNDING STRATEGIES TO CLOSE ACCESS GAPS IDENTIFIED BY THE COLLABORATIVE.

(3) THE DEPARTMENT SHALL INVITE REPRESENTATIVES WITH RELEVANT EXPERTISE IN THE PROVISION OF, FUNDING OF, AND ADVOCACY FOR FAMILY PLANNING SERVICES TO PARTICIPATE IN THE COLLABORATIVE.

(4) THE DEPARTMENT SHALL CONVENE THE FAMILY PLANNING ACCESS COLLABORATIVE ON OR BEFORE SEPTEMBER 1, 2023.

(5) ON OR BEFORE DECEMBER 15, 2023, THE COLLABORATIVE SHALL PUBLISH RECOMMENDATIONS INFORMED BY THE GAPS IDENTIFIED IN SUBSECTION (2) OF THIS SECTION.

(6) FOR THE 2023-24 STATE FISCAL YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE TWO HUNDRED THOUSAND DOLLARS FROM THE GENERAL FUND TO THE DEPARTMENT FOR THE PURPOSES OF THIS SECTION.

(7) THE DEPARTMENT MAY SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SECTION.

(8) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2024."

Page 3, strike lines 1 through 13.

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Amendment No. 8(L.013), by Senator Moreno.

Amend printed bill, page 3, line 10, strike "(18)(b)(X)(A)," and substitute "(18)(b)(X)."

Page 4, strike lines 2 through 6 and substitute:

"(X) (A) Any other preventive services included in the A or B recommendation of the task force or required by federal law; ANY OTHER RECOMMENDATIONS ESTABLISHED BY THE ACIP; ANY OTHER PREVENTIVE CARE AND SCREENING AS PROVIDED FOR IN THE COMPREHENSIVE GUIDELINES SUPPORTED BY THE HEALTH RESOURCES AND SERVICES ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR WOMEN; AND EVIDENCE-INFORMED PREVENTIVE CARE AND SCREENING PROVIDED FOR IN THE COMPREHENSIVE GUIDELINES SUPPORTED BY THE HEALTH RESOURCES AND SERVICES ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR INFANTS, CHILDREN, AND ADOLESCENTS.

(B) This ~~subparagraph (X)~~ SUBSECTION (18)(b)(X) does not apply to grandfathered health benefit plans."

Page 4, strike lines 7 through 26 and substitute:

"(b.3) IF COUNSELING, PREVENTION, AND SCREENING FOR A SEXUALLY TRANSMITTED INFECTION, AS REQUIRED IN SUBSECTION (18)(b)(XI) OF THIS SECTION, ARE COVERED SERVICES, THE HEALTH BENEFIT PLAN MUST PROVIDE THE COVERAGE WITHOUT COST SHARING, REGARDLESS OF THE COVERED PERSON'S GENDER, AND THE COVERAGE MUST INCLUDE, CONSISTENT WITH TASK FORCE REQUIREMENTS, COVERAGE FOR HIV PREVENTION DRUGS AND SERVICES NECESSARY FOR INITIATION AND CONTINUED USE OF HIV PREVENTION DRUGS, INCLUDING OFFICE VISITS, TESTING, VACCINATIONS, AND MONITORING SERVICES."

Amendment No. 9(L.008), by Senator Smallwood.

Amend printed bill, page 5, strike lines 20 and 21 and substitute:

"(d) AN EMPLOYER IS NOT OBLIGATED TO".

Amendment No. 10(L.027), by Senator Moreno.

Amend Appropriations Committee Report, dated March 17, 2023, page 1, line 3, strike "\$1,000,000" and substitute "\$200,000".

Page 1, lines 6 and 7, strike "reproductive privacy affordability grant program" and substitute "family planning access collaborative".

Amendment No. 11(L026), by Senator Moreno.

Amend the Health and Human Services Committee Report, dated March 15, 2023, page 1, line 1, after ""**sharing.**" insert "(1)".

Page 1 of the report, after line 4 insert:

"Page 8 of the bill, after line 1 insert:

"(2) THE PROVISIONS OF THIS SECTION DO NOT APPLY TO A HIGH DEDUCTIBLE HEALTH BENEFIT PLAN WITH A HEALTH SAVINGS ACCOUNT PURSUANT TO 26 U.S.C. SEC. 223, AS AMENDED, ISSUED OR RENEWED IN THIS STATE UNTIL AN ELIGIBLE INSURED'S DEDUCTIBLE HAS BEEN MET, UNLESS ALLOWED PURSUANT TO FEDERAL LAW."

Page 8 of the bill, line 2, after "**sharing.**" insert "(1)".

Page 1 of the report, after line 7 insert:

"Page 8 of the bill, after line 8 insert:

"(2) THE PROVISIONS OF THIS SECTION DO NOT APPLY TO A HIGH DEDUCTIBLE HEALTH BENEFIT PLAN WITH A HEALTH SAVINGS ACCOUNT PURSUANT TO 26 U.S.C. SEC. 223, AS AMENDED, ISSUED OR RENEWED IN THIS STATE UNTIL AN ELIGIBLE INSURED'S DEDUCTIBLE HAS BEEN MET, UNLESS ALLOWED PURSUANT TO FEDERAL LAW."

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Amend printed bill, page 5, line 9, strike "SUBSECTION (26)(d)" and substitute "SUBSECTIONS (26)(d) AND (26)(g)".

Page 5 of the bill, line 22, strike "IF" and substitute "IF:
(I) PROVIDING".

Page 5 of the bill, line 24, strike "BELIEFS." and substitute "BELIEFS; OR
(II) THE EMPLOYER IS A PUBLIC ENTITY PROHIBITED BY SECTION 50 OF ARTICLE V OF THE STATE CONSTITUTION FROM USING PUBLIC FUNDS TO PAY FOR INDUCED ABORTIONS."

Page 7 of the bill, after line 7 insert:
"(g) THE PROVISIONS OF THIS SECTION DO NOT APPLY TO A HIGH DEDUCTIBLE HEALTH BENEFIT PLAN WITH A HEALTH SAVINGS ACCOUNT PURSUANT TO 26 U.S.C. SEC. 223, AS AMENDED, ISSUED OR RENEWED IN THIS STATE UNTIL AN ELIGIBLE INSURED'S DEDUCTIBLE HAS BEEN MET, UNLESS ALLOWED PURSUANT TO FEDERAL LAW."

Page 7 of the bill, line 8, strike "(g)" and substitute "(h)".

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

(For further action, see amendments to the report of the Committee of the Whole.)

SB23-190

by Senator(s) Winter F. and Marchman, Cutter, Gonzales, Jaquez Lewis, Moreno; also Representative(s) McCormick and Epps, Froelich, Titone--Concerning policies to make punishable deceptive actions regarding pregnancy-related services.

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

Amend printed bill, page 4, strike line 24 and substitute "INDICATES THAT THE PERSON PROVIDES".

Amendment No. 2(L.010), by Senator Winter F. and Marchman.

Amend printed bill, page 5, line 15, after "(2)" insert "(a)".

Page 5, line 19, strike "STATE." and substitute "STATE, UNLESS THE COLORADO MEDICAL BOARD CREATED IN SECTION 12-240-105 (1), THE STATE BOARD OF PHARMACY CREATED IN SECTION 12-280-104 (1), AND THE STATE BOARD OF NURSING CREATED IN SECTION 12-255-105 (1), IN CONSULTATION WITH EACH OTHER, EACH HAVE IN EFFECT RULES FINDING THAT IT IS A GENERALLY ACCEPTED STANDARD OF PRACTICE TO ENGAGE IN MEDICATION ABORTION REVERSAL.

(b) THE BOARDS SPECIFIED IN SUBSECTION (2)(a) OF THIS SECTION SHALL PROMULGATE APPLICABLE RULES NO LATER THAN OCTOBER 1, 2023, IN CONSULTATION WITH EACH OTHER, CONCERNING WHETHER ENGAGING IN MEDICATION ABORTION REVERSAL IS A GENERALLY ACCEPTED STANDARD OF PRACTICE."

Amendment No. 3(L.013), by Senator Smallwood.

Amend printed bill, page 2, lines 10 and 11, strike "centers" or "fake clinics", and substitute "centers",

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

(For further action, see amendments to the report of the Committee of the Whole.)

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the General Orders -- Second Reading of Bills Calendar (SB23-053, HB23-1126, HB23-1117, SB23-039, SB23-067, SB23-069, SB23-072, SB23-149, SB23-151, and HB23-1219) of Tuesday, March 21 was laid over until Wednesday, March 22, retaining its place on the calendar.

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AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB23-109 by Senator(s) Pelton B. and Mullica; also Representative(s) Lynch and Snyder--Concerning a criminal penalty for the supplier when a person dies as a result of the use of a controlled substance.

Senator Gonzales moved to amend the Report of the Committee of the Whole to show that the following Gonzales floor amendment, (L.035) to SB 23-109, did pass.

Amend printed bill, page 2, strike lines 2 through 17 and substitute:

"SECTION 1. In Colorado Revised Statutes, 16-11.3-103, **amend** (2.5)(a) as follows:

16-11.3-103. Duties of the commission - mission - staffing - report - definition. (2.5) (a) Using empirical analysis and evidence-based data, the commission shall study sentences in Colorado. In the study of sentences, the commission shall study and report to the judiciary committees of the house of representatives and the senate, or their successor committees, by December 1, 2023, the sentence for a person who sells, dispenses, distributes, or otherwise transfers any quantity of a controlled substance or any material, compound, mixture, or preparation that contains any amount of a controlled substance and the sale, dispensing, distribution, or transfer is the proximate cause of the death of another person who used or consumed the controlled substance or material, compound, mixture, or preparation."

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	14	NO	20	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	N	Marchman	Y	Simpson	N
Bridges	N	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	N	Mullica	N	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	E	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	N
Fields	N	Liston	N	Roberts	N	President	N
Gardner	N	Lundeen	N	Rodriguez	Y		

SB23-188 by Senator(s) Gonzales and Jaquez Lewis, Cutter, Marchman, Moreno, Winter F.; also Representative(s) Froelich and Titone, Epps, McCormick--Concerning protections for accessing reproductive health care.

Senator Lundeen moved to amend the Report of the Committee of the Whole to show that the following Lundeen floor amendment, (L.018) to SB 23-188, did pass.

Amend printed bill, page 15, strike line 27 and substitute "territory, upon a motion,".

Page 16, line 7, strike "law." and substitute "law, if the court or arbitrator finds the testimony relates to a legally protected health-care activity.".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	13	NO	21	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

SB23-188 by Senator(s) Gonzales and Jaquez Lewis, Cutter, Marchman, Moreno, Winter F.; also Representative(s) Froelich and Titone, Epps, McCormick--Concerning protections for accessing reproductive health care.

Senator Pelton B. moved to amend the Report of the Committee of the Whole to show that the following Lundeen floor amendment, (L.011) to SB 23-188, did pass.

Amend printed bill, page 19, line 3, strike "abortion;" and substitute "abortion, provided the community-based provider or organization reimburses the state for transportation costs;".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	13	NO	21	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

SB23-189 by Senator(s) Moreno and Cutter, Gonzales, Jaquez Lewis, Marchman, Winter F.; also Representative(s) Michaelson Jenet and Garcia, Epps, Froelich, McCormick, Titone--Concerning increasing access to reproductive health-care services.

Senator Rich moved to amend the Report of the Committee of the Whole to show that the following Rich floor amendment, (L.009) to SB 23-189, did pass.

Amend printed bill, page 8, after line 8 insert:

"SECTION 5. In Colorado Revised Statutes, **add** 10-16-160 as follows:
10-16-160. Coverage for childbirth and childbirth-related services - cost sharing. If childbirth and childbirth-related services are covered services, the health benefit plan must provide the coverage without deductibles, copayments, coinsurance, annual or lifetime maximum benefit limits, or other cost sharing for or limits on the coverage for childbirth and childbirth-related services."

Renumber succeeding sections accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	16	NO	18	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

SB23-189

by Senator(s) Moreno and Cutter, Gonzales, Jaquez Lewis, Marchman, Winter F.; also Representative(s) Michaelson Jenet and Garcia, Epps, Froelich, McCormick, Titone-- Concerning increasing access to reproductive health-care services.

Senator Smallwood moved to amend the Report of the Committee of the Whole to show that the following Smallwood floor amendment, (L.011) to SB 23-189, did pass.

Amend printed bill, page 13, line 18, after "**HIV** -" insert "**life-threatening diseases or conditions** -".

Page 13, strike lines 19 and 20 and substitute "**definitions.** (1) As used in this section:

- (a) "HIV" means human immunodeficiency virus.
- (b) "Life-threatening disease or condition" means Alzheimer's disease, asthma, bladder cancer, brain or nervous system cancer, breast cancer, bronchitis, colon and rectum cancer, chronic obstructive pulmonary disease, diabetes, emphysema, esophageal cancer, influenza, kidney and renal pelvis cancer, leukemia, liver and intrahepatic bile duct cancer, lung and bronchus cancer, melanoma, myeloma, non-Hodgkin lymphoma, oral cavity and pharynx cancer, ovarian cancer, pancreatic cancer, pneumonia, prostate cancer, stomach cancer, stroke, and uterine cancer."

Page 13, line 24, after "HIV" insert "or a life-threatening disease or condition".

Page 13, line 26, after "HIV" insert "or a life-threatening disease or condition".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	15	NO	19	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

SB23-190

by Senator(s) Winter F. and Marchman, Cutter, Gonzales, Jaquez Lewis, Moreno; also Representative(s) McCormick and Epps, Froelich, Titone--Concerning policies to make punishable deceptive actions regarding pregnancy-related services.

Senator Gardner moved to amend the Report of the Committee of the Whole to show that the following Gardner floor amendment, (L.002) to SB 23-190, did pass.

Amend printed bill, page 4, strike lines 25 and 26 and substitute "services for reproductive health care, as defined in section 25-6-402 (4), when the person knows".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	13	NO	21	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	31	NO	3	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	E	Jaquez	Y	Pelton R.	Y	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-109 as amended, SB23-188 as amended, SB23-189 as amended, SB23-190 as amended.
Laid over until Wednesday, March 22: SB23-053, HB23-1126, HB23-1117, SB23-039, SB23-067, SB23-069, SB23-072, SB23-149, SB23-151, HB23-1219.

REPORT OF CONFERENCE COMMITTEE

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB23-1101

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 HB23-1101, concerning support for transit, and, in connection therewith, increasing the flexibility of the ozone season transit grant program and increasing opportunities for transit agency participation in regional transportation planning, 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:

Amend rerevised bill, page 8, strike lines 14 through 27.

Page 9, strike lines 1 through 8 and substitute:

"SECTION 3. In Colorado Revised Statutes, **add 43-1-131** as follows:
43-1-131. Transportation planning study - report - rules. (1) ON OR BEFORE NOVEMBER 30, 2023, THE DEPARTMENT SHALL COMPLETE A STUDY AND STUDY REPORT OF THE BOUNDARIES OF THE TRANSPORTATION PLANNING REGIONS, AS DEFINED IN SECTION 43-1-1102 (8), THE MEMBERSHIP OF THE TRANSPORTATION ADVISORY COMMITTEE CREATED IN SECTION 43-1-1104 (1)(a) AND THE SPECIAL INTERIM TRANSIT AND RAIL ADVISORY COMMITTEE APPOINTED PURSUANT TO SECTION 43-1-1104 (1)(b), AND THE CONSISTENCY AND TRANSPARENCY OF THE TRANSPORTATION PLANNING PROCESS ACROSS THE TRANSPORTATION PLANNING REGIONS. IN CONDUCTING THE STUDY, THE DEPARTMENT SHALL PROVIDE OPPORTUNITY FOR PUBLIC COMMENT THROUGHOUT THE STATE AND CONSIDER INPUT FROM STAKEHOLDERS THROUGHOUT THE STATE. ON OR BEFORE NOVEMBER 30, 2023, THE DEPARTMENT SHALL SUBMIT THE STUDY REPORT TO THE COMMISSION AND TO THE TRANSPORTATION LEGISLATION REVIEW COMMITTEE CREATED IN SECTION 43-2-145 (1)(a) OR, IF THE COMMITTEE HAS HELD ITS LAST 2023 MEETING BEFORE THE STUDY REPORT IS COMPLETED, TO THE HOUSE OF REPRESENTATIVES TRANSPORTATION, HOUSING, AND LOCAL GOVERNMENT COMMITTEE AND THE SENATE TRANSPORTATION AND ENERGY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES. THE STUDY MUST INCLUDE CONSIDERATION OF:

(a) THE MEMBERSHIP OF THE SPECIAL INTERIM TRANSIT AND RAIL ADVISORY COMMITTEE AND ITS REPRESENTATION ON THE TRANSPORTATION ADVISORY COMMITTEE;

(b) THE TRANSPARENCY OF THE TRANSPORTATION PLANNING PROCESS IN EACH TRANSPORTATION PLANNING REGION AND THE CONSISTENCY OF THE TRANSPORTATION PLANNING PROCESS ACROSS THE TRANSPORTATION PLANNING REGIONS; AND

(c) THE BOUNDARIES OF TRANSPORTATION PLANNING REGIONS AND THE EQUITABLE REPRESENTATION OF THE TRANSPORTATION PLANNING REGIONS ON THE TRANSPORTATION ADVISORY COMMITTEE CONSIDERING FACTORS RELATED TO:

(I) HIGHWAY AND TRANSIT CORRIDORS AND EXISTING AND PLANNED TRANSIT DISTRICT BOUNDARIES;

(II) DISPROPORTIONATELY IMPACTED COMMUNITIES, AS DEFINED IN SECTION 43-4-1202 (5);

(III) VEHICLE MILES TRAVELED, TRUCK VEHICLE MILES TRAVELED, TRANSIT VEHICLE REVENUE MILES, AND LANE MILES;

(IV) POPULATION TRENDS;

(V) SAFETY AND MANAGEMENT CONSIDERATIONS;

(VI) COMMUTING, COMMERCIAL TRAFFIC, TOURISM IMPACTS, AND OTHER TRAVEL PATTERNS;

(VII) TRANSIT-ORIENTED DEVELOPMENT AND ACCESS TO AFFORDABLE HOUSING;

(VIII) LEVELS OF AIR POLLUTANTS, AS DEFINED IN SECTION 25-7-103 (1.5), INCLUDING CRITERIA POLLUTANTS, AS DEFINED IN SECTION 43-1-128 (2)(b), AND GREENHOUSE GAS POLLUTANTS, AS DEFINED IN SECTION 43-1-128 (2)(d); AND

(IX) COMMUNITIES OF INTEREST.

(2) THE DEPARTMENT SHALL NOT INCLUDE ANY RECOMMENDATION IN THE STUDY REPORT THAT, IF ADOPTED, WOULD REDUCE THE NUMBER OF RURAL TRANSPORTATION PLANNING REGIONS, WHICH SHALL BE MAINTAINED AT THE MAXIMUM NUMBER SPECIFIED IN SECTION 43-1-1102 (8).

(3) FOLLOWING COMPLETION OF THE STUDY, WITH CONSIDERATION OF THE FINDINGS OF THE STUDY, AND BEFORE JUNE 1, 2024, THE COMMISSION SHALL INITIATE UPDATES TO ITS RULES CONCERNING THE STATEWIDE TRANSPORTATION PLANNING PROCESS AND TRANSPORTATION PLANNING REGIONS, 2-CCR 601-22."

Respectfully submitted,

House Committee:
(signed)
Jennifer Bacon, Chair
Stephanie Vigil

Senate Committee:
(signed)
Faith Winter, Chair
Nick Hinrichsen

MESSAGE FROM THE HOUSE

March 21, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1224, 1089, and 1225, amended as printed in House Journal, March 20, 2023.

The House has passed on Third Reading and returns herewith SB23-150.

MESSAGE FROM THE REVISOR OF STATUTES

March 21, 2023
We herewith transmit:

Without comment, as amended, HB23-1089, 1224, 1225.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SR23-005.

On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m.,
Wednesday, March 22, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

73rd Legislative Day

Wednesday, March 22, 2023

Prayer By President *pro tem*.

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

Roll Call Present--31
 Excused--4, Cutter, Danielson, Hansen, Mullica
 Present later--4, Cutter, Danielson, Hansen, Mullica

Quorum The President announced a quorum present.

Pledge By Senator Danielson.

Approval of the Journal On motion of Senator Jaquez Lewis, the Journal of Tuesday, March 21, 2023, was approved as corrected by the Secretary.

At the order of the President, Senator Danielson was added to the current roll call.

SENATE SERVICES REPORT

Correctly Engrossed: SB23-109, 188, 189, and 190; SR23-005.
 Correctly Revised: HB23-1179.
 Correctly Rerevised: HB23-1093.
 Correctly Enrolled: SB23-096 and 150; SJM23-003; SR23-005.

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

At the order of the President, Senator Mullica was added to the current roll call.

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

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

HB23-1179 by Representative(s) Mauro and Winter T.; also Senator(s) Hinrichsen and Simpson--
 Concerning the maximum uncommitted reserve that may be retained in the agricultural products inspection cash fund.

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

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YES	31	NO	2	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	E	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Exum, Marchman, Pelton B., Pelton R., Roberts, and Will.

At the order of the President, Senators Cutter and Hansen were added to the current roll call.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB23-109 by Senator(s) Pelton B. and Mullica; also Representative(s) Lynch and Snyder--Concerning a criminal penalty for the supplier when a person dies as a result of the use of a controlled substance.

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

YES	19	NO	16	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	N	Simpson	Y
Bridges	Y	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	Y	Mullica	Y	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

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

Co-sponsor(s) added: Baisley, Gardner, Kirkmeyer, Liston, Lundeen, Pelton R., Rich, Roberts, Simpson, Smallwood, Van Winkle, and Will.

SB23-188 by Senator(s) Gonzales and Jaquez Lewis, Cutter, Marchman, Moreno, Winter F.; also Representative(s) Froelich and Titone, Epps, McCormick--Concerning protections for accessing reproductive health care.

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

YES	22	NO	13	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Bridges, Buckner, Coleman, Danielson, Fenberg, Fields, Ginal, Hansen, Hinrichsen, Kolker, Mullica, Rodriguez, Zenzinger, and Sullivan.

SB23-189

by Senator(s) Moreno and Cutter, Gonzales, Jaquez Lewis, Marchman, Winter F.; also Representative(s) Michaelson Jenet and Garcia, Epps, Froelich, McCormick, Titone-- Concerning increasing access to reproductive health-care services, and, in connection therewith, making an appropriation.

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

Third Reading Amendment No. 1(L.028), by Majority Leader Moreno.

Amend engrossed bill, page 5, line 19, strike "PROVIDING".

Page 7, line 8, strike "WITH A HEALTH SAVINGS ACCOUNT".

Page 8, line 26, strike "WITH A HEALTH SAVINGS ACCOUNT".

Page 9, line 11, strike "WITH A HEALTH SAVINGS ACCOUNT".

Page 14, strike lines 5 through 8 and substitute "~~environmental problems, both in this state and in the nation~~ EVERY INDIVIDUAL HAS A FUNDAMENTAL RIGHT TO MAKE DECISIONS ABOUT THE INDIVIDUAL'S REPRODUCTIVE HEALTH CARE INCLUDING THE FUNDAMENTAL RIGHT TO USE OR REFUSE CONTRACEPTION.".

Page 16, line 4, strike "(2)(c)" and substitute and "(2)(c) and (2)(c.5)".

Page 16, line 6, strike "definitions." and substitute "definitions - repeal.".

Page 17, after line 5 insert:

"(c.5) THIS SUBSECTION (2)(c.5) AND SUBSECTION (2)(c) OF THIS SECTION ARE REPEALED, EFFECTIVE JULY 1, 2027.".

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Coleman, Danielson, Fenberg, Fields, Ginal, Hinrichsen, and Sullivan.

(For further action, see Reconsideration of **SB23-189**.)

SB23-190

by Senator(s) Winter F. and Marchman, Cutter, Gonzales, Jaquez Lewis, Moreno; also Representative(s) McCormick and Epps, Froelich, Titone--Concerning policies to make punishable deceptive actions regarding pregnancy-related services.

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

YES	22	NO	13	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Buckner, Coleman, Danielson, Fenberg, Fields, Ginal, Hinrichsen, Kolker, and Sullivan.

RECONSIDERATION OF SB23-189

SB23-189

by Senator(s) Moreno and Cutter, Gonzales, Jaquez Lewis, Marchman, Winter F.; also Representative(s) Michaelson Jenet and Garcia, Epps, Froelich, McCormick, Titone--Concerning increasing access to reproductive health-care services, and, in connection therewith, making an appropriation.

Having voted on the prevailing side, Majority Leader Moreno moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **SB23-189**.

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

THIRD READING OF BILLS -- FINAL PASSAGE (cont'd)

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

SB23-189

by Senator(s) Moreno and Cutter, Gonzales, Jaquez Lewis, Marchman, Winter F.; also Representative(s) Michaelson Jenet and Garcia, Epps, Froelich, McCormick, Titone--Concerning increasing access to reproductive health-care services, and, in connection therewith, making an appropriation.

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

YES	22	NO	13	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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

Co-sponsor(s) added: Mullica.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Wednesday, March 22, was laid over until Thursday, March 23, retaining its place on the calendar.

General Orders -- Second Reading of Bills: SB23-053, HB23-1126, HB23-1117, SB23-039, SB23-067, SB23-069, SB23-072, SB23-149, SB23-151, HB23-1219.

Consideration of Conference Committee Reports: HB23-1101.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: **HB23-1006, 1040, 1058, 1087, 1111, 1125, 1134, 1140, 1141; HJR23-1019.**

Senate in recess. Senate reconvened.

INTRODUCTION OF RESOLUTIONS

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

HCR23-1002 by Representative(s) Marshall, Evans; also Senator(s) Fields--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning the expansion of eligibility for the property tax exemption for veterans with a disability to include a veteran who does not have a service-connected disability rated as a one hundred percent permanent disability but does have individual unemployment status. State, Veterans, & Military Affairs

INTRODUCTION OF BILLS -- FIRST READING

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

SB23-211 by Senator(s) Danielson and Moreno; also Representative(s) McLachlan and Velasco-- Concerning adopting federal regulations to the "Indian Child Welfare Act of 1978" as state law. State, Veterans, & Military Affairs

SB23-212 by Senator(s) Danielson; --Concerning the creation of a Seabees license plate to honor the Seabees tradition. Finance

SB23-213 by Senator(s) Moreno; also Representative(s) Jodeh and Woodrow--Concerning state land use requirements, and, in connection therewith, establishing a process to diagnose and address housing needs across the state, addressing requirements for the regulation of accessory dwelling units, middle housing, transit-oriented areas, key corridors, and manufactured and modular homes, prohibiting certain planned unit development resolutions, prohibiting a local government from enforcing certain occupancy limits, modifying the content requirements for county and municipal master plans, prohibiting certain municipalities from imposing minimum square footage requirements for residential units, requiring entities to submit a completed and validated water loss audit report to the Colorado water conservation board, prohibiting a unit owners' association from prohibiting certain kinds of housing, requiring the transportation commission and the department of transportation to modify the state highway access code, criteria for certain grant programs, and expenditures from the multimodal transportation options fund to align with state strategic growth objectives, and making an appropriation. Local Government & Housing

HB23-1003 by Representative(s) Michaelson Jenet; also Senator(s) Cutter--Concerning the creation of the "Sixth Through Twelfth Grade Mental Health Screening Act", and, in connection therewith, making an appropriation. Health & Human Services

- HB23-1008** by Representative(s) Weissman; also Senator(s) Fields and Hinrichsen--Concerning tax policies related to the accessibility of food, and, in connection therewith, requiring additions to Colorado taxable income in amounts equal to the business meals federal itemized deduction, creating a tax credit to support the small business recovery and resilience grant program, and making an appropriation.
Finance
- HB23-1012** by Representative(s) Amabile; also Senator(s) Rodriguez, Simpson--Concerning issues related to juvenile competency to proceed, and, in connection therewith, making an appropriation.
Judiciary
- HB23-1067** by Representative(s) Young and Bradfield; also Senator(s) Cutter--Concerning creation of a family and community intervener program to support children experiencing deafblindness, and, in connection therewith, making an appropriation.
Health & Human Services
- HB23-1089** by Representative(s) Young; also Senator(s) Zenzinger--Concerning the continuation of special education services for a student in foster care when the student moves.
Education
- HB23-1183** by Representative(s) Jodeh and Sirota; also Senator(s) Winter F.--Concerning medicaid prior authorization requests for a step-therapy exception and, in connection therewith, making an appropriation.
Health & Human Services
- HB23-1186** by Representative(s) Lindsay and Jodeh; also Senator(s) Exum and Jaquez Lewis--Concerning remote participation in a residential eviction filed in county court, and, in connection therewith, making an appropriation.
Finance
- HB23-1224** by Representative(s) Brown and Jodeh; also Senator(s) Roberts--Concerning changes to the "Colorado Standardized Health Benefit Plan Act".
Health & Human Services
- HB23-1225** by Representative(s) deGruy Kennedy and Dickson; also Senator(s) Jaquez Lewis and Buckner--Concerning the prescription drug affordability board, and, in connection therewith, modifying the affordability review process, allowing the board to establish upper payment limits for an unlimited number of prescription drugs, clarifying which board functions are subject to judicial review, authorizing an individual to request an independent external review of a denial of a request for benefits for a prescription drug that has been withdrawn from sale or distribution in the state, and extending the repeal date of the board.
Health & Human Services
- HB23-1232** by Representative(s) McCluskie and Jodeh; also Senator(s) Roberts--Concerning clarification of the scope of the authority of the division of housing to spend money for certain types of grants.
Local Government & Housing

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Gardner, Chair, Rodriguez, and Ginal as Senate conferees on the first conference committee on [SB23-090](#).

MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor Jared Polis were read and assigned to committees as follows:

March 17, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBERS OF THE STATE BOARD OF HUMAN SERVICES

for terms expiring March 1, 2027:

Dr. Elizabeth Lowdermilk of Denver, Colorado, to serve as a representative of behavioral health, appointed;

Kay Cowling of Denver, Colorado, to serve as a public member, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 3/20/23
Ryan Breitweiser, Journal Clerk

Committee on Health & Human Services

March 3, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint and submit to your consideration, the following:

MEMBERS OF THE STATE HOUSING BOARD

for terms expiring January 31, 2027:

Anthea Teresa Martin of Denver, Colorado, to serve as a member of the First Congressional District and an Unaffiliated, reappointed;

Monique Terpstra of Mack, Colorado, to serve as a member of an advocacy group for persons with disabilities, member of the Third Congressional District, and as a member of the No Labels political party, appointed;

Nancy Jackson, PhD, of Aurora, Colorado, to serve as a member of the Sixth Congressional District and as a member of the Democratic political party, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 3/20/23
Ryan Breitweiser, Journal Clerk

Committee on Local Government & Housing

March 22, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-050 - Eligibility For Agricultural Future Loan Program
Approved on Wednesday, March 22nd, 2023 at 1:50 p.m.

Sincerely,
(signed)
Jared Polis
Governor

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Thursday, March 23, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

74th Legislative Day Thursday, March 23, 2023

- Prayer 10
By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora. 11
- Call to Order 12
By the President at 9:00 a.m. 13
- Roll Call 14
Present--33 15
Excused--2, Mullica, Rodriguez 16
Excused later--1, Cutter 17
Present later--2, Mullica, Rodriguez 18
- Quorum 19
The President announced a quorum present. 20
- Pledge 21
By Senator Danielson. 22
- Approval of the Journal 23
On motion of Senator Jaquez Lewis, the Journal of Wednesday, March 22, 2023, was approved as corrected by the Secretary. 24

SENATE SERVICES REPORT

Correctly Printed: SB23-211, 212, and 213. 25
Correctly Reengrossed: SB23-109, 188, 189, and 190. 26
Correctly Rerevised: HB23-1179. 27

MESSAGE FROM THE HOUSE

March 22, 2023 28
Mr. President: 29

The House has postponed indefinitely SB23-041. The bill is returned herewith. 30

COMMITTEE OF REFERENCE REPORTS

- Education 31
After consideration on the merits, the Committee recommends that **SB23-029** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation. 32

Amend printed bill, page 2, line 4, strike "**policy**" and substitute "**task force**". 33

Page 2, line 5, strike "**communications**" and substitute "**report**", and strike "**definitions.**" and substitute "**definitions - repeal.**". 34

Page 3, strike lines 19 through 27 and insert: 35

 "(2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES: 36
 (a) "BOARD OF COOPERATIVE SERVICES" OR "BOCES" MEANS A BOARD OF COOPERATIVE SERVICES CREATED AND OPERATING PURSUANT TO ARTICLE 5 OF THIS TITLE 22 THAT OPERATES ONE OR MORE PUBLIC SCHOOLS. 37

(b) "COUNCIL" MEANS THE COLORADO YOUTH ADVISORY COUNCIL CREATED IN SECTION 2-2-1302.

(c) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION CREATED IN SECTION 24-1-115.

(d) "GOVERNING BOARD OF A DISTRICT CHARTER SCHOOL" MEANS THE GOVERNING BOARD OF A DISTRICT CHARTER SCHOOL THAT RECEIVES DELEGATION POWER TO OVERSEE SCHOOL DISCIPLINE FOR A DISTRICT CHARTER SCHOOL PURSUANT TO THE TERMS OF THE DISTRICT CHARTER SCHOOL CONTRACT THAT WOULD HAVE BEEN FILLED BY THE AUTHORIZING SCHOOL DISTRICT.

(e) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT, A CHARTER SCHOOL AUTHORIZED BY A SCHOOL DISTRICT PURSUANT TO PART 1 OF ARTICLE 30.5 OF THIS TITLE 22, A CHARTER SCHOOL AUTHORIZED BY THE STATE CHARTER SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE 30.5 OF THIS TITLE 22, OR A BOCES THAT OPERATES A SCHOOL.

(f) "LOCAL SCHOOL BOARD" MEANS A SCHOOL DISTRICT BOARD OF EDUCATION; A GOVERNING BOARD OF A DISTRICT CHARTER SCHOOL; AN INSTITUTE CHARTER SCHOOL BOARD FOR A CHARTER SCHOOL AUTHORIZED BY THE STATE CHARTER SCHOOL INSTITUTE; OR THE GOVERNING BOARD OF A BOCES.

(g) "REVIEW COMMITTEE" MEANS THE COLORADO YOUTH ADVISORY COUNCIL REVIEW COMMITTEE CREATED IN SECTION 2-2-1305.5.

(h) "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 THE TOTAL STUDENT ENROLLMENT OF THE SCHOOL DISTRICT IS SIX THOUSAND FIVE HUNDRED OR FEWER STUDENTS.

(i) "TASK FORCE" MEANS THE SCHOOL DISCIPLINE TASK FORCE CREATED IN SUBSECTION (3) OF THIS SECTION.

(3) THERE IS CREATED IN THE DEPARTMENT THE SCHOOL DISCIPLINE TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS REGARDING SCHOOL DISTRICT DISCIPLINE POLICIES AND PRACTICES, STATE AND LOCAL DISCIPLINE REPORTING REQUIREMENTS, AND LOCAL ENGAGEMENT.

(4) THE TASK FORCE MEMBERS MUST BE APPOINTED ON OR BEFORE AUGUST 31, 2023. THE TASK FORCE CONSISTS OF SEVENTEEN MEMBERS AS FOLLOWS:

(a) THE LEGISLATIVE MEMBER, WHO IS THE CHAIRPERSON OF THE REVIEW COMMITTEE, OR THE LEGISLATIVE MEMBER'S DESIGNEE;

(b) THE COMMISSIONER OF EDUCATION, OR THE COMMISSIONER'S DESIGNEE, SHALL SERVE AS THE CHAIR OF THE TASK FORCE AND SHALL APPOINT THE FOLLOWING MEMBERS:

(I) ONE REPRESENTATIVE OF A STATEWIDE ORGANIZATION FOR SCHOOL DISTRICT ADMINISTRATORS;

(II) ONE REPRESENTATIVE OF A STATEWIDE ORGANIZATION FOR SCHOOL DISTRICT BOARDS OF EDUCATION;

(III) ONE REPRESENTATIVE OF A STATEWIDE ORGANIZATION FOR RURAL SCHOOL DISTRICTS;

(IV) ONE REPRESENTATIVE OF A STATEWIDE ORGANIZATION REPRESENTING CHARTER SCHOOLS;

(V) ONE REPRESENTATIVE OF A STATEWIDE ASSOCIATION FOR TEACHERS;

(VI) ONE REPRESENTATIVE OF A STATEWIDE ORGANIZATION REPRESENTING SPECIAL EDUCATION DIRECTORS;

(VII) ONE REPRESENTATIVE OF A STATEWIDE DISABILITY ADVOCACY ORGANIZATION;

(VIII) ONE REPRESENTATIVE OF A STATEWIDE MENTAL HEALTH ADVOCACY ORGANIZATION;

(IX) ONE REPRESENTATIVE OF A STATEWIDE ORGANIZATION REPRESENTING STUDENTS WHO HAVE EXPERIENCED SUSPENSION, EXPULSION, OR OTHER SCHOOL DISCIPLINE ISSUES;

(X) ONE REPRESENTATIVE OF A STATEWIDE ORGANIZATION SPECIALIZING IN EQUITY AND INCLUSION;

(XI) ONE REPRESENTATIVE OF A STATEWIDE ORGANIZATION THAT REPRESENTS THE INTERESTS OF STUDENTS AND FAMILIES;

(XII) ONE REPRESENTATIVE OF A STATEWIDE ORGANIZATION THAT REPRESENTS VICTIMS OF VIOLENT CRIMES OR SEXUAL ASSAULT; AND

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(XIII) THREE FORMER STUDENTS WHO HAVE LIVED EXPERIENCE WITH THE SCHOOL DISCIPLINE SYSTEM.

(5) (a) ON OR BEFORE SEPTEMBER 15, 2023, THE CHAIR OF THE TASK FORCE, SHALL CALL THE FIRST MEETING OF THE TASK FORCE. DURING THE FIRST MEETING, THE TASK FORCE SHALL ESTABLISH PROCEDURES TO ALLOW MEMBERS OF THE TASK FORCE TO PARTICIPATE IN THE MEETINGS REMOTELY, DEVELOP BEST PRACTICES FOR THE ADMINISTRATION OF THE TASK FORCE MEETINGS, AND CREATE A PLAN FOR THE ENGAGEMENT OF STAKEHOLDERS AND EXPERTS TO SUPPORT AND INFORM THE TASK FORCE'S WORK.

(b) THE TASK FORCE SHALL MEET AT LEAST SIX TIMES BETWEEN SEPTEMBER 15, 2023 AND THE FIRST REVIEW COMMITTEE MEETING IN 2024.

(c) EXCEPT AS OTHERWISE PROVIDED IN SECTION 2-2-326, THE TASK FORCE MEMBERS SHALL SERVE WITHOUT COMPENSATION BUT MUST RECEIVE REIMBURSEMENT FOR REASONABLE EXPENSES INCURRED TO PARTICIPATE IN TASK FORCE MEETINGS.

(d) IF A VACANCY OCCURS ON THE TASK FORCE FOR ANY REASON, THE ORIGINAL APPOINTING AUTHORITY SHALL APPOINT A PERSON WHO MEETS THE REQUIREMENTS OF THE VACANT POSITION TO FILL THE VACANCY AS SOON AS POSSIBLE AFTER THE VACANCY OCCURS.

(e) UPON REQUEST OF THE CHAIR, THE DEPARTMENT SHALL PROVIDE TO THE TASK FORCE STAFF ASSISTANCE, MEETING SPACE, OR AUDIO-VISUAL COMMUNICATION TECHNOLOGY RESOURCES, AS NECESSARY, FOR THE TASK FORCE TO MEET THE DUTIES DESCRIBED IN SUBSECTION (6)(a) OF THIS SECTION.

(6) (a) IN COMPLETING THE STUDY REQUIRED IN THIS SECTION, THE TASK FORCE SHALL:

(I) DEFINE DISPROPORTIONATE DISCIPLINE WITH CONSIDERATIONS FOR SIZE, LOCATION, AND DEMOGRAPHICS OF A LOCAL EDUCATION PROVIDER;

(II) REVIEW EXISTING DISCIPLINE REPORTING CATEGORIES;

(III) RECOMMEND CHANGES TO DISCIPLINE REPORTING CATEGORIES AS NECESSARY TO STANDARDIZE DATA REPORTING;

(IV) RECOMMEND A STANDARDIZED DISCIPLINE REPORTING SYSTEM;

(V) DETERMINE WHETHER THE STANDARDIZED DISCIPLINE REPORTING SYSTEM DESCRIBED IN SUBSECTION (6)(a)(IV) OF THIS SECTION MUST INCLUDE REPORTS OF ALTERNATIVE DISCIPLINARY MEASURES TAKEN PRIOR TO A STUDENT'S SUSPENSION OR EXPULSION;

(VI) REVIEW BEST PRACTICES REGARDING ALTERNATIVE APPROACHES TO DISCIPLINE AND RECOMMEND BEST PRACTICES FOR INCLUSION IN THE RESOURCE BANK DESCRIBED IN SUBSECTION (6)(a)(X) OF THIS SUBSECTION;

(VII) RECOMMEND PROCESSES AND PROVIDE RESOURCES FOR PUBLIC ENGAGEMENT IN A LOCAL SCHOOL BOARD'S DISCUSSIONS OF DISCIPLINE DATA AND DEVELOPMENT OF IMPROVEMENT PLANS TO ADDRESS EVIDENCE OF DISPROPORTIONALITY IN DISCIPLINARY PRACTICES;

(VIII) REVIEW EXISTING PUBLIC ENGAGEMENT PROCESSES IMPLEMENTED WITHIN THE FRAMEWORK OF SCHOOL ACCOUNTABILITY PLANS PURSUANT TO ARTICLE 11 OF THIS TITLE 22 AND THE SAFE SCHOOL REPORTING REQUIREMENTS PURSUANT TO SECTION 22-32-109.1 (2) AND DETERMINE WHETHER TO ESTABLISH A NEW PUBLIC ENGAGEMENT PROCESS FOR DISCIPLINE DATA REVIEW AND RESPONSE;

(IX) ANALYZE THE COSTS AND TIME FRAMES REQUIRED TO IMPLEMENT ANY OF THE RECOMMENDED CHANGES TO THE DISCIPLINE REPORTING SYSTEM;

(X) RECOMMEND SPECIFIC MATERIALS TO BE INCLUDED IN A RESOURCE BANK THAT THE DEPARTMENT SHALL DEVELOP AND MAINTAIN, INCLUDING TRAINING MATERIALS AND RESOURCES FOR LOCAL EDUCATION PROVIDERS TO USE TO IDENTIFY AND ADDRESS DISPROPORTIONATE DISCIPLINARY PRACTICES THAT ARE TAILORED FOR USE IN SCHOOL DISTRICTS OF VARYING SIZE AND STUDENT DEMOGRAPHICS;

(XI) DEVELOP AND EXPAND ALTERNATIVE APPROACHES TO DISCIPLINE AND ADDRESS CONCERNS AROUND WORKFORCE AND OTHER RESOURCE SHORTAGES IN SCHOOL DISTRICTS; AND

(XII) RECOMMEND LEGISLATION, AS NECESSARY.

(b) THE TASK FORCE SHALL CONSULT WITH ADDITIONAL STAKEHOLDERS AND EXPERTS AS NEEDED TO INFORM DISCUSSIONS AND TO ADDRESS QUESTIONS NECESSARY TO FINALIZE ITS FINDINGS AND RECOMMENDATIONS.

(7) (a) ON OR BEFORE AUGUST 1, 2024, THE TASK FORCE SHALL SUBMIT A FINAL REPORT, INCLUDING ITS FINDINGS AND RECOMMENDATIONS ON ISSUES IDENTIFIED IN SUBSECTION (6) OF THIS SECTION TO THE REVIEW COMMITTEE; THE EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE

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SENATE, OR THEIR SUCCESSOR COMMITTEES; THE GOVERNOR; THE STATE BOARD; AND THE DEPARTMENT.

(b) THE TASK FORCE SHALL PRESENT ITS FINDINGS AND RECOMMENDATIONS TO THE REVIEW COMMITTEE DURING THE FIRST MEETING OF THE REVIEW COMMITTEE IN 2024.

(8) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2025."

Strike pages 4 and 5.

Page 6, strike lines 1 through 23.

Page 6, line 27, strike "(a)".

Page 7, strike lines 3 through 17.

Education After consideration on the merits, the Committee recommends that **HB23-1009** be referred to the Committee on Appropriations with favorable recommendation.

Education After consideration on the merits, the Committee recommends that **HB23-1191** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Trans- After consideration on the merits, the Committee recommends that **SB23-186** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, strike lines 2 through 18.

Page 3, strike lines 1 through 14.

Re-number succeeding sections accordingly.

Page 3, line 21, strike "RECOGNIZES" and substitute "IDENTIFIES".

Page 3, line 23, strike "CONFIRMS THE HIGH" and substitute "EVALUATES THE".

Page 3, line 25, strike "CONFIRMS THE HIGH" and substitute "EVALUATES THE".

Page 3, after line 26, insert:

"(2) IN PERFORMING THE STUDY DESCRIBED IN SUBSECTION (1) OF THIS SECTION, THE COMMISSION SHALL CONSULT WITH THE COLORADO ENERGY OFFICE CREATED IN SECTION 24-38.5-101 REGARDING HOW METHANE CAPTURE IN THE RATON BASIN MAY AFFECT COLORADO'S GREENHOUSE GAS EMISSION REDUCTION GOALS, AS SET FORTH IN SECTION 25-7-102 (2)(g)."

Re-number succeeding subsections accordingly.

Page 4, line 10, after "METHANE" insert "AND REDUCING OR ELIMINATING METHANE SEEPAGE".

Page 4, strike lines 15 and 16 and substitute "ORPHAN WELL PROGRAMS, RULES, AND POLICIES."

Trans- After consideration on the merits, the Committee recommends that **HB23-1022** be referred to the Committee on Appropriations with favorable recommendation.

Trans- After consideration on the merits, the Committee recommends that **HB23-1039** be referred to the Committee on Appropriations with favorable recommendation.

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Committee of the Whole On motion of Senator Roberts, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Roberts was called to act as Chair.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

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

HB23-1157 by Representative(s) Joseph and Weinberg; also Senator(s) Exum and Gardner--Concerning the "Uniform Unregulated Child Custody Transfer Act".

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1151 by Representative(s) Woodrow and Bockenfeld, Epps; also Senator(s) Rodriguez and Gardner--Concerning clarifications to the requirements that the court conduct a bond hearing within forty-eight hours after an individual is placed in jail.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 21, page(s) 516 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Roberts, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	E	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	E		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1157, HB23-1151 as amended.

Committee of the Whole On motion of Senator Roberts, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Roberts was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-039 by Senator(s) Buckner; also Representative(s) Amabile--Concerning measures to reduce family separation caused by a parent's detention.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 15, page(s) 223-224 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 17, page(s) 487-490 and placed in members' bill files.)

Amendment No. 3(L.019), by Senator Buckner.

Amend printed bill, page 3, line 10, strike "and".

Page 3, line 15, strike "communities." and substitute "communities; and".

Page 3, after line 15, insert:

"(f) The focus of dependency and neglect cases should be the physical, mental, and emotional needs of the child. Accordingly, decisions to terminate parental rights should be based on the needs of the child, and not solely on the status of the parent as incarcerated or the length of the sentence."

Amendment No. 4(L.020), by Senator Buckner.

Amend the Judiciary Committee Report, dated February 23, 2023, page 1, strike lines 1 through 7 and substitute:

"Amend printed bill, page 5, line 12, strike "A PERSON NAMED" and substitute "A PERSON NAMED A RESPONDENT IS A PARTY TO THE PROCEEDINGS AND HAS THE RIGHT AND RESPONSIBILITY TO ATTEND AND FULLY PARTICIPATE IN ALL PROCEEDINGS RELATED TO THE RESPONDENT. A RESPONDENT'S FAILURE TO APPEAR FOR A HEARING DOES NOT CONSTITUTE A VIOLATION OF THE RESPONDENT'S DUE PROCESS RIGHTS AND NOTHING IN THIS SECTION PROHIBITS THE COURT FROM PROCEEDING IF A RESPONDENT FAILS TO APPEAR."

Page 5 of the bill, strike lines 13 through 18."

Amendment No. 5(L.021), by Senator Buckner.

Amend printed bill, page 8, line 5, strike "(1)(e)" and substitute "(1)(d)".

Page 8 of the bill, line 15, strike "(1)(e)(IV), and (9)" and substitute "(1)(e)(IV)".

Amend the Appropriations Committee Report, dated March 17, 2023, page 3, line 34, strike "trails." and substitute "TRAILS."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-067 by Senator(s) Coleman; --Concerning a recidivism reduction program for persons sentenced to the department of corrections facilitated by program participants in partnership with department of corrections staff.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 28, page(s) 314-316 and placed in members' bill files.)

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	<u>Amendment No. 2, Appropriations Committee Amendment.</u>	1
	(Printed in Senate Journal, March 17, page(s) 490 and placed in members' bill files.)	2
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	4
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SB23-149	by Senator(s) Coleman; --Concerning the creation of a program to provide higher education financial assistance to students who perform youth mentorship.	8
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	<u>Amendment No. 1, Education Committee Amendment.</u>	11
	(Printed in Senate Journal, March 2, page(s) 336-338 and placed in members' bill files.)	12
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	<u>Amendment No. 2, Appropriations Committee Amendment.</u>	14
	(Printed in Senate Journal, March 17, page(s) 490-491 and placed in members' bill files.)	15
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	17
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SB23-072	by Senator(s) Rodriguez; also Representative(s) Epps and Soper--Concerning the continuation of the defense counsel on first appearance grant program, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies.	21
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	<u>Amendment No. 1, Appropriations Committee Amendment.</u>	26
	(Printed in Senate Journal, March 17, page(s) 490 and placed in members' bill files.)	27
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	29
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SB23-151	by Senator(s) Fields; also Representative(s) Jodeh and Ortiz--Concerning the continuation of the health equity commission, and, in connection therewith, implementing the recommendation contained in the 2022 sunset report by the department of regulatory agencies.	33
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	Ordered engrossed and placed on the calendar for third reading and final passage.	38
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SB23-069	by Senator(s) Hinrichsen and Will; --Concerning the requirements to operate a motorboat in this state.	41
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	<u>Amendment No. 1, Transportation & Energy Committee Amendment.</u>	44
	(Printed in Senate Journal, February 14, page(s) 217-218 and placed in members' bill files.)	45
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	<u>Amendment No. 2, Finance Committee Amendment.</u>	48
	(Printed in Senate Journal, March 7, page(s) 384 and placed in members' bill files.)	49
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	51
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SB23-053	by Senator(s) Kirkmeyer; --Concerning restrictions on nondisclosure agreements that affect government employees.	55
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	<u>Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.</u>	58
	(Printed in Senate Journal, February 17, page(s) 242-244 and placed in members' bill files.)	59
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	<u>Amendment No. 2(L.003), by Senators Kirkmeyer and Gonzales.</u>	62
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	Amend the State, Veterans, and Military Affairs Committee Report, dated February 16, 2023, page 1, before line 1 insert:	64
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	"Amend printed bill, page 3, line 1, strike "Public" and substitute	67

"Government".	1
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Page 3 of the bill, line 15, strike "government".	3
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Page 3 of the bill, strike line 16 and substitute "applicants for government employment, government employees, and past government employees that effectively prohibit such applicants and".	5
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Page 3 of the bill, line 17, after "their" insert "prospective, current, or past".	9
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Page 3 of the bill, strike line 21 and substitute "such applicants or employees as a condition of their hiring or employment or in".	11
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Page 3 of the bill, line 22, strike "service;" and substitute "service or their past government service;".	14
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Page 3 of the bill, line 24, strike "government employees," and substitute "applicants for government employment, government employees, and past government employees,".	17
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Page 3 of the bill, line 27, strike "their" and substitute "such applicants and".	21
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Page 4 of the bill, line 1, after "their" insert "prospective, current, or past".	23
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Page 4 of the bill, line 2, after "Such" insert "applicants and".	25
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Page 4 of the bill, line 3, after "their" insert "prospective, current, or past".	27
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Page 4 of the bill, lines 7 and 8, strike "its employees or prospective employees" and substitute "applicants for employment or employees".	29
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Page 4 of the bill, line 10, after "when" insert "or after".	32
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Page 1 of the report, line 1, strike "Amend printed bill, page" and substitute "Page".	34
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Page 1 of the report, after line 2 insert:	37
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"Page 5 of the bill, lines 3 and 4, strike "OR A PROSPECTIVE EMPLOYEE".	39
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Page 5 of the bill, line 6, strike "OR PROSPECTIVE EMPLOYEE".	41
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Page 5 of the bill, line 7, strike "INDIVIDUAL'S" and substitute "EMPLOYEE'S".	43
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Page 5 of the bill, line 12, strike "FACTUAL" and substitute "THE EMPLOYEE'S IDENTITY, FACTS THAT MIGHT LEAD TO THE DISCOVERY OF THE EMPLOYEE'S IDENTITY, OR FACTUAL".	45
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Page 5 of the bill, line 13, after "IMPLICATE" insert "LEGITIMATE".	49
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Page 5 of the bill, line 15, after "OF" insert "THE EMPLOYEE'S IDENTITY, SUCH FACTS, OR".	51
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Page 1 of the report, after line 17 insert:	54
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"Page 6 of the bill, line 2, strike "INDIVIDUAL'S" and substitute "EMPLOYEE'S".	56
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Page 6 of the bill, line 7, strike "A CURRENT OR FORMER" and substitute "AN".	58
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Page 6 of the bill, line 10, strike "FACTUAL" and substitute "THE EMPLOYEE'S IDENTITY, FACTS THAT MIGHT LEAD TO THE DISCOVERY OF THE EMPLOYEE'S IDENTITY, OR FACTUAL".	60
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Page 6 of the bill, line 11, after "IMPLICATE" insert "LEGITIMATE".	64
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Page 6 of the bill, line 13, after "OF" insert "THE EMPLOYEE'S IDENTITY, SUCH FACTS, OR".	66
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Page 2 of the report, after line 11 insert:	1
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"Page 6 of the bill, line 22, strike "RETALIATORY" and substitute "MATERIALLY ADVERSE EMPLOYMENT-RELATED".	3
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Page 6 of the bill, line 23, strike "FAILURE TO HIRE," and substitute "WITHDRAWAL OF AN OFFER OF EMPLOYMENT,".	6
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Page 6 of the bill, line 25, strike "INDIVIDUAL" and substitute "EMPLOYEE".	9
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Page 6 of the bill, line 26, strike "INDIVIDUAL" and substitute "EMPLOYEE".	11
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Page 7 of the bill, line 1, after the period add "THE TAKING OF SUCH A MATERIALLY ADVERSE EMPLOYMENT-RELATED ACTION AFTER AN EMPLOYEE HAS REFUSED TO ENTER INTO SUCH A CONTRACT OR AGREEMENT IS PRIMA FACIE EVIDENCE OF RETALIATION.".	13
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Page 2 of the report, after line 15 insert:	18
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"(3) A SETTLEMENT AGREEMENT BETWEEN AN EMPLOYER THAT IS A SCHOOL DISTRICT, BOARD OF COOPERATIVE SERVICES, OR PUBLIC SCHOOL OR A DEPARTMENT, INSTITUTION, OR AGENCY OF A SCHOOL DISTRICT, A BOARD OF COOPERATIVE SERVICES, OR A PUBLIC SCHOOL AND AN EMPLOYEE OF THE EMPLOYER MUST BE SIGNED BY BOTH THE EMPLOYER AND THE EMPLOYEE.".	20
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Page 2 of the report, line 16, strike "(3)" and substitute "(4)" and strike "SECTION, "CONDITION OF EMPLOYMENT"" and substitute "SECTION:	26
(a) "CONDITION OF EMPLOYMENT"".	27
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Page 2 of the report, line 20, strike "EMPLOYER." and substitute "EMPLOYER.	30
(b) "EMPLOYEE" MEANS AN APPLICANT FOR EMPLOYMENT WITH OR CURRENT OR PAST EMPLOYEE OF A SCHOOL DISTRICT, BOARD OF COOPERATIVE SERVICES, OR PUBLIC SCHOOL OR A DEPARTMENT, INSTITUTION, OR AGENCY OF A SCHOOL DISTRICT, BOARD OF COOPERATIVE SERVICES, OR PUBLIC SCHOOL.".	31
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Page 2 of the report, after line 21 insert:	36
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"Page 7 of the bill, lines 12 and 13, strike "OR A PROSPECTIVE EMPLOYEE".	38
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Page 7 of the bill, lines 14 and 15, strike "OR PROSPECTIVE EMPLOYEE".	40
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Page 7 of the bill, line 16, strike "INDIVIDUAL'S" and substitute "EMPLOYEE'S".	42
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Page 7 of the bill, line 20, strike "FACTUAL" and substitute "THE EMPLOYEE'S IDENTITY, FACTS THAT MIGHT LEAD TO THE DISCOVERY OF THE EMPLOYEE'S IDENTITY, OR FACTUAL".	44
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Page 7 of the bill, line 21, after "IMPLICATE" insert "LEGITIMATE".	48
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Page 7 of the bill, line 23, after "OF" insert "THE EMPLOYEE'S IDENTITY, SUCH FACTS, OR".	50
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Page 2 of the report, after line 36 insert:	53
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"Page 8 of the bill, line 7, strike "INDIVIDUAL'S" and substitute "EMPLOYEE'S".	55
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Page 8 of the bill, lines 11 and 12, strike "A CURRENT OR FORMER" and substitute "AN".	57
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	59
Page 8 of the bill, line 14, strike "FACTUAL" and substitute "THE EMPLOYEE'S IDENTITY, FACTS THAT MIGHT LEAD TO THE DISCOVERY OF THE EMPLOYEE'S IDENTITY, OR FACTUAL".	60
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Page 8 of the bill, line 15, after "IMPLICATE" insert "LEGITIMATE".	64
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Page 8 of the bill, line 17, after "OF" insert "THE EMPLOYEE'S IDENTITY, SUCH FACTS, OR".	66
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Page 3 of the report, after line 15 insert:

"Page 8 of the bill, line 24, strike "RETALIATORY" and substitute "MATERIALLY ADVERSE EMPLOYMENT-RELATED".

Page 8 of the bill, line 25, strike "FAILURE TO HIRE," and substitute "WITHDRAWAL OF AN OFFER OF EMPLOYMENT,".

Page 9 of the bill, line 1, strike the first "INDIVIDUAL" and substitute "EMPLOYEE" and strike the second "INDIVIDUAL" and substitute "EMPLOYEE".

Page 9 of the bill, line 3, after the period add "THE TAKING OF SUCH A MATERIALLY ADVERSE EMPLOYMENT-RELATED ACTION AFTER AN EMPLOYEE HAS REFUSED TO ENTER INTO SUCH A CONTRACT OR AGREEMENT IS PRIMA FACIE EVIDENCE OF RETALIATION.".

Page 3 of the report, after line 19 insert:

"(3) A SETTLEMENT AGREEMENT BETWEEN AN EMPLOYER THAT IS THE STATE OR A DEPARTMENT, INSTITUTION, OR AGENCY OF THE STATE AND AN EMPLOYEE OF THE STATE OR THE DEPARTMENT, INSTITUTION, OR AGENCY OF THE STATE MUST BE SIGNED BY BOTH THE EMPLOYER AND THE EMPLOYEE.".

Page 3 of the report, line 20, strike "(3)" and substitute "(4)".

Page 3 of the report, after line 24 insert:

"(b) "EMPLOYEE" MEANS AN APPLICANT FOR EMPLOYMENT WITH OR CURRENT OR PAST EMPLOYEE OF THE STATE OR A DEPARTMENT, INSTITUTION, OR AGENCY OF THE STATE.".

Page 3 of the report line 25, strike "(b)" and substitute "(c)".

Page 3 of the report, after line 26 insert:

"Page 9 of the bill, line 22, strike "OR A PROSPECTIVE EMPLOYEE".

Page 9 of the bill, line 24, strike "OR PROSPECTIVE EMPLOYEE".

Page 9 of the bill, line 25, strike "INDIVIDUAL'S" and substitute "EMPLOYEE'S".

Page 10 of the bill, line 3, strike "FACTUAL" and substitute "THE EMPLOYEE'S IDENTITY, FACTS THAT MIGHT LEAD TO THE DISCOVERY OF THE EMPLOYEE'S IDENTITY, OR FACTUAL".

Page 10 of the bill, line 4, after "IMPLICATE" insert "LEGITIMATE".

Page 10 of the bill, line 6, after "OF" insert "THE EMPLOYEE'S IDENTITY, SUCH FACTS, OR".

Page 4 of the report, after line 6 insert:

"Page 10 of the bill, line 17, strike "INDIVIDUAL'S" and substitute "EMPLOYEE'S".

Page 10 of the bill, line 22, strike "A CURRENT OR FORMER" and substitute "AN".

Page 10 of the bill, line 25, strike "FACTUAL" and substitute "THE EMPLOYEE'S IDENTITY, FACTS THAT MIGHT LEAD TO THE DISCOVERY OF THE EMPLOYEE'S IDENTITY, OR FACTUAL".

Page 10 of the bill, line 26, after "IMPLICATE" insert "LEGITIMATE".

Page 11 of the bill, line 1, after "OF" insert "THE EMPLOYEE'S IDENTITY, SUCH FACTS, OR".

Page 4 of the report, after line 21 insert:

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"Page 11 of the bill, line 9, strike "RETALIATORY" and substitute "MATERIALLY ADVERSE EMPLOYMENT-RELATED".

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Page 11 of the bill, lines 9 and 10, strike "FAILURE TO HIRE," and substitute "WITHDRAWAL OF AN OFFER OF EMPLOYMENT,".

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Page 11 of the bill, line 12, strike the first "INDIVIDUAL" and substitute "EMPLOYEE" and strike the second "INDIVIDUAL" and substitute "EMPLOYEE".

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Page 11 of the bill, line 15, after the period add "THE TAKING OF SUCH A MATERIALLY ADVERSE EMPLOYMENT-RELATED ACTION AFTER AN EMPLOYEE HAS REFUSED TO ENTER INTO SUCH A CONTRACT OR AGREEMENT IS PRIMA FACIE EVIDENCE OF RETALIATION.".

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Page 4 of the report, after line 25 insert:

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"(3) A SETTLEMENT AGREEMENT BETWEEN AN EMPLOYER THAT IS A LOCAL GOVERNMENT OR A DEPARTMENT, INSTITUTION, OR AGENCY OF A LOCAL GOVERNMENT AND AN EMPLOYEE OF THE LOCAL GOVERNMENT OR THE DEPARTMENT, INSTITUTION, OR AGENCY OF THE LOCAL GOVERNMENT MUST BE SIGNED BY BOTH THE EMPLOYER AND THE EMPLOYEE.".

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Page 4 of the report, line 26, strike "(3)" and substitute "(4)".

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Page 4 of the report, after line 31 insert:

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"(b) "EMPLOYEE" MEANS AN APPLICANT FOR EMPLOYMENT WITH OR CURRENT OR PAST EMPLOYEE OF A LOCAL GOVERNMENT OR A DEPARTMENT, INSTITUTION, OR AGENCY OF A LOCAL GOVERNMENT.".

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Page 4 of the report, line 32, strike "(b)" and substitute "(c)".

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Strike "SHALL" and substitute "MUST" on: **Page 2** of the report, line 13; **Page 3** of the report, line 17; and **Page 4** of the report, line 23.

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Amendment No. 3(L.004), by Senator Kirkmeyer.

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Amend the State, Veterans, and Military Affairs Committee Report, dated February 16, 2023, page 4, line 5, strike "OR".

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Page 4, strike line 6 and substitute:

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"(IV) TRADE SECRETS OR OTHER CONFIDENTIAL OR SENSITIVE INFORMATION PROVIDED TO OR MADE ACCESSIBLE TO THE EMPLOYEE BY AN EMPLOYER'S CURRENT OR PROSPECTIVE CUSTOMER, CONTRACTOR, LESSEE, LESSOR, BUSINESS PARTNER, OR AFFILIATE;

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(V) TRADE SECRETS OR OTHER CONFIDENTIAL OR SENSITIVE INFORMATION PROVIDED TO OR MADE ACCESSIBLE TO THE EMPLOYEE BY A PURCHASER OR SELLER OF PROPERTY THAT IS ENGAGED IN NEGOTIATIONS OR UNDER CONTRACT WITH THE EMPLOYER; OR

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(VI) INFORMATION".

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Page 4, line 20, strike "OR".

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Page 4, strike line 21 and substitute:

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"(IV) TRADE SECRETS OR OTHER CONFIDENTIAL OR SENSITIVE INFORMATION PROVIDED TO OR MADE ACCESSIBLE TO THE EMPLOYEE BY AN EMPLOYER'S CURRENT OR PROSPECTIVE CUSTOMER, CONTRACTOR, LESSEE, LESSOR, BUSINESS PARTNER, OR AFFILIATE;

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(V) TRADE SECRETS OR OTHER CONFIDENTIAL OR SENSITIVE INFORMATION PROVIDED TO OR MADE ACCESSIBLE TO THE EMPLOYEE BY A PURCHASER OR SELLER OF PROPERTY THAT IS ENGAGED IN NEGOTIATIONS OR UNDER CONTRACT WITH THE EMPLOYER; OR

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(VI) INFORMATION".

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Amendment No. 4(L.005), by Senator Kirkmeyer.

Amend the State, Veterans, and Military Affairs Committee Report, dated February 16, 2023, page 2, after line 27, insert:

- "(III) NONPUBLIC AND CONFIDENTIAL LABOR RELATIONS POSITIONS AND STRATEGIES;
- (IV) ATTORNEY WORK PRODUCT;
- (V) VENDOR LISTS AND VENDOR PREFERENCES;
- (VI) STATE BUSINESS-RELATED INFORMATION RECEIVED FROM A THIRD PARTY THAT THE THIRD PARTY HAS DESIGNATED CONFIDENTIAL;"

Re-number succeeding subparagraphs accordingly.

Page 3, after line 6 substitute:

- "(III) NONPUBLIC AND CONFIDENTIAL LABOR RELATIONS POSITIONS AND STRATEGIES;
- (IV) ATTORNEY WORK PRODUCT;
- (V) VENDOR LISTS AND VENDOR PREFERENCES;
- (VI) STATE BUSINESS-RELATED INFORMATION RECEIVED FROM A THIRD PARTY THAT THE THIRD PARTY HAS DESIGNATED CONFIDENTIAL;"

Re-number succeeding subparagraphs accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1126 by Representative(s) Ricks and Weinberg; also Senator(s) Exum--Concerning the inclusion of certain items of information in consumer reports, and, in connection therewith, prohibiting the reporting of medical debt information by consumer reporting agencies and prohibiting debt collectors and collection agencies from falsely representing that medical debt information will be included in a consumer report or failing to timely disclose that, with certain exceptions, medical debt will not be included in a consumer report.

Amendment No. 1(L.008), by Senator Exum.

Amend reengrossed bill, page 3, strike lines 12 and 13 and substitute:

"(f) Any ~~other~~ adverse item of information that ~~predates the report by more than seven years~~. THE CONSUMER REPORTING AGENCY KNOWS OR SHOULD KNOW CONCERNS MEDICAL DEBT; OR".

Page 4, line 9, strike "OR SHOULD KNOW".

Amendment No. 2(L.009), by Senator Exum.

Amend reengrossed bill, page 3, line 5, strike "MEDICATIONS." and substitute "DRUGS. "MEDICAL DEBT" DOES NOT INCLUDE DEBT CHARGED TO A CREDIT CARD UNLESS THE CREDIT CARD IS ISSUED UNDER AN OPEN-END OR CLOSED-END CREDIT PLAN OFFERED SPECIFICALLY FOR THE PAYMENT OF HEALTH-CARE SERVICES OR HEALTH-CARE GOODS.".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1117 by Representative(s) Jodeh and Garcia; also Senator(s) Gonzales and Hinrichsen--Concerning requirements for affidavits of support related to eligibility for public benefits in Colorado.

Ordered revised and placed on the calendar for third reading and final passage.

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On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the General Orders -- Second Reading of Bills Calendar (HB23-1219 and HB23-1025) of Thursday, March 23, was laid over until Friday, March 24, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Roberts, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-039 as amended, SB23-067 as amended, SB23-149 as amended, SB23-072 as amended, SB23-151, SB23-069 as amended, SB23-053 as amended, HB23-1126 as amended, HB23-1117.
Laid over until Friday, March 24: HB23-1219, HB23-1025.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Moreno, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
BOARD OF TRUSTEES FOR THE
UNIVERSITY OF NORTHERN COLORADO

effective January 1, 2023, for terms expiring December 31, 2026:

Stephen Moreland Jordan, PhD, of Lafayette, Colorado, reappointed;

Greg Anton of Denver, Colorado, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB23-1101 by Representative(s) Vigil and Bacon; also Senator(s) Winter F. and Hinrichsen-- Concerning support for transit, and, in connection therewith, increasing the flexibility of the ozone season transit grant program and increasing opportunities for transit agency participation in regional transportation planning.

Senator Winter moved for the adoption of the first report of the first conference committee on **HB23-1101**, as printed in Senate journal, March 21, page(s) 530-531.

On a substitute motion, Senator Kirkmeyer moved that the Senate reject the first report of the first conference committee on **HB23-1101**, and that a second conference committee be appointed.

Less than a majority of all members elected to the Senate having voted in the affirmative, the motion was **lost** on the following roll call vote:

YES	17	NO	17	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	Y	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	Y
Fields	N	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	Y		

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, Consideration of Conference Committee Reports (HB23-1101) of Thursday, March 23, was laid over until Monday, March 27, retaining its place on the calendar.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Marchman , Chair, Hinrichsen, and Simpson as Senate conferees on the first conference committee on **HB23-1011**.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Judiciary

After consideration on the merits, the Committee recommends that **SB23-157** 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 "(2.5)" and substitute "(9)".

Page 2, strike lines 5 through 9 and substitute "- **grant program - rules - reports - repeal.**".

Page 2, line 18 after, "PROGRAMS." insert "THE DEPARTMENT SHALL PROVIDE DATA ON ALL INDIVIDUALS WHO PARTICIPATE IN REENTRY SERVICES AND PROGRAMS REGARDING:

- (I) THE TYPE AND LEVEL OF OFFENSE OF THE CONTROLLING SENTENCE;
- (II) LENGTH OF THE CONTROLLING SENTENCE;
- (III) RISK OF REOFFENSE BASED ON A RISK ASSESSMENT INSTRUMENT VALIDATED FOR INDIVIDUALS ON PAROLE;
- (IV) NUMBER OF INDIVIDUALS IN PRISON PAST THE INDIVIDUAL'S PAROLE ELIGIBILITY DATE;
- (V) NUMBER OF INDIVIDUALS GRANTED DISCRETIONARY PAROLE AT THE INDIVIDUAL'S FIRST PAROLE APPLICATION HEARING;
- (VI) NUMBER OF INDIVIDUALS GRANTED DISCRETIONARY PAROLE AT

ANY SUBSEQUENT PAROLE APPLICATION HEARING;
 (VII) NUMBER OF INDIVIDUALS RELEASED AT MANDATORY RELEASE DATE;
 (VIII) RECIDIVISM AT SIX MONTHS, ONE YEAR, TWO YEARS, AND THREE YEARS FOLLOWING RELEASE, DISAGGREGATED BY WHETHER THE RETURN TO PRISON WAS THE RESULT OF A NEW CONVICTION, INCLUDING THE TYPE AND LEVEL OF OFFENSE, OR ONLY FOR A VIOLATION OF A CONDITION OF RELEASE; AND
 (IX) FOR SECTIONS (I) THROUGH (X), THE DATA MUST BE DISAGGREGATED BY RACE AND GENDER.
 (c) BEGINNING IN JANUARY 2024, AND EVERY YEAR THEREAFTER, THE DEPARTMENT SHALL PROVIDE TO THE JUDICIARY COMMITTEES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, A REPORT WITH THE INFORMATION IN SUBSECTION (3)(b) OF THIS SECTION, DURING THE DEPARTMENT'S PRESENTATION AT HEARINGS HELD PURSUANT TO THE "SMART ACT".

Page 2, line 20 strike "2032." and substitute "2028."

Page 2, after line 21, insert:

"(9) FOR PURPOSES OF THIS SECTION, "RECIDIVISM" MEANS A RETURN TO PRISON IN COLORADO FOR EITHER NEW CRIMINAL ACTIVITY OR A TECHNICAL VIOLATION OF PAROLE, PROBATION OR NON-DEPARTMENTAL COMMUNITY PLACEMENT WITHIN THREE YEARS OF RELEASE."

Page 3, line 2, strike "(33)(a)(IV)" and substitute "(29)(a)(IV)".

Page 3, strike lines 11 and 12, and substitute:

"(29) (a) The following agencies, functions, or both, are scheduled for repeal on September 1, 2028:"

MESSAGE FROM THE HOUSE

March 23, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1181 and 1204, amended as printed in House Journal, March 22, 2023.

The House has passed on Third Reading and returns herewith SB23-110 and 052.

The Speaker has appointed Representatives Snyder, Chair, Bird, and Soper as House conferees on the First Conference Committee on SB23-090.

The House has voted not to concur in the Senate amendments to HB23-1030 and requests that a conference committee be appointed. The bill is transmitted herewith.

MESSAGE FROM THE REVISOR OF STATUTES

March 23, 2023
We herewith transmit:

Without comment, as amended, HB23-1181 and 1204.

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On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Friday, March 23, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 75th Legislative Day

Friday, March 24, 2023

Prayer By Senator Pelton, R.

Call to Order By the President at 9:00 a.m.

Roll Call Present--28
 Excused--7, Danielson, Exum, Hinrichsen, Jaquez Lewis, Kolker, Mullica, Zenzinger
 Present later--4, Danielson, Jaquez Lewis, Kolker, Mullica

Quorum The President announced a quorum present.

Pledge By the President.

Approval of the Journal On motion of Senator Jaquez Lewis, the Journal of Thursday, March 23, 2023, was approved as corrected by the Secretary.

At the order of the President, Senators Danielson, Jaquez Lewis, Kolker, and Mullica were added to the current roll call.

SENATE SERVICES REPORT

Correctly Engrossed: SB23-039, 053, 067, 069, 072, 149, and 151.
 Correctly Revised: HB23-1117, 1126, 1151, and 1157.
 Correctly Enrolled: SB23-052 and 110.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB23-1185** be **referred** to the Committee of the Whole with favorable recommendation.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SJM23-004** be **postponed indefinitely**.

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **HB23-1094** be **referred** to the Committee on Appropriations with favorable recommendation.

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **SB23-191** be **referred** to the Committee on Appropriations with favorable recommendation.

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Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **SB23-185** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **SB23-177** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 7, strike lines 14 through 16 and substitute "resources may use this appropriation to conduct comprehensive dam safety evaluations on existing dams that are under potential consideration for enlargement."

Page 12, strike line 2 and substitute "water plan implementation cash fund created in section".

Page 12, line 3, strike "37-60-121," and substitute "37-60-123.3 (1)(a),".

**THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR**

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1157 by Representative(s) Joseph and Weinberg; also Senator(s) Exum and Gardner--Concerning the "Uniform Unregulated Child Custody Transfer Act".

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	Y	Zenzinger	E
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Priola.

HB23-1151 by Representative(s) Woodrow and Bockenfeld, Epps; also Senator(s) Rodriguez and Gardner--Concerning clarifications to the requirements that the court conduct a bond hearing within forty-eight hours after an individual is placed in jail.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	Y	Zenzinger	E
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges and Priola.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-039 by Senator(s) Buckner; also Representative(s) Amabile--Concerning measures to reduce family separation caused by a parent's detention, and, in connection therewith, making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Buckner was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.022), by Senator Buckner.

Amend engrossed bill, page 6, line 4, strike "A HEARINGS. IF".

Page 6, strike lines 5 through 8.

Page 9, line 14, strike "(1)(e)(IV)".

Page 11, line 12, strike "(A)".

Page 20, line 7, strike "trails." and substitute "TRAILS".

The amendment was **passed** on the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	Y	Zenzinger	E
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	22	NO	10	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	N	Zenzinger	E
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Coleman, Cutter, Danielson, Fenberg, Fields, Ginal, Gonzales, Hansen, Jaquez Lewis, Marchman, Moreno, Mullica, Priola, Sullivan, and Winter F.

SB23-067 by Senator(s) Coleman; also Representative(s) Bacon--Concerning a recidivism reduction program for persons sentenced to the department of corrections facilitated by program participants in partnership with department of corrections staff, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	10	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	N	Zenzinger	E
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Fenberg, Fields, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Marchman, Moreno, Priola, Sullivan, and Winter F.

SB23-149 by Senator(s) Coleman and Exum; also Representative(s) Bacon--Concerning the creation of a program to provide higher education financial assistance to students who perform youth mentorship, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	20	NO	12	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	N	Zenzinger	E
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Fenberg, Fields, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Marchman, Moreno, Priola, Sullivan, and Winter F.

SB23-151 by Senator(s) Fields; also Representative(s) Jodeh and Ortiz--Concerning the continuation of the health equity commission, and, in connection therewith, implementing the recommendation contained in the 2022 sunset report by the department of regulatory agencies.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	20	NO	12	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	N	Zenzinger	E
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Ginal, Gonzales, Hansen, Marchman, Moreno, Priola, Sullivan, and Winter F.

SB23-069 by Senator(s) Hinrichsen and Will; also Representative(s) McLachlan--Concerning the requirements to operate a motorboat in this state.

Laid over until Monday, March 27, retaining its place on the calendar.

SB23-053 by Senator(s) Kirkmeyer and Rodriguez; also Representative(s) Woodrow and Evans--Concerning restrictions on nondisclosure agreements that affect government employees.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	Y	Zenzinger	E
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Gardner, Ginal, Gonzales, Hansen, Kolker, Liston, Lundeen, Marchman, Mullica, Pelton B., Pelton R., Priola, Roberts, Simpson, Smallwood, Van Winkle, Will, and Winter F.

HB23-1126 by Representative(s) Ricks and Weinberg; also Senator(s) Exum--Concerning the inclusion of certain items of information in consumer reports, and, in connection therewith, prohibiting the reporting of medical debt information by consumer reporting agencies and prohibiting debt collectors and collection agencies from falsely representing that medical debt information will be included in a consumer report or failing to timely disclose that, with certain exceptions, medical debt will not be included in a consumer report.

Laid over until Monday, March 27, retaining its place on the calendar.

HB23-1117 by Representative(s) Jodeh and Garcia; also Senator(s) Gonzales and Hinrichsen--Concerning requirements for affidavits of support related to eligibility for public benefits in Colorado.

Laid over until Monday, March 27, retaining its place on the calendar.

SB23-072 by Senator(s) Rodriguez; also Representative(s) Epps and Soper--Concerning the continuation of the defense counsel on first appearance grant program, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	20	NO	12	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	N	Zenzinger	E
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Gonzales, Moreno, Priola, and Winter F.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Friday, March 24, was laid over until Monday, March 27, retaining its place on the calendar.

General Orders -- Second Reading of Bills: HB23-1219 and HB23-1025.

MESSAGE FROM THE GOVERNOR

Thursday, March 23rd, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-015 - Vehicle Value Protection Agreement
Approved on Thursday, March 23rd, 2023 at 9:35 a.m.

SB23-023 - CPR Training In High Schools
Approved on Thursday, March 23rd, 2023 at 9:30 a.m.

SB23-046 - Average Weekly Wage Paid Leave Benefits
Approved on Thursday, March 23rd, 2023 at 9:36 a.m.

SB23-048 - Non-tenured Track Faculty
Approved on Thursday, March 23rd, 2023 at 9:30 a.m.

SB23-051 - Conforming Workforce Development Statutes
Approved on Thursday, March 23rd, 2023 at 9:35 a.m.

SB23-073 - Sunset EPIC Advisory Board
Approved on Thursday, March 23rd, 2023 at 9:30 a.m.

SB23-084 - Full-time Employment For Higher Education Faculty
Approved on Thursday, March 23rd, 2023 at 9:31 a.m.

SB23-095 - Unlawfully Aiming Laser Device At Aircraft
Approved on Thursday, March 23rd, 2023 at 9:31 a.m.

SB23-100 - Uniform Community Property Disposition At Death Act
Approved on Thursday, March 23rd, 2023 at 9:31 a.m.

Sincerely,
(signed)
Jared Polis
Governor

March 23, 2023

The Honorable Colorado State Senate
The 74th General Assembly
First Regular Session
State Capitol
200 E. Colfax Ave.
Denver, CO 80203

Dear Honorable Members of the Colorado State Senate:

Today, I signed into law SB23-046, "Average Weekly Wage Paid Leave Benefits." This legislation amends the Family and Medical Leave Insurance (FAMLI) statute to ensure consistent coverage for Coloradans who have paid into the system.

In 2020, Colorado voters overwhelmingly passed Proposition 118, creating the FAMLI program. Since 2020, my Administration has worked diligently to carry out the will of the voters in designing and building out this new program. The first phase of FAMLI went into effect at the beginning of 2023, with the collection of premium payments. FAMLI will start providing benefits to employees beginning January 1, 2024, with most employees eligible to receive up to twelve weeks of leave to take care of themselves or their family during life circumstances that pull them away from their jobs-like growing their family or taking care of a loved one with a serious health condition.

My Administration has been careful to carry out the will of voters, and any deviation from the measure on voters' ballots is not to be taken lightly. While this legislation corrects a drafting error, will have no impact on employers, and is generally consistent with information presented to the voters in 2020, it nonetheless does represent a change to the program. After the program passed by the voters is faithfully and successfully launched, we can and should entertain other improvements to FAMLI to improve flexibility and actuarial soundness.

At that future point, I urge legislators to consider further changes to FAMLI that, like this one, both advance the portability of benefits and safeguard solvency. FAMLI provides some additional economic security to workers who need to take time to care for themselves or a loved one. However, other workers might prefer to avail themselves of the opportunity to contribute to other key expenses over their life course, such as child care, educational expenses, retirement savings, or a home mortgage. Colorado can become a national model by making this program more flexible to meet the real and changing needs of working families, ideally aligning with existing categories to minimize administrative burden on workers, employers and the state, rather than create additional review or paperwork. I look forward to working with legislators and stakeholders to advance this vision.

I look forward to continuing to implement the will of the voters in administering the FAMLI program in the coming months, and going forward to ensuring that the program meets the diverse needs of more Coloradans.

Sincerely,
(signed)
Jared Polis
Governor
State of Colorado

COMMITTEE OF REFERENCE REPORTS (cont'd)

Local
Government
& Housing

After consideration on the merits, the Committee recommends that **SB23-183** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 3, line 13, strike "(4) and (5); **repeal** (1);" and substitute "(4); **repeal** (1) and (5);".

Page 3, strike lines 26 and 27.

Page 4, strike lines 1 through 5 and substitute:

~~"(5) "Subscriber" means a person that lawfully receives cable television service, telecommunications service, or advanced service. A person that utilizes cable television service, telecommunications service, or advanced service provided by a local government for local governmental or intergovernmental purposes and is used by persons accessing government services is not a subscriber for purposes of this article."~~

Local Government & Housing

After consideration on the merits, the Committee recommends that **HB23-1099** be referred to the Committee of the Whole with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **SB23-196** be referred to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **SB23-175** 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, strike "ISSUE BONDS," and strike "INDEBTEDNESS," and substitute "INDEBTEDNESS".

Page 4, line 25, strike "BONDS,".

Page 5, line 2, strike "EXCEPT AS".

Page 5, strike lines 3 through 9.

Page 7, strike lines 2 through 6 and substitute "SUBSECTION (3)(a)(II) OF THIS SECTION, THE GOVERNING BODY MAY, BY ORDINANCE, EXTEND THE PERIOD DURING WHICH PROPERTY TAXES SHALL BE ALLOCATED FOR ONE OR MORE ADDITIONAL TWENTY-YEAR PERIODS AS SPECIFIED IN THIS SUBSECTION (3)(a)(V). THE GOVERNING BODY MUST ADOPT A SEPARATE ORDINANCE FOR EACH ADDITIONAL TWENTY-YEAR PERIOD IN ACCORDANCE WITH SUBSECTION (3)(a)(V)(C) OF THIS SECTION. A TWENTY-YEAR EXTENSION FOR THE PERIOD".

Page 7, line 11, strike "AN AUTOMATIC" and substitute "A".

Page 7, line 12, strike "PERIOD," and substitute "PERIOD PURSUANT TO THIS SUBSECTION (3)(a)(V),".

Page 7, line 16, strike "AUTOMATIC".

Page 8, strike lines 10 through 14 and substitute:

"(C) BEFORE AUGUST 1 OF THE LAST YEAR OF A TWENTY-YEAR EXTENSION PERIOD PURSUANT TO SUBSECTION (3)(a)(IV) OR (3)(a)(V)(A) OF THIS SECTION, THE GOVERNING BODY MAY ADOPT AN ORDINANCE TO EXTEND THE".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-179** be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, strike lines 12 through 17.

Reletter succeeding paragraphs accordingly.

Page 3, line 7, strike "are already" and substitute "have been".

Page 3, strike lines 8 through 14 and substitute "insurance for more than 10 years;".

Reletter succeeding paragraphs accordingly.

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Page 3, strike lines 18 through 23.

Reletter succeeding paragraphs accordingly.

Page 4, strike lines 10 and 11 and substitute "dental plans."

Page 6, line 19, strike "SPENDS" and "INCURS".

Page 6, line 24, strike "EXPENDED" and substitute "INCURRED".

Page 6, line 26, strike "EXPENDED" and substitute "INCURRED".

Page 8, after line 1 insert:

"(III) REPORT NONPROFIT COMMUNITY BENEFIT EXPENDITURES, AS DEFINED BY RULE OF THE COMMISSIONER, THAT ARE ALIGNED WITH EXCLUSION PARAMETERS AND LIMITS OUTLINED IN 45 CFR 158.162; EXCEPT THAT THE COMMISSIONER SHALL ENSURE THAT ONLY EXPENDITURES THAT IMPROVE ACCESS TO DENTAL SERVICES OR ENHANCE DENTAL HEALTH, AND NO OVERHEAD OR ADMINISTRATIVE COSTS, ARE REPORTED UNDER THIS SUBSECTION (3);".

Renumber succeeding subparagraphs accordingly.

Page 8, line 3, after "PLAN" insert "COST-SHARING AND".

Page 8, line 19, after "(d)" insert "(I)" and strike "WITHIN ONE HUNDRED TWENTY DAYS" and substitute "BY JANUARY 1 OF THE YEAR".

Page 8, line 23, strike "SUBSECTION (3)(a)(II)" substitute "SUBSECTIONS (3)(a)(II) AND (3)(a)(III)".

Page 8, line 27, strike "(I)" and substitute "(A)".

Page 9, line 1, strike "(II)" and substitute "(B)".

Page 9, line 5, strike "DIVISION" and substitute "DIVISION."

Page 9, line 6, strike "AND" and substitute:
"(II) THE DIVISION".

Page 9, line 6, after "DATA" insert "IN SUBSECTION (3)(a) OF THIS SECTION, AND, IF AVAILABLE, SUBSECTION (4)(a) OF THIS SECTION,".

Page 9, line 24, strike "DATA." and substitute "DATA AND CONSIDERATION OF THE IMPACT OF NONPROFIT COMMUNITY BENEFIT EXPENDITURES DESCRIBED IN SUBSECTION (3)(a)(III) OF THIS SECTION ON ANY OUTLIER CALCULATION."

Page 10, strike lines 12 through 27.

Page 11, strike lines 1 through 15 and substitute:

"SECTION 4. In Colorado Revised Statutes, 10-16-135, add (7) as follows:

10-16-135. Health coverage plan information cards - rules - standardization - contents. (7) THE COMMISSIONER SHALL ADOPT RULES THAT REQUIRE EACH CARRIER THAT PROVIDES A DENTAL COVERAGE PLAN, AS DEFINED IN SECTION 10-16-158 (1)(a), TO ISSUE TO COVERED PERSONS TO WHOM A DENTAL COVERAGE PLAN IDENTIFICATION CARD IS ISSUED A STANDARDIZED WRITTEN OR VIRTUAL CARD CONTAINING PLAN INFORMATION. TO THE EXTENT POSSIBLE, THE RULES MUST INCORPORATE AND NOT CONFLICT WITH THE REQUIREMENTS OF SECTION 10-16-124 REGARDING PRESCRIPTION INFORMATION CARDS. THE COMMISSIONER SHALL ADOPT RULES BY MARCH 31, 2024, THAT DESCRIBE THE FORMAT OF THE STANDARDIZED CARD TO BE ISSUED BY CARRIERS. THE RULES ESTABLISHING THE FORMAT FOR THE CARD MUST INCLUDE A STANDARD SIZE, MUST REQUIRE THE CARD TO BE LEGIBLE AND PHOTOCOPIED, AND MUST DELINEATE THE INFORMATION TO BE CONTAINED ON THE CARD, INCLUDING THE FOLLOWING, AS APPLICABLE:

- (a) THE COVERED PERSON'S NAME AND THE APPLICABLE PLAN NUMBER;
- (b) CONTACT INFORMATION FOR THE CARRIER OR DENTAL COVERAGE

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PLAN ADMINISTRATOR; AND

(c) AN INDICATION OF WHETHER THE DENTAL COVERAGE PLAN IS REGULATED BY THE STATE OF COLORADO."

Page 11, line 23, strike "PUBLISH" and substitute "SUBJECT TO AVAILABLE APPROPRIATIONS AND AT THE REQUEST OF THE COMMISSIONER OF INSURANCE, PUBLISH".

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1195** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend reengrossed bill, page 2, before line 1, insert:

"SECTION 1. In Colorado Revised Statutes, 12-280-126, **add** (1)(u) as follows:

12-280-126. Unprofessional conduct - grounds for discipline.

(1) The board may take disciplinary or other action as authorized in section 12-20-404, after a hearing held in accordance with the provisions of sections 12-20-403 and 12-280-127, upon proof that the licensee, certificant, or registrant:

(u) HAS OPERATED AN AUTOMATED PHARMACY DISPENSING SYSTEM OR OTHERWISE DISPENSED A DRUG FROM SUCH SYSTEM UNLESS THE SYSTEM HAS BEEN REGISTERED WITH THE BOARD BY THE OPERATING PRESCRIPTION DRUG OUTLET."

Renumber succeeding sections accordingly.

Page 2, strike lines 23 and 24 and substitute:

"(a) REGISTER THE SYSTEM WITH THE BOARD IN ACCORDANCE WITH RULES PROMULGATED BY THE BOARD."

Page 3, strike lines 6 through 8 and substitute:

"(d) LOCATE EACH SYSTEM THAT DISPENSES CONTROLLED SUBSTANCES AT THE SAME LOCATION AS A PRESCRIPTION DRUG OUTLET REGISTERED BY THE UNITED STATES DRUG ENFORCEMENT AGENCY."

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-174** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, line 5, strike "**rules.**" and substitute "**rules - report - repeal.**".

Page 3, after line 2 insert:

"(5) (a) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), ON OR BEFORE NOVEMBER 1, 2025, AND ON OR BEFORE NOVEMBER 1 EACH YEAR THEREAFTER, THE STATE DEPARTMENT SHALL REPORT TO THE HOUSE OF REPRESENTATIVES PUBLIC AND BEHAVIORAL HEALTH AND HUMAN SERVICES COMMITTEE AND THE SENATE HEALTH AND HUMAN SERVICES COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, REGARDING THE UTILIZATION OF THE SERVICES DESCRIBED IN SUBSECTION (2) OF THIS SECTION. THE CONTENTS OF THE REPORT MUST BE DETERMINED THROUGH THE STAKEHOLDER PROCESS DESCRIBED IN SUBSECTION (4) OF THIS SECTION. AT A MINIMUM, THE REPORT MUST INCLUDE DATA ON THE UTILIZATION OF SERVICES, BY CODE, AND ANY DIFFERENCES IN UTILIZATION WITHIN THE SCHOOL HEALTH SERVICES PROGRAM AUTHORIZED BY SECTION 25.5-5-318.

(b) THIS SUBSECTION (5) IS REPEALED, EFFECTIVE JULY 1, 2031."

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Health & Human Services

The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE COLORADO CHILD ABUSE PREVENTION TRUST FUND

for terms expiring November 7, 2025:

Kathryn Wells of Denver, Colorado to serve as a subject matter expert with knowledge of child abuse prevention, reappointed;

Nadyne Montiel de Gagnier of Aurora, Colorado to serve as a subject matter expert with knowledge of child abuse prevention, appointed;

Christine Meyer of Denver, Colorado to serve as a subject matter expert with knowledge of child abuse prevention, appointed.

Health & Human Services

The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE COLORADO PRESCRIPTION DRUG AFFORDABILITY REVIEW BOARD

for a term expiring September 27, 2025:

James VandenBerg, PharmD, BCPS of Denver, Colorado, reappointed.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-176** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, strike lines 2 through 20.

Page 3, strike lines 1 through 26 and substitute:

"SECTION 1. In Colorado Revised Statutes, **add** 10-16-158 as follows:

10-16-158. Prohibition on using the body mass index or ideal body weight - medical necessity criteria - rules. (1) (a) EVERY HEALTH BENEFIT PLAN SUBJECT TO PART 2, 3, OR 4 OF THIS ARTICLE 16, EXCEPT THOSE DESCRIBED IN SECTION 10-16-102 (32)(b), SHALL NOT UTILIZE THE BODY MASS INDEX, IDEAL BODY WEIGHT, OR ANY OTHER STANDARD REQUIRING AN ACHIEVED WEIGHT WHEN DETERMINING MEDICAL NECESSITY OR THE APPROPRIATE LEVEL OF CARE FOR AN INDIVIDUAL DIAGNOSED WITH AN EATING DISORDER, INCLUDING BUT NOT LIMITED TO BULIMIA NERVOSA, ATYPICAL ANOREXIA NERVOSA, BINGE-EATING DISORDER, AVOIDANT RESTRICTIVE FOOD INTAKE DISORDER, AND OTHER SPECIFIED FEEDING AND EATING DISORDERS AS DEFINED IN THE MOST RECENT EDITION OF THE DIAGNOSTIC AND STATISTICAL MANUAL OF MENTAL DISORDERS.

(b) SUBSECTION (1)(a) OF THIS SECTION DOES NOT APPLY WHEN DETERMINING MEDICAL NECESSITY OR THE APPROPRIATE LEVEL OF CARE FOR AN INDIVIDUAL DIAGNOSED WITH ANOREXIA NERVOSA, RESTRICTING SUBTYPE; HOWEVER, BODY MASS INDEX, IDEAL BODY WEIGHT, OR ANY OTHER STANDARD REQUIRING AN ACHIEVED BODY WEIGHT MUST NOT BE THE DETERMINING FACTOR WHEN ASSESSING MEDICAL NECESSITY OR THE APPROPRIATE LEVEL OF CARE FOR AN INDIVIDUAL DIAGNOSED WITH ANOREXIA NERVOSA, RESTRICTING SUBTYPE.

(2) THE FOLLOWING FACTORS, AT A MINIMUM, MUST BE CONSIDERED WHEN DETERMINING MEDICAL NECESSITY OR THE APPROPRIATE LEVEL OF CARE

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- FOR AN INDIVIDUAL DIAGNOSED WITH AN EATING DISORDER:
- (a) THE INDIVIDUAL'S EATING BEHAVIORS;
- (b) THE INDIVIDUAL'S NEED FOR SUPERVISED MEALS AND SUPPORT INTERVENTIONS;
- (c) LABORATORY RESULTS, INCLUDING BUT NOT LIMITED TO, THE INDIVIDUAL'S HEART RATE, RENAL OR CARDIOVASCULAR ACTIVITY, AND BLOOD PRESSURE;
- (d) THE RECOVERY ENVIRONMENT; AND
- (e) CO-OCCURRING DISORDERS THE INDIVIDUAL MAY HAVE.

SECTION 2. In Colorado Revised Statutes, add 25.5-5-334 as follows:
25.5-5-334. Prohibition on using the body mass index or ideal body weight - medical necessity criteria. (1) (a) BEGINNING JULY 1, 2023, THE STATE MEDICAL ASSISTANCE PROGRAM SHALL NOT UTILIZE THE BODY MASS INDEX, IDEAL BODY WEIGHT, OR ANY OTHER STANDARD REQUIRING AN ACHIEVED WEIGHT WHEN DETERMINING MEDICAL NECESSITY OR THE APPROPRIATE LEVEL OF CARE FOR AN INDIVIDUAL DIAGNOSED WITH AN EATING DISORDER, INCLUDING BUT NOT LIMITED TO, BULIMIA NERVOSA, ATYPICAL ANOREXIA NERVOSA, BINGE-EATING DISORDER, AVOIDANT RESTRICTIVE FOOD INTAKE DISORDER, AND OTHER SPECIFIED FEEDING AND EATING DISORDERS AS DEFINED IN THE MOST RECENT EDITION OF THE DIAGNOSTIC AND STATISTICAL MANUAL OF MENTAL DISORDERS.

(b) SUBSECTION (1)(a) OF THIS SECTION DOES NOT APPLY WHEN DETERMINING MEDICAL NECESSITY OR THE APPROPRIATE LEVEL OF CARE FOR AN INDIVIDUAL DIAGNOSED WITH ANOREXIA NERVOSA, RESTRICTING SUBTYPE; HOWEVER, BODY MASS INDEX, IDEAL BODY WEIGHT, OR ANY OTHER STANDARD REQUIRING AN ACHIEVED BODY WEIGHT MUST NOT BE THE DETERMINING FACTOR WHEN ASSESSING MEDICAL NECESSITY OR THE APPROPRIATE LEVEL OF CARE FOR AN INDIVIDUAL DIAGNOSED WITH ANOREXIA NERVOSA, RESTRICTING SUBTYPE.

(2) THE FOLLOWING FACTORS, AT A MINIMUM, MUST BE CONSIDERED WHEN DETERMINING MEDICAL NECESSITY OR THE APPROPRIATE LEVEL OF CARE FOR AN INDIVIDUAL DIAGNOSED WITH AN EATING DISORDER:

- (a) THE INDIVIDUAL'S EATING BEHAVIORS;
- (b) THE INDIVIDUAL'S NEED FOR SUPERVISED MEALS AND SUPPORT INTERVENTIONS;
- (c) LABORATORY RESULTS, INCLUDING BUT NOT LIMITED TO, THE INDIVIDUAL'S HEART RATE, RENAL OR CARDIOVASCULAR ACTIVITY, AND BLOOD PRESSURE;
- (d) THE RECOVERY ENVIRONMENT; AND
- (e) CO-OCCURRING DISORDERS THE INDIVIDUAL MAY HAVE."

Page 4, strike line 3 and substitute "**Regulation of Over-the-Counter Diet Pills**".

Page 4, strike lines 6 through 16.

Renumber succeeding subsections accordingly.

Page 5, lines 1 and 2, strike "DIETARY SUPPLEMENTS FOR WEIGHT LOSS OR".

Page 5, line 7, strike "**Dietary supplements for weight loss**" and substitute "**Over-the-counter diet pills**".

Page 5, line 8, strike "**fine** -".

Page 5, strike line 10 and substitute "FURNISH".

Page 5, lines 14 and 15, strike "DIETARY SUPPLEMENTS FOR WEIGHT LOSS OR".

Page 5, lines 21 and 22, strike "DIETARY SUPPLEMENTS FOR WEIGHT LOSS AND".

Page 5, strike lines 26 and 27.

Page 6, strike line 1.

Page 6, line 7, strike "FORCED FEEDING TUBES" and substitute "INVOLUNTARY TUBE FEEDING".

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Page 6, line 8, after "DISORDER." insert "PRIOR TO PROMULGATING RULES, THE BHA SHALL REVIEW CURRENT REGULATIONS AND DETERMINE HOW ADDITIONAL REGULATIONS FIT INTO THE EXISTING INFRASTRUCTURE."

Page 7, strike lines 9 through 16 and substitute:

(I) THE ABILITY FOR THE CLIENT TO REQUEST PRIVATE MEDICAL EXAMINATIONS, INCLUDING WEIGH-INS AND MONITORING OF VITAL SIGNS, AND NOT BE VISIBLE TO OTHER CLIENTS;

(II) PROHIBITING THAT A CLIENT PERFORM PHYSICAL EXERCISE OR REMOVE ALL CLOTHING DURING A WEIGH-IN UNLESS THE CLIENT IS PROVIDED ADEQUATE CLOTHING THAT SUFFICIENTLY COVERS THE CLIENT'S PRIVATE BODY PARTS;

(III) POTENTIAL ALTERNATIVE INTERVENTIONS, WHEN MEDICALLY NECESSARY, WHICH MUST BE OPENLY DISCUSSED WITH THE CLIENT, TO MINIMIZE THE RISK OF A CLIENT INFLUENCING ASSESSMENTS OF VITAL SIGNS OR LABS; AND".

Page 7, line 26, strike "APPROPRIATE AND QUALIFIED STAFF TO" and substitute "TRAINED STAFF".

Page 7, strike line 27.

Page 8, strike line 1.

Page 8, line 2, strike "NEURODIVERSE;"

Page 8, line 6, after "PRIORITIZED." add "IF A CLIENT REQUESTS A STAFF MEMBER OF A SPECIFIC GENDER TO MONITOR THE CLIENT'S BATHROOM TIME, PHYSICAL EXAMS, WEIGH-INS, PLACEMENT OF FEEDING TUBES, OR ANY OTHER INVOLUNTARY FEEDING PROCESS, THE FACILITY SHALL MAKE EVERY POSSIBLE ACCOMMODATION TO MEET THE CLIENT'S REQUEST."

Page 8, strike lines 10 through 12 and substitute "MOVEMENT IS NEVER USED AS A FORM OF PUNISHMENT."

Page 8, strike line 16 and substitute "MEASURES. THE FACILITY SHALL ENSURE CLIENTS RECEIVING BED-BASED CARE RECEIVE COMPARABLE ACCESS TO PROGRAMMING AND THERAPY SERVICES AS OTHER CLIENTS IN THE FACILITY."

Page 8, strike lines 17 through 22 and substitute:

(f) PHYSICAL ACTIVITY LIMITATIONS THAT ARE DISCUSSED OPENLY WITH THE CLIENT AND ARE BASED ON MEDICAL STABILITY, THE CLIENT'S ABILITY TO MANAGE ACTIVITY URGES, AND THE NUTRITION NECESSARY TO SAFELY SUPPORT PHYSICAL ACTIVITY;

(g) A REQUIREMENT THAT AN EATING DISORDER TREATMENT AND RECOVERY FACILITY IMPLEMENT A TREATMENT FRAMEWORK IN ACCORDANCE WITH RECOGNIZED PRINCIPLES OF TRAUMA-INFORMED APPROACHES AND TRAUMA-INFORMED INTERVENTIONS;"

Reletter succeeding paragraphs accordingly.

Page 9, line 1, strike "AND".

Page 9, strike lines 2 through 9 and substitute:

(i) THE REQUIREMENT FOR THE TREATMENT FACILITY TO HAVE A FORMAL DISCHARGE POLICY THAT IS PROVIDED TO CLIENTS AT THE TIME OF ADMISSION AND REVIEWED REGULARLY DURING TREATMENT PLANNING SESSIONS, AND THAT UPON DISCHARGE, FOLLOW-UP SERVICES WILL BE OFFERED AS CLINICALLY INDICATED; AND

(j) A REQUIREMENT THAT CLIENTS RECEIVE ADEQUATE TIME FOR BATHING AND OTHER HYGIENE CARE DAILY."

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MESSAGE FROM THE HOUSE

March 24, 2023
Mr. President:

The Speaker has appointed Representatives Sirota, Chair, Soper, and Mabrey as House conferees on the First Conference Committee on HB23-1030.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1206, amended as printed in House Journal, March 22 and 23, 2023.

MESSAGE FROM THE REVISOR OF STATUTES

March 24, 2023
We herewith transmit:

Without comment, as amended, HB23-1206.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- SB23-215** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning the transfer of money from the state employee reserve fund to the general fund to fund monthly housing stipends for department of corrections staff. Appropriations
- SB23-216** by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Sirota and Bockenfeld, Bird--Concerning funding to the department of early childhood for the Colorado universal preschool program. Appropriations
- SB23-217** by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Bird and Sirota, Bockenfeld--Concerning no longer requiring the fee collected for the background checks for child abuse or neglect to support the costs associated with the appeals process for a person who is found responsible in a confirmed report of child abuse or neglect. Appropriations
- SB23-218** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Bockenfeld, Sirota--Concerning the repeal of the cap on the amount of money the department of education may expend on costs incurred in implementing the school transformation grant program, and, in connection therewith, making an appropriation. Appropriations
- SB23-219** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning services to support students eligible to enroll in facility schools, and, in connection therewith, making and reducing an appropriation. Appropriations
- SB23-220** by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Bird and Sirota--Concerning the use of money previously allocated for public schools, and, in connection therewith, reducing an appropriation. Appropriations

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- SB23-221** by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Bird and Sirota, Bockenfeld--Concerning the funding of the healthy school meals for all program, and, in connection therewith, creating the healthy school meals for all program general fund exempt account, allowing expenditures in excess of appropriations for the program, clarifying how the program should be accounted for in the annual general appropriations bill, and making an appropriation. 1
Appropriations 2
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- SB23-222** by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Bird and Sirota, Bockenfeld--Concerning removing copayment requirement for certain medicaid services, and, in connection therewith, making an appropriation. 9
Appropriations 10
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- SB23-223** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Bockenfeld, Sirota--Concerning the annual report the department of health care policy and financing submits to the joint budget committee concerning the medicaid provider rate review process. 14
Appropriations 15
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- SB23-224** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning policies to be established by the Colorado commission on higher education related to postgraduate student exchange programs. 20
Appropriations 21
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- SB23-225** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning the use of higher education specialty education services funding for the school of medicine partnership operating on the campus of Colorado state university. 25
Appropriations 26
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- SB23-226** by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Sirota and Bockenfeld, Bird--Concerning extending the transitional jobs program. 30
Appropriations 31
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- SB23-227** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning the hourly rate compensation for attorneys who contract with state agencies to provide legal representation. 34
Appropriations 35
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- SB23-228** by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Bird and Bockenfeld, Sirota--Concerning the creation of the office for administrative services for independent agencies in the judicial department, and, in connection therewith, making and reducing appropriations. 39
Appropriations 40
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- SB23-229** by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Sirota and Bockenfeld, Bird--Concerning the office of the statewide behavioral health court liaison, and, in connection therewith, making and reducing appropriations. 45
Appropriations 46
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- SB23-230** by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Sirota and Bockenfeld, Bird--Concerning state assistance to counties affected by the twenty-third judicial district, and, in connection therewith, making an appropriation. 50
Appropriations 51
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- SB23-231** by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Sirota and Bockenfeld, Bird--Concerning the ability of the division of labor standards and statistics in the department of labor and employment to disburse money in the wage theft enforcement fund to employees after an employer fails to make payments determined to be owed to the employees, and, in connection therewith, making an appropriation. 55
Appropriations 56
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- SB23-232** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning unemployment compensation, and, in connection therewith, reducing employer premium rates; creating support surcharge rates; adjusting the allocations of employer premiums and support surcharge payments to the unemployment compensation fund, the employment support fund, the employment and training technology fund, and the benefit recovery fund to comply with federal law; and making and reducing appropriations. 62
Appropriations 63
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- SB23-233** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning a merit system for county employees who provide employment services that are paid for with federal funds pursuant to the federal "Wagner-Peyser Act".
Appropriations
- SB23-234** by Senator(s) Bridges and Kirkmeyer; also Representative(s) Bird and Sirota--Concerning the cessation of advance payment of premiums for state employee family and medical leave insurance coverage, and, in connection therewith, transferring money from the family and medical leave insurance fund back to the revenue loss restoration cash fund.
Appropriations
- SB23-235** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Bockenfeld, Sirota--Concerning the authority of the department of law to use litigation management funds for unanticipated state legal needs.
Appropriations
- SB23-236** by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Sirota and Bockenfeld, Bird--Concerning the creation of the electric vehicle service equipment fund, and, in connection therewith, making an appropriation.
Appropriations
- SB23-237** by Senator(s) Kirkmeyer and Bridges, Zenzinger; also Representative(s) Bockenfeld and Bird, Sirota--Concerning a transfer from the severance tax operational fund to the water plan implementation cash fund.
Appropriations
- SB23-238** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning authorization to use money in the small communities water and wastewater grant fund to provide the state funds for water projects for which a state match is required to qualify for federal funds for the projects.
Appropriations
- SB23-239** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Bockenfeld, Sirota--Concerning the transfer of money from the hazardous substance site response fund to the hazardous substance response fund.
Appropriations
- SB23-240** by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Bird and Bockenfeld, Sirota--Concerning fees a dairy plant is required to pay to the department of public health and environment.
Appropriations
- SB23-241** by Senator(s) Bridges and Kirkmeyer; also Representative(s) Bird and Bockenfeld--Concerning the creation of the office of school safety, and, in connection therewith, requiring the director of the office of school safety to appoint a grants manager, creating a crisis response unit within the office of school safety, specifying that the office of school safety has oversight over the school safety resource center, specifying that the school access for emergency response grant program is administered by the office of school safety, and making an appropriation.
Appropriations
- SB23-242** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning financial audits of the community corrections programs in the state, and, in connection therewith, making an appropriation.
Appropriations
- SB23-243** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Bockenfeld, Sirota--Concerning transfers from the general fund to the capital construction fund.
Appropriations
- SB23-244** by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Bird and Sirota, Bockenfeld--Concerning updates to language in relevant Colorado statutes related to ensuring technology accessibility to persons with disabilities.
Appropriations

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SB23-245	by Senator(s) Bridges and Zenzinger; also Representative(s) Bird and Sirota--Concerning a transfer to the revenue loss restoration cash fund. Appropriations	1 2 3 4
SB23-246	by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bird, Bockenfeld--Concerning transfers to the state emergency reserve for the 2023-24 state fiscal year. Appropriations	5 6 7 8 9
SB23-247	by Senator(s) Gonzales; also Representative(s) Soper--Concerning the establishment of the division of civil protections and rights in the department of law. Judiciary	10 11 12 13
SB23-248	by Senator(s) Rodriguez; --Concerning consumer protection in certain credit transactions. Business, Labor, & Technology	14 15 16
SB23-249	by Senator(s) Bridges and Van Winkle; also Representative(s) McLachlan and Evans--Concerning false reporting of an emergency. Judiciary	17 18 19 20
HB23-1196	by Representative(s) Lieder; also Senator(s) Sullivan--Concerning clarifying that workers' compensation is not the exclusive remedy for persons aggrieved by violations of the "Colorado Youth Employment Opportunity Act of 1971". Business, Labor, & Technology	21 22 23 24 25
HB23-1204	by Representative(s) Lindstedt and Weinberg; also Senator(s) Priola--Concerning the discharge of a client from a recovery residence. Health & Human Services	26 27 28 29 30

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB23-052, 057, 068, 077, 078, and 110.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Friday, March 24, 2023, at 3:30 PM:
SB22-052, 057, 068, 077, 078, and 110.

MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor Jared Polis were read and assigned to committees as follows:

March 17, 2023

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint and submit to your consideration, the following:

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MEMBERS OF THE
WATER QUALITY CONTROL COMMISSION

for terms expiring February 15, 2026:

Nicole Poncelet-Johnson of Fort Collins, Colorado, to serve as a member at large, appointed;

Charles Michael Weber of La Junta, Colorado, to serve as a member at large, reappointed;

Sonja Chavez of Gunnison, Colorado, to serve as a member from west of the Continental Divide, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 3/20/23
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

March 17, 2023

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate and appoint, and submit to your consideration, the following:

MEMBER OF THE
MIDDLE INCOME HOUSING AUTHORITY

for a term expiring September 1, 2024:

Stephanie Gonzales of Granada, Colorado, occasioned by the resignation of Wayne Vaden of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 3/20/23
Ryan Breitweiser, Journal Clerk

Committee on Local Government & Housing

March 17, 2023

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
ADVISORY COMMITTEE TO THE
PROPERTY TAX ADMINISTRATOR

for a term expiring September 1, 2025:

Tyron Coleman of Alamosa, Colorado, to serve as a non-assessor from the Western Slope, occasioned by the resignation of Azarel Madrigal-Chase of Alamosa, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 3/20/23
Ryan Breitweiser, Journal Clerk

Committee on Finance

TRIBUTES

Honoring:

- The Chronic Care Collaborative and the Colorado Cancer Coalition -- By Senator Faith Winter
- Colorado's Care Workers and State Employees -- By Senators Nick Hinrichsen and Jessie Danielson
- Jimmy Lee Day II -- By Senator Rhonda Fields
- University of Northern Colorado Student LEAF -- By Senator Kevin Priola
- University of Northern Colorado Earth Guardians -- By Senator Kevin Priola
- El Movimiento Sigue -- By Senator Nick Hinrichsen and Representatives Tisha Mauro and Matthew Martinez
- Colorado Cancer Coalition -- By Senator Perry Will

On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m., Monday, March 27, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

78th Legislative Day

Monday, March 27, 2023

Prayer	By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.	10 11 12
Call to Order	By the President at 10:00 a.m.	13 14
Roll Call	Present--32 Excused--3, Fields, Kirkmeyer, Zenzinger Present later--3, Fields, Kirkmeyer, Zenzinger	15 16 17 18 19
Quorum	The President announced a quorum present.	20 21
Pledge	By Majority Leader Moreno.	22 23
Approval of the Journal	On motion of Senator Roberts, the Journal of Friday, March 24, 2023, was approved as corrected by the Secretary.	24 25 26 27

SENATE SERVICES REPORT

Correctly Printed: 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, and 249.
 Correctly Reengrossed: SB23-039, 053, 067, 072, 149, and 151.
 Correctly Rerevised: HB23-1151 and 1157.

MESSAGE FROM THE HOUSE

March 26, 2023
 Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-170, amended as printed in House Journal, March 25, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-168, amended as printed in House Journal, March 24, 2023, and amended on Third Reading as printed in House Journal, March 26, 2023.

MESSAGE FROM THE REVISOR OF STATUTES

March 27, 2023
 We herewith transmit:

Without comment, as amended, SB23-168 and 170.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

SB23-214 by Senator(s) Zenzinger, Bridges, and Kirkmeyer,; also Representative(s) Bird, Sirota, and Bockenfeld, –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, 2023, except as otherwise noted.
Appropriations

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-069 by Senator(s) Hinrichsen and Will; also Representative(s) McLachlan--Concerning the requirements to operate a motorboat in this state.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	25	NO	7	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	N	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	E
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Jaquez Lewis and Priola.

HB23-1126 by Representative(s) Ricks and Weinberg; also Senator(s) Exum--Concerning the inclusion of certain items of information in consumer reports, and, in connection therewith, prohibiting the reporting of medical debt information by consumer reporting agencies and prohibiting debt collectors and collection agencies from falsely representing that medical debt information will be included in a consumer report or failing to timely disclose that, with certain exceptions, medical debt will not be included in a consumer report.

Laid over until Tuesday, March 28, retaining its place on the calendar.

At the order of the President, Senator Kirkmeyer was added to the current roll call.

HB23-1117 by Representative(s) Jodeh and Garcia; also Senator(s) Gonzales and Hinrichsen-- Concerning requirements for affidavits of support related to eligibility for public benefits in Colorado.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	21	NO	12	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	E
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Moreno.

Committee of the Whole On motion of Senator Coleman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Coleman was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1191 by Representative(s) English; also Senator(s) Fields--Concerning prohibiting corporal punishment of children in certain public settings.

Ordered revised and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- CONSENT CALENDAR

On motion of Senator Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	E
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1191.

At the order of the President, Senators Fields and Zenzinger were added to the current roll call.

Committee of the Whole On motion of Senator Coleman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Coleman was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1219 by Representative(s) Froelich and Amabile, Bacon, Boesenecker, Brown, deGruy Kennedy, Dickson, Epps, Garcia, Gonzales-Gutierrez, Hamrick, Herod, Jodeh, Joseph, Kipp, Lindsay, Lindstedt, Mabrey, McCormick, Michaelson Jenet, Ortiz, Parenti, Ricks, Sirota, Story, Willford, Woodrow; also Senator(s) Sullivan and Hansen, Cutter, Fields, Gonzales, Jaquez Lewis, Kolker, Mullica--Concerning establishing a minimum three-day waiting period prior to the delivery of a purchased firearm.

Amendment No. 1(L.074), by Senator Smallwood.

Amend reengrossed bill, page 4, line 11, strike "IMMEDIATE" and substitute "FAMILY MEMBER, INCLUDING:

(I) REGARDLESS OF AGE, A BIOLOGICAL, ADOPTED, OR FOSTER CHILD; A STEPCHILD OR LEGAL WARD; A CHILD OF A DOMESTIC PARTNER; A CHILD TO WHOM THE SELLER STANDS IN LOCO PARENTIS; OR A PERSON TO WHOM THE SELLER STOOD IN LOCO PARENTIS WHEN THE PERSON WAS A MINOR;

(II) A BIOLOGICAL, ADOPTIVE, OR FOSTER PARENT; A STEPPARENT OR LEGAL GUARDIAN OF THE SELLER OR SELLER'S SPOUSE OR DOMESTIC PARTNER; OR A PERSON WHO STOOD IN LOCO PARENTIS WHEN THE SELLER OR SELLER'S SPOUSE OR DOMESTIC PARTNER WAS A MINOR CHILD;

(III) A PERSON TO WHOM THE SELLER IS LEGALLY MARRIED UNDER THE LAWS OF ANY STATE OR A DOMESTIC PARTNER OF A SELLER;

(IV) A GRANDPARENT, GRANDCHILD, OR SIBLING, WHETHER A BIOLOGICAL, FOSTER, ADOPTIVE OR STEP RELATIONSHIP, OF THE SELLER OR SELLER'S SPOUSE OR DOMESTIC PARTNER; OR

(V) AS SHOWN BY THE SELLER, ANY OTHER INDIVIDUAL WITH WHOM THE SELLER HAS A SIGNIFICANT PERSONAL BOND THAT IS OR IS LIKE A FAMILY RELATIONSHIP, REGARDLESS OF BIOLOGICAL OR LEGAL RELATIONSHIP; OR".

Page 4, strike lines 12 through 14.

As amended, ordered revised and placed on the calendar for third reading and final passage.

(For further action, see amendments to the report of the Committee of the Whole.)

HB23-1025 by Representative(s) Taggart and Michaelson Jenet; also Senator(s) Rich--Concerning extension of charter school applications.

Laid over until Tuesday, March 28, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB23-1219 by Representative(s) Froelich and Amabile, Bacon, Boesenecker, Brown, deGruy Kennedy, Dickson, Epps, Garcia, Gonzales-Gutierrez, Hamrick, Herod, Jodeh, Joseph, Kipp, Lindsay, Lindstedt, Mabrey, McCormick, Michaelson Jenet, Ortiz, Parenti, Ricks, Sirota, Story, Willford, Woodrow; also Senator(s) Sullivan and Hansen, Cutter, Fields, Gonzales, Jaquez Lewis, Kolker, Mullica--Concerning establishing a minimum three-day waiting period prior to the delivery of a purchased firearm.

Senator Smallwood moved to amend the Report of the Committee of the Whole to show that the following Smallwood floor amendment, (L.054) to HB 23-1219, did pass.

Amend reengrossed bill, page 4, line 14, strike "or".

Page 4, after line 14 insert:

"(c) The sale of a firearm to a protected person, as defined in section 13-14-101, for whose benefit a protection order was issued, while the protection order is in effect; or".

Reletter succeeding paragraph accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	16	NO	19	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	Y
Fields	N	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator Baisley moved to amend the Report of the Committee of the Whole to show that the following Baisley floor amendment, (L.061) to HB 23-1219, did pass.

Amend reengrossed bill, page 4, line 14, strike "or".

Page 4, after line 14 insert:

"(c) The sale of a firearm to a person who has been, within the twelve months prior to the sale, the victim of menacing, as described in section 18-3-206; a sexual offense, described in part 4 of article 3 of this title 18; stalking, as described in section 18-3-602; criminal trespass, as described in part 4 of article 4 of this title 18; first degree burglary, as described in section 18-4-202; second degree burglary, as described in section 18-4-203; or robbery or aggravated robbery, as described in part 3 of article 4 of this title 18, if the person has reported the crime to a law enforcement agency and the person presents to the seller the report from a law enforcement agency or a court order demonstrating that the person is the victim of the crime; or".

Reletter succeeding paragraph accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	14	NO	21	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator Pelton R. moved to amend the Report of the Committee of the Whole to show that the following Pelton R. floor amendment, (L.064) to HB 23-1219, did pass.

Amend reengrossed bill, page 4, after line 19 add:

"(4) When the sale of a firearm is to a person whose residence is more than fifty miles from the physical sales location of a federally licensed firearm dealer, the dealer who sold the firearm may, upon request of the purchaser, mail the purchased firearm to a licensed firearm dealer near the purchaser's residence at the expiration of the waiting period described in this section. A dealer that mails a firearm pursuant to this subsection (4) shall not charge the purchaser for mailing the firearm. The dealer may apply to department of public safety for reimbursement for the cost of mailing the firearm and the department shall reimburse the dealer for the costs."

Reletter succeeding paragraph accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	13	NO	22	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator Lundeen moved to amend the Report of the Committee of the Whole to show that the following Kirkmeyer and Lundeen floor amendment, (L.062) to HB 23-1219, did pass and that HB 23-1219, as amended, did pass.

Amend reengrossed bill, page 4, line 14, strike "or".

Page 4, after line 14 add:

(c) A firearm transfer to a person who holds a valid, unexpired permit to carry a concealed handgun issued pursuant to part 2 of this article 12; or".

Reletter succeeding paragraph accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	14	NO	21	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator Will moved to amend the Report of the Committee of the Whole to show that the following Will and Kirkmeyer floor amendment, (L.063) to HB 23-1219, did pass.

Amend reengrossed bill, page 4, line 14, strike "or".

Page 4, after line 14 add:

(c) A firearm transfer to a person who holds a valid hunting license issued pursuant to section 33-4-102; or".

Reletter succeeding paragraph accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	15	NO	20	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	Y	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	22	NO	13	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1219 as amended.

Laid over until Tuesday, March 28: HB23-1025.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Monday, March 27 was laid over until Tuesday, March 28, retaining its place on the calendar.

Consideration of Conference Committee Reports: **HB23-1101**.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Hinrichsen, Chair, Rodriguez, and Baisley as Senate conferees on the first conference committee on **HB23-1030**.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

- SB23-250** by Senator(s) Mullica and Kirkmeyer; also Representative(s) Bird and Catlin--Concerning a 2023-24 state fiscal year transfer from the severance tax operational fund to the capital construction fund for use by state-supported institutions of higher education in energy impacted counties and making an appropriation.
Appropriations
- SB23-251** by Senator(s) Roberts and Rich; also Representative(s) Daugherty and Pugliese--Concerning a requirement that the attorney general represent the department of revenue in all driver's license and state identification card appeals.
Judiciary
- SB23-252** by Senator(s) Van Winkle and Gonzales; also Representative(s) Daugherty and Hartsook--Concerning hospital medical price transparency.
Health & Human Services
- SB23-253** by Senator(s) Cutter; also Representative(s) Froelich--Concerning standards for products represented as compostable in the state.
Business, Labor, & Technology
- SB23-254** by Senator(s) Fields and Gonzales, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Jaquez Lewis, Kolker, Moreno, Rodriguez, Winter F.; also Representative(s) Epps and Weissman, Bacon, deGruy Kennedy, English, Garcia, Gonzales-Gutierrez, Jodeh, Lindsay, Mabrey, Sharbini, Velasco, Woodrow--Concerning entry into a dwelling by a peace officer.
Judiciary
- SB23-255** by Senator(s) Roberts and Will, Baisley, Ginal, Hinrichsen, Marchman, Mullica, Pelton B., Pelton R., Priola, Rich, Rodriguez, Simpson; also Representative(s) McCluskie and Catlin, Holtorf, Lukens, Martinez, McCormick, McLachlan, Soper, Velasco--Concerning the provision of compensation to people who suffer damages because of gray wolf depredation, and, in connections therewith, reducing an appropriation.
Agriculture & Natural Resources
- SB23-256** by Senator(s) Will and Roberts, Baisley, Hinrichsen, Marchman, Mullica, Pelton B., Pelton R., Priola, Rich, Simpson; also Representative(s) Lukens and Soper, Catlin, Holtorf, Martinez, McCluskie, McLachlan, Taggart, Velasco, Winter T.--Concerning prerequisites to the management of gray wolves prior to the wolves being reintroduced.
Agriculture & Natural Resources
- HB23-1181** by Representative(s) Mauro, Snyder; also Senator(s) Hinrichsen and Mullica--Concerning the regulation of guaranteed asset protection agreements.
Business, Labor, & Technology
- HB23-1206** by Representative(s) Marshall; also Senator(s) Hinrichsen--Concerning individuals employed by government in the field of law enforcement, and, in connection therewith, prohibiting certain political activities by county sheriff's office employees.
State, Veterans, & Military Affairs

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MESSAGE FROM THE HOUSE

March 27, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
HB23-1036, amended as printed in House Journal, March 23, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
SB23-083 and 146, amended as printed in House Journal, March 23, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
SB23-169, amended as printed in House Journal, March 26, 2023.

MESSAGE FROM THE REVISOR OF STATUTES

March 27, 2023
We herewith transmit:

Without comment, as amended, HB23-1036.
Without comment, as amended, SB23-083, 146, and 169.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., March 28,
2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

79th Legislative Day Tuesday, March 28, 2023

- Prayer 10
By Senator Mullica. 11
- Call to 12
Order 13
By the President at 9:00 a.m. 14
- Roll Call 15
Present--35 16
- Quorum 17
The President announced a quorum present. 18
- Pledge 19
By Senator Fields. 20
- Approval of 21
the Journal 22
On motion of Senator Roberts, the Journal of Monday, March 27, 2023, was approved as 23
corrected by the Secretary. 24

SENATE SERVICES REPORT

Correctly Printed: SB23-214, 250, 251, 252, 253, 254, 255, and 256. 25
Correctly Reengrossed: SB23-069. 26
Correctly Revised: HB23-1191 and 1219. 27
Correctly Rerevised: HB23-1117. 28

Upon request of Majority Leader Moreno, **HB23-1191** was removed from the Third 29
Reading of Bills--Final Passage--Consent Calendar of Tuesday, March 28, and was placed 30
at the end of the Third Reading of Bills--Final Passage Calendar of Tuesday, March 28. 31

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length 32
having been dispensed with by unanimous consent: 33

HB23-1126 by Representative(s) Ricks and Weinberg; also Senator(s) Exum--Concerning the inclusion 34
of certain items of information in consumer reports, and, in connection therewith, 35
prohibiting the reporting of medical debt information by consumer reporting agencies and 36
prohibiting debt collectors and collection agencies from falsely representing that medical 37
debt information will be included in a consumer report or failing to timely disclose that, 38
with certain exceptions, medical debt will not be included in a consumer report. 39

Laid over until Wednesday, March 29, retaining its place on the calendar. 40

HB23-1219 by Representative(s) Froelich and Amabile, Bacon, Boesenecker, Brown, deGruy Kennedy, 41
Dickson, Epps, Garcia, Gonzales-Gutierrez, Hamrick, Herod, Jodeh, Joseph, Kipp, 42
Lindsay, Lindstedt, Mabrey, McCormick, Michaelson Jenet, Ortiz, Parenti, Ricks, Sirota, 43
Story, Willford, Woodrow; also Senator(s) Sullivan and Hansen, Cutter, Fields, Gonzales, 44
Jaquez Lewis, Kolker, Mullica--Concerning establishing a minimum three-day waiting 45
period prior to the delivery of a purchased firearm. 46

The question being "Shall the bill pass?", the roll call was taken with the following result: 47

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YES	21	NO	14	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	N	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Danielson, Exum, Fenberg, Ginal, Marchman, Moreno, Winter F., and Zenzinger.

HB23-1191 by Representative(s) English; also Senator(s) Fields--Concerning prohibiting corporal punishment of children in certain public settings.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	3	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Gonzales, Jaquez Lewis, Kolker, Marchman, Sullivan, Winter F., and Zenzinger.

Committee of the Whole On motion of Senator Danielson, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Danielson was called to act as Chair.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-185 by Senator(s) Marchman and Pelton R., Hinrichsen, Pelton B., Priola, Roberts, Simpson; also Representative(s) Lukens and Catlin--Concerning the continuation of the noxious weed advisory committee, and, in connection therewith, implementing the recommendation contained in the 2022 sunset report by the department of regulatory agencies.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB23-183 by Senator(s) Priola and Baisley, Bridges, Cutter, Fenberg, Hinrichsen, Roberts, Winter F.; also Representative(s) Titone and Weinberg, Parenti, Story--Concerning the elimination of the requirement that a local government obtain voter approval to provide certain communications services.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, March 24, page(s) 563-564 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1195 by Representative(s) Michaelson Jenet and Soper; also Senator(s) Ginal and Kirkmeyer-- Concerning the operation of automated pharmacy dispensing systems.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 24, page(s) 566 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB23-174 by Senator(s) Kolker and Gardner; also Representative(s) Lukens and Winter T.-- Concerning access to behavioral health services for medicaid recipients under twenty-one years of age.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 24, page(s) 566 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- CONSENT CALENDAR

On motion of Senator Danielson, the report of the Committee of the Whole was **adopted** on the following roll call vote:

The Committee of the Whole took the following action:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Passed on second reading: SB23-185, SB23-183 as amended, SB23-174 as amended, HB23-1195 as amended.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of Governor's Appointment--Consent Calendar.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

On motion of Majority Leader Moreno, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
COLORADO CHILD ABUSE PREVENTION TRUST FUND

for terms expiring November 7, 2025:

Kathryn Wells of Denver, Colorado to serve as a subject matter expert with knowledge of child abuse prevention, reappointed;

Nadyne Montiel de Gagnier of Aurora, Colorado to serve as a subject matter expert with knowledge of child abuse prevention, appointed;

Christine Meyer of Denver, Colorado to serve as a subject matter expert with knowledge of child abuse prevention, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
COLORADO PRESCRIPTION DRUG AFFORDABILITY REVIEW BOARD

for a term expiring September 27, 2025:

James Vandenberg, PharmD, BCPS of Denver, Colorado, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Tuesday, March 28 was laid over until Wednesday, March 29, retaining its place on the calendar.

General Orders -- Second Reading of Bills: **HB23-1025, HB23-1185, HB23-1099, and SB23-175.**

Consideration of House Amendments to Senate Bills: **SB23-170, SB23-168, SB23-083, SB23-146, and SB23-169.**

Consideration of Conference Committee Reports: **HB23-1101.**

COMMITTEE OF REFERENCE REPORTS

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Appropriations	After consideration on the merits, the Committee recommends that SB23-197 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	3
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	Amend printed bill, page 2, line 2, strike "\$66,922,023" and substitute "\$67,254,584".	7
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	Page 2, line 3, strike "\$65,192,117" and substitute "\$65,524,678".	10
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	Page 2, line 6, strike "\$22,866,197" and substitute "\$23,171,758".	12
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	Page 2, line 7, strike "\$22,776,197" and substitute "\$23,081,758".	14
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	Strike "\$2,056,248" and substitute "\$2,069,748" on: Page 3 , lines 9 and 11.	16
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Appropriations	After consideration on the merits, the Committee recommends that SB23-214 be referred to the Committee of the Whole with favorable recommendation.	19
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Appropriations	After consideration on the merits, the Committee recommends that SB23-215 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	23
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Appropriations	After consideration on the merits, the Committee recommends that SB23-216 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	28
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Appropriations	After consideration on the merits, the Committee recommends that SB23-217 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	33
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Appropriations	After consideration on the merits, the Committee recommends that SB23-218 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	38
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Appropriations	After consideration on the merits, the Committee recommends that SB23-219 be referred to the Committee of the Whole with favorable recommendation.	43
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Appropriations	After consideration on the merits, the Committee recommends that SB23-220 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	47
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	Amend printed bill, page 2, line 13, strike "SENATE BILL 23-____," and substitute "SENATE BILL 23-220,".	51
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	Page 3, line 8, strike "SENATE BILL 23-____," and substitute "SENATE BILL 23-220,".	54
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Appropriations	After consideration on the merits, the Committee recommends that SB22-221 be referred to the Committee of the Whole with favorable recommendation.	58
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Appropriations	After consideration on the merits, the Committee recommends that SB23-222 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	62
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Appropriations	After consideration on the merits, the Committee recommends that SB23-223 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	67
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- Appropriations

After consideration on the merits, the Committee recommends that **SB23-224** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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- Appropriations

After consideration on the merits, the Committee recommends that **SB23-225** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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- Appropriations

After consideration on the merits, the Committee recommends that **SB23-226** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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- Appropriations

After consideration on the merits, the Committee recommends that **SB23-227** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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- Amend printed bill, page 2, line 15, strike "HOUR. THE" and substitute "HOUR FOR CASES INVOLVING A TYPE B FELONY AS REFERENCED IN ATTACHMENT D TO CHIEF JUSTICE DIRECTIVE 04-04 AND AS MODIFIED BY THE GRADATIONS FOUND IN ATTACHMENT D TO CHIEF JUSTICE DIRECTIVE 04-04. THAT".
- Page 2, line 20, strike "THE" and substitute "THAT".
- Appropriations

After consideration on the merits, the Committee recommends that **SB23-228** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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- Appropriations

After consideration on the merits, the Committee recommends that **SB23-229** be referred to the Committee of the Whole with favorable recommendation.

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- Appropriations

After consideration on the merits, the Committee recommends that **SB23-230** be referred to the Committee of the Whole with favorable recommendation.

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- Appropriations

After consideration on the merits, the Committee recommends that **SB23-231** be referred to the Committee of the Whole with favorable recommendation.

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- Appropriations

After consideration on the merits, the Committee recommends that **SB23-232** be referred to the Committee of the Whole with favorable recommendation.

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- Appropriations

After consideration on the merits, the Committee recommends that **SB23-233** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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- Appropriations

After consideration on the merits, the Committee recommends that **SB23-234** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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- Appropriations

After consideration on the merits, the Committee recommends that **SB23-235** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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- Appropriations

After consideration on the merits, the Committee recommends that **SB23-236** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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- Amend printed bill, page 3, strike lines 18-22 and insert:

"SECTION 2. Appropriation. For the 2023-24 state fiscal year, \$50,000 is appropriated to the department of military and veterans affairs for use by the executive director and army national guard. This appropriation is from the electric vehicle service equipment fund created in section 28-3-110 (1), C.R.S. To implement this act, the division may use this appropriation for operating expenses."

Appropriations After consideration on the merits, the Committee recommends that **SB23-237** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **SB23-238** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **SB23-239** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **SB23-240** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **SB23-241** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **SB23-242** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **SB23-243** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **SB23-244** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **SB23-245** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **SB23-246** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

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December 16, 2022

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for a term expiring November 1, 2024:

Thomas Kim of Centennial, Colorado, to serve as a representative of the public at large, and as a Republican, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/05/23
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Wednesday, March 29, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

80th Legislative Day Wednesday, March 29, 2023

- Prayer By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.
- Call to Order By the President at 9:00 a.m.
- Roll Call Present--35
- Quorum The President announced a quorum present.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 1 (b) was suspended to allow a person other than a Senator to lead the Pledge of Allegiance.

Pledge By Lonnie Sullivan, Silverthorne.

Approval of the Journal On motion of Senator Roberts, the Journal of Tuesday, March 28, 2023, was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Engrossed: SB23-174, 183, and 185.
Correctly Revised: HB23-1195.
Correctly Rerevised: HB23-1191 and 1219.

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB23-153** be **amended** as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 2, after line 1 insert:

"SECTION 1. In Colorado Revised Statutes, 24-21-502, **add** (5.5) as follows:

24-21-502. Definitions. In this part 5:

(5.5) "INTERPRETER" MEANS AN INDIVIDUAL WHO PROVIDES INTERPRETER SERVICES WHEN A NOTARIAL OFFICER AND AN INDIVIDUAL EXECUTING A RECORD DO NOT COMMUNICATE IN THE SAME LANGUAGE.

SECTION 2. In Colorado Revised Statutes, **add** 24-21-514.7 as follows:

24-21-514.7. Interpreters - use in facilitation of notarial acts - limitations. (1) IF A NOTARIAL OFFICER AND AN INDIVIDUAL FOR WHOM A NOTARIAL ACT IS TO BE PERFORMED DO NOT COMMUNICATE IN THE SAME LANGUAGE, AN INTERPRETER WHO COMMUNICATES IN A LANGUAGE IN COMMON WITH BOTH THE NOTARIAL OFFICER AND THE INDIVIDUAL MAY BE USED TO FACILITATE THE NOTARIAL ACT. A NOTARIAL OFFICER MAY RELY ON REPRESENTATIONS MADE BY THE INTERPRETER ON BEHALF OF THE INDIVIDUAL FOR WHOM THE NOTARIAL ACT IS PERFORMED AS FACTUAL. ANY ERRORS IN INTERPRETATION ARE NOT ATTRIBUTABLE TO THE NOTARIAL OFFICER, AND THE

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NOTARIAL OFFICER IS NOT BE LIABLE IN ANY DISPUTES ARISING FROM SUCH ERRORS.

(2) AN INTERPRETER SHALL APPEAR PERSONALLY, AS DEFINED IN SECTION 24-21-506 (2), BEFORE THE NOTARIAL OFFICER . AN INTERPRETER APPEARING PERSONALLY BEFORE THE NOTARIAL OFFICER SHALL BE IDENTIFIED PURSUANT TO SECTION 24-21-507 OR, IF APPEARING PERSONALLY BY MEANS OF REAL-TIME AUDIO-VIDEO COMMUNICATION, PURSUANT TO SECTION 24-21-514.5.

(3) (a) AN INTERPRETER SHALL NOT PROVIDE INTERPRETER SERVICES WHEN THE INTERPRETER HAS A DISQUALIFYING INTEREST IN THE TRANSACTION. FOR THE PURPOSES OF THIS SUBSECTION (3), AN INTERPRETER HAS A DISQUALIFYING INTEREST IN A TRANSACTION IF:

(I) THE INTERPRETER OR THE INTERPRETER'S SPOUSE, PARTNER IN A CIVIL UNION, ANCESTOR, DESCENDENT, OR SIBLING IS A PARTY TO OR IS NAMED IN THE RECORD THAT IS TO BE NOTARIZED; OR

(II) THE INTERPRETER OR THE INTERPRETER'S SPOUSE OR PARTNER IN A CIVIL UNION MAY RECEIVE DIRECTLY, AND AS A PROXIMATE RESULT OF THE NOTARIZATION ANY ADVANTAGE, RIGHT, TITLE, INTEREST, CASH, OR PROPERTY. THIS SUBSECTION (3)(a)(II) DOES NOT APPLY TO A REASONABLE FEE RECEIVED BY THE INTERPRETER FOR PROVIDING INTERPRETER SERVICES.

(b) A NOTARIAL ACT IS VOIDABLE IF INTERPRETER SERVICES ARE PROVIDED IN VIOLATION OF THIS SUBSECTION (3) IN RELATION TO THE NOTARIAL ACT.

(4) (a) IF A NOTARIAL OFFICER DOES NOT COMMUNICATE IN THE SAME LANGUAGE AS THE INDIVIDUAL EXECUTING THE RECORD WITH RESPECT TO WHICH THE NOTARIAL OFFICER IS PERFORMING A NOTARIAL ACT, THE NOTARIAL OFFICER IS NOT LIABLE IN ANY LEGAL ACTION REGARDING A DISPUTE THAT DIRECTLY RESULTS FROM AN ERROR IN INTERPRETATION.

(b) A PARTY WHO FILES AN ACTION FOR DAMAGES BASED ON A VIOLATION OF THIS PART 5 RELATED TO A NOTARIAL ACT THAT A NOTARIAL OFFICER PERFORMED IN ACCORDANCE WITH THIS SECTION HAS THE BURDEN OF PROOF IN ESTABLISHING THAT THE DISPUTE IS RELATED TO A CAUSE OTHER THAN THE INTERPRETATION.

(5) NOTHING IN THIS SECTION LIMITS A NOTARIAL OFFICER'S AUTHORITY TO REFUSE TO PERFORM A NOTARIAL ACT AS SET FORTH IN SECTION 24-21-508.

(6) IN ADDITION TO COMPLYING WITH THE REQUIREMENTS OF SECTION 24-21-515, THE CERTIFICATE OF NOTARIAL ACT FOR A REMOTE NOTARIZATION THAT WAS PERFORMED USING AN INTERPRETER MUST INDICATE THAT THE NOTARIAL ACT WAS PERFORMED USING AN INTERPRETER AND INCLUDE THE NAME AND CREDENTIAL OR CERTIFICATION NUMBER, IF ANY, OF THE INTERPRETER."

Renumber succeeding sections accordingly.

Page 2, line 12, strike "(5)" and substitute "(3) introductory portion, (3)(f), (3)(g), and (5); and **add** (3)(h) and (3)(i)".

Page 2, strike line 13 and substitute:

"24-21-519. Journal. (3) An entry in a journal must be made contemporaneously with performance of ~~the~~ A notarial act and contain the following information:

(f) If identity of the individual is based on satisfactory evidence, a brief description of the method of identification and the type of identification credential presented, if any; ~~and~~

(g) ~~The fee, if any, charged by the notary public~~ FULL NAME AND ADDRESS OF ANY INTERPRETER WHO PROVIDED INTERPRETER SERVICES TO FACILITATE THE NOTARIAL ACT;

(h) THE CERTIFICATION OR CREDENTIAL NUMBER OF ANY INTERPRETER WHO PROVIDED INTERPRETER SERVICES TO FACILITATE THE NOTARIAL ACT; AND

(i) THE FEE, IF ANY, CHARGED BY THE NOTARY PUBLIC.

(5) Upon written request of any member of".

Page 3, after line 2 insert:

"SECTION 5. In Colorado Revised Statutes, 24-21-523, **amend** (2) as follows:

24-21-523. Grounds to deny, refuse to renew, revoke, suspend, or

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condition commission of notary public. (2) Whenever the secretary of state or the secretary of state's designee believes that a violation of this part 5 has occurred, the secretary of state or the secretary of state's designee may investigate the violation. The secretary of state or the secretary of state's designee may also investigate possible violations of this part 5 upon a signed complaint from any person. HOWEVER, THIS SECTION DOES NOT AUTHORIZE THE SECRETARY OF STATE OR THE SECRETARY OF STATE'S DESIGNEE TO INVESTIGATE A POTENTIAL VIOLATION CONCERNING AN ACTION TAKEN BY AN INTERPRETER DURING A NOTARIAL ACT."

Renumber succeeding sections accordingly.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB23-180** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, line 8, strike "for positions in the state personnel system" and substitute "for positions in the state personnel system".

Page 2, strike lines 10 through 13 and substitute:

"(a.5) ~~For pay periods beginning before July 1, 2017, for state employment positions that are not in the state personnel system and that are not otherwise covered by paragraph (a) of this subsection (8);~~ Salaries paid on a monthly basis for".

Page 2, line 14, after "July." add "THIS SUBSECTION (8)(a.5) DOES NOT APPLY TO INSTITUTIONS OF HIGHER EDUCATION."

Local
Government
& Housing

After consideration on the merits, the Committee recommends that **SB23-178** 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 "or regulate" and substitute "OR TO VEGETABLE GARDENS or THAT regulate".

Page 4, strike lines 5 and 6 and substitute "LANDSCAPING, AS DEFINED IN SECTION 37-60-135 (2)(I), WHICH EMPHASIZE DROUGHT-TOLERANT AND NATIVE PLANTS, OR BE PART OF A WATER CONSERVATION PROGRAM OPERATED BY A LOCAL WATER PROVIDER. EACH GARDEN DESIGN MAY BE".

Page 4, line 13, strike "GUIDELINES." and substitute "GUIDELINES AND SHALL ALLOW A UNIT OWNER TO USE REASONABLE SUBSTITUTE PLANTS WHEN A PLANT IN A DESIGN ISN'T AVAILABLE."

Page 4, strike lines 25 and 26 and substitute "SHALL NOTIFY THE ASSOCIATION IN WRITING OF THE VIOLATION AND ALLOW THE ASSOCIATION FORTY-FIVE DAYS AFTER RECEIPT OF THE NOTICE TO CURE THE VIOLATION."

Page 5, line 11, after "RESTRICT" insert "CHANGES THAT INTERFERE WITH".

Page 5, strike lines 17 and 18 and substitute:

"CONTRARY, THIS SUBSECTION (1)(i) APPLIES ONLY TO A UNIT THAT IS A SINGLE-FAMILY DETACHED HOME AND DOES NOT APPLY TO:

- (A) A UNIT THAT IS A SINGLE-FAMILY ATTACHED HOME THAT SHARES ONE OR MORE WALLS WITH ANOTHER UNIT; OR
- (B) A CONDOMINIUM."

Local
Government
& Housing

After consideration on the merits, the Committee recommends that **HB23-1062** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Local Government & Housing	After consideration on the merits, the Committee recommends that HB23-1090 be postponed indefinitely .	1 2 3 4
Finance	After consideration on the merits, the Committee recommends that SB23-171 be postponed indefinitely .	5 6 7 8
Finance	After consideration on the merits, the Committee recommends that HB23-1015 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. Amend reengrossed bill, page 3, line 18, strike "COST." and substitute "COST AND IS ALSO EXCLUSIVE OF ANY DISCOUNT OR OTHER REDUCTION."	9 10 11 12 13 14 15 16
Finance	After consideration on the merits, the Committee recommends that SB23-148 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. Amend printed bill, page 2, line 2, after " amend " insert "(1) introductory portion, (1)(a), and". Page 2, strike line 4 and substitute: "25-18.5-102. Illegal drug laboratories - rules. (1) The board shall promulgate rules in accordance with section 24-4-103 C.R.S. , as necessary to implement this article ARTICLE 18.5, including: (a) Procedures for testing contamination, evaluating contamination, and establishing the acceptable standards for cleanup of illegal drug laboratories; involving methamphetamine; (2) The board". Page 3, line 6, strike "THE" and substitute "ON AND AFTER JANUARY 1, 2024, THE". Page 3, line 8, strike "METHAMPHETAMINE". Page 3, strike lines 10 and 11 and substitute "YEARS AFTER THE DATE ON THE CERTIFICATE OF COMPLIANCE." Page 3, line 20, strike "methamphetamine" and substitute " methamphetamine AN ILLEGAL DRUG".	17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46
Finance	After consideration on the merits, the Committee recommends that SB23-059 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. Amend the Agriculture and Natural Resources Committee Report, dated March 16, 2023, page 1, strike lines 10 through 12 and substitute: "Strike pages 5 and 6. Page 7 of the bill, strike lines 1 through 5 and substitute: "33-10-117. State park access - fees - definitions - rules. (1) (a) (I) BY JULY 1, 2024, THE COMMISSION SHALL ESTABLISH, BY RULE: (A) A PROCESS FOR LOCAL GOVERNMENTS TO REQUEST AN ADDITIONAL FEE TO BE CHARGED ON A DAILY VEHICLE PASS THAT AUTHORIZES THE USE OF A STATE PARK LOCATED WITHIN THE LOCAL GOVERNMENT'S GEOGRAPHIC BOUNDARIES; AND (B) CRITERIA FOR APPROVING A REQUEST MADE UNDER SUBSECTION (1)(a)(I)(A) OF THIS SECTION; AND (II) THE DIVISION SHALL NOT COLLECT THE FEE FROM A STATE PARK".".	47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67

Page 1 of the report, strike line 14.

Page 2 of the report, line 3, strike "(1)(" and substitute "(1)".

Page 2 of the report, after line 21 insert:
"Page 7 of the bill, line 19, strike "2024," and substitute "2025,"."

Page 2 of the report, line 26, before "FEE" insert "THE".

Page 3 of the report, line 13, strike "PROBABLE" and substitute "POTENTIAL".
Page 3 of the report, line 24, strike "GOVERNMENT" and substitute "GOVERNMENTS".

Page 3 of the report, line 31, strike "LOCAL" and substitute "EXISTING LOCAL".

Page 4 of the report, line 21, strike "AFTER" and substitute "WHEN".

Page 4 of the report, line 22, strike "COMMENTS" and substitute "INPUT".

Finance

After consideration on the merits, the Committee recommends that **SB23-020** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Health and Human Services Committee Report, dated March 16, 2023, page 1, line 1, strike ""(1)(b)(III) and"" and substitute ""(1)(b)(III), (4.5), and"".

Amend printed bill, page 2, line 3, after "**add**" insert "(3)(a.5) and".

Page 1 of the report, line 15, strike "ANY" and substitute "EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (4.5) OF THIS SECTION, ANY".

Page 3 of the bill, line 10, after "CERTIFICATION" insert "FOR THE DEATH CERTIFICATE".

Page 3 of the bill, after line 16 insert:
"(a.5) (I) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3)(a.5)(II) OF THIS SECTION, IF A DECEDENT HAD AN ESTABLISHED PRIMARY CARE PHYSICIAN, THE PRIMARY CARE PHYSICIAN IS RESPONSIBLE FOR COMPLETING THE MEDICAL CERTIFICATION FOR THE DEATH CERTIFICATE IN ACCORDANCE WITH SUBSECTION (4) OF THIS SECTION IF:
(A) THE DEATH APPEARS TO BE DUE TO NATURAL CAUSES AND DETERMINED AS SUCH WITH A REASONABLE DEGREE OF MEDICAL CERTAINTY;
(B) THE DECEDENT RECEIVED MEDICAL CARE FROM THE PRIMARY CARE PHYSICIAN WITHIN A YEAR OF THE DEATH;
(C) THE DEATH OCCURRED WHEN THE DECEDENT WAS NOT UNDER THE DIRECT CARE OF ANOTHER PHYSICIAN CHARGED WITH THE PATIENT'S CARE DURING THE ILLNESS OR CONDITION THAT RESULTED IN DEATH; AND
(D) AN INQUIRY IS NOT REQUIRED BY SECTION 30-10-606.
(II) IF, WITHIN A YEAR OF THE DEATH, THE DECEDENT HAD BEEN TREATED BY A PHYSICIAN OTHER THAN THE DECEDENT'S ESTABLISHED PRIMARY CARE PHYSICIAN FOR A CHRONIC CONDITION OR TERMINAL ILLNESS RELATED TO THE DECEDENT'S DEATH AND THE CONDITIONS SET FORTH IN SUBSECTIONS (3)(a.5)(I)(A) AND (3)(a.5)(I)(D) OF THIS SECTION ARE MET, THAT PHYSICIAN IS RESPONSIBLE FOR COMPLETING THE MEDICAL CERTIFICATION FOR THE DEATH CERTIFICATE IN ACCORDANCE WITH SUBSECTION (4) OF THIS SECTION."

Page 3 of the bill, strike lines 19 and 20 and substitute "that resulted in death shall complete sign, and return to the funeral director or person acting as such at the medical certification FOR THE DEATH CERTIFICATE within".

Page 2 of the report, line 5, strike "REQUEST." and substitute "REQUEST OR, BEFORE MARCH 1, 2024, FOR A PHYSICIAN WHO IS NOT YET REGISTERED TO USE AND USING THE ELECTRONIC DEATH REGISTRATION SYSTEM USED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT AND THE STATE REGISTRAR PURSUANT TO SUBSECTION (1)(b)(I) OF THIS SECTION, SEVENTY-TWO

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HOURS AFTER RECEIVING NOTICE THAT A MEDICAL CERTIFICATION FOR A DEATH CERTIFICATE MUST BE COMPLETED."

Page 2 of the report, lines 7 and 8, strike "COMPLETE, SIGN, AND RETURN" and substitute "COMPLETE A MEDICAL CERTIFICATION FOR".

Page 2 of the report, line 12, strike ""THE" and substitute ""EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (4.5) OF THIS SECTION, THE".

Page 2 of the report, line 14, after "CERTIFICATION" insert "FOR A DEATH CERTIFICATE".

Page 2 of the report, after line 17 insert:
"Page 4 of the bill, after line 4 insert:

"(4.5) THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT SHALL ENSURE THAT ALL PHYSICIANS ARE REGISTERED TO USE THE ELECTRONIC DEATH REGISTRATION SYSTEM CREATED AND USED PURSUANT TO SUBSECTION (1)(b)(I) OF THIS SECTION ON OR BEFORE MARCH 1, 2024. A PHYSICIAN SHALL USE THE SYSTEM FOR ALL MEDICAL CERTIFICATIONS FOR DEATH CERTIFICATES REQUIRED BY SUBSECTION (4) OF THIS SECTION IMMEDIATELY UPON BEING REGISTERED BUT IS NOT REQUIRED TO DO SO BEFORE BEING REGISTERED."."

Page 2 of the report, line 21, strike ""A" and substitute ""EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (4.5) OF THIS SECTION, A".

Page 2 of the report, line 24, after "CERTIFICATION" insert "FOR A DEATH CERTIFICATE".

Page 4 of the bill, line 20, strike "OF" and substitute "FOR".

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

**THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR**

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-185

by Senator(s) Marchman and Pelton R., Hinrichsen, Pelton B., Priola, Roberts, Simpson; also Representative(s) Lukens and Catlin--Concerning the continuation of the noxious weed advisory committee, and, in connection therewith, implementing the recommendation contained in the 2022 sunset report by the department of regulatory agencies.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Hansen, Jaquez Lewis, and Will.

SB23-183 by Senator(s) Priola and Baisley, Bridges, Cutter, Fenberg, Hinrichsen, Roberts, Winter F.; also Representative(s) Titone and Weinberg, Parenti, Story--Concerning the elimination of the requirement that a local government obtain voter approval to provide certain communications services.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	4	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Fields, Jaquez Lewis, Marchman, Moreno, and Sullivan.

HB23-1195 by Representative(s) Michaelson Jenet and Soper; also Senator(s) Ginal and Kirkmeyer--Concerning the operation of automated pharmacy dispensing systems.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Fenberg.

SB23-174 by Senator(s) Kolker and Gardner; also Representative(s) Lukens and Winter T.--Concerning access to behavioral health services for medicaid recipients under twenty-one years of age.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, Winter F., and Zenzinger.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Third Reading of Bills -- Final Passage Calendar (HB23-1126) of Wednesday, March 29, was laid over until Thursday, March 30, retaining its place on the calendar.

Senate in recess. Senate reconvened.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-215, SB23-216, SB23-217, SB23-218, SB23-220, SB23-222, SB23-223, SB23-224, SB23-225, SB23-226, SB23-227, SB23-233, SB23-234, SB23-235, SB23-236, SB23-237, SB23-238, SB23-239, SB23-240, SB23-242, SB23-243, SB23-244, SB23-245, and SB23-246 were made Special Orders at 11:57 a.m.

Committee of the Whole The hour of 11:57 a.m. having arrived, Senator Rodriguez moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Rodriguez was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

Upon request of Majority Leader Moreno, **SB23-216** was removed from the Special Orders--Second Reading of Bills -- Consent Calendar of Wednesday, March 29, and was placed at the end of the Special Orders--Second Reading of Bills Calendar of Wednesday, March 29.

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-215 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning the transfer of money from the state employee reserve fund to the general fund to fund monthly housing stipends for department of corrections staff.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB23-217 by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Bird and Sirota, Bockenfeld--Concerning no longer requiring the fee collected for the background checks for child abuse or neglect to support the costs associated with the appeals process for a person who is found responsible in a confirmed report of child abuse or neglect.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB23-218 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Bockenfeld, Sirota--Concerning the repeal of the cap on the amount of money the department of education may expend on costs incurred in implementing the school transformation grant program, and, in connection therewith, making an appropriation.

Ordered engrossed and placed on the calendar for third reading and final passage.

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SB23-220	by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Bird and Sirota-- Concerning the use of money previously allocated for public schools, and, in connection therewith, reducing an appropriation.	1 2 3 4
	<u>Amendment No. 1, Appropriations Committee Amendment.</u> (Printed in Senate Journal, March 28, page(s) 591 and placed in members' bill files.)	5 6 7
	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	8 9 10
SB23-222	by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Bird and Sirota, Bockenfeld--Concerning removing copayment requirement for certain medicaid services, and, in connection therewith, making an appropriation.	11 12 13 14 15
	Ordered engrossed and placed on the calendar for third reading and final passage.	16 17 18
SB23-223	by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Bockenfeld, Sirota--Concerning the annual report the department of health care policy and financing submits to the joint budget committee concerning the medicaid provider rate review process.	19 20 21 22 23
	Ordered engrossed and placed on the calendar for third reading and final passage.	24 25 26
SB23-224	by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning policies to be established by the Colorado commission on higher education related to postgraduate student exchange programs.	27 28 29 30
	Ordered engrossed and placed on the calendar for third reading and final passage.	31 32 33
SB23-225	by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning the use of higher education specialty education services funding for the school of medicine partnership operating on the campus of Colorado state university.	34 35 36 37 38
	Ordered engrossed and placed on the calendar for third reading and final passage.	39 40 41
SB23-226	by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Sirota and Bockenfeld, Bird--Concerning extending the transitional jobs program.	42 43 44
	Ordered engrossed and placed on the calendar for third reading and final passage.	45 46 47
SB23-227	by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning the hourly rate compensation for attorneys who contract with state agencies to provide legal representation.	48 49 50 51
	<u>Amendment No. 1, Appropriations Committee Amendment.</u> (Printed in Senate Journal, March 28, page(s) 592 and placed in members' bill files.)	52 53 54
	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	55 56 57
SB23-233	by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning a merit system for county employees who provide employment services that are paid for with federal funds pursuant to the federal "Wagner- Peysner Act".	58 59 60 61 62 63
	Ordered engrossed and placed on the calendar for third reading and final passage.	64 65 66 67

- SB23-234** by Senator(s) Bridges and Kirkmeyer; also Representative(s) Bird and Sirota--Concerning the cessation of advance payment of premiums for state employee family and medical leave insurance coverage, and, in connection therewith, transferring money from the family and medical leave insurance fund back to the revenue loss restoration cash fund. 1
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Ordered engrossed and placed on the calendar for third reading and final passage. 6
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- SB23-235** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Bockenfeld, Sirota--Concerning the authority of the department of law to use litigation management funds for unanticipated state legal needs. 9
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Ordered engrossed and placed on the calendar for third reading and final passage. 13
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- SB23-236** by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Sirota and Bockenfeld, Bird--Concerning the creation of the electric vehicle service equipment fund, and, in connection therewith, making an appropriation. 16
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Amendment No. 1, Appropriations Committee Amendment. 20
(Printed in Senate Journal, March 28, page(s) 592-593 and placed in members' bill files.) 21
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As amended, ordered engrossed and placed on the calendar for third reading and final passage. 23
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- SB23-237** by Senator(s) Kirkmeyer and Bridges, Zenzinger; also Representative(s) Bockenfeld and Bird, Sirota--Concerning a transfer from the severance tax operational fund to the water plan implementation cash fund. 27
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Ordered engrossed and placed on the calendar for third reading and final passage. 31
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- SB23-238** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning authorization to use money in the small communities water and wastewater grant fund to provide the state funds for water projects for which a state match is required to qualify for federal funds for the projects. 34
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Ordered engrossed and placed on the calendar for third reading and final passage. 39
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- SB23-239** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Bockenfeld, Sirota--Concerning the transfer of money from the hazardous substance site response fund to the hazardous substance response fund. 42
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Ordered engrossed and placed on the calendar for third reading and final passage. 46
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- SB23-240** by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Bird and Bockenfeld, Sirota--Concerning fees a dairy plant is required to pay to the department of public health and environment. 49
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Ordered engrossed and placed on the calendar for third reading and final passage. 53
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- SB23-242** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning financial audits of the community corrections programs in the state, and, in connection therewith, making an appropriation. 56
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Ordered engrossed and placed on the calendar for third reading and final passage. 60
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- SB23-243** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Bockenfeld, Sirota--Concerning transfers from the general fund to the capital construction fund. 63
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Ordered engrossed and placed on the calendar for third reading and final passage. 67

SB23-244 by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Bird and Sirota, Bockenfeld--Concerning updates to language in relevant Colorado statutes related to ensuring technology accessibility to persons with disabilities.
 Ordered engrossed and placed on the calendar for third reading and final passage.

SB23-245 by Senator(s) Bridges and Zenzinger; also Representative(s) Bird and Sirota--Concerning a transfer to the revenue loss restoration cash fund.
 Ordered engrossed and placed on the calendar for third reading and final passage.

SB23-246 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bird, Bockenfeld--Concerning transfers to the state emergency reserve for the 2023-24 state fiscal year.
 Ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS -- CONSENT CALENDAR

On motion of Senator Rodriguez, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-215, SB23-217, SB23-218, SB23-220 as amended, SB23-222, SB23-223, SB23-224, SB23-225, SB23-226, SB23-227 as amended, SB23-233, SB23-234, SB23-235, SB23-236 as amended, SB23-237, SB23-238, SB23-239, SB23-240, SB23-242, SB23-243, SB23-244, SB23-245, SB23-246

Laid over to the end of the Special Orders -- Second Reading of Bills calendar, Wednesday, March 29: SB23-216.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-197, SB23-214, SB23-219, SB23-221, SB23-228, SB23-229, SB23-230, SB23-231, SB23-241, and SB23-216 were made Special Orders at 12:09 p.m.

Committee of the Whole The hour of 12:09 p.m. having arrived, Senator Rodriguez moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Rodriguez was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-197 by Senator(s) Moreno and Fenberg; also Representative(s) Duran and Lynch, McCluskie-- Concerning the payment of the expenses of the legislative department.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, March 28, page(s) 591 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-214 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Bockenfeld, Sirota--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, 2023, except as otherwise noted.

Amendment No. 1(J.031), by Senator Coleman.

Amend printed bill, page 216, line 10, in the ITEM & SUBTOTAL column strike "12,092,536" and substitute "13,092,536" and in the GENERAL FUND column strike "3,220,663" and substitute "4,220,663".

Adjust affected totals accordingly.

PURPOSE: Adds \$1,000,000 General Fund to the Tony Grampas Youth Services Program in the Department of **Human Services**.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Human Services	\$1,000,000	\$0	\$0	\$0	\$1,000,000	0.0

Amendment No. 2(J.004), by Senator Cutter, Fields, Gonzales, Hinrichsen, Marchman, Rodriguez, Will, and Winter.

Amend printed bill, page 228, line 3, in the ITEM & SUBTOTAL column strike "4,341,584" and substitute "5,341,584", in the GENERAL FUND column strike "2,092,618" and substitute "2,592,618", and in the FEDERAL FUNDS column strike "2,248,966(I)" and substitute "2,748,966(I)".

Adjust affected totals and (I) notation totals accordingly.

Page 260, line 3, strike "\$337,499,570" and substitute "\$337,999,570".

Page 455, line 8, in the ITEM & SUBTOTAL column strike "7,624,195" and substitute "8,124,195" and in the GENERAL FUND column strike "818,068" and substitute "1,318,068".

Adjust affected totals accordingly.

PURPOSE: Increases by \$1.0 million total funds, including \$500,000 General Fund and \$500,000 federal funds, the appropriation to the Department of **Human Services** for outreach related to Supplemental Nutrition Assistance Program (SNAP) administration. The federal funds are based on the assumption that the Department of **Human Services** will receive this amount of matching federal funds and are shown for informational purposes only. Additionally, the amendment increases by \$500,000 General Fund the appropriation to the Department of **Public Health and Environment** for chronic disease and cancer prevention grants.

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Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Human Services	\$500,000	\$0	\$0	\$500,000	\$1,000,000	0.0
Public Health and Environment	500,000	0	0	0	500,000	0.0
	\$1,000,000	\$0	\$0	\$500,000	\$1,500,000	0.0

Amendment No. 3(J.032), by Senator Winter and Gonzales.

Amend printed bill, page 25, line 5, strike "Funds" and insert "Funds^{5a}".

Page 52, after line 2 insert:

5a Department of Corrections, Management, Executive Director's Office Subprogram, Payment to Risk Management and Property Funds -- It is the General Assembly's intent that the Department of Corrections use this appropriation to pay for any harassment-related settlements."

PURPOSE: Adds a footnote in the Department of **Corrections** that indicates the General Assembly's intent that the Department use the existing appropriation to pay for any harassment-related settlements.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
	\$0	\$0	\$0	\$0	\$0	0.0

Amendment No. 4(J.006), by Senator Priola.

Amend printed bill, page 61, line 6, strike "Services" and substitute "Services^{8a}", in the ITEM & SUBTOTAL column strike "6,171,170" and substitute "6,249,631" and in the GENERAL FUND column strike "1,595,895" and substitute "1,674,356".

Adjust affected totals accordingly.

Page 65, after line 13 insert:

Footnotes -- The following statements are referenced to the numbered footnotes throughout section 2.

8a Department of Early Childhood, Community and Family Support, Early Childhood Mental Health Services -- This appropriation includes \$78,461 General Fund for the purpose of providing education, communication, and resources to providers and families related to Fetal Alcohol Syndrome Disorder."

PURPOSE: Provides \$78,461 General Fund to the Department of **Early Childhood** for Early Childhood Mental Health Services with a footnote explaining that the purpose of the funding is to provide education, communication, and resources to providers and families related to Fetal Alcohol Syndrome Disorder.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Early Childhood	\$78,461	\$0	\$0	\$0	\$78,461	0.0

Amendment No. 5(J.056), by Senator Liston.

Amend printed bill, page 139, line 10, strike "Individuals²²" and substitute "Individuals^{22,22a}", in the TOTAL column strike "11,437,147,967" and substitute "11,437,259,598", and in the GENERAL FUND column strike "2,003,285,365(M)" and substitute "2,003,396,996(M)".

Adjust affected totals accordingly.

Page 156, after line 7 insert:

22a Department of Health Care Policy and Financing, Medical Services Premiums, Medical and Long-term Care Services for Medicaid Eligible Individuals -- This line item includes \$111,631 General Fund for the purpose of paying 4.0 percent interest on rate increases that have been delayed for providers of durable medical equipment."

PURPOSE: Provides \$111,631 General Fund in the Department of **Health Care Policy Financing** for Medical Services Premiums and a footnote explaining that the purpose is to pay 4.0 percent interest on rate increases that have been delayed for providers of durable medical equipment. The appropriation assumes that interest payments will not be eligible for a federal match.

Fiscal Impact of Amendment						
Department	GO	CF	RF	FF	Total	FT
Health Care Policy and Financing	\$111,631	\$0	\$0	\$0	\$111,631	0.0

Amendment No. 6(J.007), by Senator Fields, Buckner, Coleman, and Exum.

Amend printed bill, page 419, line 10, strike "Grants" and substitute "Grants^{93a}", in the ITEM & SUBTOTAL column strike "11,014,813" and substitute "11,214,813", and in the GENERAL FUND column strike "4,700,000" and substitute "4,900,000".

Adjust affected totals accordingly.

Page 472, after line 15 insert:

93a Department of Public Health and Environment, Administration and Support, Office of Health Equity, Health Disparities Grants -- It is the General Assembly's intent that \$200,000 General Fund of this appropriation be used for community navigators for sickle cell disease."

PURPOSE: Adds \$200,000 General Fund to the Office of Health Equity in the Department of **Public Health and Environment** for health disparities grants. Adds a footnote expressing the General Assembly's intent that the appropriation be used for community navigators for sickle cell disease.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Public Health and Environment	\$200,000	\$0	\$0	\$0	\$200,000	0.0

Amendment No. 7(J.001), by Senator Marchman and Cutter.

Amend printed bill, page 459, line 7, in the ITEM & SUBTOTAL column strike "8,348,361" and substitute "9,348,361" and in the GENERAL FUND column strike "4,759,461" and substitute "5,759,461".

Adjust affected totals accordingly.

PURPOSE: Adds \$1,000,000 General Fund to the Department of **Public Health and Environment** for Family Planning Purchase of Services in the Prevention Services Division.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Public Health and Environment	\$1,000,000	\$0	\$0	\$0	\$1,000,000	0.0

Amendment No. 8(J.005), by Senator Winter.

Amend printed bill, page 461, after line 11 insert:

	ITEM & SUBTOTAL	GENERAL FUND
	\$	\$
"School Anti-Bullying and Social Skill Development Grant Program	500,000	500,000".

Adjust affected totals accordingly.

PURPOSE: Adds \$500,000 General Fund on a one-time basis to the Department of **Public Health and Environment** for an anti-bullying and social skill development grant program in schools.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Public Health and Environment	\$500,000	\$0	\$0	\$0	\$500,000	0.0

Amendment No. 9(J.003), by Senator Mullica.

Amend printed bill, page 462, line 7, strike "Prevention" and substitute "Prevention^{102a}", in the ITEM & SUBTOTAL column strike "1,321,260" and substitute "1,396,260", and in the GENERAL FUND column strike "1,321,260" and substitute "1,396,260".

Adjust affected totals accordingly.

Page 475, after line 13 insert:

^{102a} Department of Public Health and Environment, Prevention Services Division, Family and Community Health, Injury and Violence Prevention - Mental Health Promotion, Suicide Prevention -- It is the General Assembly's intent that \$75,000 of this appropriation be used for mental health first aid training for students."

PURPOSE: Adds \$75,000 General Fund to the Department of **Public Health and Environment** for suicide prevention. Adds a footnote expressing the

General Assembly's intent that the appropriation be used for mental health first aid training for students.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Public Health and Environment	\$75,000	\$0	\$0	\$0	\$75,000	0.0

Amendment No. 10(J.018), by Senator Smallwood and Van Winkle.

Amend printed bill, page 463, line 4, in the ITEM & SUBTOTAL column strike "882,349" and substitute "5,882,349" and in the GENERAL FUND column strike "882,349" and substitute "5,882,349".

Adjust affected totals accordingly.

PURPOSE: Adds \$5.0 million General Fund to the Community Crime Victims Grant Program in the Department of **Public Health and Environment**.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Public Health and Environment	\$5,000,000	\$0	\$0	\$0	\$5,000,000	0.0

Amendment No. 11(J.048), by Senator Winter and Gardner.

Amend printed bill, page 493, after line 4 insert:

	ITEM & SUBTOTAL	GENERAL FUND
	\$	\$
"Appropriation to the Colorado Crime Victim Services Fund	<u>30,000,000</u>	30,000,000".

Adjust affected totals accordingly.

PURPOSE: Appropriates \$30.0 million General Fund to the Colorado Crime Victim Services Fund created in Section 24-33.5-505.5 (2), C.R.S., in the Department of **Public Safety**.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Public Safety	\$30,000,000	\$0	\$0	\$0	\$30,000,000	0.0

Amendment No. 12(J.011), by Senator Fields and Cutter.

Amend printed bill, page 518, line 7, strike "Expenses" and substitute "Expenses^{107a}", in the ITEM & SUBTOTAL column strike "331,935" and substitute "351,935", and in the CASH FUNDS column strike "331,935^a" and substitute "351,935^a".

Adjust affected totals accordingly.

Page 519, line 7, strike "\$12,189,700" and substitute "\$12,209,700".

Page 527, after line 7 insert:

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"**FOOTNOTES** -- The following statement is referenced to the numbered footnotes throughout section 2.

107a Department of Regulatory Agencies, Division of Insurance, Operating Expenses -- It is the General Assembly's intent that \$20,000 of this appropriation be used to conduct an actuarial study of providing doula services as a benefit in private and state supported health insurance plans in the state."

PURPOSE: Adds \$20,000 cash funds from the Division of Insurance Cash Fund to the Department of **Regulatory Agencies** for the Division of Insurance and adds a footnote stating the General Assembly's intent that the appropriation be used to conduct an actuarial study of providing doula services as a benefit for private and state supported health insurance plans in the state.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Regulatory Agencies	\$0	\$20,000	\$0	\$0	\$20,000	0.0

Amendment No. 13(J.021), by Senator Roberts and Will.

Amend printed bill, page 560, after line 2 insert:

	ITEM & SUBTOTAL	GENERAL FUND
	\$	\$
"Appropriation to the Colorado Wildlife Safe Passages Fund	<u>1,000,000</u>	1,000,000".

Adjust affected totals accordingly.

PURPOSE: Makes a \$1.0 million General Fund appropriation to the Colorado Wildlife Safe Passages Fund within the Department of **Transportation**.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Transportation	\$1,000,000	\$0	\$0	\$0	\$1,000,000	0.0

Amendment No. 14(J.017), by Senator Kolker.

Amend printed bill, page 569, line 6, strike "Liability" and substitute "Liability¹¹⁰", in the ITEM & SUBTOTAL column strike "35,000,000" and substitute "65,594,501", and in the GENERAL FUND column strike "26,119,075" and substitute "56,713,576".

Adjust affected totals accordingly.

Page 571, after line 5 insert:

"**FOOTNOTES** -- The following statements are referenced to the numbered footnotes throughout section 2.

110 Department of the Treasury, Special Purpose, Direct Distribution for Unfunded Actuarial Accrued PERA Liability -- It is the General Assembly's intent that in addition to the statutory payment for FY 2023-24, an additional \$30,594,501 of this appropriation be used for payment to the Public Employees' Retirement Association to fully recompense PERA for the

cancellation of the July 1, 2020 direct distribution."

PURPOSE: Adds \$30,594,501 General Fund to the Department of the **Treasury** to repay a canceled direct distribution payment to PERA originally scheduled for July 1, 2020.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
	\$30,594,501	\$0	\$0	\$0	\$30,594,501	0.0

Amendment No. 15(J.059), by Senator Gonzales.

Amend printed bill, page 94, line 9, in the ITEM & SUBTOTAL column strike "14,968,106" and substitute "24,968,106" and in the GENERAL FUND column insert "10,000,000".

Adjust affected totals accordingly.

Page 97, line 12, in the ITEM & SUBTOTAL column strike "12,016,250" and substitute "16,016,250" and in the GENERAL FUND column insert "4,000,000".

Adjust affected totals accordingly.

PURPOSE: Increases appropriations to the Department of **Education** by \$14,000,000 General Fund, including \$10,000,000 for the Behavioral Health Care Professional Matching Grant Program and \$4,000,000 for the School Counselor Corps Grant Program.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Education	\$14,000,000	\$0	\$0	\$0	\$14,000,000	0.0

Amendment No. 16(J.060), by Senator VanWinkle.

Amend printed bill, page 358, line 9, in the ITEM & SUBTOTAL column strike "58,638" and substitute "70,365" and in the GENERAL FUND column strike "58,638" and substitute "70,365".

Adjust affected totals accordingly.

PURPOSE: Increases the appropriation to Civil Air Patrol Operations in the Department of **Military and Veterans Affairs** by \$11,727 General Fund.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Veterans Affairs	\$11,727	\$0	\$0	\$0	\$11,727	0.0

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-219 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning services to support students eligible to enroll in facility schools, and, in connection therewith, making and reducing an appropriation.

Ordered engrossed and placed on the calendar for third reading and final passage.

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- SB23-221** by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Bird and Sirota, Bockenfeld--Concerning the funding of the healthy school meals for all program, and, in connection therewith, creating the healthy school meals for all program general fund exempt account, allowing expenditures in excess of appropriations for the program, clarifying how the program should be accounted for in the annual general appropriations bill, and making an appropriation. 1
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- Ordered engrossed and placed on the calendar for third reading and final passage. 10
- SB23-228** by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Bird and Bockenfeld, Sirota--Concerning the creation of the office for administrative services for independent agencies in the judicial department, and, in connection therewith, making and reducing appropriations. 11
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- Ordered engrossed and placed on the calendar for third reading and final passage. 19
- SB23-229** by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Sirota and Bockenfeld, Bird--Concerning the office of the statewide behavioral health court liaison, and, in connection therewith, making and reducing appropriations. 20
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- Ordered engrossed and placed on the calendar for third reading and final passage. 26
- SB23-230** by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Sirota and Bockenfeld, Bird--Concerning state assistance to counties affected by the twenty-third judicial district, and, in connection therewith, making an appropriation. 27
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- Ordered engrossed and placed on the calendar for third reading and final passage. 33
- SB23-231** by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Sirota and Bockenfeld, Bird--Concerning the ability of the division of labor standards and statistics in the department of labor and employment to disburse money in the wage theft enforcement fund to employees after an employer fails to make payments determined to be owed to the employees, and, in connection therewith, making an appropriation. 34
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- Ordered engrossed and placed on the calendar for third reading and final passage. 42
- SB23-241** by Senator(s) Bridges and Kirkmeyer; also Representative(s) Bird and Bockenfeld--Concerning the creation of the office of school safety, and, in connection therewith, requiring the director of the office of school safety to appoint a grants manager, creating a crisis response unit within the office of school safety, specifying that the office of school safety has oversight over the school safety resource center, specifying that the school access for emergency response grant program is administered by the office of school safety, and making an appropriation. 43
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- Amendment No. 1(L.005), by Senator Bridges. 50
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- Amend printed bill, page 6, strike line 19 and substitute "SECTION 24-33.5-2702.". 52
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- Amendment No. 2(L.007), by Senator Bridges. 55
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- Amend printed bill, page 4, after line 13 insert: 57
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- "SECTION 6. In Colorado Revised Statutes, 24-33.5-1810, **amend** (3)(f) and (3)(g); and **add** (3)(h) as follows: 59
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- 24-33.5-1810. School security disbursement program - created - rules - definitions - repeal.** (3) An eligible entity that receives a disbursement from the disbursement program may use the disbursed money only for the following purposes: 61
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- (f) Developing and providing training programs, curriculums, and seminars related to school safety incident response; ~~and~~ 65
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- (g) Developing best practices and protocols related to school safety 67

incident response; AND
(h) TO IMPLEMENT A CO-RESPONDER PROGRAM."

Renumber succeeding sections accordingly.

Amendment No. 3(L.006), by Senator Smallwood.

Amend printed bill, page 4, after line 13 insert:

"SECTION 6. In Colorado Revised Statutes, 24-33.5-1810, amend (3)(f) and (3)(g); and add (3)(h) as follows:

24-33.5-1810. School security disbursement program - created - rules - definitions - repeal. (3) An eligible entity that receives a disbursement from the disbursement program may use the disbursed money only for the following purposes:

(f) Developing and providing training programs, curriculums, and seminars related to school safety incident response; and

(g) Developing best practices and protocols related to school safety incident response; AND

(h) IMPLEMENTING A SCHOOL RESOURCE OFFICER PROGRAM."

Renumber succeeding sections accordingly.

Page 8, line 24, strike "\$14,798,091" and substitute "\$19,798,091".

Page 8, line 26, strike "\$9,401,600" and substitute "\$14,401,600".

Page 9, line 21, strike "\$6,000,000" and substitute "\$11,000,000".

Amendment No. 4(L.009), by Senator Zenzinger.

Amend printed bill, page 2, line 14, strike "(1) and (2)" and substitute "(1), (2), and (3)(g)".

Page 3, after line 14 insert:

"(3) The center has the following duties:

(g) To provide information and resources relating to school safety, school emergency response planning and training, and interoperable communications in schools, as determined by the center, to the division of fire prevention and control in the department of public safety to be distributed to school districts and schools pursuant to section 24-33.5-1213.4. NOTHING IN THIS SUBSECTION (3)(g) PERMITS PROVIDING A FIREARM, AS DEFINED IN SECTION 18-1-901, TO A SCHOOL DISTRICT OR A SCHOOL."

Amendment No. 5(L.010), by Senator VanWinkle and Gonzales.

Amend printed bill, page 8, line 24, strike "\$14,798,091" and substitute "\$24,798,091".

Page 8, line 26, strike "\$9,401,600" and substitute "\$19,401,600".

Page 9, line 21, strike "\$6,000,000" and substitute "\$16,000,000".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-216 by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Sirota and Bockenfeld, Bird--Concerning funding to the department of early childhood for the Colorado universal preschool program.

Ordered engrossed and placed on the calendar for third reading and final passage.

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**AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS**

SB23-214 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Bockenfeld, Sirota--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, 2023, except as otherwise noted.

Senator Pelton, B. moved to amend the Report of the Committee of the Whole to show that the following Pelton B. floor amendment, (J.049, Amendment #12) to SB 23-214, did pass.

Amend printed bill, page 83, after line 4 insert:

	ITEM & SUBTOTAL	GENERAL FUND
	\$	\$
"Distributions to School Districts for Projects to Replace Prohibited American Indian Mascots as Required by Section 22-1-133, C.R.S.	<u>356,701</u>	356,701".

Adjust affected totals accordingly.

A majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **passed** on the following roll call vote:

YES	18	NO	17	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	Y	Hansen	N	Mullica	Y	Sullivan	N
Coleman	Y	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	Y	Kolker	N	Rich	Y	Zenzinger	N
Fields	Y	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Senator Pelton R. moved to amend the Report of the Committee of the Whole to show that the following Pelton B, Pelton R., and Will floor amendment, (J.055, Amendment #16) to SB 23-214, did pass.

Amend printed bill, page 139, line 10, in the TOTAL column strike "11,437,147,967" and substitute "11,477,147,967", in the GENERAL FUND column strike "2,003,285,365(M)" and substitute "2,015,139,264(M)", in the CASH FUNDS column strike "1,248,057,642b" and substitute "1,249,752,962b" and in the FEDERAL FUNDS column strike "6,904,842,982" and substitute "6,931,293,763".

Adjust affected totals accordingly.

Page 140, line 1, strike "\$971,772,124" and substitute "\$973,467,444".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	13	NO	22	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	Y	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	N	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator Pelton R. moved to amend the Report of the Committee of the Whole to show that the following Pelton R., Pelton B., and Will floor amendment, (J.054, Amendment #50) to SB 23-214, did pass.

Amend printed bill, page 628, line 14, in the ITEM & SUBTOTAL column strike "35,000,000" and substitute "35,000,000" and in the CASH FUNDS column strike "35,000,000g" and substitute "35,000,000g".

Page 628, after line 14, in the ITEM & SUBTOTAL column insert "70,000,000" and in the CASH FUNDS column insert "70,000,000g".

Page 628, line 15, in the ITEM & SUBTOTAL column strike "4,852,971,065" and substitute "4,852,971,065".

Page 628, after line 15, in the ITEM & SUBTOTAL column insert "4,887,971,065".

Page 630, line 1, strike "This amount shall be from the Rural Schools Cash Fund created in Section 22-54-142 (5), C.R.S." and substitute "~~This amount shall be from the rural schools cash fund created in Section 22-54-142 (5),~~ C.R.S. Of this amount, \$35,000,000 shall be from the State Education Fund created in Section 17 (4)(a) of Article IX of the State Constitution and \$35,000,000 shall be from the Rural Schools Cash Fund created in Section 22-54-142 (5), 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."

Page 630, line 4, in the TOTAL column strike "\$6,842,970,381" and substitute "\$6,842,970,381" and in the CASH FUNDS column strike "\$1,232,830,219b" and substitute "\$1,232,830,219b".

Page 630, line 5, in the TOTAL column insert "\$6,877,970,381" and in the CASH FUNDS column insert "\$1,267,830,219b".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	12	NO	23	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	N	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS**

On motion of Senator Exum, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-197 as amended, SB23-214 as amended, SB23-219, SB23-221, SB23-228, SB23-229, SB23-230, SB23-231, SB23-241 as amended, SB23-216

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Wednesday, March 29, was laid over until Thursday, March 30, retaining its place on the calendar.

General Orders -- Second Reading of Bills: **HB23-1025, HB23-1185, HB23-1099, and SB23-175.**

Consideration of House Amendments to Senate Bills: **SB23-170, SB23-168, SB23-083, SB23-146, and SB23-169.**

Consideration of Conference Committee Reports: **HB23-1101.**

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB23-1011

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 HB23-1011, concerning a requirement that an agricultural equipment manufacturer facilitate the repair of its equipment by providing certain other persons with the resources needed to repair the manufacturer's agricultural equipment, 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 4, line 19, strike "MEANS" and substitute "MEANS, WITH THE CONSENT OF AN OWNER,".

Page 5, strike lines 21 through 27.

Page 6, strike lines 1 and 2 and substitute:

"(d) "FAIR AND REASONABLE TERMS AND COSTS", WITH RESPECT TO PARTS FOR AGRICULTURAL EQUIPMENT, MEANS THAT, NOTWITHSTANDING SUBSECTION (5)(a)(I) OF THIS SECTION, PARTS SHALL BE SOLD TO AN OWNER OR AN INDEPENDENT REPAIR PROVIDER UNDER EQUITABLE TERMS FOR ACCESS TO OR RECEIPT OF ANY PART PERTAINING TO AGRICULTURAL EQUIPMENT AND IN A MANNER THAT:

(I) IS FAIR TO BOTH PARTIES IN LIGHT OF ANY AGREED-UPON CONDITIONS, THE PROMISED QUALITY, AND THE TIMELINESS OF THE DELIVERY; OR

(II) DOES NOT DISCOURAGE OR DISINCENTIVIZE REPAIRS TO BE MADE BY AN OWNER OR AN INDEPENDENT REPAIR PROVIDER."

Page 6, strike lines 17 through 22 and substitute:

"(6) "Firmware" means a software program or set of instructions programmed on equipment or a part to allow the equipment or part to FUNCTION OR communicate with itself or with other computer hardware."

Page 7, strike lines 4 through 9 and substitute "owner of the manufacturer's equipment any documentation, parts, embedded software, EMBEDDED SOFTWARE FOR AGRICULTURAL EQUIPMENT, firmware, or tools, OR, WITH OWNER AUTHORIZATION, DATA that are intended for use with the equipment or any part, including updates to documentation, parts, embedded software, EMBEDDED SOFTWARE FOR AGRICULTURAL EQUIPMENT, firmware, or tools, OR, WITH OWNER AUTHORIZATION, DATA."

Page 9, strike lines 9 and 10 and substitute:

"(2) (a) With respect to a contract or other arrangement, or renewal of"

Page 9, strike lines 23 and 24 and substitute "MEMORANDUM OF UNDERSTANDING WOULD DENY THE OWNER ANY RIGHTS AFFORDED TO THE OWNER IN THIS PART 15, INCLUDING ANY RIGHTS TO DOCUMENTATION, DATA, TOOLS, OR EMBEDDED"

Page 10, line 1, strike "INCLUDING"

Page 10, line 2, after the period add "AN AGRICULTURAL EQUIPMENT MANUFACTURER THAT ENTERS INTO A MEMORANDUM OF UNDERSTANDING IS STILL OBLIGATED TO MEET THE REQUIREMENTS ESTABLISHED IN THIS PART 15."

Strike "INCLUDING DATA," on: **Page 7**, lines 13, 17, 25, and 27.

Strike "or tools" and substitute "or tools, OR, WITH OWNER AUTHORIZATION, DATA" on: **Page 7**, lines 15 and 18.

Strike "or tool" and substitute "or tool, OR, WITH OWNER AUTHORIZATION, DATA" on: **Page 7**, line 26 and **Page 8**, line 2.

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended:

Page 2, line 7, strike "(1.7), (3.2)," and substitute "(3.2), (4.3),"

Page 4, strike lines 22 through 24.

Page 5, after line 16 insert:

"(4.3) "EQUIPMENT DEALER" MEANS ANY PERSON, PARTNERSHIP, CORPORATION, ASSOCIATION, OR OTHER FORM OF BUSINESS ENTERPRISE THAT IS PRIMARILY ENGAGED IN THE RETAIL SALE OF AGRICULTURAL EQUIPMENT."

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Page 6, line 24, strike "(3)(c)" and substitute "(3)(c); and **add** (4)".

Page 8, line 10, strike "A" and substitute "AN EQUIPMENT".

Page 8, after line 18 insert:

"(4) A MANUFACTURER THAT PROVIDES DATA TO AN INDEPENDENT REPAIR PROVIDER IN COMPLIANCE WITH THIS PART 15 IS NEITHER RESPONSIBLE NOR LIABLE TO THE OWNER, THE INDEPENDENT REPAIR PROVIDER, OR ANOTHER PARTY FOR ANY ACTION THAT THE INDEPENDENT REPAIR PROVIDER OR ANOTHER PARTY TAKES WHILE USING OR RELYING ON THE DATA."

Page 8, strike line 26 and substitute "DEACTIVATES A SAFETY NOTIFICATION SYSTEM, EXCEPT AS NECESSARY TO PROVIDE SERVICES;"

Page 9, line 3, strike "PERMANENTLY".

Page 9, line 4, strike "LAW;" and substitute "LAW, EXCEPT AS NECESSARY TO PROVIDE SERVICES;"

Respectfully submitted,

House Committee:
(signed)
Brianna Titone, Chair
Ron Weinberg
Steven Woodrow

Senate Committee:
(signed)
Janice Marchman, Chair
Nick Hinrichsen

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB23-1030

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 HB23-1030, concerning a prohibition against requiring compensation to a health-care staffing agency if a contracted health-care facility hires the health-care staffing agency's employee as a permanent employee of the health-care facility, has met and reports that it has agreed upon the following:

That the House accede to the Senate amendments made to the bill, as said amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 2, lines 15 and 16, strike "FIRST BEGINS EMPLOYMENT" and substitute "IS FIRST PLACED".

Respectfully submitted,

House Committee:
(signed)
Emily Sirota, Chair
Matt Soper
Javier Mabrey

Senate Committee:
(signed)
Nick Hinrichsen, Chair
Robert Rodriguez

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INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SR23-006 by Senator(s) Marchman; --Concerning Military Sexual Assault Survivors Month.

Laid over until Friday, March 31, 2023.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

SB23-257 by Senator(s) Bridges; --Concerning funding for auto theft prevention programs.
Appropriations

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Thursday,
March 30, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 81st Legislative Day

 Thursday, March 30, 2023

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Prayer	By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora.	11
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Call to Order	By the President at 9:00 a.m.	13
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Roll Call	Present--34	15
	Excused--1, Roberts	16
	Excused later--2, Gonzales, Hansen	17
	Present later--1, Roberts	18
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Quorum	The President announced a quorum present.	21
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Pledge	By Senator Fields.	23
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	At the order of the President, Senator Roberts was added to the current roll call.	26
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Approval of the Journal	On motion of Senator Roberts, the Journal of Wednesday, March 29, 2023, was approved as corrected by the Secretary.	29
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SENATE SERVICES REPORT

Correctly Printed: SB23-257; SR23-006. 36
 Correctly Engrossed: SB23-197, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, and 246. 37
 Correctly Reengrossed: SB174, 183, and 185. 38
 Correctly Rerevised: HB23-1195. 39
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On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for a moment of personal privilege by Senator Kolker. 43
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**THIRD READING OF BILLS -- FINAL PASSAGE --
 CONSENT CALENDAR**

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent: 49
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SB23-215 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning the transfer of money from the state employee reserve fund to the general fund to fund monthly housing stipends for department of corrections staff. 53
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The question being "Shall the bill pass?", the roll call was taken with the following result: 60
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YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Moreno and Priola.

SB23-217

by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Bird and Sirota, Bockenfeld--Concerning no longer requiring the fee collected for the background checks for child abuse or neglect to support the costs associated with the appeals process for a person who is found responsible in a confirmed report of child abuse or neglect.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Exum, Ginal, Gonzales, Jaquez Lewis, Kolker, Marchman, Moreno, Priola, and Winter F.

SB23-218

by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Bockenfeld, Sirota--Concerning the repeal of the cap on the amount of money the department of education may expend on costs incurred in implementing the school transformation grant program, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Fenberg, Ginal, Gonzales, Jaquez Lewis, Kolker, Marchman, Priola, and Van Winkle.

SB23-220 by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Bird and Sirota-- Concerning the use of money previously allocated for public schools, and, in connection therewith, reducing an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Fields, Ginal, Moreno, Priola, and Simpson.

SB23-222 by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Bird and Sirota, Bockenfeld--Concerning removing copayment requirement for certain medicaid services, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	29	NO	6	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Fenberg, Ginal, Gonzales, Hinrichsen, Kolker, Marchman, Moreno, Mullica, Pelton B., Priola, and Sullivan.

SB23-223 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Bockenfeld, Sirota--Concerning the annual report the department of health care policy and financing submits to the joint budget committee concerning the medicaid provider rate review process.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Gardner, Ginal, Kolker, Lundeen, Priola, and Winter F.

SB23-224

by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning policies to be established by the Colorado commission on higher education related to postgraduate student exchange programs.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Ginal, Kolker, and Priola.

SB23-225

by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning the use of higher education specialty education services funding for the school of medicine partnership operating on the campus of Colorado state university.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Ginal, Kolker, Liston, Marchman, Mullica, and Priola.

SB23-226

by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Sirota and Bockenfeld, Bird--Concerning extending the transitional jobs program.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Ginal, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Priola, and Winter F.

SB23-227 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning the hourly rate compensation for attorneys who contract with state agencies to provide legal representation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Gonzales, Hansen, and Moreno.

SB23-233 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning a merit system for county employees who provide employment services that are paid for with federal funds pursuant to the federal "Wagner-Peyser Act".

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Moreno and Pelton B.

SB23-234 by Senator(s) Bridges and Kirkmeyer; also Representative(s) Bird and Sirota--Concerning the cessation of advance payment of premiums for state employee family and medical leave insurance coverage, and, in connection therewith, transferring money from the family and medical leave insurance fund back to the revenue loss restoration cash fund.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

SB23-235 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Bockenfeld, Sirota--Concerning the authority of the department of law to use litigation management funds for unanticipated state legal needs.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Gonzales.

SB23-236 by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Sirota and Bockenfeld, Bird--Concerning the creation of the electric vehicle service equipment fund, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	4	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Fenberg, Gonzales, Hansen, Jaquez Lewis, Kolker, Marchman, Priola, and Winter F.

SB23-237 by Senator(s) Kirkmeyer and Bridges, Zenzinger; also Representative(s) Bockenfeld and Bird, Sirota--Concerning a transfer from the severance tax operational fund to the water plan implementation cash fund.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Exum, Fenberg, Hansen, Hinrichsen, Jaquez Lewis, Liston, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Roberts, Simpson, Sullivan, Will, and Winter F.

SB23-238 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning authorization to use money in the small communities water and wastewater grant fund to provide the state funds for water projects for which a state match is required to qualify for federal funds for the projects.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Gardner, Hansen, Hinrichsen, Jaquez Lewis, Liston, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Roberts, Simpson, Sullivan, Will, and Winter F.

SB23-239 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Bockenfeld, Sirota--Concerning the transfer of money from the hazardous substance site response fund to the hazardous substance response fund.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Ginal, Hansen, Jaquez Lewis, Marchman, and Priola.

SB23-240 by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Bird and Bockenfeld, Sirota--Concerning fees a dairy plant is required to pay to the department of public health and environment.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Ginal, Jaquez Lewis, Kolker, Pelton B., Priola, Simpson, and Will.

SB23-242 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bockenfeld, Bird--Concerning financial audits of the community corrections programs in the state, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Exum, Hansen, Priola, and Simpson.

SB23-243 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Bockenfeld, Sirota--Concerning transfers from the general fund to the capital construction fund.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Fenberg, Ginal, Hansen, Kolker, Marchman, Moreno, Mullica, Pelton B., Priola, Simpson, Sullivan, and Will.

SB23-244 by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Bird and Sirota, Bockenfeld--Concerning updates to language in relevant Colorado statutes related to ensuring technology accessibility to persons with disabilities.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, and Winter F.

SB23-245 by Senator(s) Bridges and Zenzinger; also Representative(s) Bird and Sirota--Concerning a transfer to the revenue loss restoration cash fund.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Priola.

SB23-246 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Sirota and Bird, Bockenfeld--Concerning transfers to the state emergency reserve for the 2023-24 state fiscal year.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Exum, Gonzales, Priola, and Roberts.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1126 by Representative(s) Ricks and Weinberg; also Senator(s) Exum--Concerning the inclusion of certain items of information in consumer reports, and, in connection therewith, prohibiting the reporting of medical debt information by consumer reporting agencies and prohibiting debt collectors and collection agencies from falsely representing that medical debt information will be included in a consumer report or failing to timely disclose that, with certain exceptions, medical debt will not be included in a consumer report.

Laid over until Friday, March 31, retaining its place on the calendar.

SB23-197 by Senator(s) Moreno and Fenberg; also Representative(s) Duran and Lynch, McCluskie--Concerning the payment of the expenses of the legislative department.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	29	NO	6	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Fields, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Priola, Winter F., and Zenzinger.

SB23-214

by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Bockenfeld, Sirota--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, 2023, except as otherwise noted.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	28	NO	7	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Priola, and Sullivan.

SB23-219

by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning services to support students eligible to enroll in facility schools, and, in connection therewith, making and reducing an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Exum, Fenberg, Fields, Ginal, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Priola, and Will.

SB23-221 by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Bird and Sirota, Bockenfeld--Concerning the funding of the healthy school meals for all program, and, in connection therewith, creating the healthy school meals for all program general fund exempt account, allowing expenditures in excess of appropriations for the program, clarifying how the program should be accounted for in the annual general appropriations bill, and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	29	NO	6	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Sullivan, and Winter F.

SB23-228 by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Bird and Bockenfeld, Sirota--Concerning the creation of the office for administrative services for independent agencies in the judicial department, and, in connection therewith, making and reducing appropriations.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Hansen, Marchman, Moreno, and Priola.

SB23-229 by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Sirota and Bockenfeld, Bird--Concerning the office of the statewide behavioral health court liaison, and, in connection therewith, making and reducing appropriations.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Gardner, Gonzales, Hinrichsen, Jaquez Lewis, Kolker, Lundeen, Moreno, Mullica, Priola, Simpson, Will, and Winter F.

SB23-230 by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Sirota and Bockenfeld, Bird--Concerning state assistance to counties affected by the twenty-third judicial district, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	30	NO	5	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Kolker, Smallwood, and Van Winkle.

SB23-231 by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Sirota and Bockenfeld, Bird--Concerning the ability of the division of labor standards and statistics in the department of labor and employment to disburse money in the wage theft enforcement fund to employees after an employer fails to make payments determined to be owed to the employees, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Exum, Fields, Hinrichsen, Jaquez Lewis, Kolker, Moreno, Mullica, Priola, and Winter F.

SB23-241 by Senator(s) Bridges and Kirkmeyer; also Representative(s) Bird and Bockenfeld--Concerning the creation of the office of school safety, and, in connection therewith, requiring the director of the office of school safety to appoint a grants manager, creating a crisis response unit within the office of school safety, specifying that the office of school safety has oversight over the school safety resource center, specifying that the school access for emergency response grant program is administered by the office of school safety, and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Liston, Lundeen, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Simpson, Smallwood, Van Winkle, Will, and Winter F.

SB23-216 by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Sirota and Bockenfeld, Bird--Concerning funding to the department of early childhood for the Colorado universal preschool program.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	28	NO	7	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Moreno, Mullica, Priola, Roberts, Sullivan, and Winter F.

Committee of the Whole On motion of Senator Danielson, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Danielson was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1025 by Representative(s) Taggart and Michaelson Jenet; also Senator(s) Rich--Concerning extension of charter school applications.

Laid over until Monday, April 3, retaining its place on the calendar.

HB23-1185 by Representative(s) Daugherty and Woodrow; also Senator(s) Rodriguez--Concerning procedures relating to the replacement of elected officials.

Ordered revised and placed on the calendar for third reading and final passage.

- HB23-1099** by Representative(s) Vigil and Weissman, Velasco; also Senator(s) Fields and Exum--
Concerning tenant screening documentation for residential leases.

Amendment No. 1(L.010), by Senator Exum and Fields.

Amend reengrossed bill, page 6, line 24, strike "(1.5)(c)" and substitute
"(1.5)(e)".

As amended, ordered revised and placed on the calendar for third reading and final
passage.

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- SB23-175** by Senator(s) Jaquez Lewis and Rich; also Representative(s) Boesenecker and Taggart--
Concerning the use of tax increment financing by downtown development authorities, and,
in connection therewith, creating automatic extensions of the periods during which a
portion of property tax revenues may be allocated to finance projects of an authority and
allowing an authority to incur debt under certain circumstances.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, March 24, page(s) 564 and placed in members' bill files.)

Amendment No. 2(L.006), by Senator VanWinkle.

Amend printed bill, page 1, line 105, strike "AUTHORITY AND" and substitute
"AUTHORITY".

Page 1, strike lines 106 and 107.

As amended, ordered engrossed and placed on the calendar for third reading and final
passage.

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- SB23-232** by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Sirota,
Bockenfeld--Concerning unemployment compensation, and, in connection therewith,
reducing employer premium rates; creating support surcharge rates; adjusting the
allocations of employer premiums and support surcharge payments to the unemployment
compensation fund, the employment support fund, the employment and training technology
fund, and the benefit recovery fund to comply with federal law; and making and reducing
appropriations.

Laid over until Monday, April 3, retaining its place on the calendar.

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AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

- HB23-1099** by Representative(s) Vigil and Weissman, Velasco; also Senator(s) Fields and Exum--
Concerning tenant screening documentation for residential leases.

Senator Rich moved to amend the Report of the Committee of the Whole to show that the
following Rich floor amendment, (L.005) to HB 23-1099, did pass.

Amend reengrossed bill, page 2, line 14, after "request" insert "and expense".

Page 4, line 11, strike "(1.5)." and substitute "(1.5) and pays the landlord an
additional amount towards the landlord's application processing costs, if any,
not to exceed twenty dollars, adjusted annually for inflation, or, if the
prospective tenant does not provide the landlord with a portable tenant
screening report, pays the landlord thirty-five dollars, adjusted annually for
inflation, or the amount of the application fee, whichever is less."

Page 6, strike lines 6 through 12.

Reletter succeeding subparagraphs accordingly.

Page 8, line 2, strike "(1) and".

Page 8, strike lines 4 through 8.

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Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	16	NO	17	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	N	Simpson	Y
Bridges	N	Gonzales	E	Moreno	N	Smallwood	Y
Buckner	N	Hansen	E	Mullica	Y	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	Y
Fields	N	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Danielson, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	E	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-175 as amended, HB23-1185, HB23-1099 as amended.
Laid over until Monday, April 3: HB23-1025, SB23-232.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of House Amendments to Senate Bills Calendar (SB23-170, SB23-168, SB23-083, SB23-146, and SB23-169) of Thursday, March 30, was laid over until Friday, March 31, retaining its place on the calendar.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB23-1101 by Representative(s) Vigil and Bacon; also Senator(s) Winter F. and Hinrichsen-- Concerning support for transit, and, in connection therewith, increasing the flexibility of the ozone season transit grant program and increasing opportunities for transit agency participation in regional transportation planning.

Senator Winter moved that the first report of the first conference committee on **HB23-1101** as printed in Senate journal, May 21, 2023, page(s) 530-531 be rejected, the first conference committee be dissolved, and that a second conference committee be appointed to **HB23-1101**.

The motion was **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	E	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The President appointed Senators Winter, Chair, Hinrichsen, and Kirkmeyer as Senate conferees on the second conference committee on [HB23-1101](#).

HB23-1030 by Representative(s) Sirota and Soper; also Senator(s) Hinrichsen--Concerning a prohibition against requiring compensation to a health-care staffing agency if a contracted health-care facility hires the health-care staffing agency's employee as a permanent employee of the health-care facility.

Senator Hinrichsen moved for the adoption of the first report of the first conference committee on **HB23-1030**, as printed in Senate journal, March 29, page(s) 619. The motion was **adopted** by the following roll call vote:

YES	22	NO	11	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	E	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	22	NO	11	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	E	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

HB23-1011 by Representative(s) Titone and Weinberg; also Senator(s) Hinrichsen and Marchman--Concerning a requirement that an agricultural equipment manufacturer facilitate the repair of its equipment by providing certain other persons with the resources needed to repair the manufacturer's agricultural equipment.

Senator Marchman moved for the adoption of the first report of the first conference committee on **HB23-1011**, as printed in Senate journal, March 29, page(s) 617-618. The motion was **adopted** by the following roll call vote:

YES	21	NO	12	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	E	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	10	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	E	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

INTRODUCTION OF MEMORIALS

The following memorial was read by title:

SJM23-005 by Senator(s) Rich; also Representative(s) Soper and Taggart--Memorializing former Senator Tilman M. Bishop.

Laid over until Wednesday, April 5.

MESSAGE FROM THE HOUSE

March 30, 2023
Mr. President:

The House has voted to concur in the Senate amendments to HB23-1151 and has repassed the bill as so amended.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB23-258 by Senator(s) Buckner and Lundeen; also Representative(s) Michaelson Jenet--Concerning consolidating duties under the authorization process for Colorado educator preparation programs from the department of higher education to the department of education. Education

SB23-259 by Senator(s) Roberts and Baisley; also Representative(s) Weinberg and Snyder--Concerning the extension of credit for participation in limited gaming. Business, Labor, & Technology

HB23-1036 by Representative(s) McLachlan; also Senator(s) Cutter--Concerning measures designed to encourage the use of nontoxic bullets for hunting, and, in connection therewith, making an appropriation.
 Agriculture & Natural Resources

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MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

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March 10, 2023

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To the Honorable
 Colorado Senate
 Colorado General Assembly
 State Capitol Building
 Denver, CO 80203

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Ladies and Gentlemen:

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

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MEMBERS OF THE
 STATE AGRICULTURAL COMMISSION

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for terms expiring March 1, 2027:

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Kathryn Bedell of Grand Junction, Colorado, to serve as a member at large, reappointed;

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Colleen Pepler of Platteville, Colorado, to serve as a member at large, reappointed;

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Elena Miller-ter Kuile of La Jara, Colorado, to serve as a member of Agricultural District Three, appointed;

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Harrison Topp of Hotchkiss, Colorado, to serve as a member at large, appointed;

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Jeffery McCullough of Monte Vista, Colorado, to serve as a member of Agricultural District Three, appointed.

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Sincerely,
 (signed)
 Jared Polis
 Governor

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Rec'd: 3/13/23
 Ryan Breitweiser, Journal Clerk

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Committee on Agriculture & Natural Resources

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Journal correction:

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Page 554, line 42, insert:

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CONFERENCE COMMITTEE GRANTED FURTHER POWERS

HB23-1011 by Representative(s) Titone and Weinberg; also Senator(s) Hinrichsen and Marchman-- Concerning a requirement that an agricultural equipment manufacturer facilitate the repair of its equipment by providing certain other persons with the resources needed to repair the manufacturer's agricultural equipment.

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Senator Marchman moved that the Senate conferees on the first conference committee on **HB23-1011** be granted permission to go beyond the scope of the differences between the two houses.

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A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Friday, March 31, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

82nd Legislative Day Friday, March 31, 2023

Prayer By the chaplain, Reverend Jared Sonnenberg, LeRoy Community Church, Fleming.

Call to Order By the President at 9:00 a.m.

Roll Call Present--32
Excused--3, Jaquez Lewis, Liston, Smallwood

Quorum The President announced a quorum present.

Pledge By Senator Fields.

Musical Presentation By Hazel Miller, performing "Bridge Over Troubled Water" and "Shine a Light".

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

Senate in recess. Senate reconvened.

Approval of the Journal On motion of Majority Leader Moreno, the Journal of Thursday, March 30, 2023, was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB23-258 and 259; SJM23-005.
Correctly Engrossed: SB23-175.
Correctly Reengrossed: SB23-197, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, and 246.
Correctly Revised: HB23-1099 and 1185.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Appropriations After consideration on the merits, the Committee recommends that **SB23-099** 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 21 insert:

"SECTION 2. Appropriation. For the 2023-24 state fiscal year, \$40,203,671 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 special education programs for children with disabilities."

Renumber succeeding section accordingly.

Page 1, line 101, strike "SERVICES." and substitute "SERVICES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-157** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-159** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, after line 21 insert:

"SECTION 3. In Colorado Revised Statutes, 23-3.3-103, **add** (12) as follows:

23-3.3-103. Annual appropriations - repeal. (12) (a) THE PROVISIONS OF SUBSECTION (1) OF THIS SECTION CONCERNING APPROPRIATIONS FOR STUDENT FINANCIAL ASSISTANCE UNDER THIS ARTICLE 3.3 DO NOT APPLY TO APPROPRIATIONS MADE FOR THE PURPOSE OF THE COLORADO FOOD SYSTEMS ADVISORY COUNCIL PURSUANT TO PART 11 OF ARTICLE 31 OF THIS TITLE 23.

(b) THIS SUBSECTION (12) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2026.

SECTION 4. Appropriation. (1) For the 2023-24 state fiscal year, \$151,068 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 2023-24 state fiscal year, \$151,068 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 the food systems advisory council, which amount is based on an assumption that the board of governors will require an additional 1.0 FTE."

Renumber succeeding section accordingly.

Amend the Agriculture and Natural Resources Committee Report, dated March 9, 2023, page 3, line 9, strike "YEARS." and substitute "YEARS AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-160** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-163** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Amend printed bill, page 3, before line 1 insert:

"SECTION 2. Appropriation. (1) For the 2023-24 state fiscal year, \$404,434 is appropriated to the department of natural resources for use by the division of parks and wildlife. This appropriation consists of \$236,364 from the wildlife cash fund created in section 33-1-112 (1)(a), C.R.S., and \$168,070 from the parks and outdoor recreation cash fund created in section 33-10-111 (1), C.R.S. To implement this act, the division may use this appropriation as follows:

- (a) \$236,364 from the wildlife cash fund for wildlife operations; and
- (b) \$168,070 from the parks and outdoor recreation cash fund for state park operations."

Renumber succeeding section accordingly.

Page 1, line 106, strike "BENEFITS." and substitute "BENEFITS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-186** 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 17 insert:

"SECTION 3. Appropriation. For the 2023-24 state fiscal year, \$424,500 is appropriated to the department of natural resources for use by the oil and gas conservation commission. This appropriation is from the oil and gas conservation and environmental response fund created in section 34-60-122 (5), C.R.S. To implement this act, the commission may use this appropriation for program costs."

Renumber succeeding section accordingly.

Page 1, line 104, strike "CATEGORY." and substitute "CATEGORY AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-250** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 3, strike lines 6 through 26 and insert:

"SECTION 3. Capital construction appropriation. (1) For the 2023-24 state fiscal year, \$9,108,609 is appropriated to Colorado Mesa university. This appropriation consists of \$6,000,000 from the capital construction fund created in section 24-75-302 (1)(a), C.R.S., and \$3,108,609 cash funds from Colorado Mesa university institutional reserves and donations. To implement this act, the university may use this appropriation for capital construction related to the campus-wide geothermal-exchange loop. Any money appropriated in this subsection (1) not expended prior to July 1, 2024 is further appropriated to Colorado Mesa university for the 2024-25 and 2025-26 state fiscal years for the same purpose.

(2) For the FY 2023-24 state fiscal year, \$4,000,000 is appropriated to Western Colorado university. This appropriation is from the capital construction fund created in section 24-75-302 (1)(a), C.R.S. To implement this act, the university may use this appropriation for capital construction related to the petroleum geology program teaching and laboratory space expansion and the natural and environmental sciences department expansion. Any money appropriated in this subsection (2) not expended prior to July 1, 2024 is further appropriated to Western Colorado university for the 2024-25 and 2025-26 state fiscal years for the same purpose."

Page 1, strike line 105 and substitute "COUNTIES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

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Appropriations

After consideration on the merits, the Committee recommends that **SB23-257** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 4, after line 14 insert:

"SECTION 2. Appropriation. (1) For the 2023-24 state fiscal year, \$5,000,000 is appropriated to the department of public safety for use by the Colorado state patrol. This appropriation is from the Colorado auto theft prevention cash fund created in section 42-5-112 (4)(a), C.R.S. To implement this act, the department may use this appropriation for the automobile theft prevention authority."

Renumber succeeding section accordingly.

Page 1, line 101, strike "PROGRAMS." and substitute "PROGRAMS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1022** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1039** be **referred** to the Committee of the Whole with favorable recommendation.

Agriculture & Natural Resources

The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for terms expiring November 1, 2023:

Darius Allen of Alamosa, Colorado, to serve as a representative of the Third Agricultural District, agriculture, and as a Republican, appointed;

Deb Suniga of Greeley, Colorado, to serve as a representative of the Second Agricultural District, and as a Democrat, appointed;

for terms expiring November 1, 2024:

Gail Klapper of Lakewood, Colorado, to serve as a representative of the First Agriculture District, agriculture, and as a Democrat, appointed;

Bill Hybl of Colorado Springs, Colorado, to serve as a representative of the Third Agricultural District, and as a Republican, appointed;

Thomas Kim of Centennial, Colorado, to serve as a representative of the public at large, and as a Republican, appointed;

for terms expiring November 1, 2025:

Michael J. Schliep of Brighton, Colorado, to serve as a representative of the First Agricultural District, and as an Unaffiliated, reappointed;

Michael Angelo Cafasso of Pueblo, Colorado, to serve as a representative of the County Fair, and as a Democrat, reappointed;

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Jeffrey Mandarich of Colorado Springs, Colorado, to serve as a representative of the state at large, and as an Unaffiliated, reappointed;

for terms expiring November 1, 2026:

Erin Michalski of Breckenridge, Colorado, to serve as a representative of the Fourth Agricultural District, agriculture, and as an Unaffiliated, reappointed;

Nicole Weathers of Yuma, Colorado, to serve as a representative of the Second Agricultural District, agriculture, and as a Republican, reappointed;

Michele Rene Brown of Pueblo West, Colorado, to serve as a representative of the County Fair, and as an Unaffiliated, reappointed.

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **SB23-255** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 17, strike "rules." and substitute "rules - repeal."

Page 2, strike line 19.

Page 3, strike lines 1 to 4.

Reletter succeeding paragraphs accordingly.

Page 3, strike line 8 through 11 and substitute "33-2-105.8 (5)(c).

(c) "LIVESTOCK GUARD OR HERDING ANIMAL" MEANS AN ANIMAL WHOSE PRIMARY PURPOSE IS PROTECTING LIVESTOCK FROM DEPREDATION OR HERDING LIVESTOCK.

(d) "WOLF DEPREDATION" MEANS THAT A GRAY WOLF HAS CAUSED DIRECT PHYSICAL TRAUMA RESULTING IN THE DEATH OF OR INJURY TO LIVESTOCK OR TO A LIVESTOCK GUARD OR HERDING ANIMAL."

Page 3, strike lines 17 and 18 and substitute:

"(b) (I) FOR THE 2023-24 STATE FISCAL YEAR, THE STATE TREASURER SHALL TRANSFER ONE HUNDRED SEVENTY-FIVE THOUSAND DOLLARS FROM THE GENERAL FUND TO THE FUND. THIS SUBSECTION (2)(b)(I) IS REPEALED, EFFECTIVE JULY 1, 2024.

(II) FOR THE 2024-25 STATE FISCAL YEAR AND EACH STATE FISCAL YEAR THEREAFTER, THE STATE TREASURER SHALL ANNUALLY TRANSFER"

Page 3, lines 25 and 26, strike "LANDOWNERS AND AGRICULTURAL PRODUCERS" and substitute "OWNERS OF LIVESTOCK OR LIVESTOCK GUARD OR HERDING ANIMALS".

Page 3, line 27, strike "A LANDOWNER OR AGRICULTURAL PRODUCER" and substitute "AN OWNER OF LIVESTOCK OR A LIVESTOCK GUARD OR HERDING ANIMAL".

Page 4, lines 3 and 4, strike "WORKING ANIMAL OWNED BY THE LANDOWNER OR AGRICULTURAL PRODUCER," and substitute "LIVESTOCK GUARD OR HERDING ANIMAL OWNED BY THE CLAIMANT,".

Page 4, line 5, strike "LANDOWNER OR AGRICULTURAL PRODUCER" and substitute "CLAIMANT".

Page 5, strike lines 1 through 4 and substitute "DETERMINED IN ACCORDANCE WITH SECTION 2-7-203 (1). FOR THE IMMEDIATELY".

Page 5, line 6, strike "WORK" and substitute "LIVESTOCK GUARD OR HERDING".

Page 5, after line 25 insert:

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"(c) THE DIVISION SHALL NOT INCLUDE, IN THE REPORT MADE UNDER SUBSECTION (5)(a) OF THIS SECTION, INFORMATION THAT THE DIVISION MAY WITHHOLD UNDER SECTION 24-72-204 (2)(a)(X)."

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that SB23-256 be referred to the Committee on Appropriations with favorable recommendation.

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that SB23-204 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Health & Human Services The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE STATE BOARD OF HUMAN SERVICES

for terms expiring March 1, 2027:

Dr. Elizabeth Lowdermilk of Denver, Colorado, to serve as a representative of behavioral health, appointed;

Kay Cowling of Denver, Colorado, to serve as a public member, appointed.

Health & Human Services The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE COLORADO BRAIN INJURY TRUST FUND BOARD

for terms expiring June 30, 2025:

Jennifer Coker, PhD, of Black Hawk, Colorado, reappointed;

Jason Kacmarski, PhD, of Denver, Colorado, reappointed;

Angie Wickersham, of Fruita, Colorado, reappointed;

Rebecca Wasil, of Pueblo, Colorado, appointed;

Veronica Zarlingo of Whitewater, Colorado, appointed.

Health & Human Services After consideration on the merits, the Committee recommends that HB23-1183 be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services After consideration on the merits, the Committee recommends that HB23-1077 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 3, line 8, strike "IS RECOGNIZED BY AND".

Page 3, line 9, strike "TEAM;" and substitute "TEAM, AND THE STUDENT'S OR TRAINEE'S ROLE IN PERFORMING AN INTIMATE EXAMINATION FOR EDUCATIONAL OR TRAINING PURPOSES HAS BEEN SHARED WITH THE PATIENT;".

Page 3, line 13, strike "(I) A LICENSEE MAY PERFORM" and substitute "THE REQUIREMENTS OF SUBSECTION (1)(a) OF THIS SECTION DO NOT APPLY TO:"

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(I) A LICENSEE WHO PERFORMS".

Page 3, line 15, strike "ONLY".

Page 3, strike lines 17 through 19 and substitute "LIFE OR WELL-BEING OF THE PATIENT, BUT THE LICENSEE MUST MAKE A RECORD OF".

Page 3, line 24, strike "UNCONSCIOUS." and substitute "UNCONSCIOUS; OR".

Page 3, strike lines 25 through 27.

Page 4, strike lines 1 through 3 and substitute:

"(II) A LICENSEE WHO HAS OBTAINED THE PATIENT'S CONSENT TO PROVIDE HEALTH CARE THAT INCLUDES AN INTIMATE EXAMINATION IF THE LICENSEE HAS INFORMED THE PATIENT OF THE INTIMATE EXAMINATION IN THE COURSE OF OBTAINING THE PATIENT'S CONSENT TO THE HEALTH CARE."

Page 4, lines 8 and 9, strike "THE LICENSEE DETERMINES THE NEED FOR THE EXAMINATION:" and substitute "POSSIBLE BEFORE THE INTIMATE EXAMINATION OCCURS:".

Page 5, strike lines 9 and 10 and substitute "ELECTRONIC DOCUMENT; AND".

Page 5, lines 19 and 20, strike "A REGULATOR FOR USE BY LICENSEES," and substitute "THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, IN ACCORDANCE WITH SECTION 25-3-130 (3), FOR USE BY HEALTH-CARE PROVIDERS,".

Page 5, strike lines 22 through 27.

Reletter succeeding paragraph accordingly.

Page 6, line 5, after "COMPLAINT" insert "REGARDING A VIOLATION OF THIS SECTION".

Page 6, strike lines 25 and 26 and substitute:

"(b) (I) "INTIMATE EXAMINATION" MEANS PALPATION OF A BREAST OR AN INTERNAL PELVIC, PROSTATE, OR RECTAL EXAMINATION.

(II) "INTIMATE EXAMINATION" DOES NOT INCLUDE A VISUAL EXAMINATION OF A PART OF THE BODY SPECIFIED IN SUBSECTION (6)(b)(I) OF THIS SECTION THAT OCCURS INCIDENTAL TO THE CARE BEING PROVIDED."

Page 9, strike lines 3 through 27.

Strike page 10.

Page 11, strike lines 1 through 5 and substitute:

"25-3-130. Intimate examination of sedated or unconscious patient - informed consent required - definitions. (1) (a) (I) EXCEPT AS PROVIDED IN SUBSECTION (1)(b) OF THIS SECTION, A HEALTH-CARE FACILITY SHALL NOT PERMIT A LICENSED HEALTH-CARE PROVIDER, OR A STUDENT OR TRAINEE UNDER THE SUPERVISION OF A LICENSED HEALTH-CARE PROVIDER, TO PERFORM AN INTIMATE EXAMINATION OF A SEDATED OR UNCONSCIOUS PATIENT AT THE HEALTH-CARE FACILITY UNLESS THE PATIENT HAS PROVIDED SPECIFIC INFORMED CONSENT TO THE EXAMINATION IN ACCORDANCE WITH SUBSECTION (2) OF THIS SECTION.

(II) IN ADDITION TO THE REQUIREMENT TO OBTAIN A PATIENT'S SPECIFIC INFORMED CONSENT, A HEALTH-CARE FACILITY MAY ALLOW A STUDENT OR TRAINEE TO PERFORM AN INTIMATE EXAMINATION OF A SEDATED OR UNCONSCIOUS PATIENT FOR EDUCATIONAL OR TRAINING PURPOSES ONLY IF:

(A) THE EXAMINATION IS RELATED TO THE PLANNED PROCEDURE TO BE PERFORMED ON THE PATIENT AT THE HEALTH-CARE FACILITY;

(B) THE STUDENT OR TRAINEE HAS BEEN INTRODUCED TO THE PATIENT AS PART OF THE PATIENT'S CARE TEAM, AND THE STUDENT'S OR TRAINEE'S ROLE

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IN PERFORMING AN INTIMATE EXAMINATION FOR EDUCATIONAL OR TRAINING PURPOSES HAS BEEN SHARED WITH THE PATIENT; AND

(C) THE STUDENT OR TRAINEE IS UNDER THE DIRECT SUPERVISION OF THE LICENSED HEALTH-CARE PROVIDER RESPONSIBLE FOR SUPERVISING THE STUDENT OR TRAINEE.

(b) THE REQUIREMENTS OF SUBSECTION (1)(a) OF THIS SECTION DO NOT LIMIT THE ABILITY OF A HEALTH-CARE FACILITY TO ALLOW:

(I) A LICENSED HEALTH-CARE PROVIDER TO PERFORM AN INTIMATE EXAMINATION OF A PATIENT WHO IS SEDATED OR UNCONSCIOUS WITHOUT OBTAINING THE PATIENT'S SPECIFIC INFORMED CONSENT IN EMERGENCY SITUATIONS WHEN THE INTIMATE EXAMINATION IS MEDICALLY NECESSARY FOR THE LIFE OR WELL-BEING OF THE PATIENT, BUT THE LICENSED HEALTH-CARE PROVIDER MUST MAKE A RECORD OF PERFORMING THE EXAMINATION WITHOUT OBTAINING THE PATIENT'S SPECIFIC INFORMED CONSENT, INCLUDING AN EXPLANATION OF THE REASON FOR NOT OBTAINING THE PATIENT'S CONSENT, AND PROVIDE THE RECORD TO THE PATIENT ONCE THE PATIENT IS NO LONGER UNDER SEDATION OR UNCONSCIOUS; OR

(II) A LICENSED HEALTH-CARE PROVIDER WHO HAS OBTAINED THE PATIENT'S CONSENT TO PROVIDE HEALTH CARE THAT INCLUDES AN INTIMATE EXAMINATION TO PERFORM THE INTIMATE EXAMINATION IF THE LICENSED HEALTH-CARE PROVIDER HAS INFORMED THE PATIENT OF THE INTIMATE EXAMINATION IN THE COURSE OF OBTAINING THE PATIENT'S CONSENT TO THE HEALTH CARE.

(2) TO OBTAIN SPECIFIC INFORMED CONSENT TO PERFORM AN INTIMATE EXAMINATION ON A SEDATED OR UNCONSCIOUS PATIENT, A HEALTH-CARE FACILITY SHALL, DURING A PRE-OPERATIVE APPOINTMENT BEFORE THE PROCEDURE AT WHICH THE EXAMINATION WILL BE PERFORMED OR, IN THE ABSENCE OF A PRE-OPERATIVE APPOINTMENT, AS SOON AS POSSIBLE BEFORE THE INTIMATE EXAMINATION OCCURS:

(a) PROVIDE A WRITTEN OR ELECTRONIC DOCUMENT TO THE PATIENT, SEPARATE FROM ANY OTHER NOTICE OR AGREEMENT, THAT:

(I) INCLUDES THE FOLLOWING HEADING AT THE TOP OF THE DOCUMENT, IN NO SMALLER THAN EIGHTEEN-POINT, BOLD-FACED TYPE: "CONSENT FOR EXAMINATION OF BREASTS, PELVIC REGION, RECTUM, AND/OR PROSTATE";

(II) SPECIFIES THE NATURE AND PURPOSE OF THE INTIMATE EXAMINATION;

(III) NAMES ONE OR MORE LICENSED HEALTH-CARE PROVIDERS WHOM THE PATIENT MAY AUTHORIZE TO PERFORM THE INTIMATE EXAMINATION;

(IV) STATES WHETHER THERE MAY BE ONE OR MORE STUDENTS OR TRAINEES WHOM THE PATIENT MAY AUTHORIZE TO PERFORM AN INTIMATE EXAMINATION FOR EDUCATIONAL OR TRAINING PURPOSES OR TO OBSERVE OR OTHERWISE BE PRESENT AT THE EXAMINATION, EITHER IN PERSON OR THROUGH ELECTRONIC MEANS, AND IDENTIFIES THE STUDENTS OR TRAINEES BY NAME; AND

(V) PROVIDES THE PATIENT THE ABILITY TO CONSENT TO OR DECLINE THE FOLLOWING:

(A) AN INTIMATE EXAMINATION FOR DIAGNOSIS OR TREATMENT, TO BE PERFORMED BY A LICENSED HEALTH-CARE PROVIDER;

(B) AN INTIMATE EXAMINATION FOR EDUCATIONAL OR TRAINING PURPOSES, TO BE PERFORMED BY A LICENSED HEALTH-CARE PROVIDER; AND

(C) ONE OR MORE, BUT NO MORE THAN THREE, ADDITIONAL INTIMATE EXAMINATIONS FOR EDUCATIONAL OR TRAINING PURPOSES, TO BE PERFORMED BY UP TO THREE DIFFERENT STUDENTS OR TRAINEES;

(b) OBTAIN THE SIGNATURE OF THE PATIENT ON THE WRITTEN OR ELECTRONIC DOCUMENT; AND

(c) SIGN THE WRITTEN OR ELECTRONIC DOCUMENT.

(3) (a) FOR PURPOSES OF COMPLYING WITH SUBSECTION (2) OF THIS SECTION, A HEALTH-CARE FACILITY MAY:

(I) DEVELOP AND USE ITS OWN WRITTEN OR ELECTRONIC DOCUMENT, SO LONG AS THE DOCUMENT SATISFIES THE REQUIREMENTS OF SUBSECTION (2) OF THIS SECTION; OR

(II) USE A WRITTEN OR ELECTRONIC DOCUMENT DEVELOPED BY THE DEPARTMENT FOR USE BY HEALTH-CARE FACILITIES AND LICENSED HEALTH-CARE PROVIDERS, SO LONG AS THE DOCUMENT SATISFIES THE REQUIREMENTS OF SUBSECTION (2) OF THIS SECTION.

(b) IF THE DEPARTMENT DEVELOPS A WRITTEN OR ELECTRONIC

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DOCUMENT FOR USE BY HEALTH-CARE FACILITIES, THE DEPARTMENT SHALL DEVELOP A SINGLE, CONSISTENT DOCUMENT FOR USE BY ALL HEALTH-CARE FACILITIES AND ALL LICENSED HEALTH-CARE PROVIDERS, REGARDLESS OF PRACTICE AREA, THAT COMPLIES WITH THE REQUIREMENTS OF SUBSECTION (2) OF THIS SECTION.

(c) THE HEALTH-CARE FACILITY SHALL MAKE THE COMPLETED, SIGNED SPECIFIC INFORMED CONSENT DOCUMENT AVAILABLE TO THE PATIENT."

Renumber succeeding subsections accordingly.

Page 11, line 8, after "COMPLAINT" insert "REGARDING A VIOLATION OF THIS SECTION".

Page 12, strike lines 2 and 3 and substitute:

"(b) (I) "INTIMATE EXAMINATION" MEANS PALPATION OF A BREAST OR AN INTERNAL PELVIC, PROSTATE, OR RECTAL EXAMINATION.

(II) "INTIMATE EXAMINATION" DOES NOT INCLUDE A VISUAL EXAMINATION OF A PART OF THE BODY SPECIFIED IN SUBSECTION (6)(b)(I) OF THIS SECTION THAT OCCURS INCIDENTAL TO THE CARE BEING PROVIDED."

Page 13, line 6, strike "(5)(c)(I) AND (5)(c)(II)" and substitute "(6)(c)(I) AND (6)(c)(II)".

Page 13, line 9, strike "(5)(c)(III)" and substitute "(6)(c)(III)".

Page 13, line 12, strike "(5)(c)(IV)" and substitute "(6)(c)(IV)".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-173** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, strike lines 14 and 15 and substitute:

(VI) THE EFFECT OF AGREEMENTS TO MODIFY OR AMEND CHILD SUPPORT AND THE REQUIREMENT FOR COURT AUTHORIZATION OF ALL MODIFICATIONS OR AMENDMENTS;

Page 4, line 20, after "COURT" insert "OR THE DELEGATE CHILD SUPPORT UNIT".

Page 4, line 22, after "COURT" insert "OR AS A RESULT OF AN ADMINISTRATIVE PROCESS ACTION".

Page 4, line 24, strike "COURT" and substitute "COURT, OR DELEGATE CHILD SUPPORT UNIT FOR ADMINISTRATIVE ORDERS,".

Page 4, line 27, strike "(3)(a)," and substitute "(3)(a)(II),".

Page 4, line 27, after "(5)(a)(I.5)" insert "(5)(a)(II)(C),", and strike "(11)(c)(II), (16)(b),".

Page 5, line 1, strike "(16)(c)(I), (16)(c)(II)(B), (16)(c)(II)(G), (16)(c)(III)".

Page 5, line 2, strike "(5)(b.5)(II)(N.5),".

Page 5, strike lines 9 through 13.

Page 5, line 14, strike "(II)" and substitute "(a)(II)".

Page 6, line 13, strike "PREEXISTING".

Page 6, line 17, strike "PREEXISTING" and substitute "THE".

Page 7, after line 22, insert:

"(II) "Gross income" does not include:

(C) Income from additional jobs that result in the employment of the

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~~obligor~~ more than forty hours per week or more than what would otherwise be considered to be full-time employment;".

Page 8, strike lines 8 and 9 and substitute:

"(N) Prevailing earnings level in the local community. and THE TYPICAL HOURS AVAILABLE TO WORKERS IN THE".

Page 8, line 10, strike "SOURCE," and substitute "SOURCE GENERALLY USED AND RELIED ON BY THE PUBLIC OR PERSONS IN A PARTICULAR OCCUPATION,".

Page 8, line 25, strike "REQUEST," and substitute "REQUEST BY THE POLICY HOLDER OR BY COURT ORDER,".

Page 9, line 4, after "PARTIES." insert "AFTER NOTICE TO THE PARTY OR PARTIES OF THIS OBLIGATION, THE COURT HAS THE AUTHORITY TO FINE THE PARENT SECURING COVERAGE FOR FAILURE TO PROVIDE THE REQUIRED INFORMATION.".

Page 10, strike lines 17 through 27.

Strike page 11.

Page 12, strike lines 1 and 2.

Page 13, line 4, after "withheld" insert "AND NOT DISPERSED".

Page 13, line 7, strike "SECTION 13-52-101" and substitute "SECTIONS 13-52-101 TO 13-52-111".

Page 16, line 15, strike "PATERNITY" and substitute "PARENTAGE".

Page 23, after line 5 insert:

"SECTION 21. In Colorado Revised Statutes, 14-10-115, **amend** (16)(b), (16)(c)(I), (16)(c)(II)(B), (16)(c)(II)(G), (16)(c)(III), and (16)(d) as follows:

14-10-115. Child support guidelines - purpose - determination of income - schedule of basic child support obligations - adjustments to basic child support - additional guidelines - child support commission - definitions. (16) **Child support commission.** (b) As part of its review, the commission ~~must~~ SHALL consider economic data on the cost of raising children and analyze case data on the application of, and deviations from, the guidelines and the schedule of basic child support obligations to be used in the commission's review to ensure that deviations from the guidelines and schedule of basic child support obligations are limited. FURTHER, AS PART OF ITS REVIEW, THE COMMISSION SHALL CONSIDER:

(I) ESTABLISHING AN ADEQUATE STANDARD OF SUPPORT FOR CHILDREN, SUBJECT TO THE PARENTS' ABILITY TO PAY;

(II) MAKING AWARDS MORE EQUITABLE BY ENSURING MORE CONSISTENT TREATMENT OF PERSONS IN SIMILAR CIRCUMSTANCES; AND

(III) IMPROVING THE EFFICIENCY OF THE COURT PROCESS BY PROMOTING SETTLEMENTS AND GIVING COURTS AND THE PARTIES GUIDANCE ON ESTABLISHING LEVELS OF AWARDS.

(c) (I) The child support commission consists of no more than twenty-one members. THE COMMISSION IS DEDICATED TO INCLUDING DIVERSE PERSPECTIVES IN ITS RECOMMENDATIONS.

(II) The governor shall appoint up to nineteen persons to the commission, who must include:

(B) The director of the division in the state department of human services, who is responsible for child support ~~enforcement~~ SERVICES, or the director's designee;

(G) AT LEAST FOUR parent representatives, AT LEAST TWO OF WHOM ARE PRESENT OR PAST OBLIGORS AND TWO OF WHOM ARE PRESENT OR PAST OBLIGEES.

(III) In making appointments to the commission, the governor shall attempt to assure RACIAL, ECONOMIC, GENDER, AND geographical diversity.

(d) Members of the child support commission, ~~shall not be~~

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compensated for their services on the commission except as otherwise provided in section 2-2-326, C.R.S., and except that members shall be reimbursed for actual and necessary expenses for travel and mileage incurred in connection with their duties. The child support commission is authorized, subject to appropriation, to incur expenses related to its work, including the costs associated with public hearings, printing, travel, and research.

SECTION 22. In Colorado Revised Statutes, 19-4-105, **amend** (2)(b) as follows:

19-4-105. Presumption of paternity. (2) (b) A duly executed voluntary acknowledgment of parentage takes effect upon the filing of the document with the state registrar of vital statistics and may be rescinded ~~on~~ WITHIN the earlier of:

SECTION 23. In Colorado Revised Statutes, **amend** 19-4-130 as follows:

19-4-130. Temporary orders for allocation of parental responsibilities. (1) Upon the filing of any proceeding under this article ARTICLE 4 or under article 13.5 of title 26, ~~C.R.S.~~, the court shall, ~~as soon as practicable~~ UPON MOTION OF A PARTY, enter a temporary or permanent order allocating parental responsibilities that ~~shall allocate~~ ALLOCATES the decision-making responsibility and parenting time of the child until further order of the court.

(2) Subsection (1) of this section ~~shall~~ DOES not apply to any paternity PARENTAGE determination made pursuant to section 14-5-402. ~~C.R.S.~~."

Re-number succeeding sections accordingly.

Page 23, after line 9 insert:

(3) Section 21 takes effect August 1, 2023.

Re-number succeeding subsections accordingly.

Strike "PAID" and substitute "RECEIVED" on: **Page 7**, lines 10, 13, 16, and 24; and **Page 8**, line 2.

Strike "paternity" and substitute "paternity PARENTAGE" on: **Page 14**, lines 5 and 6; **Page 19**, line 15, **Page 20**, line 2; **Page 21**, lines 9 two times and 10; and **Page 22**, line 22.

Strike "APPROPRIATE PARTY" and substitute "OBLIGOR" on: **Page 14**, lines 22 and 23; **Page 15**, lines 6 and 9; and **Page 21**, lines 21 and 24.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-195** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, line 1, strike "**definition. (1)**" and substitute "**definitions - rules. (1) (a)**".

Page 4, line 6, strike "PERSON." and substitute "PERSON FOR A PRESCRIPTION DRUG IF:

(I) THE PRESCRIPTION DRUG DOES NOT HAVE A GENERIC EQUIVALENT; OR

(II) THE PRESCRIPTION DRUG HAS A GENERIC EQUIVALENT, AND THE COVERED PERSON IS USING THE BRAND-NAME PRESCRIPTION DRUG AFTER:

(A) OBTAINING PRIOR AUTHORIZATION FROM THE CARRIER OR PHARMACY BENEFIT MANAGER;

(B) COMPLYING WITH A STEP-THERAPY PROTOCOL REQUIRED BY THE CARRIER OR PHARMACY BENEFIT MANAGER; OR

(C) RECEIVING APPROVAL FROM THE CARRIER OR PHARMACY BENEFIT MANAGER THROUGH THE CARRIER'S OR PHARMACY BENEFIT MANAGER'S EXCEPTIONS, APPEAL, OR REVIEW PROCESS.

(b) IF A COVERED PERSON IS ENROLLED IN OR PARTICIPATING IN A COPAY ASSISTANCE PROGRAM OFFERED BY A PRESCRIPTION DRUG MANUFACTURER THAT REDUCES OR ELIMINATES THE COVERED PERSON'S OUT-OF-POCKET EXPENSES FOR A PRESCRIPTION DRUG COVERED UNDER THE COVERED PERSON'S

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HEALTH BENEFIT PLAN, THE PRESCRIPTION DRUG MANUFACTURER MUST OFFER THE COPAY ASSISTANCE PROGRAM TO THE COVERED PERSON EITHER FOR THE ENTIRE PLAN YEAR OR FOR THE CALENDAR YEAR, WHICHEVER THE DEDUCTIBLE AND OUT-OF-POCKET CALCULATION APPLIES TO, AS LONG AS THE COVERED PERSON IS ENROLLED IN THE HEALTH BENEFIT PLAN."

Page 4, after line 17 insert:

"(3) THE COMMISSIONER MAY ADOPT RULES AS NECESSARY TO IMPLEMENT THIS SECTION."

Renumber succeeding subsection accordingly.

Page 4, line 18, strike "SECTION, "COST-SHARING" and substitute "SECTION: (a) "COPAY ASSISTANCE PROGRAM" MEANS A PROGRAM OFFERED BY THE MANUFACTURER OF A PRESCRIPTION DRUG, INCLUDING A COUPON OR OTHER DISCOUNT, THAT REDUCES OR ELIMINATES THE OUT-OF-POCKET COST THAT A COVERED PERSON MUST PAY FOR A PRESCRIPTION DRUG. (b) "COST-SHARING".

Page 4, lines 22 and 23, strike "A SPECIFIC HEALTH-CARE SERVICE, INCLUDING".

Page 4, line 23, strike "OR DEVICE,".

Strike "coverage" and substitute "benefit" on: Page 2, lines 18 and 24; Page 3, lines 3, 11, and 24; and Page 5, line 9.

Strike "COVERAGE" and substitute "BENEFIT" on: Page 4, lines 4, 12, and 24.

Page 1, line, 103, strike "COVERAGE" and substitute "BENEFIT".

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of resolutions.

CONSIDERATION OF RESOLUTIONS

SR23-006 by Senator(s) Marchman; --Concerning Military Sexual Assault Survivors Month.

On motion of Senator Marchman, the resolution was read at length and **adopted** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	E	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Kolker, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, and Zenzinger.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for a moment of personal privilege by Senator Kolker.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1126 by Representative(s) Ricks and Weinberg; also Senator(s) Exum--Concerning the inclusion of certain items of information in consumer reports, and, in connection therewith, prohibiting the reporting of medical debt information by consumer reporting agencies, prohibiting debt collectors and collection agencies from falsely representing that medical debt information will be included in a consumer report or failing to timely disclose that, with certain exceptions, medical debt will not be included in a consumer report, and, making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Exum was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.010), by Senator Exum.

Amend revised bill, page 3, line 10, after "(1)(g)" insert "and (6)".

Page 3, line 11, strike "**exceptions.**" and substitute "**exceptions - repeal.**".

Page 3, line 15, after "(f)" insert "(I)".

Page 3, line 17, strike "DEBT; OR" and substitute "DEBT."

(II) THIS SUBSECTION (1)(f) IS REPEALED, EFFECTIVE JULY 1, 2028."

Page 4, after line 5 insert:

"(6) (a) THE DEPARTMENT OF REVENUE SHALL CONTRACT WITH ONE OR MORE ENTITIES TO CONDUCT A STUDY TO CONSIDER THE IMPACT OF SUBSECTION (1)(f) OF THIS SECTION ON CONSUMERS' CREDITWORTHINESS, ACCESS TO CREDIT, MEDICAL DEBT BURDEN, AND ECONOMIC STABILITY, INCLUDING CONSIDERATION OF THE IMPACTS OF SUBSECTION (1)(f) OF THIS SECTION ON PERSONS OF DIFFERENT RACIAL GROUPS AND INCOME LEVELS. ON OR BEFORE JANUARY 1, 2028, THE DEPARTMENT OF REVENUE SHALL DELIVER THE CONCLUSIONS OF THE STUDY TO THE BUSINESS AFFAIRS AND LABOR COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND THE BUSINESS, LABOR, AND TECHNOLOGY COMMITTEE OF THE SENATE, OR TO ANY SUCCESSOR COMMITTEES."

(b) THIS SUBSECTION (6) IS REPEALED, EFFECTIVE JULY 1, 2028.

Page 4, line 8, strike "**representations.**" and substitute "**representations - repeal.**".

Page 4, line 12, after "(r)" insert "(I)".

Page 4, after line 24 insert:

"(II) THIS SUBSECTION (1)(r) IS REPEALED, EFFECTIVE JULY 1, 2028."

Page 5, line 1, strike "**definition.**" and substitute "**definition - repeal.**" and after "(3) (e)" insert "(I)".

Page 5, line 10, strike "AUTHORITY." and substitute "AUTHORITY."

(II) THIS SUBSECTION (3)(e) IS REPEALED, EFFECTIVE JULY 1, 2028."

The amendment was **passed** on the following roll call vote:

YES	31	NO	1	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	E	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Third Reading Amendment No. 2(J.002), by Senator Exum.

Amend revised bill, page 5, before line 10 insert:

"SECTION 5. Appropriation. For the 2023-24 state fiscal year, \$200,000 is appropriated to the department of revenue 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 personal services. Any money appropriated in this section not expended prior to July 1, 2023, is further appropriated to the office until fully expended or the 2026-27 state fiscal year for the same purpose."

Page 1, line 104, strike "AGENCIES AND" and substitute "AGENCIES,".

Page 1, line 109, strike "REPORT." and substitute "REPORT, AND, MAKING AN APPROPRIATION.".

The amendment was **passed** on the following roll call vote:

YES	22	NO	10	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	E	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	10	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	E	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Fields, Gonzales, Hinrichsen, Kolker, Marchman, Moreno, Mullica, Priola, Rodriguez, and Sullivan.

HB23-1185 by Representative(s) Daugherty and Woodrow; also Senator(s) Rodriguez--Concerning procedures relating to the replacement of elected officials.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	5	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	E	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coleman, Cutter, Fields, Hinrichsen, Priola, and Sullivan.

HB23-1099 by Representative(s) Vigil and Weissman, Velasco; also Senator(s) Fields and Exum-- Concerning tenant screening documentation for residential leases.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	20	NO	12	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	N	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	E	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	N
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Gonzales, Hinrichsen, Moreno, Priola, and Rodriguez.

SB23-175 by Senator(s) Jaquez Lewis and Rich; also Representative(s) Boesenecker and Taggart-- Concerning the use of tax increment financing by downtown development authorities, and, in connection therewith, creating automatic extensions of the periods during which a portion of property tax revenues may be allocated to finance projects of an authority.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	25	NO	7	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	N	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	E	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Fenberg, Fields, Ginal, Hansen, Marchman, Priola, and Zenzinger.

Committee of the Whole On motion of Senator Marchman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Marchman was called to act as Chair.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-180 by Senator(s) Cutter and Baisley, Priola; also Representative(s) Titone and Weinberg, Parenti--Concerning changes to the state's payroll system to codify current pay periods for state employees.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, March 29, page(s) 597 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1062 by Representative(s) Mauro; also Senator(s) Hinrichsen--Concerning the authority of a metropolitan district to levy a sales tax with voter approval for the purpose of providing parks or recreational facilities or programs.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1015 by Representative(s) Bird; also Senator(s) Liston and Hansen--Concerning the taxation of tobacco products.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, March 29, page(s) 598 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Marchman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

The Committee of the Whole took the following action:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	E	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Passed on second reading: SB23-180 as amended, HB23-1062, HB23-1015 as amended.

Committee of the Whole On motion of Senator Marchman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Marchman was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-178 by Senator(s) Jaquez Lewis and Will, Marchman, Priola; also Representative(s) McCormick--Concerning removing barriers to water-wise landscaping in common interest communities.

Laid over until Monday, April 3, retaining its place on the calendar.

SB23-020 by Senator(s) Coleman; also Representative(s) Jodeh and Weinberg--Concerning the timely issuance of a certified death certificate.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 17, page(s) 485-486 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, March 29, page(s) 599-600 and placed in members' bill files.)

Amendment No. 3(L.014), by Senator Coleman.

Amend the Finance Committee Report, dated March 28, 2023, page 1, line 3, after ""(1)(b)(III)," insert "(1)(b)(IV),".

Amend the Health and Human Services Committee Report, dated March 16, 2023, page 1, line 18, strike "REGISTRAR." and substitute "REGISTRAR.

(IV) THE STATE REGISTRAR SHALL PROVIDE A REPORT TO THE DEPARTMENT OF REGULATORY AGENCIES ON A MONTHLY BASIS THAT IDENTIFIES ANY DEATH CERTIFICATES FOR WHICH A MEDICAL CERTIFICATION WAS NOT COMPLETED IN A TIMELY MANNER USING THE ELECTRONIC DEATH REGISTRATION SYSTEM OR, BEFORE MARCH 1, 2024, ONLY, COMPLETED AS OTHERWISE ALLOWED BY THIS SECTION, AND THE DEPARTMENT SHALL PROMPTLY PROVIDE THE REPORT TO THE COLORADO MEDICAL BOARD CREATED IN SECTION 12-240-105 (1)(a). BEGINNING IN 2025, THE DEPARTMENT OF REGULATORY AGENCIES SHALL PREPARE A REPORT TO THE JOINT COMMITTEE OF REFERENCE DURING ITS ANNUAL HEARING HELD PURSUANT TO SECTION 2-7-203 OF THE "SMART ACT", PART 2 OF ARTICLE 7 OF TITLE 2. THE REPORT MUST INCLUDE THE NUMBER OF COMPLAINTS THAT THE DEPARTMENT OF REGULATORY AGENCIES RECEIVED AND THE NUMBER OF DISCIPLINARY ACTIONS TAKEN AGAINST A LICENSEE IN EACH CALENDER YEAR.".

Amend printed bill, page 4, line 1, before "If" insert "A PHYSICIAN'S REPEATED OR WILLFUL FAILURE WITHOUT REASONABLE CAUSE TO COMPLY WITH TIMELY COMPLETION OF A MEDICAL CERTIFICATION FOR A DEATH CERTIFICATE IN ACCORDANCE WITH THIS SUBSECTION (4) CONSTITUTES UNPROFESSIONAL CONDUCT AS DEFINED IN SECTION 12-240-121 (1)(hh)."

Page 5 of the printed bill, after line 7 insert:

SECTION 3. In Colorado Revised Statutes, 12-240-121, **add** (1)(hh) as follows:

12-240-121. Unprofessional conduct - definitions.

(1) "Unprofessional conduct" as used in this article 240 means:

(hh) REPEATED OR WILLFUL FAILURE WITHOUT REASONABLE CAUSE TO COMPLY WITH THE REQUIREMENTS OF COMPLETING A MEDICAL CERTIFICATION FOR A DEATH CERTIFICATE IN ACCORDANCE WITH ANY APPLICABLE DEADLINE SET FORTH IN SECTION 25-2-110."

Renumber succeeding section accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Marchman, the report of the Committee of the Whole was adopted on the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	E	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-020 as amended.
Laid over until Monday, April 3: SB23-178.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-157, SB23-159, SB23-160, SB23-163, SB23-250, SB23-257, and HB23-1022 were made Special Orders at 11:07 a.m.

Committee of the Whole

The hour of 11:07 a.m. having arrived, Senator Marchman moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Marchman was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-157 by Senator(s) Coleman and Baisley, Gonzales, Roberts; also Representative(s) Martinez and Sharbini--Concerning the continuation of the offender reentry grant program, and, in connection therewith, implementing the recommendations in the department of regulatory agencies' 2022 sunset report.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 23, page(s) 554-555 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-159 by Senator(s) Hinrichsen and Pelton B., Pelton R., Priola, Simpson; also Representative(s) Boesenecker and Lindsay--Concerning the continuation of the Colorado food systems advisory council, and, in connection therewith, extending the sunset date by seven years.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, March 10, page(s) 410-411 and placed in members' bill files.)

	<u>Amendment No. 2, Appropriations Committee Amendment.</u>	1
	(Printed in Senate Journal, March 31, page(s) 642 and placed in members' bill files.)	2
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	4
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SB23-160	by Senator(s) Fields and Winter F., Cutter, Jaquez Lewis; also Representative(s) Mabrey and Lynch--Concerning the continuation of the community crime victims grant program, and, in connection therewith, implementing the recommendations of the 2022 sunset report on the community crime victims grant program by the department of regulatory agencies.	8
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	<u>Amendment No. 1, Health & Human Services Committee Amendment.</u>	13
	(Printed in Senate Journal, March 10, page(s) 407 and placed in members' bill files.)	14
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	16
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SB23-163	by Senator(s) Will; also Representative(s) Jodeh and Lynch--Concerning the classification of certain employees of the division of parks and wildlife who are certified by the peace officers standards and training board as state troopers for the purpose of determining public employees' retirement association service retirement eligibility and benefits.	20
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	<u>Amendment No. 1, Finance Committee Amendment.</u>	25
	(Printed in Senate Journal, March 15, page(s) 462 and placed in members' bill files.)	26
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	<u>Amendment No. 2, Appropriations Committee Amendment.</u>	28
	(Printed in Senate Journal, March 31, page(s) 642-643 and placed in members' bill files.)	29
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	31
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SB23-250	by Senator(s) Mullica and Kirkmeyer; also Representative(s) Bird and Catlin--Concerning a 2023-24 state fiscal year transfer from the severance tax operational fund to the capital construction fund for use by state-supported institutions of higher education in energy impacted counties and making an appropriation.	35
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	<u>Amendment No. 1, Appropriations Committee Amendment.</u>	40
	(Printed in Senate Journal, March 31, page(s) 643 and placed in members' bill files.)	41
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	43
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SB23-257	by Senator(s) Bridges; --Concerning funding for auto theft prevention programs.	47
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	<u>Amendment No. 1, Appropriations Committee Amendment.</u>	49
	(Printed in Senate Journal, March 31, page(s) 643-644 and placed in members' bill files.)	50
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	52
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HB23-1022	by Representative(s) Froelich and Weinberg, Boesenecker, Catlin, Lindsay; also Senator(s) Bridges and Rich, Sullivan, Winter F.--Concerning registration of fleet vehicles that are part of rental vehicle fleets, and, in connection therewith, making an appropriation.	56
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	Ordered revised and placed on the calendar for third reading and final passage.	60
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**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS -- CONSENT CALENDAR**

On motion of Senator Marchman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	E	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-157 as amended, SB23-159 as amended, SB23-160 as amended, SB23-163 as amended, SB23-250 as amended, SB23-257 as amended, HB23-1022.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-099 was made Special Orders at 11:15 a.m.

Committee of the Whole

The hour of 11:15 a.m. having arrived, Senator Marchman moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Marchman was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-099 by Senator(s) Zenzinger and Kirkmeyer, Bridges, Lundeen; also Representative(s) Kipp and Frizell, McCluskie, Pugliese--Concerning funding for special education services.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, March 31, page(s) 641-642 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS**

On motion of Senator Marchman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	E	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-099 as amended.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of House Amendments to Senate Bills Calendar (SB23-170, SB23-168, SB23-083, SB23-146, and SB23-169) of Friday, March 31, was laid over until Monday, April 3, retaining its place on the calendar.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

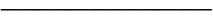
The following bills were read by title and referred to the committees indicated:

- SB23-260** by Senator(s) Mullica; --Concerning access to publicly funded vaccines.
Health & Human Services
- SB23-261** by Senator(s) Danielson and Exum, Buckner, Coleman, Cutter, Fenberg, Fields, Gonzales, Hinrichsen, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, Winter F.; also Representative(s) Duran and Willford, Amabile, Bacon, Boesenecker, Brown, deGruy Kennedy, Dickson, Epps, Froelich, Garcia, Gonzales-Gutierrez, Hamrick, Jodeh, Joseph, Kipp, Lieder, Lindsay, Lindstedt, Mabrey, Marshall, Martinez, Michaelson Jenet, Ortiz, Parenti, Ricks, Sharbini, Sirota, Snyder, Titone, Valdez, Velasco, Vigil, Woodrow, Young--Concerning the creation of the direct care workforce stabilization board to develop recommendations regarding direct care workers.
Business, Labor, & Technology
- HB23-1042** by Representative(s) Bacon and Sharbini; also Senator(s) Gonzales--Concerning narrowing admissibility standards for juvenile statements to protect the voluntariness of such statements, and, in connection therewith, making an appropriation.
Judiciary
- HB23-1171** by Representative(s) Mabrey and Gonzales-Gutierrez, Bacon, Boesenecker, deGruy Kennedy, Dickson, Duran, Epps, Garcia, Jodeh, Lieder, Lindsay, Lindstedt, Ortiz, Velasco, Vigil, Willford, Woodrow; also Senator(s) Gonzales and Hinrichsen--Concerning requiring just cause for the eviction of a tenant from a residential premises.
Local Government & Housing

TRIBUTES

Honoring:

- People with Intellectual and Developmental Disabilities -- By Senators Rachel Zenzinger and Rod Pelton
- Hazel Miller -- By Senator Mark Baisley
- Mia Reinke -- By President Steve Fenberg
- Edie Simecek -- By President Steve Fenberg
- Zara Zallen -- By President Steve Fenberg
- Jamieson Legh -- By President Steve Fenberg
- Isaac Hood -- By Senator Nick Hinrichsen



On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m., Monday, April 3, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 85th Legislative Day

Monday, April 3, 2023

Prayer	By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.	1
Call to Order	By the President at 10:00 a.m.	2
Roll Call	Present--34 Excused--1, Simpson	3
Quorum	The President announced a quorum present.	4
Pledge	By Senator Gardner.	5
Approval of the Journal	On motion of Senator Cutter, the Journal of Friday, March 31, 2023, was approved as corrected by the Secretary.	6

SENATE SERVICES REPORT

Correctly Printed: SB23-260 and 261.
 Correctly Engrossed: SB23-020, 099, 157, 159, 160, 163, 180, 250, and 257; SR23-006.
 Correctly Reengrossed: SB23-175.
 Correctly Revised: HB23-1015, 1022, and 1062.
 Correctly Rerevised: HB23-1099, 1126, and 1185.

MESSAGE FROM THE HOUSE

April 3, 2023
 Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-188 and 189, amended as printed in House Journal, March 31, 2023.

The House has passed on Third Reading and returns herewith SB23-190.

MESSAGE FROM THE REVISOR OF STATUTES

April 3, 2023
 We herewith transmit:

Without comment, as amended, SB23-188 and 189.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: **HB23-1001, 1004, 1031, 1037, 1093, 1116, 1117, 1156, 1172.**

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

Senate in recess. Senate reconvened.

THIRD READING OF BILLS -- FINAL PASSAGE -- CONSENT CALENDAR

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-180 by Senator(s) Cutter and Baisley, Priola; also Representative(s) Titone and Weinberg, Parenti--Concerning changes to the state's payroll system to codify current pay periods for state employees.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

HB23-1062 by Representative(s) Mauro; also Senator(s) Hinrichsen--Concerning the authority of a metropolitan district to levy a sales tax with voter approval for the purpose of providing parks or recreational facilities or programs.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	25	NO	9	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Jaquez Lewis, Priola, Will, Winter F., and Zenzinger.

HB23-1015 by Representative(s) Bird; also Senator(s) Liston and Hansen--Concerning the taxation of tobacco products.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	2	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Ginal, Kolker, and Rodriguez.

SB23-157

by Senator(s) Coleman and Baisley, Gonzales, Roberts; also Representative(s) Martinez and Sharbini--Concerning the continuation of the offender reentry grant program, and, in connection therewith, implementing the recommendations in the department of regulatory agencies' 2022 sunset report.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Fenberg, Fields, Ginal, Hansen, Moreno, Priola, Winter F., and Zenzinger.

SB23-159

by Senator(s) Hinrichsen and Pelton B., Pelton R., Priola, Simpson; also Representative(s) Boesenecker and Lindsay--Concerning the continuation of the Colorado food systems advisory council, and, in connection therewith, extending the sunset date by three years and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Ginal, Gonzales, Hansen, Marchman, and Winter F.

SB23-160

by Senator(s) Fields and Winter F., Cutter, Jaquez Lewis; also Representative(s) Mabrey and Lynch--Concerning the continuation of the community crime victims grant program, and, in connection therewith, implementing the recommendations of the 2022 sunset report on the community crime victims grant program by the department of regulatory agencies.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Exum, Ginal, Gonzales, Hansen, Hinrichsen, Kolker, Marchman, Moreno, Priola, Roberts, Sullivan, and Zenzinger.

SB23-163

by Senator(s) Will and Mullica; also Representative(s) Jodeh and Lynch--Concerning the classification of certain employees of the division of parks and wildlife who are certified by the peace officers standards and training board as state troopers for the purpose of determining public employees' retirement association service retirement eligibility and benefits, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Ginal, Hinrichsen, Kolker, Liston, Marchman, Priola, Roberts, Winter F., and Zenzinger.

SB23-250

by Senator(s) Mullica and Kirkmeyer; also Representative(s) Bird and Catlin--Concerning a 2023-24 state fiscal year transfer from the severance tax operational fund to the capital construction fund for use by state-supported institutions of higher education in energy impacted counties, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Fenberg, Fields, Ginal, Hansen, Liston, Moreno, Pelton B., Pelton R., Priola, Rich, Roberts, Sullivan, Will, and Zenzinger.

SB23-257 by Senator(s) Bridges and Gardner; also Representative(s) Titone and Bockenfeld-- Concerning funding for auto theft prevention programs, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	N	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Buckner, Cutter, Ginal, Hansen, Hinrichsen, Kirkmeyer, Liston, Lundeen, Marchman, Mullica, Pelton B., Pelton R., Rich, Roberts, Van Winkle, Will, Winter F., and Zenzinger.

HB23-1022 by Representative(s) Froelich and Weinberg, Boesenecker, Catlin, Lindsay; also Senator(s) Bridges and Rich, Sullivan, Winter F.--Concerning registration of fleet vehicles that are part of rental vehicle fleets, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Gardner, Hinrichsen, and Jaquez Lewis.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-020 by Senator(s) Coleman; also Representative(s) Jodeh and Weinberg--Concerning the timely issuance of a certified death certificate.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Exum, Ginal, Jaquez Lewis, Kolker, and Marchman.

SB23-099 by Senator(s) Zenzinger and Kirkmeyer, Bridges, Lundeen; also Representative(s) Kipp and Frizzell, McCluskie, Pugliese--Concerning funding for special education services, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Fenberg, Gardner, Ginal, Gonzales, Hinrichsen, Kolker, Liston, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Sullivan, Will, and Winter F.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of House Amendments to Senate Bills.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-170 by Senator(s) Sullivan and Fenberg, Fields, Jaquez Lewis, Kolker; also Representative(s) Bacon and Weissman, Boesenecker, Duran, Froelich, Garcia, Jodeh, Joseph, Kipp, Parenti, Vigil, Woodrow--Concerning extreme risk protection orders, and, in connection therewith, making an appropriation.

Senator Sullivan moved that the Senate concur in House amendments to **SB23-170**, as printed in House journal, March 25, page(s) 798-799. The motion was **adopted** by the following roll call vote:

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YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	22	NO	12	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Hinrichsen.

SB23-168 by Senator(s) Jaquez Lewis and Kolker, Cutter, Danielson, Fields, Marchman, Sullivan; also Representative(s) Mabrey and Parenti, Bacon, Dickson, Epps, Garcia, Jodeh, Kipp, Titone, Vigil--Concerning gun violence victims' access to the judicial system.

Senator moved that the Senate not concur in House amendments to **SB23-168**, as printed in House journal, March 24, page(s) 795 and March 26, page(s) 811, and that a conference committee be appointed.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Senator Jaquez Lewis moved that the Senate conferees on the first conference committee on **SB23-168** be granted permission to go beyond the scope of the differences between the two houses.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**.

SB23-083 by Senator(s) Winter F. and Simpson; also Representative(s) Winter T. and Michaelson Jenet--Concerning an expansion of a physician assistant's ability to practice, and, in connection therewith, changing the relationship between a physician assistant and a physician or podiatrist from supervision to collaboration.

Senator Winter moved that the Senate concur in House amendments to **SB23-083**, as printed in House journal, March 23, page(s) 774. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	26	NO	8	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	N	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-146 by Senator(s) **Danielson**; also Representative(s) Lieder and English--Concerning updates to the Colorado state apprenticeship resource directory.

Senator Danielson moved that the Senate concur in House amendments to **SB23-146**, as printed in House journal, March 23, page(s) 774. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-169 by Senator(s) Mullica and Danielson; also Representative(s) Duran and Hamrick, Kipp-- Concerning increasing the legal age to purchase a firearm to twenty-one years of age, with limited exceptions.

Senator Mullica moved that the Senate concur in House amendments to **SB23-169**, as printed in House journal, March 26, page(s) 795. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	20	NO	14	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	N	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Committee of the Whole On motion of Senator Bridges, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Bridges was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1025 by Representative(s) Taggart and Michaelson Jenet; also Senator(s) **Rich**--Concerning extension of charter school applications.

Laid over until Tuesday, April 4, retaining its place on the calendar.

SB23-178 by Senator(s) **Jaquez Lewis and Will**, Marchman, Priola; also Representative(s) McCormick--Concerning removing barriers to water-wise landscaping in common interest communities.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, March 29, page(s) 597 and placed in members' bill files.)

Amendment No. 2(L.008), by Senator Jaquez Lewis.

Amend printed bill, page 4, strike lines 18 through 22 and substitute "CIVIL ACTION TO RESTRAIN FURTHER VIOLATION AND TO RECOVER UP TO A MAXIMUM OF FIVE HUNDRED DOLLARS OR THE UNIT OWNER'S ACTUAL DAMAGES, WHICHEVER IS GREATER."

Amendment No. 3(L.009), by Senator Will.

Amend printed bill, page 7, after line 16 insert:

"**SECTION 3.** In Colorado Revised Statutes, 37-60-115, **amend** (6)(e) as follows:

37-60-115. Water studies - rules - repeal. (6) Precipitation harvesting pilot projects. (e) (I) This subsection (6) is repealed, effective July 1, 2026.

(II) THIS REPEAL DOES NOT AFFECT OR OTHERWISE PRECLUDE WATER COURTS FROM ADJUDICATING ANY APPLICATION FOR AN AUGMENTATION PLAN PURSUANT TO THIS SUBSECTION (6) THAT IS FILED PRIOR TO JULY 1, 2026."

Re-number succeeding section accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-232

by Senator(s) **Zenzinger and Kirkmeyer**, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning unemployment compensation, and, in connection therewith, reducing employer premium rates; creating support surcharge rates; and adjusting the allocations of employer premiums and support surcharge payments to the unemployment compensation fund, the employment support fund, the employment and training technology fund, and the benefit recovery fund to comply with federal law.

Amendment No. 1(L.001), by Senator Gardner.

Amend printed bill, page 3, lines 15 and 16, strike "AMOUNTS USED TO CALCULATE" and substitute "AMOUNT INCLUDED IN THE CALCULATION OF".

Amendment No. 2(L.002), by Senator Gardner.

Amend printed bill, page 9, line 14, strike "NOTES." and substitute "NOTES, AS PERMITTED BY THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS THE ACT MAY BE SUBSEQUENTLY AMENDED, AND BY ANY OTHER APPLICABLE FEDERAL LAW."

Amendment No. 3(L.005), by Senator Gardner.

Amend printed bill, page 11, line 15, after "C.R.S." add "THIS SUBSECTION (2)(a)(III)(B) IS REPEALED, EFFECTIVE JUNE 30, 2025."

Page 14, strike lines 15 through 24.

Re-number succeeding section accordingly.

Page 1, line 103, after "RATES;" insert "AND".

Page 1, strike line 108 and substitute "FEDERAL LAW."

Amendment No. 4(L.006), by Senators Zenzinger and Kirkmeyer.

Amend printed bill, page 14, strike lines 15 through 24.

Re-number succeeding section accordingly.

Page 1, line 103, after "RATES;" insert "AND".

Page 1, strike line 108 and substitute "FEDERAL LAW."

Amendment No. 5(L.007), by Senator Gardner.

Amend printed bill, page 11, line 15, after "C.R.S." add "THIS SUBSECTION (2)(a)(III)(B) IS REPEALED, EFFECTIVE JUNE 30, 2025."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

(For further action, see amendments to the report of the Committee of the Whole.)

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AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB23-232 by Senator(s) **Zenzinger and Kirkmeyer**, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning unemployment compensation, and, in connection therewith, reducing employer premium rates; creating support surcharge rates; and adjusting the allocations of employer premiums and support surcharge payments to the unemployment compensation fund, the employment support fund, the employment and training technology fund, and the benefit recovery fund to comply with federal law.

Senators Zenzinger and Kirkmeyer moved to amend the Report of the Committee of the Whole to show that the following Gardner floor amendment, (L.005) to SB 23-232, did not pass.

Amend printed bill, page 11, line 15, after "~~C.R.S.~~" add "This subsection (2)(a)(III)(B) is repealed, effective June 30, 2025."

Page 14, strike lines 15 through 24.

Re-number succeeding section accordingly.

Page 1, line 103, after "**rates;**" insert "**and**".

Page 1, strike line 108 and substitute "**federal law.**".

A majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **passed** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Bridges, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-178 as amended, SB23-232 as amended.
Laid over until Tuesday, March 4: HB23-1025

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Jaquez Lewis, Chair, Kolker, and Gardner as Senate conferees on the first conference committee on **SB23-168**.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- SB23-262** by Senator(s) Priola; also Representative(s) Ricks and Soper--Concerning requiring the Colorado water conservation board to study the feasibility of water desalination as a potential contributing solution to the crisis of water scarcity in the Colorado river basin. Agriculture & Natural Resources
- SB23-263** by Senator(s) Priola; also Representative(s) Velasco--Concerning a loan from the general fund to the natural disaster mitigation enterprise to defray expenses incurred before the receipt of fee revenue or revenue bond proceeds. Finance
- SB23-264** by Senator(s) Rodriguez and Gardner; also Representative(s) Lynch--Concerning the ability of certain alcohol beverage license holders to participate in festivals for alcohol beverage retail activity. Business, Labor, & Technology
- SB23-265** by Senator(s) Van Winkle; also Representative(s) Snyder--Concerning a prohibition on a regulator imposing discipline against a person based on certain activities involving marijuana. Business, Labor, & Technology

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SR23-006.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Tuesday, April 4, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

86th Legislative Day Tuesday, April 4, 2023

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Prayer	By the chaplain, Michael Brown, Denver Rescue Mission.	10 11
Call to Order	By the President at 9:00 a.m.	12 13 14
Roll Call	Present--33 Excused--2, Danielson, Van Winkle Present later--2, Danielson, Van Winkle	15 16 17 18 19
Quorum	The President announced a quorum present.	20 21
Pledge	By Senator Gardner.	22 23
Approval of the Journal	On motion of Senator Cutter, the Journal of Monday, April 3, 2023, was approved as corrected by the Secretary.	24 25 26 27

SENATE SERVICES REPORT

Correctly Printed: SB23-262, 263, 264, and 265.
 Correctly Engrossed: SB23-178 and 232.
 Correctly Reengrossed: SB23-020, 099, 157, 159, 160, 163, 180, 250, and 257.
 Correctly Rerevised: HB23-1015, 1022, and 1062.
 Correctly Enrolled: SB23-083, 146, and 190.

COMMITTEE OF REFERENCE REPORTS

Education	The Committee on <u>Education</u> has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:	44 45 46
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MEMBERS OF THE
 COLORADO COMMISSION ON HIGHER EDUCATION

for a term expiring July 1, 2023:

Lisandra Gonzales of Thornton, Colorado to serve as a resident of the Eighth Congressional District and an Unaffiliated, occasioned by the resignation of Steven Trujillo, appointed;

for a term expiring July 1, 2026:

Jennifer Walmer of Littleton, Colorado to serve as a resident of the Sixth Congressional District and a Democrat, appointed.

Education	After consideration on the merits, the Committee recommends that SB23-202 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	63 64 65 66 67
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Amend printed bill, page 2, strike lines 10 through 13, and substitute:
 "(b) "QUALIFYING STUDENT" MEANS A STUDENT THAT IS A DESCENDANT OF PEOPLE WHO WERE LIVING IN NORTH AMERICA PRIOR TO THE TIME PEOPLE FROM EUROPE BEGAN SETTLING IN NORTH AMERICA, IS AN ENROLLED MEMBER OF A FEDERALLY RECOGNIZED OR STATE-RECOGNIZED INDIAN TRIBE, OR IS A LINEAL DESCENDANT OF A TRIBALLY ENROLLED PARENT OR GRANDPARENT."

Page 2, line 19, strike "FEATHERS." and substitute "FEATHERS, IN LINE WITH THE MIGRATORY BIRD TREATY ACT OF 1918."

Page 3, strike lines 10 and 11, and substitute:
 "(III) IS A LINEAL DESCENDANT OF A TRIBALLY ENROLLED PARENT OR GRANDPARENT."

Page 3, strike lines 22 through 24.

Page 4, strike lines 10 through 13, and substitute:
 "(c) "QUALIFYING STUDENT" MEANS A STUDENT THAT IS A DESCENDANT OF PEOPLE WHO WERE LIVING IN NORTH AMERICA PRIOR TO THE TIME PEOPLE FROM EUROPE BEGAN SETTLING IN NORTH AMERICA, IS AN ENROLLED MEMBER OF A FEDERALLY RECOGNIZED OR STATE-RECOGNIZED INDIAN TRIBE, OR IS A LINEAL DESCENDANT OF A TRIBALLY ENROLLED PARENT OR GRANDPARENT."

Page 4, line 19, strike "FEATHERS." and substitute "FEATHERS, IN LINE WITH THE MIGRATORY BIRD TREATY ACT OF 1918."

Page 5, strike lines 9 and 10, and substitute:
 "(III) IS A LINEAL DESCENDANT OF A TRIBALLY ENROLLED PARENT OR GRANDPARENT."

Page 5, strike lines 18 through 20.

Education

After consideration on the merits, the Committee recommends that **SB23-205** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 5, line 2, strike "**funding**" and substitute "**cash fund**".

Page 6, line 3, strike "OFFICE;" and substitute "OFFICE, WHICH MUST, WHERE AVAILABLE, INCLUDE DEMOGRAPHIC INFORMATION ABOUT SCHOLARSHIP RECIPIENTS;"

Page 6, after line 13 insert:
 "(II) GUIDELINES FOR DETERMINING THE AMOUNT OF EACH SCHOLARSHIP AWARD;"

Re-number succeeding subparagraphs accordingly.

Page 7, after line 8 insert:
 "(3) (a) THE UNIVERSAL HIGH SCHOOL SCHOLARSHIP CASH FUND, REFERRED TO IN THIS SUBSECTION (3) AS THE "CASH FUND", IS CREATED IN THE STATE TREASURY. THE CASH FUND CONSISTS OF MONEY TRANSFERRED TO THE CASH FUND PURSUANT TO SUBSECTION (3)(b) OF THIS SECTION AND ANY OTHER MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE CASH FUND. IN ACCORDANCE WITH SECTION 24-36-114 (1), THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE CASH FUND TO THE GENERAL FUND. SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY, THE OFFICE MAY EXPEND MONEY FROM THE CASH FUND FOR PURPOSES OF THIS PART 5.

(b) ON SEPTEMBER 1, 2023, THE STATE TREASURER SHALL TRANSFER TWENTY-FIVE MILLION DOLLARS FROM THE GENERAL FUND TO THE CASH FUND.

(c) THE STATE TREASURER SHALL TRANSFER ALL UNEXPENDED AND UNENCUMBERED MONEY IN THE CASH FUND ON DECEMBER 30, 2026, TO THE GENERAL FUND."

Page 7, line 9, strike "(3) (a)" and substitute "(d)".

Page 7, line 10, strike "GENERAL" and substitute "CASH".

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Page 7, line 12, strike "(3)(a)" and substitute "(3)(d)".

Page 7, line 17, strike "(b)" and substitute "(e)".

Page 7, line 21, strike "(c)" and substitute "(f)".

Page 7, line 21, strike "EXPEND" and substitute "ALLOCATE".

Page 7, line 26, strike "(3)(c)" and substitute "(3)(f)".

Page 7, line 27, strike "SPENT ON" and substitute "ALLOCATED FOR".

Page 9, strike lines 16 through 22 and substitute:

"(2) (a) THE OFFICE OR VENDOR AWARDED SCHOLARSHIPS SHALL DETERMINE THE AMOUNT OF EACH SCHOLARSHIP AWARD CONSISTENT WITH PROGRAM POLICIES AND PROCEDURES, UP TO A MAXIMUM OF ONE THOUSAND FIVE HUNDRED DOLLARS; EXCEPT THAT THE AMOUNT OF MONEY DISTRIBUTED TO THE SERVICE PROVIDER PURSUANT TO SUBSECTION (3)(b) OF THIS SECTION MUST NOT BE GREATER THAN THE STUDENT'S TOTAL COST OF TUITION, FEES, BOOKS, AND EQUIPMENT."

Judiciary

After consideration on the merits, the Committee recommends that **HB23-1132** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill page 4, line 17, strike "AND".

Page 4, line 20, strike "DEFENDER." and substitute "DEFENDER;"

Page 4 after line 20 insert:

- "(h) A REPRESENTATIVE FROM THE OFFICE OF THE CHILD PROTECTION OMBUDSMAN;
- (i) A REPRESENTATIVE FROM THE DEPARTMENT OF HUMAN SERVICES;
- AND
- (j) A REPRESENTATIVE FROM THE SEXUAL ASSAULT COMMUNITY OR FROM THE DOMESTIC VIOLENCE VICTIM'S RIGHTS COMMUNITY."

Judiciary

After consideration on the merits, the Committee recommends that **SB23-193** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary

After consideration on the merits, the Committee recommends that **SB23-203** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary

After consideration on the merits, the Committee recommends that **HB23-1143** be **referred** to the Committee of the Whole with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **HB23-1167** be **referred** to the Committee of the Whole with favorable recommendation.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-178 by Senator(s) Jaquez Lewis and Will, Marchman, Priola; also Representative(s) McCormick and Lindsay--Concerning removing barriers to water-wise landscaping in common interest communities.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	30	NO	5	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Kolker, Moreno, Roberts, and Sullivan.

SB23-232 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning unemployment compensation, and, in connection therewith, reducing employer premium rates; creating support surcharge rates; and adjusting the allocations of employer premiums and support surcharge payments to the unemployment compensation fund, the employment support fund, the employment and training technology fund, and the benefit recovery fund to comply with federal law.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Moreno, Priola, and Sullivan.

Committee of the Whole On motion of Senator Coleman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Coleman was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-204 by Senator(s) Pelton B., Ginal; also Representative(s) Pugliese, Taggart--Concerning the correction of a defective date reference to properly reflect the legislative intent that agricultural equipment that is used in any controlled environment agricultural facility be exempt from the property taxation for only five years.

Ordered engrossed and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-204.

Committee of the Whole On motion of Senator Coleman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Coleman was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1025 by Representative(s) Taggart and Michaelson Jenet; also Senator(s) Rich--Concerning extension of charter school applications.

Amendment No. 1(L.013), by Senator Marchman.

Amend reengrossed bill page 2, line 8, strike "2024," and substitute "2025,".

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB23-186 by Senator(s) Pelton R. and Winter F.; also Representative(s) Winter T. and Willford--Concerning methane seepage in the Raton basin of Colorado, and, in connection therewith, requiring the Colorado oil and gas conservation commission to complete a study and establish a new regulatory category.

Laid over until Wednesday, April 5, retaining its place on the calendar.

HB23-1039 by Representative(s) Bird; also Senator(s) Rodriguez and Winter F.--Concerning a requirement that electric load-serving entities periodically report about the adequacy of their electric resources, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1025 as amended, HB23-1039.

Laid over until Wednesday, April 5: SB23-186.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for a moment of personal privilege by Minority Leader Lundeen.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-188 by Senator(s) Gonzales and Jaquez Lewis, Cutter, Marchman, Moreno, Winter F.; also Representative(s) Froelich and Titone, Epps, McCormick--Concerning protections for accessing reproductive health care.

Senator Gonzales moved that the Senate concur in House amendments to **SB23-188**, as printed in House journal, March 31, page(s) 888. The motion was **adopted** by the following roll call vote:

YES	22	NO	13	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	22	NO	13	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-189 by Senator(s) Moreno and Cutter, Gonzales, Jaquez Lewis, Marchman, Winter F.; also Representative(s) Michaelson Jenet and Garcia, Epps, Froelich, McCormick, Titone-- Concerning increasing access to reproductive health-care services, and, in connection therewith, making an appropriation.

Majority Leader Moreno moved that the Senate concur in House amendments to **SB23-189**, as printed in House journal, March 31, page(s) 889. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	22	NO	13	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Moreno, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for terms expiring November 1, 2023:

Darius Allen of Alamosa, Colorado, to serve as a representative of the Third Agricultural District, agriculture, and as a Republican, appointed;

Deb Suniga of Greeley, Colorado, to serve as a representative of the Second Agricultural District, and as a Democrat, appointed;

for terms expiring November 1, 2024:

Gail Klapper of Lakewood, Colorado, to serve as a representative of the First Agriculture District, agriculture, and as a Democrat, appointed;

Bill Hybl of Colorado Springs, Colorado, to serve as a representative of the Third Agricultural District, and as a Republican, appointed;

Thomas Kim of Centennial, Colorado, to serve as a representative of the public at large, and as a Republican, appointed.

for terms expiring November 1, 2025:

Michael J. Schliep of Brighton, Colorado, to serve as a representative of the First Agricultural District, and as an Unaffiliated, reappointed;

Michael Angelo Cafasso of Pueblo, Colorado, to serve as a representative of the County Fair, and as a Democrat, reappointed;

Jeffrey Mandarich of Colorado Springs, Colorado, to serve as a representative of the state at large, and as an Unaffiliated, reappointed;

for terms expiring November 1, 2026:

Erin Michalski of Breckenridge, Colorado, to serve as a representative of the Fourth Agricultural District, agriculture, and as an Unaffiliated, reappointed;

Nicole Weathers of Yuma, Colorado, to serve as a representative of the Second Agricultural District, agriculture, and as a Republican, reappointed;

Michele Rene Brown of Pueblo West, Colorado, to serve as a representative of the County Fair, and as an Unaffiliated, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
STATE BOARD OF HUMAN SERVICES

for terms expiring March 1, 2027:

Dr. Elizabeth Lowdermilk of Denver, Colorado, to serve as a representative of behavioral health, appointed;

Kay Cowling of Denver, Colorado, to serve as a public member, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
COLORADO BRAIN INJURY TRUST FUND BOARD

for terms expiring June 30, 2025:

Jennifer Coker, PhD, of Black Hawk, Colorado, reappointed;

Jason Kacmarski, PhD, of Denver, Colorado, reappointed;

Angie Wickersham, of Fruita, Colorado, reappointed;

Rebecca Wasil, of Pueblo, Colorado, appointed;

Veronica Zarlingo of Whitewater, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MESSAGE FROM THE GOVERNOR

Monday, April 3rd, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-052 - Municipal Priority Lien Surviving Treasurer's Deed
Approved on Monday, April 3rd, 2023 at 10:37 a.m.

SB23-057 - County Treasurer No Longer Ex Officio District Treasurer
Approved on Monday, April 3rd, 2023 at 10:36 a.m.

SB23-068 - Operations Of County Public Hospitals
Approved on Monday, April 3rd, 2023 at 10:36 a.m.

SB23-077- Restrictions On Broker Engagement Contracts
Approved on Monday, April 3rd, 2023 at 10:35 a.m.

SB23-078 - Manufacturer Pay Dealer Motor Vehicle Warranty
Approved on Monday, April 3rd, 2023 at 10:35 a.m.

SB23-110 - Transparency For Metropolitan Districts
Approved on Monday, April 3rd, 2023 at 10:35 a.m.

Sincerely,
(signed)
Jared Polis
Governor

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB23-266 by Senator(s) Priola; also Representative(s) Brown and Kipp--Concerning a requirement that the commissioner of agriculture designate neonicotinoid pesticides as limited-use pesticides.
Agriculture & Natural Resources

SB23-267 by Senator(s) Van Winkle and Cutter; also Representative(s) Titone and Bradley--Concerning a water quality fee to be paid for admission to Chatfield state park, and, in connection therewith, requiring the division of parks and wildlife to collect the fee and transfer the amount of the fee to the Chatfield watershed authority.
Agriculture & Natural Resources

SB23-268 by Senator(s) Mullica; --Concerning the provision of information regarding the ten-year transportation plan.
Transportation & Energy

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Wednesday, April 5, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

87th Legislative Day Wednesday, April 5, 2023

- Prayer 10
 By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton. 11
- Call to 12
 Order 13
 By the President at 9:00 a.m. 14
- Roll Call 15
 Present--28 16
 Absent--5, Baisley, Buckner, Cutter, Marchman, Zenzinger 17
 Excused--2, Fields, Simpson 18
 Present later--6 Baisley, Buckner, Cutter, Fields, Marchman, Zenzinger 19
- Quorum 20
 The President announced a quorum present. 21
- Pledge 22
 By Senator Gardner. 23
- _____ 24
- At the order of the President, Senators Cutter, Fields, Marchman, and Zenzinger were 25
 added to the current roll call. 26
- _____ 27
- Approval of 28
 the Journal 29
 On motion of Senator Cutter, the Journal of Tuesday, April 4, 2023, was approved as 30
 corrected by the Secretary. 31
- _____ 32

SENATE SERVICES REPORT

- Correctly Printed: SB23-266, 267, and 268. 33
- Correctly Engrossed: SB23-204. 34
- Correctly Reengrossed: SB23-178 and 232. 35
- Correctly Revised: HB23-1025 and 1039. 36
- Correctly Enrolled: SB23-188 and 189. 37

COMMITTEE OF REFERENCE REPORTS

- Business, 38
 Labor, & 39
 Technology 40
 After consideration on the merits, the Committee recommends that **SB23-209** be referred 41
 to the Committee of the Whole with favorable recommendation and with a 42
 recommendation that it be placed on the Consent Calendar. 43
- Business, 44
 Labor, & 45
 Technology 46
 The Committee on Business, Labor, & Technology has had under consideration and has 47
 had a hearing on the following appointments and recommends that the appointments be 48
 placed on the consent calendar and confirmed: 49

MEMBER OF THE
BOARD OF MORTGAGE LOAN ORIGINATORS

- for a term expiring August 10, 2026: 50
- Shirley Thielen of Louisville, Colorado, to serve as a representative of the public at large, 51
 appointed. 52

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Business,
Labor, &
Technology

The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
UNDERGROUND DAMAGE PREVENTION SAFETY COMMISSION

for a term expiring January 1, 2026:

Eric Lewin of Morrison, Colorado, to serve as a representative of municipalities, appointed.

Finance

The Committee on Finance has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
ADVISORY COMMITTEE TO THE
PROPERTY TAX ADMINISTRATOR

for a term expiring September 1, 2025:

Tyron Coleman of Alamosa, Colorado, to serve as a non-assessor from the Western Slope, occasioned by the resignation of Azarel Madrigal-Chase of Alamosa, Colorado, appointed.

Finance

After consideration on the merits, the Committee recommends that **SB23-212** be referred to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **SB23-208** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance

After consideration on the merits, the Committee recommends that **HB23-1186** be referred to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **HB23-1008** be referred to the Committee on Appropriations with favorable recommendation.

Local
Government
& Housing

After consideration on the merits, the Committee recommends that **HB23-1190** 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 18, strike "FIVE" and substitute "FIFTEEN".

Page 4, line 19, strike "THREE" and substitute "FIVE".

Page 8, after line 13 insert:

"(f) THE LOCAL GOVERNMENT MAY CREATE A RIGHT OF FIRST REFUSAL OPPORTUNITY EVALUATION RUBRIC BASED ON LOCAL HOUSING NEEDS TO DETERMINE WHEN IT MAY OR MAY NOT EXERCISE ITS RIGHT OF FIRST REFUSAL UNDER THIS PART 12. SUCH A RUBRIC MAY CONSIDER GEOGRAPHY, ACQUISITION COST, PROXIMITY TO AMENITIES, UNIT COUNT, AND OTHER LOCAL PRIORITIES. FOR QUALIFYING PROPERTIES THAT DO NOT ALIGN WITH THE LOCAL PRIORITIES IDENTIFIED IN THE RUBRIC, THE LOCAL GOVERNMENT SHOULD EXPEDITIOUSLY WAIVE ITS RIGHT OF FIRST REFUSAL TO SUCH QUALIFYING PROPERTIES."

Page 12, line 16, strike "FOURTEEN" and substitute "SEVEN".

Page 14, line 15, strike "THE" and substitute "EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (5)(b) OF THIS SECTION FOR ALLOWABLE TOLLING PERIODS, THE".

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Page 14, line 15, strike "SIXTY" and substitute "THIRTY".

Page 14, lines 18 and 19, strike "ONE HUNDRED TWENTY CALENDAR DAYS" and substitute "SIXTY CALENDAR DAYS, TO THE EXTENT PRACTICABLE, AND NOT MORE THAN NINETY CALENDAR DAYS".

Page 15, strike lines 19 through 27.

Page 16, strike line 1.

Re-number succeeding subsection accordingly.

Page 17, after line 11 insert:

"(h) MADE TO A NOT-FOR-PROFIT MISSION-DRIVEN AFFORDABLE HOUSING PROVIDER WHO HAS PROVIDED NOTICE OF INTENT TO PURCHASE THE QUALIFYING PROPERTY, HAS A HISTORY OF DEVELOPING AFFORDABLE HOUSING, AND WHO COMMITS TO PROVIDING TO TENANTS A MAJORITY OF UNITS BELOW MARKET RATE;"

Re-letter succeeding paragraphs accordingly.

Page 17, line 12, after "COMMON;" strike "OR".

Page 17, line 19, strike "SELLER." and substitute "SELLER; OR".

Page 17, after line 19 insert:

"(k) ANY QUALIFYING PROPERTIES FOR WHICH THE FIRST CERTIFICATE OF OCCUPANCY WAS ISSUED WITHIN THIRTY YEARS PRECEDING THE DATE OF A TRIGGERING EVENT."

Page 22, after line 13 insert:

"29-4-1206. Repeal of part. THIS PART 12 IS REPEALED, EFFECTIVE AUGUST 1, 2028."

Local Government & Housing

After consideration on the merits, the Committee recommends that SB23-206 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 11, strike "MEASUREMENT PROFESSIONAL HAS DETERMINED" and substitute "TEST RESULT INDICATES".

Page 8, strike line 12, and substitute "OF RADON IN THE LOWEST OCCUPIABLE SPACE OF THE PREMISES IS FOUR PICOCURIES PER LITER OR MORE; EXCEPT THAT THIS SUBSECTION (3)(a)(II) DOES NOT APPLY IF THE LANDLORD OBTAINS A RADON TEST BY A RADON MEASUREMENT PROFESSIONAL IN THE LOWEST OCCUPIABLE SPACE OF THE PREMISES AND THE TEST DEMONSTRATES THAT THE AIR CONCENTRATION OF RADON IS LESS THAN FOUR PICOCURIES PER LITER."

Page 9, after line 20, insert:

"SECTION 5. In Colorado Revised Statutes, 12-165-107, amend (1)(a) as follows:

- 12-165-107. Exemptions. (1) This article 165 does not apply to: (a) (I) An individual performing radon measurement or radon mitigation on a single-family residence that the individual owns and occupies; OR (II) AN INDIVIDUAL PERFORMING RADON MEASUREMENT ON A LEASED DWELLING UNIT THAT THE INDIVIDUAL LEASES OR OCCUPIES;"

Re-number succeeding section accordingly.

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Local
Government
& Housing

After consideration on the merits, the Committee recommends that **HB23-1095** 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 25 through 27.

Page 5, strike lines 1 through 3 and substitute:

"(4) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, SUBSECTIONS (3)(a)(III)(A), (3)(a)(III)(C), (3)(a)(III)(D), (3)(a)(IV), (3)(a)(V), (3)(a)(VI), AND (3)(a)(VII) OF THIS SECTION DO NOT APPLY TO A RENTAL AGREEMENT CONCERNING THE OCCUPANCY OF A MOBILE HOME, AS DEFINED IN SECTION 38-12-201.5 (5), IN A MOBILE HOME PARK, AS DEFINED IN SECTION 38-12-201.5 (6).

(5) NOTHING IN THIS SECTION LIMITS OR RESTRICTS ANY RIGHTS OR REMEDIES THAT ARE AVAILABLE ELSEWHERE IN LAW, INCLUDING UNDER THE "MOBILE HOME PARK ACT", PART 2 OF ARTICLE 12 OF THIS TITLE 38, OR PURSUANT TO ANY JUDICIAL INTERPRETATIONS OF THE "MOBILE HOME PARK ACT".

Renumber succeeding subsections accordingly.

Page 5, after line 9 insert:

"(a) "ACCESSORY DWELLING UNIT" MEANS AN INTERNAL, ATTACHED, OR DETACHED RESIDENTIAL DWELLING UNIT THAT:

(I) PROVIDES COMPLETE INDEPENDENT LIVING FACILITIES FOR ONE OR MORE PERSONS;

(II) IS LOCATED ON THE SAME LOT AS A PROPOSED OR EXISTING PRIMARY RESIDENCE; AND

(III) INCLUDES PROVISIONS FOR LIVING, SLEEPING, EATING, COOKING, AND SANITATION."

Reletter succeeding paragraphs accordingly.

Page 5, strike lines 22 through 25 and substitute "OR TO AN ACCESSORY DWELLING UNIT OF A RESIDENTIAL PREMISES IF:

(a) THE OWNER OF THE DUPLEX, TRIPLEX, OR RESIDENTIAL PREMISES USES THE RESIDENTIAL PREMISES OR AT LEAST ONE OF THE UNITS OF THE DUPLEX OR TRIPLEX, AS APPLICABLE, AS THE OWNER'S PRIMARY RESIDENCE; OR

(b) THE OWNER'S PRIMARY RESIDENCE IS ON THE SAME LOT AS THE DUPLEX, TRIPLEX, OR RESIDENTIAL PREMISES."

MESSAGE FROM THE HOUSE

April 4, 2023
Mr. President:

The Speaker has appointed Representatives Mabrey, chairman, Parenti, and Taggart as House conferees on the First Conference Committee on SB23-168.

At the order of the President, Senators Baisley and Buckner were added to the current roll call.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of memorials.

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CONSIDERATION OF MEMORIALS

SJM23-005 by Senator(s) Rich; also Representative(s) Soper and Taggart--Memorializing former Senator Tilman M. Bishop.

On motion of Senator Rich, the memorial was read at length.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 31 (a) was suspended to allow current and former Representatives to speak in the well of the Senate.

Senate in recess. Senate reconvened.

On motion of Senator Rich, the memorial was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Roberts, Rodriguez, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

Senate in recess. Senate reconvened.

**THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR**

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-204 by Senator(s) Pelton B., Ginal; also Representative(s) Pugliese, Taggart--Concerning the correction of a defective date reference to properly reflect the legislative intent that agricultural equipment that is used in any controlled environment agricultural facility be exempt from the property taxation for only five years.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Gardner, Kirkmeyer, Lundeen, Pelton R., Priola, Roberts, and Will.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1025 by Representative(s) Taggart and Michaelson Jenet; also Senator(s) Rich--Concerning extension of charter school applications.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	8	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	N	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	N
Coleman	Y	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Gardner, Ginal, Kirkmeyer, Liston, Lundeen, Pelton B., Pelton R., Priola, Smallwood, Van Winkle, Will, and Zenzinger.

HB23-1039 by Representative(s) Bird; also Senator(s) Rodriguez and Winter F.--Concerning a requirement that electric load-serving entities periodically report about the adequacy of their electric resources, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Hansen, Jaquez Lewis, Marchman, and Priola.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Wednesday, April 5, was laid over until Thursday, April 6, retaining its place on the calendar.

General Orders -- Second Reading of Bills: SB23-186.

COMMITTEE OF REFERENCE REPORTS

Trans-
portation &
Energy

After consideration on the merits, the Committee recommends that **SB23-187** 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 16.

Page 3, strike lines 1 through 3.

Renumber succeeding sections accordingly.

Page 5, line 21, strike "AGENCIES." and substitute "AGENCIES AND THAT DOES NOT EXCEED ONE HUNDRED ELEVEN THOUSAND TWO HUNDRED FIFTY DOLLARS. BEFORE INCREASING A PERMIT FEE PURSUANT TO THIS SUBSECTION (2)(b), THE COMMISSION SHALL NOTIFY TRANSPORTATION NETWORK COMPANIES IN WRITING OF THE INCREASED FEE AT LEAST THIRTY DAYS BEFORE THE INCREASED FEE TAKES EFFECT."

Page 6, strike lines 17 through 19 and substitute "SHALL ENSURE THAT THE REVENUE GENERATED FROM ALL TRANSPORTATION NETWORK COMPANY PERMIT FEES APPROXIMATES THE DIRECT AND INDIRECT COSTS OF THE COMMISSION IN THE SUPERVISION AND REGULATION OF TRANSPORTATION NETWORK COMPANIES.

(e) IF THE COMMISSION ADOPTS RULES TO ESTABLISH DIFFERENT TIERS OF PERMIT FEES BY RULE PURSUANT TO SUBSECTION (2)(c) OF THIS SECTION, THE COMMISSION SHALL PUBLISH THE CRITERIA THAT IT USED TO ESTABLISH THE DIFFERENT TIERS OF PERMIT FEES ON THE COMMISSION'S WEBSITE."

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB23-269 by Senator(s) Buckner and Rich; also Representative(s) Lukens and Bradfield--Concerning creating a bonus payment program to incentivize Colorado preschool providers to participate in the Colorado universal preschool program.

Education

SB23-270 by Senator(s) Roberts and Simpson; also Representative(s) McCormick--Concerning projects that restore the environmental health of natural stream systems without administration.

Agriculture & Natural Resources

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Thursday, April 6, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

88th Legislative Day Thursday, April 6, 2023

- Prayer 1
 By Senator Pelton, R. 2
- Call to 3
 Order 4
 By the President at 9:00 a.m. 5
- Roll Call 6
 Present--32 7
 Excused--3, Ginal, Mullica, Simpson 8
 Present later--1, Mullica 9
- Quorum 10
 The President announced a quorum present. 11
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 On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to 23
 the Senate having voted in the affirmative, Senate Rule 1 (b) was suspended to allow a 24
 person other than a Senator to lead the Pledge of Allegiance. 25
- Pledge 26
 By Former Senator Jack Tate. 27
- Approval of 28
 the Journal 29
 On motion of Senator Cutter, the Journal of Wednesday, April 5, 2023, was approved as 30
 corrected by the Secretary. 31

SENATE SERVICES REPORT

Correctly Printed: SB23-269 and 270. 32
 Correctly Engrossed: SJM23-005. 33
 Correctly Reengrossed: SB23-204. 34
 Correctly Rerevised: HB23-1025 and 1039. 35

COMMITTEE OF REFERENCE REPORTS

- Agriculture & 36
 Natural 37
 Resources 38
 After consideration on the merits, the Committee recommends that **SB23-192** be **amended** 39
 as follows, and as so amended, be referred to the Committee on Appropriations with 40
 favorable recommendation. 41
- Amend printed bill, page 3, strike line 27. 42
- Strike page 4. 43
- Page 5, strike lines 1 through 8 and substitute: 44
- (a) PRE-APPLICATION ACTIVITIES INVOLVING MIXING AND LOADING A 45
 PESTICIDE; 46
- (b) APPLYING THE PESTICIDE, INCLUDING SUPERVISING THE USE OF A 47
 PESTICIDE BY A NONCERTIFIED APPLICATOR; AND 48
- (c) OTHER PESTICIDE-RELATED ACTIVITIES, INCLUDING: 49
- (I) TRANSPORTING OR STORING PESTICIDE CONTAINERS THAT HAVE 50
 BEEN OPENED; 51
- (II) CLEANING EQUIPMENT; AND 52
- (III) DISPOSING OF EXCESS PESTICIDES, SPRAY MIX, EQUIPMENT WASH 53
 WATER, PESTICIDE CONTAINERS, AND OTHER PESTICIDE-CONTAINING 54

MATERIALS."

Page 5, after line 8 insert:

"SECTION 4. In Colorado Revised Statutes, 35-10-112, amend (1)(a) and (1)(c)(I)(A); and add (1)(c)(III) and (1)(f) as follows:

35-10-112. Notification requirements - registry of pesticide-sensitive persons - preemption - rules. (1) (a) (I) The commissioner shall promulgate rules for the establishment of a registry of pesticide-sensitive persons to be maintained by the department. Pesticide-sensitive persons may apply to be placed on the registry if they can provide proof of medical justification by a physician licensed in Colorado in the form and manner prescribed by the commissioner. TO REMAIN ON THE REGISTRY, A PESTICIDE-SENSITIVE PERSON MUST UPDATE the PERSON'S proof of medical justification ~~shall be updated~~ every two years. The DEPARTMENT SHALL UPDATE THE registry ~~shall be updated~~ at least annually, and MAKE the published registry ~~shall be made~~ readily accessible, in a form and manner prescribed by the commissioner, to all commercial, registered limited commercial, and registered public applicators on record with the commissioner.

(II) IN APPLYING TO BE PLACED ON THE REGISTRY, A PESTICIDE-SENSITIVE PERSON MAY LIST A PRINCIPAL:

- (A) RESIDENTIAL ADDRESS;
- (B) EMPLOYMENT ADDRESS; AND
- (C) SCHOOL ADDRESS.

(c) (I) A commercial, registered limited commercial, or registered public applicator, prior to applying a pesticide in any turf or ornamental category, shall take reasonable actions to give notice of the date and approximate time of any such pesticide application, prior to the application, to any pesticide-sensitive person whose name is on the published registry and:

(A) Who ~~resides on~~ HAS LISTED the property to be treated AS THE PERSON'S PRINCIPAL RESIDENTIAL, EMPLOYMENT, OR SCHOOL ADDRESS PURSUANT TO SUBSECTION (1)(a)(II) OF THIS SECTION;

(III) IN NOTIFYING A PESTICIDE-SENSITIVE PERSON PURSUANT TO THIS SECTION, A COMMERCIAL, REGISTERED LIMITED COMMERCIAL, OR REGISTERED PUBLIC APPLICATOR MAY PROVIDE THE NOTICE ELECTRONICALLY.

(f) (I) ON OR BEFORE JULY 1, 2024, THE DEPARTMENT SHALL DEVELOP A SEARCHABLE DATABASE OF ALL PROPERTIES THAT ABUT, OR ARE ENTIRELY LOCATED WITHIN TWO HUNDRED FIFTY FEET OF, ANY RESIDENTIAL PROPERTY LISTED IN THE REGISTRY OF PESTICIDE-SENSITIVE PERSONS. IF A PROPERTY IS ONLY PARTIALLY LOCATED WITHIN TWO HUNDRED FIFTY FEET OF A RESIDENTIAL PROPERTY LISTED IN THE REGISTRY, AND DOES NOT ABUT THE RESIDENTIAL PROPERTY, THE DEPARTMENT SHALL NOT INCLUDE THE PROPERTY IN THE SEARCHABLE DATABASE.

(II) WHEN DEVELOPING THE SEARCHABLE DATABASE PURSUANT TO THIS SUBSECTION (1)(f), THE DEPARTMENT MUST:

(A) THROUGH THE COMMISSIONER, ADOPT RULES REQUIRING A COMMERCIAL, REGISTERED LIMITED COMMERCIAL, OR REGISTERED PUBLIC APPLICATOR TO PROVIDE NOTICE TO A PESTICIDE-SENSITIVE PERSON IF THE COMMERCIAL, REGISTERED LIMITED COMMERCIAL, OR REGISTERED PUBLIC APPLICATOR TREATS A PROPERTY THAT IS LISTED IN THE SEARCHABLE DATABASE AS ABUTTING, OR BEING ENTIRELY LOCATED WITHIN TWO HUNDRED FIFTY FEET OF, THE PESTICIDE SENSITIVE PERSON'S LISTED RESIDENTIAL PROPERTY. A COMMERCIAL, REGISTERED LIMITED COMMERCIAL, OR REGISTERED PUBLIC APPLICATOR IS NOT REQUIRED TO PROVIDE NOTICE PURSUANT TO THIS SUBSECTION (1)(f)(II)(A) UNLESS AND UNTIL THE COMMISSIONER ADOPTS RULES PURSUANT TO THIS SUBSECTION (1)(f)(II)(A).

(B) PERIODICALLY UPDATE THE SEARCHABLE DATABASE AS NEEDED; AND

(C) PROVIDE ACCESS TO THE SEARCHABLE DATABASE TO ALL COMMERCIAL, REGISTERED LIMITED COMMERCIAL, AND REGISTERED PUBLIC APPLICATORS.

(III) IT IS AN AFFIRMATIVE DEFENSE TO AN ALLEGATION THAT A COMMERCIAL, REGISTERED LIMITED COMMERCIAL, OR REGISTERED PUBLIC APPLICATOR VIOLATED RULES ADOPTED PURSUANT TO SUBSECTION (1)(f)(II)(A) OF THIS SECTION IF A FAILURE TO NOTIFY A PESTICIDE-SENSITIVE PERSON OF THE TREATMENT OF A PROPERTY THAT ABUTS, OR IS LOCATED ENTIRELY WITHIN TWO HUNDRED FIFTY FEET OF, THE PESTICIDE-SENSITIVE PERSON'S LISTED

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RESIDENTIAL PROPERTY RESULTED FROM THE FACT THAT THE TREATED PROPERTY WAS NOT LISTED IN THE SEARCHABLE DATABASE AT THE TIME OF THE TREATMENT."

Renumber succeeding sections accordingly.

Page 8, strike lines 3 through 6 and substitute "definitions. (1) A LOCAL GOVERNMENT THAT ADOPTS AN ORDINANCE THAT CONCERNS PESTICIDES, INCLUDING AN ORDINANCE ADOPTED PURSUANT TO SECTION 31-15-707 (1)(b), SHALL FILE THE FOLLOWING WITH THE".

Page 8, lines 23 and 24, strike "OR RESOLUTION CONCERNING" and substitute "THAT CONCERNS".

Page 9, strike lines 14 through 17 and substitute "GOVERNING BODY OF A MUNICIPALITY THAT ADOPTS AN ORDINANCE THAT CONCERNS PESTICIDES, INCLUDING AN ORDINANCE ADOPTED PURSUANT TO SECTION 31-15-707 (1)(b), SHALL FILE THE FOLLOWING WITH THE".

Strike "OR RESOLUTION" on: Page 8, lines 9, 12, and 27; and Page 9, lines 3, 20, and 22 and 23.

Education After consideration on the merits, the Committee recommends that **HB23-1089** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Education The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE BOARD OF TRUSTEES FOR FORT LEWIS COLLEGE

effective January 1, 2023 for terms expiring December 31, 2026:

Janet Vilsack of Mountain View, Colorado, reappointed;

Christopher Red of Bayfield, Colorado, reappointed;

Stacey DeFore of Castle Rock, Colorado, appointed.

Trans- portation & Energy After consideration on the merits, the Committee recommends that **SB23-200** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 7, line 15, strike "AND".

Page 7, line 17, strike "PENALTY." and substitute "PENALTY; AND (G) A NOTICE THAT AN UNPAID PENALTY WILL BE REPORTED TO THE DEPARTMENT AND MAY RESULT IN THE DEPARTMENT PROHIBITING THE RENEWAL OF THE REGISTRATION OF THE MOTOR VEHICLE OR PROHIBITING THE TRANSFER OF TITLE OF THE MOTOR VEHICLE AND THAT THE DEPARTMENT MAY IMPOSE A TWENTY-FIVE-DOLLAR FEE TO COVER ITS ADMINISTRATIVE COSTS."

Page 7, strike lines 25 through 27 and substitute "THE CIVIL PENALTY ASSESSMENT NOTICE, A FINAL ORDER OF LIABILITY SHALL BE ENTERED AGAINST THE REGISTERED OWNER OF THE VEHICLE."

Page 12, line 26, strike "2023:" and substitute "2023, THAT IS NOT A REPLACEMENT OF AN AUTOMATED VEHICLE IDENTIFICATION SYSTEM:".

Page 13, strike line 27.

Page 14, strike lines 1 through 8 and substitute:

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"STREET OR PORTION OF A STREET THAT A COUNTY OR MUNICIPALITY, BY ORDINANCE OR BY A RESOLUTION OF ITS GOVERNING BODY, DESIGNATES AS AN AUTOMATED VEHICLE IDENTIFICATION CORRIDOR, ON WHICH DESIGNATED CORRIDOR THE COUNTY OR MUNICIPALITY MAY LOCATE AN AUTOMATED VEHICLE IDENTIFICATION SYSTEM TO DETECT VIOLATIONS OF A MUNICIPAL TRAFFIC REGULATION, VIOLATIONS OF A COUNTY TRAFFIC CODE, OR A TRAFFIC VIOLATION UNDER STATE LAW, SO LONG AS THE COUNTY OR MUNICIPALITY POSTS A PERMANENT SIGN IN A CONSPICUOUS PLACE NOT FEWER THAN THREE HUNDRED FEET BEFORE THE BEGINNING OF THE CORRIDOR AND EVERY FIVE HUNDRED FEET THEREAFTER."

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Page 14, line 27, strike "SUSPEND" and substitute "PROHIBIT THE RENEWAL OF".

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Page 15, strike line 1 and substitute "CIVIL PENALTY AND THE FEE ASSESSED PURSUANT TO THIS SECTION ARE PAID; OR".

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Page 15, line 2, strike "VEHICLE." and substitute "VEHICLE UNTIL THE CIVIL PENALTY AND THE FEE ASSESSED PURSUANT TO THIS SECTION ARE PAID; OR".

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Strike "~~municipality~~ CITY" and substitute "municipality" on Page 5, lines 4, 9, and 13; Page 13, lines 20 and 21; Page 15, lines 7 and 8, 13, 14, 17, and 19 and 20; and Page 16, lines 1, 10 and 11, 21, and 23.

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Strike "ISSUE AND SEND," and substitute "ISSUE," on Page 5, lines 20 and 21; and Page 6, line 25 two times.

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Strike the second "CITY" and substitute "MUNICIPALITY" on Page 6, lines 19 and 24; Page 8, lines 2 and 20; Page 9, lines 2, 14, and 17; Page 11, line 15; Page 13, line 8; Page 17, lines 4 and 21.

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Strike "CITY" and substitute "MUNICIPALITY" on Page 8, line 9; Page 10, line 24; Page 11, line 1; Page 12, line 25; Page 14, line 25.

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Trans-
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After consideration on the merits, the Committee recommends that **SB23-198** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

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Amend printed bill, page 6, line 13, after "(1)(e)(VIII.5)(G)," insert "(1)(e)(VIII.5)(H)."

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Page 6, line 16, strike "definitions." and substitute "definitions - repeal."

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Page 8, line 5, before "THIS" insert "AS USED IN THIS SUBSECTION (1)(e)(VIII.2), "INDEPENDENTLY DETERMINED" MEANS THAT, IN VERIFYING A CLEAN ENERGY PLAN, THE DIVISION MAKES INDEPENDENT JUDGMENT OF THE EMISSIONS IMPACT OF THE CLEAN ENERGY PLAN BASED ON THE INFORMATION PRESENTED TO THE DIVISION BY THE APPLICABLE ENTITY, THE PUBLIC UTILITIES COMMISSION, AND ANY STAKEHOLDERS."

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Page 8, line 15, after "BODY." insert "IN MAKING THIS INDEPENDENT DETERMINATION, THE DIVISION IS NOT REQUIRED TO CONDUCT ITS OWN MODELING."

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Page 12, line 7, strike "SECTION." and substitute "SECTION OR TO SUBMIT A PLAN PURSUANT TO SUBSECTION (1)(e)(VIII)(I) OF THIS SECTION."

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Page 15, after line 19 insert:

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"(H) NO LATER THAN MARCH 31, 2026, ANY ENTITY REQUIRED TO SUBMIT A CLEAN ENERGY PLAN OR A PLAN PURSUANT TO SUBSECTION (1)(e)(VIII)(I) OF THIS SECTION TO THE DIVISION MAY INFORM THE DIVISION IN WRITING OF ANY CHALLENGES THE ENTITY IS ENCOUNTERING OR EXPECTS TO ENCOUNTER IN ACHIEVING AT LEAST AN EIGHTY PERCENT REDUCTION OF GREENHOUSE GAS EMISSIONS CAUSED BY THE ENTITY'S COLORADO ELECTRICITY SALES BY 2030 RELATIVE TO 2005 LEVELS. IF AN ENTITY INFORMS THE DIVISION OF ANY CHALLENGES IN ACHIEVING THE GREENHOUSE GAS EMISSIONS

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REDUCTION PERCENTAGE, THE DIVISION, IN COORDINATION WITH THE COLORADO ENERGY OFFICE CREATED IN SECTION 24-38.5-101 (1), SHALL HOLD AT LEAST ONE PUBLIC STAKEHOLDER MEETING IN 2026 TO DISCUSS THE CHALLENGES RAISED BY THE ENTITY AND STRATEGIES FOR THE ENTITY TO ACHIEVE THE GREENHOUSE GAS EMISSIONS REDUCTION PERCENTAGE. IF, AFTER THE PUBLIC STAKEHOLDER MEETING, AN ENTITY INFORMS THE DIVISION IN WRITING THAT THE ENTITY IS STILL ENCOUNTERING OR EXPECTS TO ENCOUNTER CHALLENGES IN ACHIEVING THE GREENHOUSE GAS EMISSIONS REDUCTION PERCENTAGE, NO LATER THAN DECEMBER 31, 2026, THE DIVISION SHALL SUBMIT A CONCISE REPORT TO THE GENERAL ASSEMBLY SUMMARIZING THE CHALLENGES THE ENTITY IS ENCOUNTERING OR EXPECTS TO ENCOUNTER AND DESCRIBING ANY POTENTIAL SOLUTIONS TO THE CHALLENGES. THIS SUBSECTION (1)(e)(VIII.5)(H) IS REPEALED, EFFECTIVE JULY 1, 2027."

Page 15, line 25, strike the second "SUBMITTED".

Page 16, strike lines 3 and 4 and substitute "OBTAINS MORE THAN".

Page 16, line 5, after "A" insert "GREENHOUSE-GAS-EMITTING GENERATION".

Page 16, line 6, after "THE" insert "COOPERATIVE RETAIL ELECTRIC UTILITY'S" and strike "AND ANY" and substitute "PROVIDER."

Page 16, strike lines 7 through 10.

Page 18, after line 17 insert:

"(G) UPON THE REQUEST OF A COOPERATIVE RETAIL ELECTRIC UTILITY, A WHOLESALE POWER MARKETER, AS DEFINED IN SUBSECTION (1)(e)(VIII.7)(A) OF THIS SECTION, PUBLIC UTILITY, OR OWNER OF AN ELECTRIC-GENERATING-RESOURCE THAT SUPPLIES ELECTRICITY TO THE COOPERATIVE RETAIL ELECTRIC UTILITY SHALL PROVIDE ANY EMISSIONS DATA IN ITS POSSESSION RELATING TO THE COOPERATIVE RETAIL ELECTRIC UTILITY THAT IS NECESSARY FOR THE COOPERATIVE RETAIL ELECTRIC UTILITY TO DEVELOP AND SUBMIT A CLEAN ENERGY PLAN TO THE DIVISION. IN COMPLYING WITH THIS SUBSECTION (1)(e)(VIII.6)(G), A PERSON MAY WITHHOLD ANY PROPRIETARY OR CONFIDENTIAL INFORMATION OR TRADE SECRETS."

Page 18, line 21, strike "STATE." and substitute "STATE AND THAT SUPPLIES THREE HUNDRED THOUSAND MEGAWATT-HOURS OR MORE OF ELECTRICITY TO ENTITIES IN THE STATE ANNUALLY."

Page 18, line 25, strike "OR".

Page 18, line 26, strike "DIVISION." and substitute "DIVISION, OR AN ENTITY THAT SUPPLIES CAPACITY OR ENERGY TO ELECTRIC UTILITIES LOCATED IN THE STATE SOLELY THROUGH AN ORGANIZED MARKET THAT ELECTRIC UTILITIES LOCATED IN THE STATE PARTICIPATE IN."

Page 19, lines 14 through 17, strike "ACHIEVES AT LEAST A FORTY-SIX PERCENT REDUCTION IN GREENHOUSE GAS EMISSIONS CAUSED BY THE WHOLESALE POWER MARKETER'S COLORADO ELECTRICITY SALES BY 2027 RELATIVE TO 2005 LEVELS AND" and substitute "MEETS THE REQUIREMENTS OF SUBSECTION (1)(e)(VIII.9) OF THIS SECTION AND ACHIEVES".

Page 20, lines 14 through 17, strike "ACHIEVES AT LEAST A FORTY-SIX PERCENT REDUCTION IN GREENHOUSE GAS EMISSIONS CAUSED BY THE WHOLESALE POWER MARKETER'S COLORADO ELECTRICITY SALES BY 2027 RELATIVE TO 2005 LEVELS AND" and substitute "MEETS THE REQUIREMENTS OF SUBSECTION (1)(e)(VIII.9) OF THIS SECTION AND ACHIEVES".

Page 21, lines 13 through 17, strike "ACHIEVE AT LEAST A FORTY-SIX PERCENT REDUCTION IN GREENHOUSE GAS EMISSIONS CAUSED BY THE UTILITY'S COLORADO ELECTRICITY SALES BY 2027 RELATIVE TO THE NEW ELECTRIC UTILITY'S ANNUAL GREENHOUSE GAS EMISSIONS DURING ITS FIRST YEAR OF OPERATIONS" and substitute "MEET THE REQUIREMENTS OF SUBSECTION

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(1)(e)(VIII.9) OF THIS SECTION".

Page 22, line 1, strike "UTILITY ACHIEVES: AT LEAST" and substitute "UTILITY:".

Page 22, strike lines 2 through 5 and substitute "MEETS THE REQUIREMENTS OF SUBSECTION (1)(e)(VIII.9) OF THIS SECTION; AND ACHIEVES AT LEAST AN".

Page 22, line 11, after "PLAN" insert "OR ANY PLAN SUBMITTED PURSUANT TO SUBSECTION (1)(e)(VIII)(I) OF THIS SECTION THAT IS SUBMITTED TO THE DIVISION ON OR AFTER JANUARY 1, 2024,".

Page 22, line 14, strike "LEVELS." and substitute "LEVELS, IF THE ACHIEVEMENT OF THE FORTY-SIX PERCENT REDUCTION IN GREENHOUSE GAS EMISSIONS WILL MAINTAIN RELIABILITY AND RESULT IN AN INCREMENTAL AVERAGE ANNUAL COST TO THE ENTITY OF NO MORE THAN TWO AND ONE-HALF PERCENT OF THE ENTITY'S TOTAL SYSTEM COSTS.".

Page 22, strike lines 15 through 27.

Page 23, strike lines 1 through 13 and substitute:

"(B) SUBSECTIONS (1)(e)(VIII.9)(C) AND (1)(e)(VIII.9)(D) OF THIS SECTION APPLY TO ANY ENTITY THAT, BEFORE JANUARY 1, 2024, SUBMITS A CLEAN ENERGY PLAN OR A PLAN PURSUANT TO SUBSECTION (1)(e)(VIII)(I) OF THIS SECTION TO THE DIVISION AND THE VERIFICATION WORKBOOK FOR THE PLAN PROJECTS THAT THE PLAN WILL NOT ACHIEVE THE REDUCTION IN GREENHOUSE GAS EMISSIONS DESCRIBED IN SUBSECTION (1)(e)(VIII.9)(A) OF THIS SECTION.

(C) ANY ENTITY DESCRIBED IN SUBSECTION (1)(e)(VIII.9)(B) OF THIS SECTION IS ENCOURAGED TO ACHIEVE THE REDUCTION IN GREENHOUSE GAS EMISSIONS DESCRIBED IN SUBSECTION (1)(e)(VIII.9)(A) OF THIS SECTION. AS A PART OF ANY ELECTRIC RESOURCE PLAN DEVELOPED, FINALIZED, OR SUBMITTED ON OR AFTER JULY 1, 2023, ANY ENTITY DESCRIBED IN SUBSECTION (1)(e)(VIII.9)(B) OF THIS SECTION SHALL MODEL: AT LEAST ONE PORTFOLIO THAT ACHIEVES THE REDUCTION IN GREENHOUSE GAS EMISSIONS DESCRIBED IN SUBSECTION (1)(e)(VIII.9)(A) OF THIS SECTION AND ACHIEVES AT LEAST AN EIGHTY PERCENT REDUCTION IN GREENHOUSE GAS EMISSIONS CAUSED BY THE ENTITY'S COLORADO ELECTRICITY SALES BY 2030 RELATIVE TO 2005 LEVELS; AND AT LEAST ONE PORTFOLIO THAT ACHIEVES GREATER GREENHOUSE GAS EMISSIONS REDUCTIONS THAN THE REDUCTIONS THAT THE CLEAN ENERGY PLAN SUBMITTED BEFORE JANUARY 1, 2024, IS PROJECTED TO ACHIEVE BY 2027 AND ACHIEVES AT LEAST AN EIGHTY PERCENT REDUCTION IN GREENHOUSE GAS EMISSIONS CAUSED BY THE ENTITY'S COLORADO ELECTRICITY SALES BY 2030 RELATIVE TO 2005 LEVELS. THE ENTITY'S GOVERNING BODY SHALL CONSIDER THESE TWO PORTFOLIOS AS PART OF THE ELECTRIC RESOURCE PLANNING PROCESS.

(D) TO ASSIST ENTITIES THAT HAVE SUBMITTED A CLEAN ENERGY PLAN OR A PLAN PURSUANT TO SUBSECTION (1)(e)(VIII)(I) OF THIS SECTION TO COST-EFFECTIVELY MAXIMIZE REDUCTION IN GREENHOUSE GAS EMISSIONS AS PART OF THE ELECTRIC RESOURCE PLANNING PROCESS AND TO OTHERWISE ACCELERATE GREENHOUSE GAS EMISSIONS REDUCTIONS, AT THE REQUEST OF AN ENTITY THAT HAS SUBMITTED A CLEAN ENERGY PLAN OR A PLAN SUBMITTED PURSUANT TO SUBSECTION (1)(e)(VIII)(I) OF THIS SECTION THAT HAS BEEN VERIFIED BY THE DIVISION IN CONSULTATION WITH THE PUBLIC UTILITIES COMMISSION, THE COLORADO ENERGY OFFICE, CREATED IN SECTION 24-38.5-101 (1), SHALL PROVIDE THE ENTITY WITH INFORMATION REGARDING FEDERAL FUNDING OPPORTUNITIES FOR ACCELERATING REDUCTIONS IN GREENHOUSE GAS EMISSIONS.".

Page 24, strike lines 13 through 16.

Re-number succeeding section accordingly.

Strike "EIGHTEEN" and substitute "TWENTY-FOUR" on Page 16, lines 12, 14, and 21.

Strike "NINE" and substitute "TWELVE" on Page 16, line 27; and Page 17, line

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Strike "ACHIEVE AT LEAST A FORTY-SIX PERCENT REDUCTION IN GREENHOUSE GAS EMISSIONS CAUSED BY THE UTILITY'S COLORADO ELECTRICITY SALES BY 2027 RELATIVE TO 2005 LEVELS" and substitute "MEET THE REQUIREMENTS OF SUBSECTION (1)(e)(VIII.9) OF THIS SECTION" on: **Page 17**, lines 5 through 8 and lines 20 through 22.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-210** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 3, strike lines 1 to 14.

Renumber succeeding sections accordingly.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1204** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-027** 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, strike "(7) FOR STATE".

Page 2, strike lines 6 through 9, and substitute:

"(7) FOR STATE FISCAL YEARS 2023-24 THROUGH 2026-27, SUBJECT TO AVAILABLE APPROPRIATIONS, THE GENERAL ASSEMBLY SHALL APPROPRIATE MONEY FROM THE GENERAL FUND TO THE STATE DEPARTMENT FOR THE GRANT PROGRAM."`

Appropriations

After consideration on the merits, the Committee recommends that **SB23-191** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-001** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 6, after line 8 insert:

SECTION 3. Appropriation. For the 2023-24 state fiscal year, \$47,583 is appropriated to the department of law. This appropriation is from the legal services cash fund created in section 24-31-108 (4), C.R.S., from revenue received from the department of personnel that is continuously appropriated to the department of personnel from the unused state-owned real property fund created in section 24-82-102.5 (5)(a), C.R.S. The appropriation to the department of law 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 personnel."

Renumber succeeding section accordingly.

Page 1, line 103, strike "HOUSING." and substitute "HOUSING, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-002** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Amend printed bill, page 8, before line 26 insert:

"SECTION 3. Appropriation. (1) For the 2023-24 state fiscal year, \$40,717 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 and is based on an assumption that the office will require an additional 0.8 FTE. To implement this act, the office may use this appropriation as follows:

(a) \$36,842 for personal services, which amount is based on an assumption that the office will require an additional 0.8 FTE; and

(b) \$3,875 for operating expenses.

(2) For the 2023-24 state fiscal year, the general assembly anticipates that the department of health care policy and financing will receive \$40,717 in federal funds to implement this act, which amount is subject to the "(I)" notation as defined in the annual general appropriation act for the same fiscal year. 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) \$36,842 for personal services; and

(b) \$3,875 for operating expenses.

(3) For the 2023-24 state fiscal year, \$169,973 is appropriated to the department of public health and environment for use by chronic disease prevention programs in the prevention services division. This appropriation is from the general fund and is based on an assumption that the programs will require an additional 2.0 FTE. To implement this act, the programs may use this appropriation for the community health workers initiative."

Renumber succeeding section accordingly.

Page 1, line 103, strike "WORKER." and substitute "WORKER, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-016** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 13, strike lines 24 through 27.

Strike pages 14 and 15.

Page 16, strike lines 1 through 7 and substitute:

"SECTION 9. In Colorado Revised Statutes, 40-2-114, amend (2)(a)(III) as follows:

40-2-114. Disposition of fees collected - telecommunications utility fund - fixed utility fund - appropriation. (2) (a) Money 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:

(III) With regard only to expenditures from the public utilities commission fixed utility fund created in subsection (1)(b) of this section, the administrative expenses, not to exceed five hundred thousand dollars annually, incurred by the Colorado electric transmission authority in carrying out its duties under article 42 of this title 40. The Colorado electric transmission authority shall remit to the PUBLIC UTILITIES COMMISSION fixed utility fund any amounts it receives in excess of its actual administrative expenses plus a fifteen FIFTY percent reserve margin."

Page 18, after line 24 insert:

"SECTION 15. Appropriation. (1) For the 2023-24 state fiscal year, \$191,790 is appropriated to the department of natural resources for use by the oil and gas conservation commission. This appropriation is from the oil and gas conservation and environmental response fund created in section 34-60-122 (5)(a), C.R.S. To implement this act, the commission may use this appropriation as follows:

(a) \$151,142 for program costs, which amount is based on an

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assumption that the commission will require an additional 1.6 FTE;
 (b) \$19,500 for the underground injection program; and
 (c) \$21,148 for the purchase of legal services.
 (2) For the 2023-24 state fiscal year, \$288,016 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) \$135,054 for personal services related to stationary sources, which amount is based on an assumption that the subdivision will require an additional 1.4 FTE;
 (b) \$15,500 for operating expenses related to stationary sources; and
 (c) \$137,462 for the purchase of legal services.
 (3) For the 2023-24 state fiscal year, \$99,769 is appropriated to the department of revenue. This appropriation is from the general fund. To implement this act, the division may use this appropriation as follows:
 (a) \$44,327 for use by taxation services for personal services, which amount is based on an assumption that the division will require an additional 0.7 FTE;
 (b) \$15,007 for use by taxation services for operating expenses; and
 (c) \$40,435 for use by administration for tax administration IT system (GenTax) support.
 (4) For the 2023-24 state fiscal year, \$158,610 is appropriated to the department of law. This appropriation is from reappropriated funds received from the departments of natural resources and public health and environment under subsections (1)(c) and (2)(c) 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 departments of natural resources and public health and environment."

Renumber succeeding section accordingly.

Page 1, line 102, strike "COLORADO." and substitute "COLORADO, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-032** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 4, strike lines 1 through 5 and substitute:

"SECTION 2. Appropriation. (1) For the 2023-24 state fiscal year, \$720,368 is appropriated to the department of public safety. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:
 (a) \$25,750 for use by the executive director's office for vehicle lease payments;
 (b) \$138,533 for use by the division of fire prevention and control for personal services, which amount is based on an assumption that the division will require an additional 1.8 FTE; and
 (c) \$556,085 for use by the division of fire prevention and control for operating expenses."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-044** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-059** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

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Amend printed bill, page 13, before line 3 insert:

"SECTION 6. Appropriation. For the 2023-24 state fiscal year, \$411,000 is appropriated to the department of natural resources for use by the division of parks and wildlife. This appropriation is from the parks and outdoor recreation cash fund created in section 33-10-111 (1), C.R.S. To implement this act, the division may use this appropriation for state park operations."

Renumber succeeding section accordingly.

Page 1, line 103, strike "AREAS." and substitute "AREAS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB23-082 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 7, after line 14 insert:

"SECTION 6. Appropriation. (1) For the 2023-24 state fiscal year, \$2,674,677 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 1.8 FTE. To implement this act, the division may use this appropriation for preventing youth homelessness.

(2) For the 2023-24 state fiscal year, the general assembly anticipates that the department of human services will receive \$22,096 in federal funds for use by the division of child welfare 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 subject to the "(I)" notation as defined in the annual general appropriation act for the same fiscal year."

Renumber succeeding section accordingly.

Page 1, line 102, strike "YOUTH." and substitute "YOUTH, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB23-105 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 18, strike "and mediate" and substitute "and mediate".

Page 3, after line 21 insert:

"(II) ON OR BEFORE JULY 1, 2024, CREATE AND ADMINISTER A PROCESS TO MEDIATE COMPLAINTS REGARDING ALLEGED VIOLATIONS OF SECTION 8-5-102 AND PROMULGATE RULES AS NECESSARY FOR THIS PURPOSE;"

Renumber succeeding subparagraphs accordingly.

Page 6, after line 15 insert:

"SECTION 4. Appropriation. (1) For the 2023-24 state fiscal year, \$292,590 is appropriated to the department of labor and employment. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$250,294 for use by division of labor standards and statistics for program costs related to labor standards, which amount is based on an assumption that the department will require an additional 2.1 FTE; and

(b) \$42,296 for the purchase of legal services.

(2) For the 2023-24 state fiscal year, \$42,296 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of labor and employment under subsection (1)(b) of this

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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 labor and employment.

(3) For the 2023-24 state fiscal year, \$119,848 is appropriated to the department of personnel for use by the division of human resources. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$97,813 for personal services related to state agency services, which amount is based on an assumption that the department will require an additional 1.2 FTE; and

(b) \$22,035 for operating expenses related to state agency services."

Renumber succeeding section accordingly.

Page 1, line 102, strike "WORK." and substitute "WORK, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-161** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, strike everything below the enacting clause and substitute:

"SECTION 1. In Colorado Revised Statutes, 24-33.5-1228, add (3)(c)(IV) as follows:

24-33.5-1228. Colorado firefighting air corps - creation - powers - aircraft acquisitions required - center of excellence - unmanned aircraft systems study and pilot program - Colorado firefighting air corps fund - creation - report - rules.

(3) (c) (IV) ON THE EFFECTIVE DATE OF THIS SECTION, THE STATE TREASURER SHALL TRANSFER TWENTY-SIX MILLION DOLLARS FROM THE GENERAL FUND TO THE COLORADO FIREFIGHTING AIR CORPS FUND CREATED IN SUBSECTION (3)(a) OF THIS SECTION. THE DIVISION SHALL USE THE MONEY TRANSFERRED PURSUANT TO THIS SUBSECTION (3)(c)(IV) FOR THE PURPOSE OF PURCHASING A FIRE HAWK HELICOPTER CONFIGURED FOR WILDFIRE AND OTHER PUBLIC SAFETY RESPONSE NEEDS.

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, or safety."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-177** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 11, line 15, strike "\$10,600,000" and substitute "\$23,200,000".

Appropriations

After consideration on the merits, the Committee recommends that **SB23-179** 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 25 insert:

"SECTION 6. **Appropriation.** For the 2023-24 fiscal year, \$64,252 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) \$56,637 for personal services, which amount is based on an assumption that the division will require an additional 0.7 FTE; and

(b) \$7,615 for operating expenses."

Renumber succeeding section accordingly.

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Page 1, line 102 strike "PLANS." and substitute "PLANS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB23-196 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that HB23-1009 be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that HB23-1094 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that HB23-1168 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that HB23-1183 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary

After consideration on the merits, the Committee recommends that SB23-172 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend corrected printed bill, page 5, strike lines 3 through 27.

Page 6, strike lines 1 through 13.

Re-number succeeding sections accordingly.

Page 6, line 16, strike "(1)(j)" and substitute "(1.3)".

Page 7, strike lines 1 and 2 and substitute "unfair employment practice for an employer to act as provided in this subsection (1)(a) REFUSE TO HIRE, TO DISCHARGE, OR TO PROMOTE OR DEMOTE AN INDIVIDUAL WITH A DISABILITY if there is no".

Page 7, line 4, before "AND" insert "THAT WOULD ALLOW THE INDIVIDUAL TO SATISFY THE ESSENTIAL FUNCTIONS OF THE JOB".

Page 7, strike lines 14 through 21.

Page 8, line 13, before "AND" insert "THAT WOULD ALLOW THE INDIVIDUAL TO SATISFY THE ESSENTIAL FUNCTIONS OF THE JOB".

Page 9, line 22, before "AND" insert "THAT WOULD ALLOW THE INDIVIDUAL TO SATISFY THE ESSENTIAL FUNCTIONS OF THE PROGRAM".

Page 10, strike lines 13 through 21.

Page 10, before line 22 insert:

"(1.3) (a) AS USED IN SUBSECTIONS (1)(a) AND (1.5) OF THIS SECTION AND IN THIS SUBSECTION (1.3), "HARASS" OR "HARASSMENT" MEANS TO ENGAGE IN, OR THE ACT OF ENGAGING IN, ANY UNWELCOME PHYSICAL OR VERBAL CONDUCT OR ANY WRITTEN, PICTORIAL, OR VISUAL COMMUNICATION DIRECTED AT AN INDIVIDUAL OR GROUP OF INDIVIDUALS BECAUSE OF THAT INDIVIDUAL'S OR GROUP'S MEMBERSHIP IN, OR PERCEIVED MEMBERSHIP IN, A PROTECTED CLASS, AS DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION, WHICH CONDUCT

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OR COMMUNICATION IS SUBJECTIVELY OFFENSIVE TO THE INDIVIDUAL ALLEGING HARASSMENT AND IS OBJECTIVELY OFFENSIVE TO A REASONABLE INDIVIDUAL WHO IS A MEMBER OF THE SAME PROTECTED CLASS. THE CONDUCT OR COMMUNICATION NEED NOT BE SEVERE OR PERVASIVE TO CONSTITUTE A DISCRIMINATORY OR AN UNFAIR EMPLOYMENT PRACTICE UNDER SUBSECTION (1)(a) OF THIS SECTION AND IS A VIOLATION OF SUBSECTION (1)(a) OF THIS SECTION IF:

(I) SUBMISSION TO THE CONDUCT OR COMMUNICATION IS EXPLICITLY OR IMPLICITLY MADE A TERM OR CONDITION OF THE INDIVIDUAL'S EMPLOYMENT;

(II) SUBMISSION TO, OBJECTION TO, OR REJECTION OF THE CONDUCT OR COMMUNICATION IS USED AS A BASIS FOR EMPLOYMENT DECISIONS AFFECTING THE INDIVIDUAL; OR

(III) THE CONDUCT OR COMMUNICATION HAS THE PURPOSE OR EFFECT OF UNREASONABLY INTERFERING WITH THE INDIVIDUAL'S WORK PERFORMANCE OR CREATING AN INTIMIDATING, HOSTILE, OR OFFENSIVE WORKING ENVIRONMENT.

(b) THE NATURE OF THE WORK OR THE FREQUENCY WITH WHICH HARASSMENT IN THE WORKPLACE OCCURRED IN THE PAST IS NOT RELEVANT TO WHETHER THE CONDUCT OR COMMUNICATION IS A DISCRIMINATORY OR AN UNFAIR EMPLOYMENT PRACTICE UNDER SUBSECTION (1)(a) OF THIS SECTION.

(c) (I) NOTWITHSTANDING SUBSECTION (1)(a) OF THIS SECTION, PETTY SLIGHTS, MINOR ANNOYANCES, AND LACK OF GOOD MANNERS DO NOT CONSTITUTE HARASSMENT UNLESS THE SLIGHTS, ANNOYANCES, OR LACK OF MANNERS, WHEN TAKEN INDIVIDUALLY OR IN COMBINATION AND UNDER THE TOTALITY OF THE CIRCUMSTANCES, MEET THE STANDARDS SET FORTH IN SUBSECTION (1.3)(a) OF THIS SECTION.

(II) FACTORS TO CONSIDER UNDER THE TOTALITY OF THE CIRCUMSTANCES INCLUDE:

(A) THE FREQUENCY OF THE CONDUCT OR COMMUNICATION, RECOGNIZING THAT A SINGLE INCIDENT MAY RISE TO THE LEVEL OF HARASSMENT;

(B) THE NUMBER OF INDIVIDUALS ENGAGED IN THE CONDUCT OR COMMUNICATION;

(C) THE TYPE OR NATURE OF THE CONDUCT OR COMMUNICATION, RECOGNIZING THAT CONDUCT OR COMMUNICATION THAT, AT ONE TIME, WAS OR IS WELCOME BETWEEN TWO OR MORE INDIVIDUALS MAY BECOME UNWELCOME TO ONE OR MORE OF THOSE INDIVIDUALS;

(D) THE DURATION OF THE CONDUCT OR COMMUNICATION;

(E) THE LOCATION WHERE THE CONDUCT OR COMMUNICATION OCCURRED;

(F) WHETHER THE CONDUCT OR COMMUNICATION IS THREATENING;

(G) WHETHER ANY POWER DIFFERENTIAL EXISTS BETWEEN THE INDIVIDUAL ALLEGED TO HAVE ENGAGED IN HARASSMENT AND THE INDIVIDUAL ALLEGING THE HARASSMENT;

(H) ANY USE OF EPITHETS, SLURS, OR OTHER CONDUCT OR COMMUNICATION THAT IS HUMILIATING OR DEGRADING; AND

(I) WHETHER THE CONDUCT OR COMMUNICATION REFLECTS STEREOTYPES ABOUT AN INDIVIDUAL OR GROUP OF INDIVIDUALS IN A PROTECTED CLASS."

Page 10, line 22, after "(1.5)" insert "(a)".

Page 10, line 26, strike "(a)" and substitute "(I)".

Page 11, line 1, strike "HARASSMENT;" and substitute "HARASSMENT. AN EMPLOYER'S PROGRAM SATISFIES THIS SUBSECTION (1.5)(a)(I) IF THE EMPLOYER CAN DEMONSTRATE THAT:

(A) THE EMPLOYER CONDUCTS PROMPT, REASONABLE INVESTIGATIONS OF ALLEGED DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICES, AS DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION; AND

(B) THE EMPLOYER TAKES PROMPT, REASONABLE REMEDIAL ACTIONS, WHEN WARRANTED, IN RESPONSE TO COMPLAINTS OF DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICES, AS DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION."

Page 11, strike lines 2 through 11.

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Page 11, line 12, strike "(c)" and substitute "(II)".

Page 11, line 13, strike "(1.5)(a)" and substitute "(1.5)(a)(I)".

Page 11, strike lines 15 through 19 and substitute:

"(III) THE EMPLOYER MAINTAINS AN ACCURATE, DESIGNATED REPOSITORY OF ALL WRITTEN OR ORAL COMPLAINTS OF DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICES, AS DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION, THAT INCLUDES THE DATE OF THE COMPLAINT, THE IDENTITY OF THE COMPLAINING PARTY, THE IDENTITY OF THE ALLEGED PERPETRATOR, AND THE SUBSTANCE OF THE COMPLAINT; AND".

Page 11, line 20, strike "(e)" and substitute "(IV)".

Page 11, strike lines 22 and 23 and substitute "(1.5)(a)(I) OF THIS SECTION.

(b) NOTHING IN THIS SUBSECTION (1.5) SUPERSEDES OR ELIMINATES ANY OTHER ANALYSES, EVALUATIONS, OR STANDARDS OF LIABILITY FOR HARASSMENT ESTABLISHED IN THIS SECTION AND THROUGH JUDICIAL INTERPRETATION OF TITLE VII OF THE FEDERAL "CIVIL RIGHTS ACT OF 1964", AS AMENDED, 42 U.S.C. SEC. 2000e ET SEQ.; THE FEDERAL "AGE DISCRIMINATION IN EMPLOYMENT ACT OF 1967", AS AMENDED, 29 U.S.C. SEC. 621 ET SEQ.; TITLES I AND V OF THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", AS AMENDED, 42 U.S.C. SEC. 12111 ET SEQ.; AND THE FEDERAL "CIVIL RIGHTS ACT OF 1991", AS AMENDED, 42 U.S.C. SEC. 1981a."

Page 11, line 24, after "24-34-407" insert "and 24-34-408".

Page 12, line 14, strike "TO" and substitute "INCLUDING DISCLOSING THE EXISTENCE AND TERMS OF A SETTLEMENT AGREEMENT, TO".

Page 12, line 16, after "PROVIDER," insert "MENTAL OR BEHAVIORAL HEALTH THERAPEUTIC SUPPORT GROUP,".

Page 13, strike lines 3 through 9 and substitute:

"(d) THE AGREEMENT INCLUDES A CONDITION THAT IF A NONDISPARAGEMENT PROVISION IS INCLUDED IN THE AGREEMENT AND THE EMPLOYER DISPARAGES THE EMPLOYEE OR PROSPECTIVE EMPLOYEE TO A THIRD PARTY, THE EMPLOYER MAY NOT SEEK TO ENFORCE THE NONDISPARAGEMENT OR NONDISCLOSURE PROVISIONS OF THE AGREEMENT OR SEEK DAMAGES AGAINST THE EMPLOYEE OR ANY OTHER PARTY TO THE AGREEMENT FOR VIOLATING THOSE PROVISIONS, BUT ALL OTHER REMAINING TERMS OF THE AGREEMENT REMAIN ENFORCEABLE;"

Page 13, line 16, strike "AND".

Page 13, after line 16 insert:

"(II) VARIED BASED ON THE NATURE OR SEVERITY OF THE BREACH; AND".

Re-number succeeding subparagraph accordingly.

Page 14, after line 15 insert:

"(4) IN ANY ACTION BROUGHT UNDER THIS SECTION, IF THE EMPLOYER SHOWS THAT THE ACT OR OMISSION GIVING RISE TO THE ACTION WAS COMMITTED IN GOOD FAITH AND THAT THE EMPLOYER HAS REASONABLE GROUNDS FOR BELIEVING THAT THE EMPLOYER'S ACT OR OMISSION DID NOT VIOLATE THIS SECTION, THE COURT MAY, IN ITS DISCRETION, DECLINE TO AWARD A PENALTY OR REDUCE THE AMOUNT OF THE PENALTY SPECIFIED IN SUBSECTION (2)(a) OF THIS SECTION.

24-34-408. Employer record keeping - definition. (1) AN EMPLOYER SHALL PRESERVE ANY PERSONNEL OR EMPLOYMENT RECORD THE EMPLOYER MADE, RECEIVED, OR KEPT FOR AT LEAST FIVE YEARS AFTER THE LATER OF:

(a) THE DATE THE EMPLOYER MADE OR RECEIVED THE RECORD; OR

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(b) THE DATE OF THE PERSONNEL ACTION ABOUT WHICH THE RECORD PERTAINS OR OF THE FINAL DISPOSITION OF A CHARGE OF DISCRIMINATION OR RELATED ACTION, AS APPLICABLE.

(2) AS USED IN THIS SECTION, "PERSONNEL OR EMPLOYMENT RECORD" INCLUDES REQUESTS FOR ACCOMMODATION; EMPLOYEE COMPLAINTS OF DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICES; APPLICATION FORMS SUBMITTED BY APPLICANTS FOR EMPLOYMENT; OTHER RECORDS RELATED TO HIRING, PROMOTION, DEMOTION, TRANSFER, LAYOFF, TERMINATION, RATES OF PAY OR OTHER TERMS OF COMPENSATION, AND SELECTION FOR TRAINING OR APPRENTICESHIP; AND RECORDS OF TRAINING PROVIDED TO OR FACILITATED FOR EMPLOYEES."

Judiciary

After consideration on the merits, the Committee recommends that **SB23-089** be **postponed indefinitely**.

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE ON SB23-168

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 SB23-168, concerning gun violence victims' access to the judicial system, 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 3, strike lines 10 through 13 and substitute:

"(e) IT IS THE POLICY OF THIS STATE THAT FIREARM INDUSTRY MEMBERS HAVE A DUTY AND RESPONSIBILITY TO FOLLOW COLORADO LAW, INCLUDING NOT ENGAGING IN UNFAIR OR DECEPTIVE TRADE PRACTICES IN VIOLATION OF THE "COLORADO CONSUMER PROTECTION ACT", ARTICLE 1 OF THIS TITLE 6; AND".

Page 3, strike line 23 and substitute:

"(2) IT IS FURTHER".

Page 5, strike lines 3 through 27.

Page 6, strike lines 1 through 12.

Renumber succeeding subsection accordingly.

Page 6, line 26, after "STATE;" insert "OR".

Page 7, line 1, strike "STATE; OR" and substitute "STATE."

Page 7, strike lines 2 through 27.

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Page 8, strike lines 1 through 7 and substitute:

"(2) A FIREARMINDUSTRY MEMBER SHALL NOT KNOWINGLY ENGAGE IN CONDUCT, THROUGH ACTS OR OMISSIONS, THAT VIOLATES THE "COLORADO CONSUMER PROTECTION ACT", ARTICLE 1 OF THIS TITLE 6, INCLUDING ANY UNFAIR OR DECEPTIVE TRADE PRACTICE, AS DESCRIBED IN SECTION 6-1-105.

(3) A FIREARMINDUSTRY MEMBER SHALL NOT KNOWINGLY ENGAGE IN CONDUCT, THROUGH ACTS OR OMISSIONS, THAT VIOLATES ARTICLE 12 OF TITLE 18."

Page 8, line 11, after "IN" insert "KNOWING".

Page 8, line 16, after "IN" insert "KNOWING".

Respectfully submitted,

Senate Committee:
(signed)
Sonya Jaquez Lewis (Chair)
Chris Kolker
Bob Gardner

House Committee:
(signed)
Javier Mabrey (Chair)
Jennifer Parenti
Rick Taggart

MESSAGE FROM THE HOUSE

April 5, 2023
Mr. President:

The House has voted to grant the House conferees on the First Conference Committee on SB23-168 to consider matters not at issue between the two houses.

At the order of the President, Senator Mullica was added to the current roll call.

INTRODUCTION OF MEMORIALS

The following memorial was read by title and referred to the committee indicated:

SJM23-006 by Senator(s) Coleman; also Representative(s) Bacon--Memorializing former Senator Gloria Tanner.

Laid over until Tuesday, April 11.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

Senate in recess. Senate reconvened.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-001, SB23-002, SB23-032, SB23-044, SB23-082, SB23-161, SB23-177, SB23-196, HB23-1094, HB23-1168, SB23-193, SB23-203, SB23-209, and SB23-208 were made Special Orders -- Consent Calendar at 9:45 a.m.

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Committee of the Whole The hour of 9:45 a.m. having arrived, Senator Zenzinger moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Zenzinger was called to act as Chair.

**SPECIAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

- SB23-001** by Senator(s) Roberts and Zenzinger; also Representative(s) Bird and Lukens--Concerning additional functions of the public-private collaboration unit for public projects that provide housing, and, in connection therewith, making an appropriation.
- Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, January 25, page(s) 98 and placed in members' bill files.)
- Amendment No. 2, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 6, page(s) 699 and placed in members' bill files.)
- As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB23-002** by Senator(s) Mullica and Simpson; also Representative(s) McCluskie and Bradfield--Concerning seeking federal authorization for medicaid reimbursement for services provided by a community health worker, and, in connection therewith, making an appropriation.
- Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 3, page(s) 358-360 and placed in members' bill files.)
- Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 6, page(s) 700 and placed in members' bill files.)
- As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB23-032** by Senator(s) Simpson and Ginal, Danielson, Jaquez Lewis; also Representative(s) Lynch and Joseph, Story--Concerning the establishment of a wildfire detection technology system pilot program, and, in connection therewith, making an appropriation.
- Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 6, page(s) 701 and placed in members' bill files.)
- As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB23-044** by Senator(s) Ginal and Pelton R.; also Representative(s) McCormick and Winter T.--Concerning updates to the veterinary education loan repayment program.
- Ordered engrossed and placed on the calendar for third reading and final passage.
- SB23-082** by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Amabile and Michaelson Jenet--Concerning creation of the Colorado fostering success voucher program to assist foster youth, and, in connection therewith, making an appropriation.
- Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 6, page(s) 702 and placed in members' bill files.)
- As amended, ordered engrossed and placed on the calendar for third reading and final passage.

- SB23-161** by Senator(s) Fenberg and Will; also Representative(s) Lynch and McCluskie--Concerning state funding to finance the purchase of a firefighting aircraft to respond to wildfires.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, March 3, page(s) 349-350 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 6, page(s) 703 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

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- SB23-177** by Senator(s) Roberts and Simpson; --Concerning the funding of Colorado water conservation board projects, and, in connection therewith, making an appropriation.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, March 24, page(s) 558 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 6, page(s) 703 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

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- SB23-196** by Senator(s) Winter F.; also Representative(s) Young--Concerning an extension of the income tax credit for retrofitting a residence to increase the residence's visitability.

Ordered engrossed and placed on the calendar for third reading and final passage.

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- HB23-1094** by Representative(s) Lukens and Catlin; also Senator(s) Roberts and Pelton R.--Concerning modifications to the agricultural workforce development program.

Ordered revised and placed on the calendar for third reading and final passage.

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- HB23-1168** by Representative(s) Sharbini and Joseph; also Senator(s) Winter F.--Concerning legal representation in due process complaint hearings for the parents of a student who may be eligible for special education services, and, in connection therewith, making an appropriation.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, March 21, page(s) 515 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

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- SB23-193** by Senator(s) Fields; also Representative(s) Weissman--Concerning victim notification matters related to criminal proceedings.

Ordered engrossed and placed on the calendar for third reading and final passage.

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- SB23-203** by Senator(s) Fields; also Representative(s) Soper--Concerning the authority of the office of the inspector general in the department of corrections to apprehend fugitives.

Ordered engrossed and placed on the calendar for third reading and final passage.

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- SB23-209** by Senator(s) Ginal and Rich; also Representative(s) Taggart--Concerning removal of the date restriction in the definition of "eligible borrower" used to determine a business's eligibility for a small business recovery loan under the "CLIMBER Act".

Ordered engrossed and placed on the calendar for third reading and final passage.

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SB23-208 by Senator(s) Ginal and Pelton B.; also Representative(s) Epps--Concerning modifications to certain tax statutes to correct defective cross references.

Ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS -- CONSENT CALENDAR

On motion of Senator Zenzinger, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-001 as amended, SB23-002 as amended, SB23-032 as amended, SB23-044, SB23-082 as amended, SB23-161 as amended, SB23-177 as amended, SB23-196, SB23-193, SB23-203, SB23-209, SB23-208, HB23-1094, HB23-1168 as amended.

Committee of the Whole On motion of Senator Zenzinger, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Zenzinger was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-186 by Senator(s) Pelton R. and Winter F.; also Representative(s) Winter T. and Willford--Concerning methane seepage in the Raton basin of Colorado, and, in connection therewith, requiring the Colorado oil and gas conservation commission to complete a study and establish a new regulatory category.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, March 23, page(s) 544 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 31, page(s) 643 and placed in members' bill files.)

Amendment No. 3(L.005), by Senator Pelton R.

Amend the Transportation and Energy Committee Report, dated March 22, 2023, page 1, strike lines 10 through 15 and substitute:

- ""(2) THE PRIMARY OBJECTIVES OF THE STUDY DESCRIBED IN SUBSECTION (1) OF THIS SECTION ARE TO:
 - (a) PROACTIVELY AND SYSTEMATICALLY LOCATE AND SURVEY METHANE GAS SEEPAGE IN THE RATON BASIN;
 - (b) DOCUMENT PREVIOUS AREAS OF SEEPAGE;

- (c) CALCULATE ANY DIFFERENCES IN SEEPAGE AMOUNTS; AND
- (d) ASSESS THE POTENTIAL FOR METHANE TO CREATE HAZARDOUS CONDITIONS.
- (3) THE STUDY DESCRIBED IN SUBSECTION (1) OF THIS SECTION MUST INCLUDE:
 - (a) A GROUND AND AIR SURVEY TO IDENTIFY SUSPECTED SEEPAGE AREAS, PREVIOUS SEEPAGE AREAS, AND INCREASES OR DECREASES IN SEEPAGE;
 - (b) DETAILED MAPPING OF SUSPECTED SEEPAGE AREAS;
 - (c) SAMPLING AND ANALYSIS OF GAS COLLECTED FROM SELECTED SEEPAGE AREAS; AND
 - (d) SAMPLING AND ANALYSIS OF WATER FROM SELECTED WATER WELLS AND METHANE CAPTURE WELLS IN THE RATON BASIN.
- (4) IN PERFORMING THE STUDY DESCRIBED IN SUBSECTION (1) OF THIS SECTION, THE COMMISSION AND THE WATER QUALITY CONTROL DIVISION SHALL COORDINATE WITH:
 - (a) THE COLORADO ENERGY OFFICE CREATED IN SECTION 24-38.5-101;
 - (b) THE DIVISION OF WATER RESOURCES CREATED IN THE DEPARTMENT OF NATURAL RESOURCES PURSUANT TO SECTION 24-1-124;
 - (c) THE DIVISION OF MINING, RECLAMATION, AND SAFETY IN THE DEPARTMENT OF NATURAL RESOURCES PURSUANT TO SECTION 34-20-103;
 - (d) THE DIVISION OF PARKS AND WILDLIFE CREATED IN THE DEPARTMENT OF NATURAL RESOURCES PURSUANT TO SECTION 33-9-104; AND
 - (e) LOCAL GOVERNMENTS, INCLUDING THE BOARDS OF COUNTY COMMISSIONERS IN LAS ANIMAS AND HUERFANO COUNTIES."."

Amendment No. 4(L.006), by Senator Pelton R.

Amend the Transportation and Energy Committee Report, dated March 22, 2023, page 1, after line 3 insert:

"Page 3 of the printed bill, lines 15 and 16, strike "and 24-60-135".

Page 3 of the bill, line 19, strike "COMMISSION," and substitute "COMMISSION AND THE WATER QUALITY CONTROL DIVISION IN THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT,"."

Page 1 of the report, strike lines 17 and 18 and substitute:

"Page 4 of the bill, strike lines 8 through 16.".

Strike page 2 of the report.

Amend the Appropriations Committee Report, dated March 31, 2023, strike lines 9 and 10 and substitute:

"Page 1 of the bill, strike line 104 and substitute "STUDY AND MAKING AN APPROPRIATION.".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-202 by Senator(s) Danielson and Jaquez Lewis; --Concerning the wearing of traditional Native American regalia at graduation ceremonies.

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, April 4, page(s) 675-676 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1143 by Representative(s) Kipp and Armagost; also Senator(s) Gonzales--Concerning measures related to seeking federal authorization for certain immigrants to possess firearms to be a peace officer.

Ordered revised and placed on the calendar for third reading and final passage.

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HB23-1167 by Representative(s) deGruy Kennedy and Sharbini; also Senator(s) Rodriguez--Concerning persons who report emergency overdose events in good faith.

Ordered revised and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Zenzinger, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-186 as amended, SB23-202 as amended, HB23-1143, HB23-1167.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Moreno, the following Governor's appointment was confirmed by a roll call vote:

MEMBER OF THE
COLORADO COMMISSION ON HIGHER EDUCATION

for a term expiring July 1, 2023:

Lisandra Gonzales of Thornton, Colorado to serve as a resident of the Eighth Congressional District and an Unaffiliated, occasioned by the resignation of Steven Trujillo, appointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Buckner, the following Governor's appointment was confirmed by a roll call vote:

**MEMBER OF THE
COLORADO COMMISSION ON HIGHER EDUCATION**

for a term expiring July 1, 2026:

Jennifer Walmer of Littleton, Colorado to serve as a resident of the Sixth Congressional District and a Democrat, appointed.

YES	27	NO	6	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	E
Bridges	Y	Gonzales	N	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	N	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	N		

MESSAGE FROM THE HOUSE

April 6, 2023
Mr. President:

The House has adopted and returns herewith SJM23-005.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

April 6, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-228, 229, 241, 220, and 214, amended as printed in House Journal, April 5, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1019, 1205, and HCR23-1001, amended as printed in House Journal, April 5, 2023.

The House has passed on Third Reading and returns herewith SB23-217, 222, 225, 227, 234, 244, 245, 246, 215, 218, 223, 224, 226, 233, 235, 236, 237, 238, 239, 240, 242, 243, 197, 219, 221, 231, 230, and 216.

MESSAGE FROM THE REVISOR OF STATUTES

April 6, 2023
We herewith transmit:

Without comment, as amended, HCR23-1001.
Without comment, as amended, HB23-1019 and 1205.
Without comment, as amended, SB23-214, 220, 228, 229, and 241.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SR23-007 by Senator(s) Hansen and Simpson; –Concerning the designation of April 18, 2023, as “Colorado Electrical Lineworker Appreciation Day”.

Laid over until Monday, April 10.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

SB23-271 by Senator(s) Roberts and Van Winkle; --Concerning the regulation of compounds that are related to cannabinoids.
Finance

On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m., Monday, April 10, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

89th Legislative Day

Friday, April 7, 2023

THE SENATE DID NOT CONVENE ON THIS DAY
DUE TO OBSERVANCE OF GOOD FRIDAY

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

92nd Legislative Day Monday, April 10, 2023

- Prayer 10
 By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver. 11
- Call to 12
 Order 13
 By the President at 10:00 a.m. 14
- Roll Call 15
 Present--34 16
 Excused--1, Coleman 17
 Present later--1, Coleman 18
- Quorum 19
 The President announced a quorum present. 20
- Pledge 21
 By Senator Ginal. 22
- Approval of 23
 the Journal 24
 On motion of Senator Exum, the Journal of Thursday, April 6, 2023, was approved as 25
 corrected by the Secretary. 26

At the order of the President, Senator Coleman was added to the current roll call. 27

SENATE SERVICES REPORT

Correctly Printed: SB23-271; SJM23-006; SR23-007. 28
 Correctly Engrossed: SB23-001, 002, 032, 044, 082, 161, 177, 186, 193, 196, 202, 203, 29
 208, and 209. 30
 Correctly Revised: HB23-1094, 1143, 1167, and 1168. 31
 Correctly Enrolled: SB23-197, 215, 216, 217, 218, 219, 221, 222, 223, 224, 225, 226, 32
 227, 230, 231, 233, 234, 235, 236, 237, 238, 239, 240, 242, 243, 244, 245, and 246. 33

COMMITTEE OF REFERENCE REPORTS

- State, 34
 Veterans, & 35
 Military 36
 Affairs 37
 After consideration on the merits, the Committee recommends that **HB23-1052** be 38
referred to the Committee of the Whole with favorable recommendation and with a 39
 recommendation that it be placed on the Consent Calendar. 40
- State, 41
 Veterans, & 42
 Military 43
 Affairs 44
 After consideration on the merits, the Committee recommends that **HCR23-1002** be 45
referred to the Committee on Appropriations with favorable recommendation. 46
- Finance 47
 After consideration on the merits, the Committee recommends that **SB23-153** be **referred** 48
 to the Committee on Appropriations with favorable recommendation. 49

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate 50
 having voted in the affirmative, the Senate proceeded out of order for consideration of 51
 resolutions. 52

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CONSIDERATION OF RESOLUTIONS

SR23-007 by Senator(s) Hansen and Simpson; --Concerning the designation of April 18, 2023, as "Colorado Electrical Lineworker Appreciation Day".

On motion of Senator Hansen, the resolutionl was read at length and **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

Senate in recess. Senate reconvened.

THIRD READING OF BILLS -- FINAL PASSAGE -- CONSENT CALENDAR

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-001 by Senator(s) Roberts and Zenzinger; also Representative(s) Bird and Lukens--Concerning additional functions of the public-private collaboration unit for public projects that provide housing, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	28	NO	7	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Marchman, Moreno, Mullica, Priola, Sullivan, and Winter F.

SB23-002 by Senator(s) Mullica and Simpson; also Representative(s) McCluskie and Bradfield-- Concerning seeking federal authorization for medicaid reimbursement for services provided by a community health worker, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	4	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Danielson, Exum, Fenberg, Fields, Ginal, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Priola, Sullivan, Winter F., and Zenzinger.

SB23-032 by Senator(s) Simpson and Ginal, Danielson, Jaquez Lewis; also Representative(s) Lynch and Joseph, Story--Concerning the establishment of a wildfire detection technology system pilot program, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Bridges, Buckner, Cutter, Exum, Gardner, Hansen, Hinrichsen, Marchman, Priola, Roberts, Will, and Winter F.

SB23-044 by Senator(s) Ginal and Pelton R.; also Representative(s) McCormick and Winter T.--Concerning updates to the veterinary education loan repayment program.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	4	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Hansen, Hinrichsen, Liston, Pelton B., Priola, Rich, Roberts, Simpson, Will, Winter F., and Zenzinger.

SB23-082

by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Amabile and Michaelson Jenet--Concerning creation of the Colorado fostering success voucher program to assist foster youth, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	3	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Ginal, Gonzales, Hansen, Hinrichsen, Marchman, Moreno, Mullica, Priola, Sullivan, and Winter F.

SB23-161

by Senator(s) Fenberg and Will; also Representative(s) Lynch and McCluskie--Concerning state funding to finance the purchase of a firefighting aircraft to respond to wildfires.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Gardner, Hansen, Jaquez Lewis, Liston, Lundeen, Marchman, Priola, Roberts, Smallwood, Van Winkle, and Winter F.

SB23-177

by Senator(s) Roberts and Simpson; also Representative(s) McCormick and Catlin--Concerning the funding of Colorado water conservation board projects, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Gardner, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Lundeen, Marchman, Mullica, Pelton B., Pelton R., Priola, Rodriguez, Will, Winter F., and Zenzinger.

SB23-196 by Senator(s) Winter F.; also Representative(s) Young--Concerning an extension of the income tax credit for retrofitting a residence to increase the residence's visitability.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Lundeen, Marchman, Mullica, Priola, Simpson, Smallwood, Sullivan, Van Winkle, and Zenzinger.

HB23-1094 by Representative(s) Lukens and Catlin; also Senator(s) Roberts and Pelton R.--Concerning modifications to the agricultural workforce development program.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	3	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Exum, Fenberg, Ginal, Hinrichsen, Marchman, Mullica, Pelton B., Simpson, and Will.

HB23-1168 by Representative(s) Sharbini and Joseph; also Senator(s) Winter F.--Concerning legal representation in due process complaint hearings for the parents of a student who may be eligible for special education services, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	3	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Fields, Ginal, Hinrichsen, Marchman, Moreno, Priola, Rodriguez, and Sullivan.

SB23-193 by Senator(s) Fields and Pelton B.; also Representative(s) Weissman--Concerning victim notification matters related to criminal proceedings.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Gardner, Gonzales, Hansen, Hinrichsen, Lundeen, Marchman, Mullica, Pelton R., Priola, Rich, Roberts, Sullivan, Van Winkle, Winter F., and Zenzinger.

SB23-203 by Senator(s) Fields; also Representative(s) Soper and Marshall--Concerning the authority of the office of the inspector general in the department of corrections to apprehend fugitives.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	3	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Hinrichsen, Moreno, and Priola.

SB23-209 by Senator(s) Ginal and Rich; also Representative(s) Taggart and Ricks--Concerning removal of the date restriction in the definition of "eligible borrower" used to determine a business's eligibility for a small business recovery loan under the "CLIMBER Act".

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Marchman, Priola, Winter F., and Zenzinger.

SB23-208 by Senator(s) Ginal and Pelton B.; also Representative(s) Epps--Concerning modifications to certain tax statutes to correct defective cross references.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Pelton R., and Priola.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-186 by Senator(s) Pelton R. and Winter F.; also Representative(s) Winter T. and Willford--Concerning methane seepage in the Raton basin of Colorado, and, in connection therewith, requiring the Colorado oil and gas conservation commission to complete a study and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fields, Hansen, Hinrichsen, Jaquez Lewis, Marchman, Priola, and Will.

SB23-202 by Senator(s) Danielson and Jaquez Lewis; also Representative(s) McLachlan and Velasco--Concerning the wearing of traditional Native American regalia at graduation ceremonies.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, Will, and Winter F.

HB23-1143 by Representative(s) Kipp and Armagost; also Senator(s) Gonzales and Kirkmeyer-- Concerning measures related to seeking federal authorization for certain immigrants to possess firearms to be a peace officer.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	4	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coleman, Cutter, Hinrichsen, Jaquez Lewis, Marchman, Priola, and Winter F.

HB23-1167 by Representative(s) deGruy Kennedy and Sharbini; also Senator(s) Rodriguez-- Concerning persons who report emergency overdose events in good faith.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Fields, Ginal, Gonzales, Hansen, Jaquez Lewis, Marchman, Moreno, Priola, Sullivan, and Winter F.

Committee of the Whole On motion of Senator Cutter, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Cutter was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1190 by Representative(s) Boesenecker and Sirota; also Senator(s) Winter F.--Concerning a right of first refusal to purchase qualifying multifamily residential property by a local government.

Laid over until Tuesday, April 11, retaining its place on the calendar.

SB23-206 by Senator(s) Winter F.; also Representative(s) Michaelson Jenet and Sirota--Concerning information about radon in residential real property transactions.

Laid over until Tuesday, April 11, retaining its place on the calendar.

HB23-1095 by Representative(s) Woodrow and Lindsay; also Senator(s) Hinrichsen and Winter F.-- Concerning prohibiting the inclusion of certain provisions in written rental agreements.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, April 5, page(s) 688 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB23-187 by Senator(s) Winter F. and Rodriguez; also Representative(s) Froelich and Bacon-- Concerning fees paid to the public utilities commission by operators of transportation services in the state, and, in connection therewith, requiring the public utilities commission to establish fees administratively.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, April 5, page(s) 690-691 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Cutter, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-187 as amended, HB23-1095 as amended.
Laid over until Tuesday, April 11: HB23-1190, SB23-206

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-228 by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Bird and Bockenfeld, Sirota--Concerning the creation of the office for administrative services for independent agencies in the judicial department, and, in connection therewith, making and reducing appropriations.

Senator Bridges moved that the Senate concur in House amendments to **SB23-228**, as printed in House journal, April 5, page(s) 980. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	32	NO	3	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-229 by Senator(s) Bridges and Kirkmeyer, Zenzinger; also Representative(s) Sirota and Bockenfeld, Bird--Concerning the office of the statewide behavioral health court liaison, and, in connection therewith, making and reducing appropriations.

Senator Bridges moved that the Senate concur in House amendments to **SB23-229**, as printed in House journal, April 5, page(s) 980-981. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	31	NO	4	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-241

by Senator(s) Bridges and Kirkmeyer; also Representative(s) Bird and Bockenfeld--
Concerning the creation of the office of school safety, and, in connection therewith,
requiring the director of the office of school safety to appoint a grants manager, creating a
crisis response unit within the office of school safety, specifying that the office of school
safety has oversight over the school safety resource center, specifying that the school access
for emergency response grant program is administered by the office of school safety,
creating a youth violence grant program administered by the office, and making an
appropriation.

Senator Bridges moved that the Senate not concur in House amendments to **SB23-241**, as
printed in House journal, April 5, 2023, page(s) 982-983, and that a conference committee
be appointed.

A majority of all members elected to the Senate having voted in the affirmative, the
motion was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Senator Bridges moved that the Senate conferees on the first conference committee on
SB23-241 be granted permission to go beyond the scope of the differences between the
two houses.

A majority of all members elected to the Senate having voted in the affirmative, the
motion was **adopted**.

SB23-220

by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Bird and Sirot--
Concerning the use of money previously allocated for public schools, and, in connection
therewith, reducing an appropriation.

Senator Zenzinger moved that the Senate not concur in House amendments to **SB23-220**,
as printed in House journal, April 5, 2023, page(s) 983, and that a conference committee
be appointed.

A majority of all members elected to the Senate having voted in the affirmative, the
motion was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Senator Zenzinger moved that the Senate conferees on the first conference committee on
SB23-220 be granted permission to go beyond the scope of the differences between the
two houses.

A majority of all members elected to the Senate having voted in the affirmative, the
motion was **adopted**.

SB23-214 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Bockenfeld, Sirota--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, 2023, except as otherwise noted.

Senator Zenzinger moved that the Senate not concur in House amendments to **SB23-214**, as printed in House journal, April 5, 2023, page(s) 944-968, and that a conference committee be appointed.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Senator Zenzinger moved that the Senate conferees on the first conference committee on **SB23-214** be granted permission to go beyond the scope of the differences between the two houses.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Moreno, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE
BOARD OF MORTGAGE LOAN ORIGINATORS

for a term expiring August 10, 2026:

Shirley Thielen of Louisville, Colorado, to serve as a representative of the public at large, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
UNDERGROUND DAMAGE PREVENTION SAFETY COMMISSION

for a term expiring January 1, 2026:

Eric Lewin of Morrison, Colorado, to serve as a representative of municipalities, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
ADVISORY COMMITTEE TO THE
PROPERTY TAX ADMINISTRATOR

for a term expiring September 1, 2025:

Tyron Coleman of Alamosa, Colorado, to serve as a non-assessor from the Western Slope, occasioned by the resignation of Azarel Madrigal-Chase of Alamosa, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title and referred to the committee indicated:

HCR23-1001 by Representative(s) Weissman and Lynch, Bacon; also Senator(s) Gardner and Gonzales, Moreno, Van Winkle--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning judicial discipline, and, in connection therewith, establishing an independent judicial discipline adjudicative board, setting standards for judicial review of a discipline case, and clarifying when discipline proceedings become public.
Judiciary

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB23-272 by Senator(s) Moreno; also Representative(s) McCluskie--Concerning a joint legislative committee meeting about a disaster emergency declaration by the governor.
Appropriations

HB23-1019 by Representative(s) Weissman and Lynch, Bacon; also Senator(s) Gardner and Gonzales, Moreno, Van Winkle--Concerning judicial discipline, and, in connection therewith, ensuring complainant rights in judicial discipline proceedings and making an appropriation.
Judiciary

HB23-1205 by Representative(s) Lynch and Bacon; also Senator(s) Gardner and Moreno--Concerning the creation of the office of the judicial discipline ombudsman, and, in connection therewith, making an appropriation.
Judiciary

MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

December 16, 2022

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
BOARD OF TRUSTEES FOR ADAMS STATE UNIVERSITY

for a term expiring December 31, 2024:

LeRoy Salazar of Alamosa, Colorado, occasioned by the resignation of Amanda DeLaRosa of Denver, Colorado, appointed;

for a term expiring December 31, 2025:

Duane Bussey of Alamosa, Colorado, occasioned by the resignation of Jennifer Mueller of Alamosa, Colorado, appointed;

effective January 1, 2023 for terms expiring December 31, 2026:

Karen Midleton of Aurora, Colorado, appointed;

Thomas Kim of Centennial, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/5/23
Ryan Breitweiser, Journal Clerk

Committee on Education

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB23-037, 096, 146, 150, 188, and 197.

Senate in recess. Senate reconvened.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR23-008 by Senator(s) Zenzinger and Ginal, Gardner; also Representative(s) Bird and Evans—Concerning declaring the week of May 12-16, 2023, as Police Week, and, in connection therewith, declaring May 15, 2023, as Peace Officers’ Memorial Day.

Laid over until Friday, April 14, 2023.

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INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

SB23-273

by Senator(s) Marchman and Pelton B., Hinrichsen, Jaquez Lewis; also Representative(s) Boesenecker, Kipp--Concerning the inclusion of agricultural land in urban renewal areas. Agriculture & Natural Resources

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJM23-005; SR23-07.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, April 10th, 2023, at 12:45 p.m.: SB22-037, 096, 146, 150, 188, and 197.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Bridges, Chair, Zenzinger, and Kirkmeyer as Senate conferees on the first conference committee on **SB23-241**.

The President appointed Senators Zenzinger, Chair, Bridges, and Kirkmeyer as Senate conferees on the first conference committee on **SB23-220**.

The President appointed Senators Zenzinger, Chair, Bridges, and Kirkmeyer as Senate conferees on the first conference committee on **SB23-214**.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Tuesday, April 11, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

93rd Legislative Day Tuesday, April 11, 2023

- Prayer By the chaplain, Reverend Olivia L. Hudson Smith, Esq., Presbytery of Denver.
- Call to Order By the President at 9:00 a.m.
- Roll Call Present--35
- Quorum The President announced a quorum present.
- Pledge By Senator Ginal.
- Approval of the Journal On motion of Senator Exum, the Journal of Monday, April, 10, 2023, was approved as corrected by the Secretary.

SENATE SERVICES REPORT

- Correctly Printed: SB23-272 and 273; SJR23-008.
- Correctly Engrossed: SB23-187; SR23-007.
- Correctly Reengrossed: SB23-001, 002, 032, 044, 082, 161, 177, 186, 193, 196, 202, 203, 208, and 209.
- Correctly Revised: HB23-1095.
- Correctly Rerevised: HB23-1094, 1143, 1167, and 1168.
- Correctly Enrolled: SB23-228 and 229.

COMMITTEE OF REFERENCE REPORTS

- Education After consideration on the merits, the Committee recommends that **SB23-258** 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, after "**requirements**" insert "**advisory committee**".

Page 13, after line 23 insert:

"(8) (a) THERE IS CREATED AN ADVISORY COMMITTEE TO THE STATE BOARD OF EDUCATION AND THE DEPARTMENT TO PROVIDE INPUT ON RELEVANT TOPICS RELATED TO EDUCATOR PREPARATION AND EDUCATOR QUALITY, INCLUDING BUT NOT LIMITED TO:

(I) REVIEWING AND PROVIDING FEEDBACK ON THE AUTHORIZATION AND REAUTHORIZATION PROCESS FOR NEW EDUCATOR PREPARATION PROGRAMS, AS WELL AS ADDED ENDORSEMENT AREAS IN ALREADY-APPROVED PROGRAMS;

(II) PARTICIPATING IN STAKEHOLDER DISCUSSIONS CONCERNING NEW OR REVISED EDUCATOR PREPARATION STANDARDS;

(III) IDENTIFYING WAYS TO STREAMLINE APPLICATIONS FOR PROGRAM AUTHORIZATION, REAUTHORIZATION, AND ADDED ENDORSEMENT AREAS;

(IV) IDENTIFYING STRATEGIES TO BETTER INTERSECT AND SUPPORT COLORADO SCHOOLS IN A SCHOOL'S EDUCATOR PIPELINE DEVELOPMENT; AND

(V) ARTICULATING WAYS TO INCREASE THE EDUCATOR TALENT PIPELINE THAT MEETS COLORADO'S HIRING NEEDS, ESPECIALLY AMONG UNDERREPRESENTED COMMUNITIES.

(b) THE ADVISORY COMMITTEE CONSISTS OF THE FOLLOWING SEVEN MEMBERS WHO ARE APPOINTED BY THE COMMISSIONER OF EDUCATION IN CONSULTATION WITH THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HIGHER EDUCATION THROUGH APPLICATIONS DEVELOPED BY THE DEPARTMENT:

(I) ONE REPRESENTATIVE FROM AN URBAN SCHOOL DISTRICT;
(II) ONE REPRESENTATIVE FROM A RURAL SCHOOL DISTRICT;
(III) ONE REPRESENTATIVE FROM A TRADITIONAL EDUCATOR PREPARATION PROGRAM;

(IV) ONE REPRESENTATIVE FROM AN ALTERNATIVE EDUCATOR PREPARATION PROGRAM;

(V) ONE MEMBER WHO IS A RECENT GRADUATE FROM A COLORADO EDUCATOR PREPARATION PROGRAM THAT IS CURRENTLY TEACHING IN A COLORADO SCHOOL;

(VI) ONE REPRESENTATIVE FROM THE DEPARTMENT; AND
(VII) ONE REPRESENTATIVE FROM THE DEPARTMENT OF HIGHER EDUCATION.

(c) THE MEMBERS OF THE ADVISORY COMMITTEE SHALL SELECT THE CHAIR.

(d) THE ADVISORY COMMITTEE SHALL MEET AS OFTEN AS NECESSARY TO PROVIDE INPUT TO THE STATE BOARD OF EDUCATION AND THE DEPARTMENT PURSUANT TO THIS SUBSECTION (8). THE DEPARTMENT SHALL ESTABLISH PROCEDURES TO ALLOW MEMBERS TO PARTICIPATE IN THE MEETINGS REMOTELY."

Judiciary After consideration on the merits, the Committee recommends that **SB23-247** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary After consideration on the merits, the Committee recommends that **HB23-1012** be referred to the Committee on Appropriations with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **SB23-249** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Trans- portation & Energy The Committee on Transportation & Energy has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE COLORADO ENERGY RESEARCH AUTHORITY

for a term effective July 1, 2022 expiring July 1, 2026:

Michelle Hadwiger of Denver, Colorado, reappointed.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB23-274 by Senator(s) Winter F.; also Representative(s) Dickson--Concerning water quality regulation in the state, and, in connection therewith, transferring fee-setting authority to the water quality control commission and modifying the membership of the commission.
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SB23-275 by Senator(s) Ginal and Will; also Representative(s) Duran and Lynch, McLachlan--
Concerning managing wild horses, and, in connection therewith, creating an entity to
support management of wild horse herds in Colorado, seeking long-term solutions for
horses removed from the wild range, and making an appropriation.
Agriculture & Natural Resources

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate
having voted in the affirmative, the Senate proceeded out of order for consideration of
memorials.

CONSIDERATION OF MEMORIALS

SJM23-006 by Senator(s) Coleman; also Representative(s) Bacon--Memorializing former Senator
Gloria Tanner.

On motion of Senator Coleman, the memorial was read at length.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to
the Senate having voted in the affirmative, Senate Rule 31 (a) was suspended to allow
current and former Representatives to speak in the well of the Senate.

Senate in recess. Senate reconvened.

On motion of Senator Coleman, the memorial was **adopted** by the following roll call
vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Cutter, Danielson, Exum, Fenberg, Fields,
Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston,
Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts,
Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

Senate in recess. Senate reconvened.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate
having voted in the affirmative, the Senate proceeded out of order for moments of
personal privilege.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1095 by Representative(s) Woodrow and Lindsay; also Senator(s) Hinrichsen and Winter F.-- Concerning prohibiting the inclusion of certain provisions in written rental agreements.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	20	NO	15	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	N	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	N	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	N
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Exum, Gonzales, Jaquez Lewis, and Moreno.

RECONSIDERATION OF HB23-1095

HB23-1095 by Representative(s) Woodrow and Lindsay; also Senator(s) Hinrichsen and Winter F.-- Concerning prohibiting the inclusion of certain provisions in written rental agreements.

Having voted on the prevailing side, Majority Leader Moreno moved for reconsideration of the last Senate action, Third Reading of Bills--Final Passage, on **HB23-1095**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

THIRD READING OF BILLS -- FINAL PASSAGE (cont'd)

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1095 by Representative(s) Woodrow and Lindsay; also Senator(s) Hinrichsen and Winter F.-- Concerning prohibiting the inclusion of certain provisions in written rental agreements.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	19	NO	16	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	N	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	N	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	N
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

SB23-187 by Senator(s) Winter F. and Rodriguez; also Representative(s) Froelich and Bacon--
Concerning fees paid to the public utilities commission by operators of transportation
services in the state, and, in connection therewith, requiring the public utilities commission
to establish fees administratively.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Hinrichsen, Jaquez Lewis, Kolker, Moreno, and Priola.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Appropriations After consideration on the merits, the Committee recommends that **SB23-005** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Agriculture and Natural Resources Committee Report, dated January 26, 2023, page 1, strike lines 4 through 6 and substitute:

"Page 7 of the bill, strike lines 23 through 26 and substitute:

"(k) THE RECRUITMENT OF WILDLAND FIRE PREVENTION AND MITIGATION EDUCATORS PROGRAM PURSUANT TO SECTION 23-81-102.".

Page 2 of the report, strike lines 2 through 4 and substitute:

"Page 9 of the bill, after line 6 insert:

"(b) "PUBLIC INSTITUTION OF HIGHER EDUCATION" MEANS A STATE INSTITUTION OF HIGHER EDUCATION AS IDENTIFIED IN SECTION 23-18-102 (10)(a), A LOCAL DISTRICT COLLEGE, OR AN AREA TECHNICAL COLLEGE."

Reletter succeeding paragraph accordingly."

Page 2 of the report, after line 5 insert "Page 9 of the bill, line 10, strike "AN EXISTING FORESTRY PROGRAM" and substitute "EXISTING FORESTRY PROGRAMS".

Page 2 of the report, line 6, strike "UP TO TWO".

Page 2 of the report, line 7, strike "STATE" and substitute "PUBLIC".

Page 2 of the report, after line 8 insert "Page 9 of the bill, lines 13 and 14, strike "A FEE-FOR-SERVICE CONTRACT PURSUANT TO SECTION 23-18-308 (1)(k)." and substitute "GRANTS APPROVED BY THE COMMISSION."

Page 2 of the report, strike lines 9 and 10 and substitute "Page 9 of the bill, line 16, strike "THE FEE-FOR-SERVICE CONTRACTS" and substitute "GRANTS".

Page 9 of the bill, line 18, strike "FEE-FOR-SERVICE CONTRACT" and substitute "GRANT".

Page 2 of the report, line 12, strike "STATE" and substitute "PUBLIC".

Page 2 of the report, line 14, strike ""STATE" and substitute ""PUBLIC".

Page 2 of the report, line 19, strike "STATE" and substitute "PUBLIC".

Page 3 of the report, after line 2 insert "Page 13 of the bill, line 23, strike "MONEY" and substitute "GRANTS, PURSUANT TO SECTION 23-18-308 (1)(k)".

Strike page 15 of the bill and substitute:

"SECTION 7. In Colorado Revised Statutes, 23-3.3-103, **amend** (5); and **add** (12), (13), and (14) as follows:

23-3.3-103. Annual appropriations - repeal. (5) 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) OR THE HEALTHY FORESTS AND VIBRANT COMMUNITIES FUND CREATED IN SECTION 23-31-313 (10).

(12) 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 TIMBER, FOREST HEALTH, AND WILDFIRE MITIGATION INDUSTRIES WORKFORCE DEVELOPMENT PROGRAM PURSUANT TO SECTION 23-31-320.

(13) (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 EXPANSION OF FORESTRY AND WILDFIRE MITIGATION DEGREE AND CERTIFICATE PROGRAMS PURSUANT TO SECTION 23-1-142.

(b) THIS SUBSECTION (13) IS REPEALED, EFFECTIVE JULY 1, 2027.

(14) 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 RECRUITMENT OF WILDLAND FIRE PREVENTION AND MITIGATION EDUCATORS PROGRAM PURSUANT TO SECTION 23-81-102.

SECTION 8. Appropriation. (1) For the 2023-24 state fiscal year, \$15,000 is appropriated to the healthy forests and vibrant communities fund created in section 23-31-313 (10), C.R.S. This appropriation is from the general fund. The department of higher education is responsible for the accounting related to this appropriation.

(2) For the 2023-24 state fiscal year, \$1,545,034 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 as follows:

(a) \$114,384 for the Colorado state forest service at Colorado state university

(b) \$1,180,650 for use by the Colorado commission on higher education for new and expanded forestry programs; and

(c) \$250,000 for the college opportunity fund program to be used for limited purpose fee-for-service contracts with state institutions.

(3) For the 2023-24 state fiscal year, \$250,000 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 (2)(c) 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 colleges.

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, or safety."."

Page 3 of the report, strike line 5 and substitute:

"PROGRAMS;"

Page 2 of the bill, strike line 103 and substitute "EDUCATORS; AND MAKING AN APPROPRIATION."."

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Appropriations

After consideration on the merits, the Committee recommends that **SB23-007** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 9, strike lines 20 through 27.

Renumber succeeding sections accordingly.

Page 11, before line 23 insert:

SECTION 8. Appropriation. For the 2023-24 state fiscal year, \$2,000,000 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 1.8 FTE. To implement this act, the department may use this appropriation for the adult education and literacy grant program."

Renumber succeeding section accordingly.

Page 1, line 101, strike "COLORADO." and substitute "COLORADO, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-013** 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 "STATE TREASURER SHALL ANNUALLY TRANSFER" and substitute "GENERAL ASSEMBLY SHALL ANNUALLY APPROPRIATE".

Page 4, after line 3 insert:

SECTION 3. Appropriation. For the 2023-24 state fiscal year, \$2,764,021 is appropriated to the fire investigation fund created in section 24-33.5-1236 (1), C.R.S. This appropriation is from the general fund. The department of public safety is responsible for the accounting related to this appropriation."

Renumber succeeding section accordingly.

Page 1, line 103, strike "INVESTIGATIONS." and substitute "INVESTIGATIONS AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-029** 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 March 22, 2023, page 5, strike line 10 and substitute:

"Page 7, strike lines 3 through 17 and substitute:

SECTION 3. Appropriation. (1) For the 2023-24 state fiscal year, \$163,880 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 0.5 FTE. To implement this act, the department may use this appropriation for a school discipline task force.

(2) For the 2023-24 state fiscal year, \$1,415 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 legislator per diem and travel reimbursement."

Renumber succeeding section accordingly.

Page 1, line 102, strike "SCHOOLS." and substitute "SCHOOLS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

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Appropriations

After consideration on the merits, the Committee recommends that **SB23-031** 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 5 insert:

"SECTION 2. In Colorado Revised Statutes, 23-3.3-103, add (12) as follows:

23-3.3-103. Annual appropriations - repeal. (12) THE PROVISIONS OF SUBSECTION (1) OF THIS SECTION CONCERNING APPROPRIATIONS FOR STUDENT FINANCIAL ASSISTANCE PURSUANT TO THIS ARTICLE 3.3 DO NOT APPLY TO APPROPRIATIONS MADE PURSUANT TO PART 11 OF ARTICLE 21 OF THIS TITLE 23 FOR THE COLORADO MULTIDISCIPLINARY HEALTH-CARE PROVIDER ACCESS TRAINING PROGRAM."

Re-number succeeding sections accordingly.

Page 12, after line 12 insert:

"SECTION 4. Appropriation. (1) For the 2023-24 state fiscal year, \$784,269 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 2023-24 state fiscal year, \$784,269 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 regents of the university of Colorado."

Re-number succeeding section accordingly.

Page 1, line 102, strike "PROVIDERS." and substitute "PROVIDERS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-054** 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 3. Appropriation. (1) For the 2023-24 state fiscal year, \$161,973 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 the assumption that the division will require an additional 1.4 FTE. To implement this act, the division may use this appropriation for administrative services.

(2) For the 2023-24 state fiscal year, \$170,601 is appropriated to the judicial department. This appropriation is from the general fund. To implement this act, the department may use this appropriation for information technology infrastructure."

Re-number succeeding section accordingly.

Page 1, line 102, strike "RELATIVES." and substitute "RELATIVES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-065** 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, 2023, page 1, strike line 3 and substitute:

"Page 3, line 13, strike "TEN" and substitute "NINE" and after "million" insert

"FIVE HUNDRED THOUSAND".

Page 1 of the report, lines 19 and 20 strike "THE GENERAL ASSEMBLY SHALL APPROPRIATE FIVE MILLION DOLLARS TO".

Page 1 of the report, line 21, after "EDUCATION" insert "SHALL USE FIVE MILLION DOLLARS OF THE MONEY APPROPRIATED PURSUANT TO SUBSECTION (5)(a) OF THIS SECTION".

Amend printed bill, page 4, before line 22 insert:

"SECTION 2. Appropriation. (1) For the 2023-24 state fiscal year, \$5,000,000 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 0.9 FTE. To implement this act, the department may use this appropriation for the career development success program."

Renumber succeeding section accordingly.

Page 1, line 102, strike "PROGRAM." and substitute "PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-111** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Local Government and Housing Committee Report, dated February 28, 2023, page 1, after line 17 insert:

"Page 7 of the printed bill, strike lines 4 through 7 and substitute "OF THIS ARTICLE 32 AND SHALL CREATE AND ADMINISTER A PROCESS TO ACCEPT AND REVIEW COMPLAINTS AND TO INVESTIGATE COMPLAINTS OR OTHER LEADS CONCERNING A VIOLATION THAT, IN THE DIRECTOR'S GOOD FAITH DISCRETION AND JUDGMENT, WARRANT INVESTIGATION. THE DIVISION SHALL PROMULGATE RULES AS MAY BE NECESSARY TO IMPLEMENT THIS ARTICLE 32."

Page 1 of the report, line 19, strike "RETALIATION." and substitute "RETALIATION, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Amend printed bill, page 7, after line 24 insert:

"(7) ANY FUNDS APPROPRIATED TO COVER THE DIVISION'S COSTS RELATING TO THE ENFORCEMENT OF THIS ARTICLE 32 MUST BE FROM THE GENERAL FUND."

Page 12 of the bill, after line 6 insert:

"SECTION 7. Appropriation. (1) For the 2023-24 state fiscal year, \$151,751 is appropriated to the department of labor and employment. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$94,651 for use by the division of labor standards and statistics for program costs related to labor standards, which amount is based on an assumption that the division will require an additional 0.9 FTE; and

(b) \$57,100 for the purchase of legal services.

(2) For the 2023-24 state fiscal year, \$57,100 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of labor and employment under subsection (1)(b) 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 labor and employment."

Page 12 of the bill, strike lines 7 through 15 and substitute:

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"SECTION 8. Act subject to petition - effective date. Section 29-32-105 (3) of this act takes effect on July 1, 2024, and the remainder of 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; 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 2024 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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Appropriations

After consideration on the merits, the Committee recommends that **SB23-166** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

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Amend printed bill, page 16, after line 19 insert:

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"SECTION 3. Appropriation. For the 2023-24 state fiscal year, \$9,302 is appropriated to the wildfire resiliency code board cash fund created in section 24-33.5-1236 (8)(a), C.R.S. This appropriation is from the general fund. The department of public safety is responsible for the accounting related to this appropriation."

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Re-number succeeding section accordingly.

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Page 1, line 103, strike "CODES" and substitute "CODES,".

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Page 1, line 104, strike "AND".

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Page 1, line 107, strike "CODES." and substitute "CODES, AND MAKING AN APPROPRIATION."

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Appropriations

After consideration on the merits, the Committee recommends that **SB23-167** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

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Amend printed bill, page 75, after line 18 insert:

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"SECTION 68. Appropriation. For the 2023-24 state fiscal year, \$15,393 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 0.2 FTE. To implement this act, the division may use this appropriation for administration and operations related to operations management."

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Re-number succeeding sections accordingly.

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Page 1, line 102, strike "NURSING." and substitute "NURSING, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

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Appropriations

After consideration on the merits, the Committee recommends that **SB23-173** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Appropriations

After consideration on the merits, the Committee recommends that **SB23-205** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

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Amend the Education Committee Report, dated April 3, 2023, page 2, after line 19 insert:

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"Page 11 of the bill, after line 22 insert:

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"SECTION 3. Appropriation. For the 2023-24 state fiscal year, \$25,000,000 is appropriated to the office of the governor for use by economic development programs. This appropriation is from the universal high school scholarship cash fund created in section 24-48.5-502 (3), C.R.S., and is based on an assumption that the office will require an additional 1.1 FTE. To implement this act, the office may use this appropriation for the universal high school scholarship program."

Renumber succeeding section accordingly.

Page 1 of the bill, line 103, strike "PATHWAYS." and substitute "PATHWAYS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1077** 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 4, strike "\$25,218" and substitute "\$32,915".

Page 14, line 7, strike "0.3" and substitute "0.4".

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1132** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Committee of the Whole

On motion of Senator Hinrichsen, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Hinrichsen was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

Upon request of Majority Leader Moreno, **HB23-1183** was removed from the General Orders--Second Reading of Bills--Consent Calendar of Tuesday, April 11, and was placed at the end of the General Orders--Second Reading of Bills Calendar of Tuesday, April 11.

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1089 by Representative(s) Young; also Senator(s) Zenzinger--Concerning the continuation of special education services for a student in foster care when the student moves.

Ordered revised and placed on the calendar for third reading and final passage.

SB23-210 by Senator(s) Exum; --Concerning updates to administrative statutes for specific administrative entities that focus on human and social services.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 6, page(s) 699 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

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HB23-1204 by Representative(s) Lindstedt and Weinberg; also Senator(s) Priola--Concerning the discharge of a client from a recovery residence.

Ordered revised and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

The Committee of the Whole took the following action:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Passed on second reading: SB23-210 as amended, HB23-1089, HB23-1204.

Laid over to the end of the General Orders -- Second Reading of Bills calendar, Tuesday, April 11: HB23-1183.

Committee of the Whole

On motion of Senator Hinrichsen, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Hinrichsen was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-027 by Senator(s) Cutter; --Concerning funding of the food pantry assistance grant program.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, April 6, page(s) 699 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-191 by Senator(s) Cutter; also Representative(s) Joseph and Kipp--Concerning a study regarding diversion of organic materials from landfills.

Amendment No. 1(L.002), by Senator Cutter.

Amend printed bill, page 3, strike lines 3 through 9.

Reletter succeeding paragraphs accordingly.

Page 3, strike lines 25 through 27.

Strike pages 4 and 5.

Page 6, strike lines 1 through 9.	1
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Page 6, line 13, strike "usages such as:" and substitute "usages;".	3
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Page 6, strike lines 14 through 17.	5
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Page 6, strike lines 23 through 26 and substitute "future policies to increase organics diversion;".	7
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<u>Amendment No. 2(L.003), by Senator Cutter.</u>	10
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Amend printed bill, page 9, line 15, strike "REQUIRING DIVERSION OF" and substitute "DIVERSION POLICIES FOR".	12
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Page 9, lines 16 and 17, strike "REQUIRING DIVERSION" and substitute "POLICIES AIMED AT INCREASING DIVERSION".	15
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Page 10, line 27, strike "AND".	18
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Page 11, line 4, after "REGION;" add "AND".	20
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Page 11, strike lines 5 through 19.	22
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Reletter succeeding paragraphs accordingly.	24
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Page 11, line 20, strike "(B) HOW" and substitute "(VII) DETERMINE HOW".	26
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Page 11, strike lines 25 through 27.	28
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Page 12, strike lines 1 through 8.	30
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Page 12, line 15, strike "REQUIREMENTS;" and substitute "POLICIES;".	32
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Page 12, line 21, strike "REQUIREMENTS" and substitute "POLICIES".	34
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Page 13, line 11, strike "DIVERSION REQUIREMENTS" and substitute "DIVERSION;".	36
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Page 13, line 19, after "REQUIREMENTS" insert "FOR STATE AGENCIES".	39
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Page 13, line 23, strike "PROJECTS. INTERDEPARTMENTAL OPPORTUNITIES" and substitute "PROJECTS;".	41
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Page 13, strike lines 24 through 27.	44
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Page 14, strike lines 1 through 8.	46
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Page 14, strike lines 12 through 19.	48
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Re-number succeeding subparagraphs accordingly.	50
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Page 14, line 27, strike "STATE, AND IDENTIFY THE IMPACT OF LEGISLATION REQUIRING" and substitute "STATE;".	52
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Page 15, strike line 1.	55
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Page 15, line 12, strike "PROCESSING;" and substitute "PROCESSING; AND".	57
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Page 15, strike lines 17 through 19.	59
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<u>Amendment No. 3(L.004), by Senator Cutter.</u>	61
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Amend Page 8, line 8, strike "RECOMMENDATIONS REGARDING" and substitute "RECOMMENDATIONS, INCLUDING".	63
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Page 8, strike lines 13 through 15 and substitute "WITH AND SEEK INPUT FROM STAKEHOLDERS THAT HAVE EXPERTISE AND INTEREST IN ORGANICS	66
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DIVERSION."

Page 8, strike lines 16 through 27.

Page 9, strike lines 1 through 5.

Page 9, line 11, strike "PILOT".

Page 9, lines 12 and 13, strike "ALL COLORADO REGIONS;" and substitute "COLORADO;"

Page 10, line 8, strike "FACILITY." and substitute "FACILITY, INCLUDING A LANDFILL, TRANSFER STATION, OR RECYCLING FACILITY."

Page 10, line 15, strike "COLORADO REGION,"

Page 10, line 27, strike "AND".

Page 11, lines 21 and 22, strike "ALTITUDES WHERE SOME COMPOSTING PROCESSES MAY NOT BE PRACTICAL." and substitute "ALTITUDES."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-059

by Senator(s) Baisley and Roberts, Rich; also Representative(s) Catlin and McLachlan, Bradley, Holtorf, Joseph, Taggart, Velasco, Weinberg, Wilson--Concerning providing funding to local governments to support access to state-owned outdoor recreational areas.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, March 17, page(s) 495-497 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, March 29, page(s) 598-599 and placed in members' bill files.)

Amendment No. 3, Appropriations Committee Amendment.
(Printed in Senate Journal, April 6, page(s) 701-702 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1183

by Representative(s) Jodeh and Sirota; also Senator(s) Winter F.--Concerning medicaid prior authorization requests for a step-therapy exception and, in connection therewith, making an appropriation.

Amendment No. 1(L.003), by Senator Winter.

Amend reengrossed bill, page 4, strike lines 25 through 27.

Page 5, strike lines 1 through 4 and substitute:

"(a) THE STATE DEPARTMENT FROM REQUIRING A RECIPIENT TO TRY A GENERIC EQUIVALENT OF A BRAND NAME DRUG, A BIOSIMILAR DRUG AS DEFINED IN 42 U.S.C. SEC. 262 (i)(2), OR AN INTERCHANGEABLE BIOLOGICAL PRODUCT AS DEFINED IN 42 U.S.C. SEC. 262 (i)(3), UNLESS SUCH A REQUIREMENT MEETS ANY OF THE CRITERIA SET FORTH IN SUBSECTION (2)(a) OF THIS SECTION FOR AN EXCEPTION TO STEP THERAPY AND A PRIOR AUTHORIZATION REQUEST IS GRANTED FOR THE REQUESTED DRUG;"

As amended, ordered revised and placed on the calendar for third reading and final passage.

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On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the General Orders -- Second Reading of Bills Calendar (HB23-1190, SB23-206, SB23-016, SB23-105, SB23-179, and HB23-1009) of Tuesday, April 11, was laid over until Wednesday, April 12, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-027 as amended, SB23-191 as amended, SB23-059 as amended, HB23-1183 as amended.

Laid over until Wednesday, April 12: HB23-1190, SB23-206, SB23-016, SB23-105, SB23-179, HB23-1009.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-007 and SB23-173 were made Special Orders at 12:04 p.m.

Committee of the Whole

The hour of 12:04 p.m. having arrived, Senator Hinrichsen moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Hinrichsen was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-007 by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Kipp and Catlin-- Concerning enhancing adult education in Colorado.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, January 25, page(s) 97-98 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 741 and placed in members' bill files.)

Amendment No. 3(L.009), by Senator Zenzinger.

Amend printed bill, page 10, line 4, after "DEVELOP" insert "AND IMPLEMENT".

Page 10, strike lines 6 through 10 and substitute "HIGH SCHOOL GRADUATION

REQUIREMENTS OF A SCHOOL DISTRICT WITHIN THE GEOGRAPHIC AREA OF THE COMMUNITY COLLEGE. THE COMMUNITY COLLEGE SHALL AWARD A HIGH SCHOOL DIPLOMA TO A STUDENT WHO SUCCESSFULLY COMPLETES THE HIGH SCHOOL GRADUATION REQUIREMENTS IMPLEMENTED BY THE COMMUNITY COLLEGE."

Page 10, line 20, after "DEVELOP" insert "AND IMPLEMENT".

Page 10, strike lines 22 through 26 and substitute "HIGH SCHOOL GRADUATION REQUIREMENTS OF A SCHOOL DISTRICT WITHIN THE GEOGRAPHIC AREA OF THE AREA TECHNICAL COLLEGE. THE AREA TECHNICAL COLLEGE SHALL AWARD A HIGH SCHOOL DIPLOMA TO A STUDENT WHO SUCCESSFULLY COMPLETES THE HIGH SCHOOL GRADUATION REQUIREMENTS IMPLEMENTED BY THE AREA TECHNICAL COLLEGE."

Page 11, line 9, after "DEVELOP" insert "AND IMPLEMENT".

Page 11, strike lines 11 through 15 and substitute "HIGH SCHOOL GRADUATION REQUIREMENTS OF A SCHOOL DISTRICT WITHIN THE GEOGRAPHIC AREA OF THE LOCAL DISTRICT COLLEGE. THE LOCAL DISTRICT COLLEGE SHALL AWARD A HIGH SCHOOL DIPLOMA TO A STUDENT WHO SUCCESSFULLY COMPLETES THE HIGH SCHOOL GRADUATION REQUIREMENTS IMPLEMENTED BY THE LOCAL DISTRICT COLLEGE."

SB23-173 by Senator(s) Fields and Liston; also Representative(s) Bradley--Concerning recommendations of the Colorado child support commission.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 31, page(s) 649-651 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-007 as amended, SB23-173 as amended

CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

On motion of Majority Leader Moreno, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
BOARD OF TRUSTEES FOR FORT LEWIS COLLEGE

effective January 1, 2023, for terms expiring December 31, 2026:

Janet Vilsack of Mountain View, Colorado, reappointed;

Christopher Red of Bayfield, Colorado, reappointed;

Stacey DeFore of Castle Rock, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB23-189, 190, 231, and 233.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB23-276 by Senator(s) Fenberg; --Concerning modifications to laws regarding elections.
State, Veterans, & Military Affairs

SB23-277 by Senator(s) Buckner; --Concerning measures to provide resources to increase public
safety, and, in connection therewith, extending related existing appropriations.
Local Government & Housing

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Wednesday,
April 12, 2023.

Approved:

James Coleman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

94th Legislative Day

Wednesday, April 12, 2023

Prayer	By the chaplain, Sardara Singh, Colorado Singh Sabha.	10 11 12
Call to Order	By the President at 9:00 a.m.	13 14 15
Roll Call	Present--35	16 17
Quorum	The President announced a quorum present.	18 19
Pledge	By Senator Ginal.	20 21
Approval of the Journal	On motion of Senator Exum, the Journal of Tuesday, April 11, 2021 was approved as corrected by the Secretary.	22 23 24 25

SENATE SERVICES REPORT

Correctly Printed: SB23-274, 275, 276, and 277.
Correctly Engrossed: SB23-007, 027, 059, 173, 191, and 210; SJM23-006.
Correctly Reengrossed: SB23-187.
Correctly Revised: HB23-1089, 1183, and 1204.
Correctly Rerevised: HB23-1095.

COMMITTEE OF REFERENCE REPORTS

Finance	After consideration on the merits, the Committee recommends that SB23-263 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	40 41 42 43 44
Finance	After consideration on the merits, the Committee recommends that SB23-207 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	45 46 47 48
	Amend printed bill, page 6, line 25, after "SOFTWARE;" insert "AND".	49 50
	Page 6, line 27, strike "CENTER; AND" and substitute "CENTER".	51 52
	Page 7, strike lines 1 through 3.	53 54
	Page 7, line 10, strike "TWENTY-FIVE" and substitute "ONE HUNDRED".	55 56
	Page 8, line 4, strike "2034," and substitute "2032,".	57 58
	Page 9, line 17, after "CENTER." add "THE COMMISSION MAY APPROVE, DENY, OR LIMIT A REFUND CERTIFICATION TO A DOLLAR AMOUNT BASED ON THE FOLLOWING ECONOMIC DEVELOPMENT PRIORITIES:	59 60 61
	(I) THE CAPITAL INVESTMENT THAT WAS REQUIRED TO BUILD THE ELIGIBLE OPERATING DATA CENTER;	62 63
	(II) THE SALES AND USE TAXES THAT WERE ABATED IN THE FIRST TWO YEARS OF CONSTRUCTION;	64 65
	(III) THE AMOUNT OF LOCAL INCENTIVES PROVIDED TO ATTRACT THE DATA CENTER TO THE LOCAL COMMUNITY;	66 67

(IV) THE ECONOMIC HEALTH OF THE STATE;
 (V) A COMPETITIVE ANALYSIS BETWEEN COLORADO AND OTHER STATES INCLUDING, BUT NOT LIMITED TO, IDENTIFICATION OF THE COST DIFFERENTIAL IN THE COSTS OF THE PROJECT IN COLORADO COMPARED TO THE PROJECTED COSTS IF THE PROJECT HAD COMMENCED IN A COMPETING STATE. THE COST DIFFERENTIAL INCLUDES ANY IMPACT OF THE COMPETING STATE'S INCENTIVE PROGRAMS INCLUDING:
 (A) SPECIFIC COSTS FOR LABOR, UTILITIES, TAXES, AND ANY OTHER COSTS OF A COMPETING STATE'S SITE; AND
 (B) THE COST STRUCTURE OF THE TAXPAYER'S INDUSTRY IN THE COMPETING STATE;
 (VI) CERTIFIED DOCUMENTATION FROM THE TAXPAYER TO DEMONSTRATE THAT THE CREDIT ALLOWED PURSUANT TO THIS SECTION WAS A SUBSTANTIAL FACTOR IN THE DECISION TO LOCATE THE PROJECT IN THE STATE. THE DOCUMENTATION MUST INCLUDE INFORMATION INDICATING THAT:
 (A) THE TAXPAYER COULD HAVE REASONABLY AND EFFICIENTLY LOCATED THE PROJECT OUTSIDE OF THE STATE;
 (B) AT LEAST ONE OTHER STATE WAS CONSIDERED FOR THE PROJECT;
 (C) RECEIPT OF THE CREDIT ALLOWED IN THIS SECTION WAS A MAJOR FACTOR IN THE TAXPAYER'S DECISION; AND
 (D) WITHOUT THE CREDIT ALLOWED PURSUANT TO THIS SECTION, THE TAXPAYER WAS NOT LIKELY TO COMMENCE THE PROJECT IN THE STATE;
 (VII) THE DATA CENTER'S ENERGY EFFICIENCY AND WATER USAGE; AND
 (VIII) THE NUMBER OF FULL-TIME PERMANENT JOBS CREATED TO OPERATE THE DATA CENTER ON AN ONGOING BASIS AND THE AVERAGE ANNUAL WAGE OF THOSE JOBS.
 (d) IN EACH STATE FISCAL YEAR THAT A SALES AND USE TAX REFUND IS ALLOWED PURSUANT TO THIS SECTION, THE COMMISSION MAY APPROVE CERTIFICATION FOR UP TO THREE DATA CENTERS TO CLAIM A SALES AND USE TAX REFUND PURSUANT TO THIS SECTION."

Page 9, line 21, strike "CENTER," and substitute "CENTER AND THE COMMISSION HAS APPROVED THE CERTIFICATION,".

Page 9, line 25, strike "CENTER." and substitute "CENTER UP TO THE AMOUNT APPROVED BY THE COMMISSION."

Page 11, line 23, strike "2039." and substitute "2037."

Finance

After consideration on the merits, the Committee recommends that **SB23-199** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend page 2, line 17, strike "RESPECTIVE" and substitute "STATE".

Page 2, strike line 18 and substitute "LICENSING AUTHORITY, AND A LOCAL LICENSING AUTHORITY MAY RETAIN THE APPLICANT'S APPLICATION FEES."

Page 3, strike lines 6 and 7 and substitute "fees provided by an applicant must be retained by the ~~respective~~ STATE licensing authority, AND A LOCAL LICENSING AUTHORITY MAY RETAIN THE APPLICANT'S APPLICATION FEES."

Page 4, line 1, strike "AUTHORITY GOOD CAUSE AS TO" and substitute "AUTHORITY, IN A MANNER DETERMINED BY THE STATE LICENSING AUTHORITY,".

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB23-253** 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 9.

Page 3, strike lines 1 and 2 and substitute:

"(a) COMPOSTING AND RECYCLING ARE TWO OF THE MOST

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COST-EFFECTIVE CLIMATE CHANGE SOLUTIONS THAT CAN BE IMPLEMENTED;

(b) LANDFILLING FOOD SCRAPS AND YARD TRIMMINGS CAUSES THESE ORGANIC MATERIALS TO DECOMPOSE WITHOUT OXYGEN CREATING VAST AMOUNTS OF METHANE, A GREENHOUSE GAS THAT IS EIGHTY-FOUR TIMES MORE POTENT THAN CARBON DIOXIDE IN THE SHORT TERM;

(c) DIVERTING THESE ORGANIC MATERIALS INTO LOCAL CIRCULAR SYSTEMS CREATES JOBS AND SUPPORTS THE GROWING NUMBER OF COMPOSTING HAULING AND PROCESSING BUSINESSES IN THE STATE;

(d) FINISHED COMPOST IS A VALUABLE SOIL AMENDMENT THAT BUILDS HEALTHIER SOILS THAT ARE MORE RESILIENT TO DROUGHT AND FLOODING AND CREATES MORE PRODUCTIVE AGRICULTURAL LANDS;"

Reletter succeeding paragraphs accordingly.

Page 3, line 3, strike "THEIR POTENTIAL BENEFITS," and substitute "THE POTENTIAL BENEFITS OF CERTIFIED COMPOSTABLE BAGS AND PRODUCTS,".

Page 3, strikes lines 13 through 19 and substitute:

"(I) CREATING CONFUSION AND CAUSING UNDUE COST BURDEN TO INDIVIDUAL AND BUSINESS CONSUMERS;"

Reletter succeeding subparagraphs accordingly.

Page 3, lines 22 and 23, strike "STREAMS WITH PLASTIC PRODUCTS THAT DO NOT COMPOST;" and substitute "STREAMS; AND".

Page 3, strike lines 24 and 25.

Reletter succeeding subparagraph accordingly.

Page 4, strike lines 1 through 8.

Reletter succeeding paragraphs accordingly.

Page 4, line 11, strike "COMPOSTABILITY" and substitute "COMPOSTABILITY;"

Page 4, strike lines 12 through 14.

Page 4, line 17, after "STANDARDS;" add "AND".

Page 4, strike lines 18 through 22.

Reletter succeeding paragraph accordingly.

Page 4, strike lines 23 through 26, and substitute:

"(i) IMPLEMENTING A STANDARDIZED SYSTEM AND VERIFICATION METHODS".

Page 4, line 27, strike "THESE" and substitute "COMPOST".

Page 5, line 4, strike "COMPOSTABLE" and substitute "COMPOSTABLE.".

Page 5, strike lines 5 and 6.

Page 5, strike lines 26 and 27.

Page 6, strike lines 1 through 11 and substitute:

"(5) "BIODEGRADABLE MULCH FILM" MEANS ANY FILM PRODUCT USED AS A TECHNICAL TOOL IN COMMERCIAL FARMING APPLICATIONS THAT:

(a) FULFILLS THE PLANT GROWTH AND REGULATED METALS REQUIREMENTS OF ASTM D6400; AND

(b) SHOWS AT LEAST A NINETY PERCENT BIODEGRADATION ABSOLUTE OR RELATIVE TO MICROCRYSTALLINE CELLULOSE OVER A PERIOD OF LESS THAN TWO YEARS ACCORDING TO ISO 17556 OR ASTM 5988.".

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Page 6, strike line 27.

Page 7, strike lines 1 through 3.

Re-number succeeding subsections accordingly.

Page 7, strike line 7.

Re-number succeeding subsections accordingly.

Page 8, strike lines 4 through 9.

Re-number succeeding subsections accordingly.

Page 8, lines 16 and 17, strike "COMPONENT THAT INCLUDES PACKAGING PEANUTS;" and substitute "COMPONENT;"

Page 8, line 20, before "PRODUCER" insert "(a)".

Page 8, after line 21 insert:

"(b) "PRODUCER" DOES NOT INCLUDE ANY PERSON DESCRIBED IN SECTION 25-17-713 (1)."

Page 10, line 2, strike "OR BEIGE-COLORED".

Page 10, line 3, strike "OR BEIGE".

Strike page 11 and substitute "WOOD."

Page 12, strike lines 1 through 9.

Re-number succeeding C.R.S. sections accordingly.

Page 12, strike line 17 and substitute "SECTION 25-17-803; OR".

Page 14, lines 5 and 6, strike "forum - unfair or deceptive trade practice." and substitute "forum."

Page 14, strike lines 22 through 27.

Page 15, strike lines 1 through 4.

Re-number succeeding section accordingly.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB23-248** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 9, after line 14 insert:

"SECTION 9. In Colorado Revised Statutes, 5-16-119, amend (6) as follows:

5-16-119. Collection agency license - requirements - application - fee - expiration - definition. (6) (a) A collection agency must obtain a license for its principal place of business, but its branch offices, if any, need not obtain separate licenses. A collection agency with branch offices must notify the administrator in writing of the location of each branch office within thirty days after the branch office commences business.

(b) SUBJECT TO RULES ADOPTED BY THE ADMINISTRATOR, NOTHING IN SUBSECTION (6)(a) OF THIS SECTION PROHIBITS A LICENSEE FROM PERMITTING ITS EMPLOYEES TO WORK FROM A REMOTE LOCATION SO LONG AS THE LICENSEE:

(I) ENSURES THAT NO IN-PERSON CUSTOMER INTERACTIONS ARE CONDUCTED AT THE REMOTE LOCATION AND DOES NOT DESIGNATE THE REMOTE LOCATION TO CONSUMERS AS A BUSINESS LOCATION;

(II) MAINTAINS APPROPRIATE SAFEGUARDS FOR LICENSEE AND

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CONSUMER DATA, INFORMATION, AND RECORDS, INCLUDING THE USE OF SECURE VIRTUAL PRIVATE NETWORKS, ALSO KNOWN AS "VPNS", WHERE APPROPRIATE;

(III) EMPLOYS APPROPRIATE RISK-BASED MONITORING AND OVERSIGHT PROCESSES OF WORK PERFORMED FROM A REMOTE LOCATION AND MAINTAINS RECORDS OF THE MONITORING AND OVERSIGHT PROCESSES;

(IV) ENSURES CONSUMER INFORMATION AND RECORDS ARE NOT MAINTAINED AT A REMOTE LOCATION;

(V) ENSURES CONSUMER AND LICENSEE INFORMATION AND RECORDS REMAIN ACCESSIBLE AND AVAILABLE FOR REGULATORY OVERSIGHT AND EXAMINATION; AND

(VI) PROVIDES APPROPRIATE EMPLOYEE TRAINING TO ENSURE EMPLOYEES WORKING FROM A REMOTE LOCATION KEEP ALL CONVERSATIONS ABOUT AND WITH CONSUMERS THAT ARE CONDUCTED FROM THE REMOTE LOCATION CONFIDENTIAL, AS IF CONDUCTED FROM A COMMERCIAL LOCATION, AND TO ENSURE THAT EMPLOYEES WORKING AT A REMOTE LOCATION WORK IN AN ENVIRONMENT THAT IS CONDUCTIVE AND APPROPRIATE TO ENSURING PRIVACY AND CONFIDENTIAL CONVERSATIONS.

(c) AS USED IN THIS SUBSECTION (6), "REMOTE LOCATION" MEANS A PRIVATE RESIDENCE OF AN EMPLOYEE OF A LICENSEE OR ANOTHER LOCATION SELECTED BY THE EMPLOYEE AND APPROVED BY THE LICENSEE."

Renumber succeeding sections accordingly.

Page 11, after line 12 insert:

"SECTION 13. In Colorado Revised Statutes, **add 5-19-206.5** as follows:

5-19-206.5 Remote work authorized - definition. (1) SUBJECT TO RULES ADOPTED BY THE ADMINISTRATOR, NOTHING IN THIS PART 2 PROHIBITS A REGISTERED PROVIDER FROM PERMITTING ITS EMPLOYEES TO WORK FROM A REMOTE LOCATION SO LONG AS THE REGISTERED PROVIDER:

(a) ENSURES THAT NO IN-PERSON CUSTOMER INTERACTIONS ARE CONDUCTED AT THE REMOTE LOCATION AND DOES NOT DESIGNATE THE REMOTE LOCATION TO CONSUMERS AS A BUSINESS LOCATION;

(b) MAINTAINS APPROPRIATE SAFEGUARDS FOR REGISTERED PROVIDER AND CONSUMER DATA, INFORMATION, AND RECORDS, INCLUDING THE USE OF SECURE VIRTUAL PRIVATE NETWORKS, ALSO KNOWN AS "VPNS", WHERE APPROPRIATE;

(c) EMPLOYS APPROPRIATE RISK-BASED MONITORING AND OVERSIGHT PROCESSES OF WORK PERFORMED FROM A REMOTE LOCATION AND MAINTAINS RECORDS OF THE MONITORING AND OVERSIGHT PROCESSES;

(d) ENSURES CONSUMER INFORMATION AND RECORDS ARE NOT MAINTAINED AT A REMOTE LOCATION;

(e) ENSURES CONSUMER AND REGISTERED PROVIDER INFORMATION AND RECORDS REMAIN ACCESSIBLE AND AVAILABLE FOR REGULATORY OVERSIGHT AND EXAMINATION; AND

(f) PROVIDES APPROPRIATE EMPLOYEE TRAINING TO ENSURE EMPLOYEES WORKING FROM A REMOTE LOCATION KEEP ALL CONVERSATIONS ABOUT AND WITH CONSUMERS THAT ARE CONDUCTED FROM THE REMOTE LOCATION CONFIDENTIAL, AS IF CONDUCTED FROM A COMMERCIAL LOCATION, AND TO ENSURE THAT EMPLOYEES WORKING AT A REMOTE LOCATION WORK IN AN ENVIRONMENT THAT IS CONDUCTIVE AND APPROPRIATE TO ENSURING PRIVACY AND CONFIDENTIAL CONVERSATIONS.

(2) AS USED IN THIS SECTION, "REMOTE LOCATION" MEANS A PRIVATE RESIDENCE OF AN EMPLOYEE OF A REGISTERED PROVIDER OR ANOTHER LOCATION SELECTED BY THE EMPLOYEE AND APPROVED BY THE REGISTERED PROVIDER."

Renumber succeeding sections accordingly.

Page 12, line 4, strike "(1)(a)" and substitute "(1)(a), (9)".

Page 12, line 5, strike "servicers." and substitute "servicers - definition."

Page 12, after line 21 insert:

"(9) Change of license notification. (a) A licensee under this section

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shall not act within this state as a student loan servicer under any name or at any place of business other than those named in the license. A licensee shall give prior written notice to the administrator of a change of business location. A licensee shall not operate more than one place of business under the same license, but the administrator may issue more than one license to a licensee that complies with this part 1 as to each license. A license is not transferable or assignable.

(b) (I) SUBJECT TO RULES ADOPTED BY THE ADMINISTRATOR, NOTHING IN SUBSECTION (9)(a) OF THIS SECTION PROHIBITS A LICENSEE FROM PERMITTING ITS EMPLOYEES TO WORK FROM A REMOTE LOCATION SO LONG AS THE LICENSEE:

(A) ENSURES THAT NO IN-PERSON CUSTOMER INTERACTIONS ARE CONDUCTED AT THE REMOTE LOCATION AND DOES NOT DESIGNATE THE REMOTE LOCATION TO CONSUMERS AS A BUSINESS LOCATION;

(B) MAINTAINS APPROPRIATE SAFEGUARDS FOR LICENSEE AND CONSUMER DATA, INFORMATION, AND RECORDS, INCLUDING THE USE OF SECURE VIRTUAL PRIVATE NETWORKS, ALSO KNOWN AS "VPNS", WHERE APPROPRIATE;

(C) EMPLOYS APPROPRIATE RISK-BASED MONITORING AND OVERSIGHT PROCESSES OF WORK PERFORMED FROM A REMOTE LOCATION AND MAINTAINS RECORDS OF THE MONITORING AND OVERSIGHT PROCESSES;

(D) ENSURES CONSUMER INFORMATION AND RECORDS ARE NOT MAINTAINED AT A REMOTE LOCATION;

(E) ENSURES CONSUMER AND LICENSEE INFORMATION AND RECORDS REMAIN ACCESSIBLE AND AVAILABLE FOR REGULATORY OVERSIGHT AND EXAMINATION; AND

(F) PROVIDES APPROPRIATE EMPLOYEE TRAINING TO ENSURE EMPLOYEES WORKING FROM A REMOTE LOCATION KEEP ALL CONVERSATIONS ABOUT AND WITH CONSUMERS THAT ARE CONDUCTED FROM THE REMOTE LOCATION CONFIDENTIAL, AS IF CONDUCTED FROM A COMMERCIAL LOCATION, AND TO ENSURE THAT EMPLOYEES WORKING AT A REMOTE LOCATION WORK IN AN ENVIRONMENT THAT IS CONDUCTIVE AND APPROPRIATE TO ENSURING PRIVACY AND CONFIDENTIAL CONVERSATIONS.

(II) AS USED IN THIS SUBSECTION (9)(b), "REMOTE LOCATION" MEANS A PRIVATE RESIDENCE OF AN EMPLOYEE OF A LICENSEE OR ANOTHER LOCATION SELECTED BY THE EMPLOYEE AND APPROVED BY THE LICENSEE."

Strike "CREDIT" and substitute "CREDIT OBLIGATION" on: **Page 13**, lines 18 and 23; **Page 14**, lines 16, 17, 23, and 25; **Page 15**, lines 9, 10, 12, 13, 25, and 27; **Page 16**, lines 2, 3, 13, 15, 19, and 25; **Page 17**, lines 3, 8, 12, and 15; **Page 19**, line 19; **Page 20**, line 27; **Page 21**, lines 10, 12, 13, 15, and 17; **Page 22**, lines 3, 8, 12, 18, and 27; **Page 23**, lines 10, 21, 22, and 24; **Page 24**, lines 3, 12, 18, 23 two times, 24 the second "CREDIT", 26, and 27; **Page 25**, lines 6, 12, and 17; **Page 26**, lines 1, 9, 17, 19, 21, 23, and 25; **Page 27**, lines 2, 5, 6, 10, 14, and 25; **Page 28**, lines 4, 6, 8, 10, 11 two times, 12, 19, and 21; **Page 29**, lines 2, 5, 6, 9 the first "CREDIT", 10, 13 two times, 16, 17, 20, and 24; and **Page 30**, lines 9 and 11.

Strike "CREDITS" and substitute "CREDIT OBLIGATIONS" on: **Page 16**, lines 16, 21, and 23; **Page 24**, line 9; **Page 26**, lines 15 and 27; and **Page 28**, lines 1 and 26.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB23-261** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 5, line 18, strike "FROM" and substitute "THAT SERVES".

Page 5, line 26, after "AND" insert "AT LEAST".

Page 8, line 6, after "(a)" insert "(I)".

Page 8, after line 17 insert:

"(II) NOTWITHSTANDING SECTION 8-7.5-103 (6) AND SUBSECTION (1)(c) OF THIS SECTION, THE BOARD MAY EXTEND ANY RECOMMENDATIONS FOR MINIMUM DIRECT CARE EMPLOYMENT STANDARDS DEVELOPED PURSUANT TO

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THIS SECTION TO ADDITIONAL TYPES OF WORKERS WHO ARE DETERMINED TO PROVIDE SERVICES THAT ARE DIRECT CARE IN NATURE WITHIN COLORADO'S LONG-TERM CARE DELIVERY SYSTEM IF DEEMED APPROPRIATE BY THE MEMBERS OF THE BOARD APPOINTED PURSUANT TO SECTION 8-7.5-103 (2)(a)(I)(A), (2)(a)(II), AND (2)(a)(III)."

Page 9, line 1, strike "INDUSTRY," and substitute "INDUSTRY IN RELATION TO THE COLORADO LABOR MARKET,".

Page 9, line 2, after "WORKERS" insert "AND CHALLENGES TO DIRECT CARE EMPLOYERS".

Page 9, line 3, strike "REGIONS" and substitute "AREAS".

Page 9, strike line 18 and substitute "IN SPECIFIED AREAS OF THE STATE."
Page 10, line 9, after "LOCAL" insert "JURISDICTION".

Page 10, after line 9 insert:

"(VI) ANY RECOMMENDATIONS AND FINDINGS FROM PREVIOUS AND EXISTING WORKING GROUPS THAT THE BOARD CONSIDERS RELEVANT, INCLUDING ANY DIRECT CARE WORKFORCE COLLABORATIVE STAKEHOLDER GROUPS CONVENED BY THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING AND THE HOME CARE ADVISORY COMMITTEE CREATED IN SECTION 25-27.5-104 (3);".

Renumber succeeding subparagraphs accordingly.

Page 14, line 1, after "LOCAL" insert "JURISDICTION".

After "INCLUDING" insert "AT LEAST" on: **Page 5**, lines 18 and 21.

After "RURAL" insert "OR FRONTIER" on: **Page 5**, lines 18, 21, and 26.

Strike "SIX" and substitute "EIGHT" on: **Page 7**, line 23; and **Page 8**, line 24.

Strike "GEOGRAPHIC REGIONS" and substitute "AREAS" on: **Page 9**, line 25; and **Page 10**, lines 1 and 4.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB23-1196** be **referred** to the Committee of the Whole with favorable recommendation.

Business,
Labor, &
Technology

The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
UNDERGROUND DAMAGE PREVENTION SAFETY COMMISSION

for a term expiring January 4, 2024:

Curt Graham of Commerce City, Colorado, to serve as a representative of rural electric cooperatives, occasioned by the resignation of Dale Kishbaugh of Longmont, Colorado, appointed;

for terms expiring January 1, 2026:

Ted Jensen of Wellington, Colorado, to serve as a representative of counties, reappointed;

Moses Alvarez of Aurora, Colorado, to serve as a representative of contractors, appointed;

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Annemarie Bluff of Peyton, Colorado, to serve as a representative of excavators, appointed; and

Josh Meck of Boulder, Colorado, to serve as a representative of water utilities, appointed.

Local Government & Housing

After consideration on the merits, the Committee recommends that **SB23-184** 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), (1)(f), (1)(g)".

Page 3, strike line 4 and substitute "MUST COMPLY WITH SUBSECTIONS (1)(c) AND (1)(d) OF THIS".

Page 3, strike lines 11 through 14 and substitute:

"(I) AMOUNT OF INCOME, EXCEPT FOR THE PURPOSE OF DETERMINING THAT THE PROSPECTIVE TENANT'S ANNUAL AMOUNT OF INCOME EQUALS OR EXCEEDS TWO HUNDRED PERCENT OF THE PORTION OF THE ANNUAL COST OF RENT THAT IS TO BE PAID BY THE PROSPECTIVE TENANT; OR

(II) CREDIT SCORE, ADVERSE CREDIT EVENT, OR LACK OF CREDIT".

Page 3, line 24, strike "ONE HUNDRED TWENTY-FIVE" and substitute "TWO HUNDRED".

Page 3, lines 26 and 27, strike "ONE HUNDRED TWENTY-FIVE" and substitute "TWO HUNDRED".

Strike page 4.

Page 5, strike lines 1 and 2 and substitute:

"(1.5) A VIOLATION OF SUBSECTION (1)(c) OR (1)(d) OF THIS SECTION CONSTITUTES UNLAWFUL DISCRIMINATION".

Page 6, strike lines 6 through 12 and substitute:

"(5) (a) A LANDLORD WHO VIOLATES SECTION 38-12-904 (1)(c) OR (1)(d) IS SUBJECT TO AN INITIAL PENALTY OF FIFTY DOLLARS, TO BE PAID TO THE PARTY AGGRIEVED BY THE VIOLATION. A LANDLORD WHO VIOLATES SECTION 38-12-904 (1)(c) OR (1)(d) AND DOES NOT CURE THE VIOLATION PURSUANT TO SUBSECTION (3) OF THIS SECTION IS ALSO SUBJECT TO A STATUTORY PENALTY OF TWO THOUSAND FIVE HUNDRED DOLLARS, TO BE PAID TO THE AGGRIEVED PARTY IN ADDITION".

Page 7, strike lines 4 and 5 and substitute:

"(q) FOR ANY PERSON TO VIOLATE SECTION 38-12-904 (1)(c) OR (1)(d)".

Page 7, strike lines 8 through 24 and substitute:

"38-12-102.5. Security deposits - maximum amount. ON AND AFTER THE EFFECTIVE DATE OF THIS SECTION, A LANDLORD SHALL NOT REQUIRE A TENANT TO SUBMIT A SECURITY DEPOSIT IN AN AMOUNT THAT EXCEEDS THE AMOUNT OF TWO MONTHLY RENT PAYMENTS UNDER THE RENTAL AGREEMENT."

Renumber succeeding sections accordingly.

Page 1, strike lines 106 and 107 and substitute "REQUIRE AS A SECURITY DEPOSIT, AND ALLOWING A".

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MESSAGE FROM THE HOUSE

April 11, 2023
Mr. President:

The House has adopted the First Report of the First Conference Committee on SB23-168, as printed in House Journal, April 6, 2023, and has repassed the bill as so amended. The bill is returned herewith.

The House has adopted the First Report of the First Conference Committee on HB23-1011, as printed in House Journal, March 29, 2023, and has repassed the bill as amended.

The House has voted to concur in the Senate amendments to HB23-1219 and has repassed the bills as so amended.

The Speaker has appointed Representatives Bird, chair, Sirota, and Bockenfeld as House conferees on the First Conference Committee on SB23-214. The House has voted to grant the House conferees on the First Conference Committee on SB23-214 to consider matters not at issue between the two houses.

The Speaker has appointed Representatives Bird, chair, Sirota, and Bockenfeld as House conferees on the First Conference Committee on SB23-220. The House has voted to grant the House conferees on the First Conference Committee on SB23-220 to consider matters not at issue between the two houses.

The Speaker has appointed Representatives Bird, chair, Sirota, and Bockenfeld as House conferees on the First Conference Committee on SB23-241. The House has voted to grant the House conferees on the First Conference Committee on SB23-241 to consider matters not at issue between the two houses.

The House has voted to grant the House conferees on the First Conference Committee on SB23-090 to consider matters not at issue between the two houses.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1026, 1032, 1229, 1233, 1235, 1236, 1243, 1234, 1060, 1217, 1075, and 1184, amended as printed in House Journal, April 10, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1251 and 1056.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB23-1216, amended as printed in House Journal, April 10, 2023, and amended on Third Reading as printed in House Journal, April 12, 2023.



MESSAGE FROM THE REVISOR OF STATUTES

April 11, 2023
We herewith transmit:

Without comment, HB23-1056 and 1251.

Without comment, as amended, HB23-1026, 1032, 1060, 1075, 1184, 1216, 1217, 1229, 1233, 1234, 1235, 1236, and 1243.



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INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB23-278 by Senator(s) Simpson and Mullica, Hinrichsen; also Representative(s) Lindsay and Story, Catlin--Concerning a modification to the requirement that a portion of every capital construction appropriation be allocated for the acquisition of works of art.
Finance

HB23-1202 by Representative(s) Epps and Willford, Mabrey, Amabile, Bacon, Boesenecker, Brown, deGruy Kennedy, Dickson, English, Garcia, Gonzales-Gutierrez, Jodeh, Joseph, Kipp, Lieder, Lindsay, Lindstedt, Michaelson Jenet, Ortiz, Sharbini, Sirota, Story, Titone, Valdez, Velasco, Vigil, Weissman, Woodrow; also Senator(s) Priola and Gonzales, Coleman, Cutter, Fields, Jaquez Lewis, Winter F.--Concerning the ability of a municipality to authorize the establishment of life-saving overdose prevention centers.
Health & Human Services

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

THIRD READING OF BILLS -- FINAL PASSAGE -- CONSENT CALENDAR

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1089 by Representative(s) Young; also Senator(s) Zenzinger--Concerning the continuation of special education services for a student in foster care when the student moves.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Fenberg, Fields, Ginal, Gonzales, Hinrichsen, Jaquez Lewis, Kolker, Moreno, Mullica, Priola, Roberts Smallwood, and Winter F.

SB23-210 by Senator(s) Exum; also Representative(s) Ricks--Concerning updates to administrative statutes for specific administrative entities that focus on human and social services.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Fenberg, Ginal, Gonzales, Jaquez Lewis, Priola, and Winter F.

HB23-1204 by Representative(s) Lindstedt and Weinberg; also Senator(s) Priola--Concerning the discharge of a client from a recovery residence.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Cutter, Exum, Gardner, Ginal, Jaquez Lewis, Lundeen, Marchman, Moreno, Mullica, Pelton B., Smallwood, Van Winkle, Will, and Winter F.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-027 by Senator(s) Cutter; also Representative(s) Story--Concerning funding of the food pantry assistance grant program.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	28	NO	7	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Danielson, Exum, Fenberg, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, Winter F., and Zenzinger.

SB23-191 by Senator(s) Cutter; also Representative(s) Joseph and Kipp--Concerning a study regarding diversion of organic materials from landfills.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	25	NO	10	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Jaquez Lewis, Marchman, Moreno, Priola, Roberts, Rodriguez, Sullivan, and Winter F.

SB23-059 by Senator(s) Baisley and Roberts, Rich; also Representative(s) Catlin and McLachlan, Bradley, Holtorf, Joseph, Taggart, Velasco, Weinberg, Wilson--Concerning providing funding to local governments to support access to state-owned outdoor recreational areas, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Danielson, Hansen, Hinrichsen, Marchman, Priola, and Winter F.

HB23-1183 by Representative(s) Jodeh and Sirota; also Senator(s) Winter F.--Concerning medicaid prior authorization requests for a step-therapy exception and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Fields, Ginal, Hansen, Kolker, Marchman, Moreno, Priola, and Rodriguez.

SB23-007

by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Kipp and Catlin-- Concerning enhancing adult education in Colorado, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Exum, Gardner, Ginal, Hansen, Moreno, Mullica, Priola, Roberts, and Will.

SB23-173

by Senator(s) Fields and Liston; also Representative(s) Bradley--Concerning recommendations of the Colorado child support commission.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Gardner, Ginal, Hansen, Lundeen, Marchman, Pelton R., Priola, and Smallwood.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB23-1052, SB23-247, SB23-249, and HB23-1132 were made Special Orders at 9:52 a.m.

Committee of the Whole The hour of 9:52 a.m. having arrived, Senator Gonzales moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills--Consent Calendar, and Senator Gonzales was called to act as Chair.

**SPECIAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1052 by Representative(s) Marshall, Evans; also Senator(s) Fields--Concerning a requirement that a veteran who has individual employability status be treated equivalently to a veteran who has one hundred percent permanent disability when determining eligibility for any state veterans benefit, and, in connection therewith, expanding eligibility for the property tax exemption for veterans with a disability to include a veteran who does not have a service-connected disability rated as a one hundred percent permanent disability but does have individual unemployability status.

Ordered revised and placed on the calendar for third reading and final passage.

SB23-247 by Senator(s) Gonzales; also Representative(s) Soper--Concerning the establishment of the division of civil protections and rights in the department of law.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB23-249 by Senator(s) Bridges and Van Winkle; also Representative(s) McLachlan and Evans--Concerning false reporting of an emergency.

Ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1132 by Representative(s) Snyder and Soper; also Senator(s) Fields--Concerning the court data-sharing task force, and, in connection therewith, making an appropriation.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 4, page(s) 677 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS -- CONSENT CALENDAR**

On motion of Senator Gonzales, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-247, SB23-249, HB23-1052, HB23-1132 as amended.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of Conference Committee Reports.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB23-168 by Senator(s) Jaquez Lewis and Kolker, Cutter, Danielson, Fields, Marchman, Sullivan; also Representative(s) Mabrey and Parenti, Bacon, Dickson, Epps, Garcia, Jodeh, Kipp, Titone, Vigil--Concerning gun violence victims' access to the judicial system.

Senator Kolker moved for the adoption of the first report of the first conference committee on **SB23-168**, as printed in Senate journal, April 6, page(s) 707-708. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	21	NO	14	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Bridges and Hinrichsen.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB23-215, 216, 217, 218, 221, 222, 223, 224, 225, 226, 227, 230, 234, 235, 236, 237, 239, 242, 243, 244, 245, and 246.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Tuesday, April 11, 2023, at 1:45 PM:
SB23-189, 190, 231, and 233.

MESSAGE FROM THE GOVERNOR

Tuesday, April 11th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-037 - Solicitations Related To Secretary Of State Documents
Approved on Tuesday, April 11th, 2023 at 1:15 p.m.

SB23-096 - In-State Tuition Classification Institution Of Higher Education
Approved on Tuesday, April 11th, 2023 at 1:15 p.m.

SB23-150 - Require Labeling Disposable Wipes
Approved on Tuesday, April 11th, 2023 at 1:15 p.m.

Sincerely,
(signed)
Jared Polis
Governor

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Trans-
portation &
Energy

After consideration on the merits, the Committee recommends that **SB23-268** 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, strike "NECESSARY,".

Page 3, strike line 25 and substitute "NECESSARY".

Page 4, lines 3 and 4, strike "COMMISSION SHALL ENSURE THAT THE DEPARTMENT TAKES THE INITIATIVE TO" and substitute "DEPARTMENT SHALL".

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Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **SB23-262** be referred to the Committee on Appropriations with favorable recommendation.

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **SB23-267** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 5, strike lines 23 through 26 and substitute "FEE THAT THE DIVISION MAY CHARGE FOR ADMISSION TO CHATFIELD STATE PARK, THE DIVISION SHALL CHARGE A WATER QUALITY FEE IN THE FOLLOWING AMOUNTS:

(a) FOR A PERSON WHO USES A DAILY VEHICLE PASS TO ENTER THE PARK,".

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **SB23-273** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 8, strike "was" and substitute "was IS".

Page 2, line 15, strike "submitted" and substitute "approved".

Education The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE BOARD OF TRUSTEES FOR ADAMS STATE UNIVERSITY

for a term expiring December 31, 2024:

LeRoy Salazar of Alamosa, Colorado, occasioned by the resignation of Amanda DeLaRosa of Denver, Colorado, appointed;

for a term expiring December 31, 2025:

Duane Bussey of Alamosa, Colorado, occasioned by the resignation of Jennifer Mueller of Alamosa, Colorado, appointed;

effective January 1, 2023 for terms expiring December 31, 2026:

Karen Middleton of Aurora, Colorado, appointed;

Thomas Kim of Centennial, Colorado, appointed.

Education After consideration on the merits, the Committee recommends that **SB23-269** be referred to the Committee on Appropriations with favorable recommendation.

MESSAGE FROM THE HOUSE

April 12, 2023
Mr. President:

The House has adopted and returns herewith SJM23-006.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

SB23-279 by Senator(s) Fields and Hansen; also Representative(s) Boesenecker and Joseph, Froelich-- Concerning prohibited activity related to firearms, and, in connection therewith, regulating firearms and firearm frames and receivers that do not have serial numbers; prohibiting manufacture of firearms, frames, and receivers by unlicensed persons; establishing a process for serializing firearms, frames, and receivers; and designating machine gun conversion devices as dangerous weapons.
State, Veterans, & Military Affairs

Committee of the Whole On motion of Senator Gonzales, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Gonzales was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1009 by Representative(s) Lindsay; also Senator(s) Moreno--Concerning measures to improve services for students who use substances, and, in connection therewith, making an appropriation.

Laid over until Thursday, April 13, retaining its place on the calendar.

SB23-105 by Senator(s) Danielson and Buckner, Coleman, Cutter, Exum, Fields, Gonzales, Hinrichsen, Jaquez Lewis, Marchman, Rodriguez, Sullivan, Winter F.; also Representative(s) Gonzales-Gutierrez and Bacon, Boesenecker, deGruy Kennedy, Froelich, Garcia, Jodeh, Joseph, Mabrey, Martinez, Michaelson Jenet, Ortiz, Story, Vigil, Willford, Woodrow--Concerning the implementation of measures to ensure equal pay for equal work.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, March 1, page(s) 324 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 6, page(s) 702-703 and placed in members' bill files.)

Amendment No. 3(L.022), by Senator Danielson.

Amend printed bill, page 4, line 22, strike "DECISION." and substitute "DECISION; EXCEPT THAT AN EMPLOYER IS NOT REQUIRED TO ANNOUNCE, POST, OR OTHERWISE MAKE KNOWN A JOB OPPORTUNITY THAT IS LIMITED TO A PERIOD OF SIX MONTHS OR LESS AND IF THERE IS AN IMMEDIATE NEED TO HIRE A PERSON TO ENSURE ACCESS TO CHILD CARE OR EDUCATIONAL OPPORTUNITIES."

Amendment No. 4(L.013), by Senator Danielson.

Amend printed bill, page 2, line 3, strike "(7.5)."

Page 3, strike lines 5 through 11.

Page 4, line 17, strike "(a)".

Page 4, lines 19 and 20, strike "AND PROMOTIONAL OPPORTUNITY".

Page 4, line 23, strike "(b) THE" and substitute "(2) AN".

Page 4, lines 24 and 25, strike "OPPORTUNITY AND PROMOTIONAL OPPORTUNITY:" and substitute "OPPORTUNITY:".

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Page 4, line 26, strike "(I)" and substitute "(a)".

Page 5, line 1, strike "(II)" and substitute "(b)".

Page 5, strike lines 2 through 8 and substitute "COMPENSATION APPLICABLE TO THE JOB OPPORTUNITY; AND

(c) THE DATE THE APPLICATION WINDOW IS ANTICIPATED TO CLOSE."

Page 5, line 12, strike "(2)" and substitute "(2) (3)".

Re-number succeeding subsections accordingly.

Page 5, strike line 18 and substitute "FILL A JOB OPPORTUNITY BEGINS".

Page 5, strike line 23 and substitute "OPPORTUNITY;".

Page 6, lines 1 and 2, strike "AND PROMOTIONAL OPPORTUNITIES".

Page 6, strike line 4 and substitute "SIMILAR JOB OPPORTUNITIES".

Page 6, lines 11 and 12, strike "OR PROMOTIONAL OPPORTUNITY".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1190 by Representative(s) Boesenecker and Sirota; also Senator(s) Winter F.--Concerning a right of first refusal to purchase qualifying multifamily residential property by a local government.

Laid over until Monday, April 17, retaining its place on the calendar.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the General Orders -- Second Reading of Bills Calendar (SB23-206, SB23-016, SB23-179) of Wednesday, April 12 was laid over until Thursday, April 13, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Gonzales, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-105 as amended.

Laid over until Thursday, April 13: SB23-206, SB23-016, SB23-179, HB23-1009.

Laid over until Monday, April 17: HB23-1190.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Judiciary After consideration on the merits, the Committee recommends that **HB23-1027** be referred to the Committee on Appropriations with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **SB23-254** be referred to the Committee of the Whole with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **SB23-251** be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services After consideration on the merits, the Committee recommends that **HB23-1002** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 4, after line 17, insert:

"(4) THIS SECTION DOES NOT APPLY TO A HIGH DEDUCTIBLE HEALTH PLAN AS DEFINED BY 26 U.S.C. SEC. 223 (c)(2), AS AMENDED, THAT IS ISSUED OR RENEWED IN THIS STATE UNTIL A COVERED PERSON HAS MET THE COVERED PERSON'S APPLICABLE DEDUCTIBLE AMOUNT FOR SUCH PLAN, UNLESS ALLOWED PURSUANT TO FEDERAL LAW."

Renumber succeeding subsections accordingly.

Page 6, line 21, after "(2)" insert "(a)".

Page 6, line 27, after the period add "THE COMMISSIONER OF INSURANCE MAY DETERMINE THAT A MANUFACTURER MEETS THE REQUIREMENTS OF THIS SECTION IF THE MANUFACTURER:

(I) HAS A PATIENT ASSISTANCE PROGRAM THAT HAS BEEN REVIEWED AND APPROVED BY THE DIVISION;

(II) PROVIDES COLORADO PATIENTS WITH EPINEPHRINE AUTO-INJECTORS AT THE COST OF SIXTY DOLLARS OR LESS FOR EACH TWO-PACK OF EPINEPHRINE AUTO-INJECTORS; AND

(III) CONTINUES TO MAKE THE PATIENT ASSISTANCE PROGRAM AVAILABLE TO COLORADO PATIENTS WHO MEET THE ELIGIBILITY CRITERIA OUTLINED IN SUBSECTION (3) OF THIS SECTION.

(b) THE COMMISSIONER OF INSURANCE SHALL DEVELOP A FORM FOR MANUFACTURERS TO USE IN SEEKING SUCH DETERMINATION.

(c) IF A MANUFACTURER DISCONTINUES ITS APPROVED PATIENT ASSISTANCE PROGRAM, THE MANUFACTURER MUST IMMEDIATELY IMPLEMENT A PROGRAM TO COMPLY WITH THE REQUIREMENTS OF THIS SECTION FOR QUALIFYING COLORADO PATIENTS."

Page 9, strike lines 16 through 19 and substitute:

"(8) (a) THE".

Page 9, line 25, after the period, add "IF A PHARMACY SUBMITS AN ELECTRONIC CLAIM TO A MANUFACTURER PURSUANT TO THIS SUBSECTION (8)(a), THE PHARMACY SHALL PROVIDE DOCUMENTATION OF THE DOLLAR AMOUNT THAT THE PHARMACY PAID TO ITS WHOLESALER OR OTHER DISTRIBUTOR FOR THE EPINEPHRINE AUTO-INJECTORS FOR WHICH THE PHARMACY IS SEEKING REIMBURSEMENT."

Health & Human Services After consideration on the merits, the Committee recommends that **HB23-1024** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 16, strike lines 18 through 24 and substitute:

"(d) THE PURPOSE OF INTERVENTION IS TO PROVIDE KNOWLEDGE OR

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INFORMATION CONCERNING THE CARE AND PROTECTION OF THE CHILD OR YOUTH, INCLUDING THE CHILD'S OR YOUTH'S MENTAL, PHYSICAL, AND EMOTIONAL NEEDS. INTERVENTION BY A FOSTER PARENT IS ONLY PERMITTED WHEN A CHILD OR YOUTH HAS BEEN PLACED OUT OF THE HOME FOR TWELVE MONTHS OR MORE AND ADJUDICATION HAS OCCURRED. A MOTION MADE FOR INTERVENTION PURSUANT TO THIS SUBSECTION (5)(d) MUST STATE THE PERSON'S RELATIONSHIP TO THE CHILD OR YOUTH, THE REASON THAT INTERVENTION IS SOUGHT, AND WHY THE EXISTING PARTIES CANNOT ADEQUATELY PRESENT THE CASE. A FOSTER PARENT MAY INTERVENE IF:

(I) THE FOSTER PARENT HAS HAD THE CHILD OR YOUTH IN THE FOSTER PARENT'S CARE FOR A MINIMUM OF TWELVE CONSECUTIVE MONTHS. A FOSTER PARENT WHO INTERVENES PURSUANT TO THIS SUBSECTION (5)(d)(I) MAY DO SO AS A MATTER OF RIGHT AND WITH OR WITHOUT COUNSEL.

(II) THE FOSTER PARENT HAS HAD THE CHILD OR YOUTH IN THE FOSTER PARENT'S CARE FOR A MINIMUM OF SIX CONSECUTIVE MONTHS. A FOSTER PARENT WHO INTERVENES PURSUANT TO THIS SUBSECTION (5)(d)(II) MAY ONLY DO SO AS PERMITTED BY THE COURT AND WITH OR WITHOUT COUNSEL."

Health &
Human
Services

After consideration on the merits, the Committee recommends that **HB23-1224** 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 3, after "(3)(a)" insert "and (10)".

Page 2, after line 17 insert:

"(10) "Medical inflation" means the annual percentage change in the medical care index component of the United States department of labor's bureau of labor statistics consumer price index for medical care services and medical care commodities FOR THE DENVER-AURORA-LAKEWOOD AREA, or its applicable predecessor or successor index, based on the average change in the medical care index over the previous ~~ten~~ THREE years."

Page 3, strike lines 4 through 7 and substitute:

"(b) THE EXCHANGE, IN COLLABORATION WITH THE COMMISSIONER, AND AFTER A STAKEHOLDER ENGAGEMENT PROCESS WITH CONSUMERS, PRODUCERS, AND CARRIERS, SHALL DEVELOP A FORMAT FOR DISPLAYING THE STANDARDIZED PLANS ON THE EXCHANGE IN A MANNER THAT ALLOWS FOR STANDARDIZED PLANS TO BE EASILY IDENTIFIED AND COMPARED."

Page 3, strike lines 19 through 27.

Page 4, strike lines 1 through 15.

Page 5, line 26, after the period add "A PUBLIC HEARING HELD PURSUANT TO THIS SUBSECTION (3)(a) MUST BE CONDUCTED IN ACCORDANCE WITH SUBSECTION (3)(c) OF THIS SECTION AND THE RULES PROMULGATED PURSUANT TO SUCH SUBSECTION AND IS NOT SUBJECT TO SECTION 24-4-105."

Health &
Human
Services

After consideration on the merits, the Committee recommends that **HB23-1067** be **referred** to the Committee on Appropriations with favorable recommendation.

MESSAGE FROM THE HOUSE

April 12, 2023
Mr. President:

In response to the request of the Senate for a Second Conference Committee on HB23-1101, the House has dissolved the First Conference Committee and the Speaker has appointed Representatives Bacon, Chair, Vigil, and Catlin as House conferees on the Second Conference Committee on HB23-1101. The bill is transmitted herewith.

The House has adopted the First Report of the First Conference Committee on HB23-1030, as printed in House Journal, March 29, 2023, and has repassed the bill as amended.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJM23-006.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- SB23-280** by Senator(s) Mullica; also Representative(s) Snyder--Concerning the mitigation of certain transportation-related environmental hazards, and, in connection therewith, creating the fuels impact enterprise to administer programs and impose fees that are related to the transportation of fuel within the state, modifying the clean fleet enterprise so that it administers programs and imposes fees that are designed to reduce emissions from diesel trucks, creating a tax credit for the conversion, lease, or purchase of clean commercial vehicles, modifying the fee collected for the distribution to the perfluoroalkyl and polyfluoroalkyl substances cash fund, modifying the petroleum storage tank fund, allowing the Colorado state patrol to conform hazard materials routing regulations to transportation commission rules, and phasing out the use of certain diesel trucks on state projects.
Finance
- SB23-281** by Senator(s) Zenzinger; also Representative(s) McLachlan--Concerning a required notice of limited transferability of college credits from a private occupational school.
Education
- HB23-1026** by Representative(s) English, Joseph; also Senator(s) Fields--Concerning family time for grandparents.
Health & Human Services
- HB23-1032** by Representative(s) Ortiz; also Senator(s) Rodriguez--Concerning civil action remedy provisions for civil rights violations of persons with disabilities.
Judiciary
- HB23-1184** by Representative(s) Lindstedt and Frizell; also Senator(s) Roberts--Concerning certain low-income housing property that is deemed to be used for a strictly charitable purpose, and, in connection therewith, clarifying and expanding the property tax exemption for property acquired by nonprofit housing providers for a strictly charitable low-income housing purpose and creating a property tax exemption for property held by community land trusts or nonprofit affordable homeownership developers and used for a strictly charitable purpose.
Finance
- HB23-1217** by Representative(s) Froelich; also Senator(s) Fields--Concerning relief for crime victims whose motor vehicles have been towed because of the crime, and, in connection therewith, requiring the transportation legislation review committee study the issue and make legislative recommendations.
Transportation & Energy

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HB23-1229 by Representative(s) Weissman and Mabrey, Amabile, Bacon, Boesenecker, Brown, deGruy
 Kennedy, Epps, Froelich, Garcia, Gonzales-Gutierrez, Jodeh, Joseph, Kipp, Lieder,
 Lindstedt, Michaelson Jenet, Ortiz, Parenti, Sharbini, Sirota, Story, Titone, Velasco, Vigil,
 Willford, Woodrow, Young; also Senator(s) Gonzales, Fields--Concerning changes to
 consumer lending laws to limit charges to consumers.
 Business, Labor, & Technology

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HB23-1235 by Representative(s) Sirota; also Senator(s) Buckner--Concerning technical modifications to
 the department of early childhood.
 Education

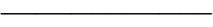
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HB23-1236 by Representative(s) Young and Amabile; also Senator(s) Kolker--Concerning
 implementation updates to the behavioral health administration.
 Health & Human Services

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HB23-1243 by Representative(s) Amabile; also Senator(s) Moreno--Concerning changes to the hospital
 community benefit.
 Health & Human Services

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On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Thursday,
 April 13, 2023.

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Approved:

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James Coleman
 President *pro tem* of the Senate

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Attest:

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Cindi L. Markwell
 Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

95th Legislative Day Thursday, April 13, 2023

- Prayer 10
 By Senator Rich. 11
- Call to Order 12
 By the President at 9:00 a.m. 13
- Roll Call 14
 Present--34 15
 Excused--1, Mullica 16
 Excused later--2, Bridges, Van Winkle 17
 Present later--1, Mullica 18
- Quorum 19
 The President announced a quorum present. 20
- Pledge 21
 By Senator Ginal. 22
- Approval of the Journal 23
 On motion of Senator Exum, the Journal of Wednesday, April 12, 2023, was approved as corrected by the Secretary. 24

SENATE SERVICES REPORT

- Correctly Printed: SB23-278, 279, 280, and 281. 25
- Correctly Engrossed: SB23-105, 247, and 249. 26
- Correctly Reengrossed: SB23-007, 027, 059, 173, 191, and 210. 27
- Correctly Revised: HB23-1052, and 1132. 28
- Correctly Rerevised: HB23-1089, 1183, and 1204. 29
- Correctly Enrolled: SB23-168, 169, and 170; SJM23-005; SR23-006 and 007. 30

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege. 31

At the order of the President, Senator Mullica was added to the current roll call. 32

**THIRD READING OF BILLS -- FINAL PASSAGE --
 CONSENT CALENDAR**

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent: 33

HB23-1052 by Representative(s) Marshall, Evans; also Senator(s) Fields--Concerning a requirement that a veteran who has individual employability status be treated equivalently to a veteran who has one hundred percent permanent disability when determining eligibility for any state veterans benefit, and, in connection therewith, expanding eligibility for the property tax exemption for veterans with a disability to include a veteran who does not have a service-connected disability rated as a one hundred percent permanent disability but does have individual unemployability status. 34

The question being "Shall the bill pass?", the roll call was taken with the following result: 35

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Danielson, Exum, Ginal, Gonzales, Hinrichsen, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, and Winter F.

SB23-247 by Senator(s) Gonzales; also Representative(s) Soper--Concerning the establishment of the division of civil protections and rights in the department of law.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	30	NO	5	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Exum, Fenberg, Hansen, Marchman, Moreno, Priola, Roberts, Rodriguez, Winter F., and Zenzinger.

SB23-249 by Senator(s) Bridges and Van Winkle; also Representative(s) McLachlan and Evans--Concerning false reporting of an emergency.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Exum, Fenberg, Ginal, Hansen, Hinrichsen, Kirkmeyer, Liston, Moreno, Mullica, Pelton B., Pelton R., Priola, Roberts, Smallwood, Will, Winter F., and Zenzinger.

HB23-1132 by Representative(s) Snyder and Soper; also Senator(s) Fields--Concerning the court data-sharing task force, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	30	NO	5	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Exum, Gonzales, Hansen, Jaquez Lewis, Priola, Rodriguez, and Winter F.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-105

by Senator(s) Danielson and Buckner, Coleman, Cutter, Exum, Fields, Gonzales, Hinrichsen, Jaquez Lewis, Marchman, Rodriguez, Sullivan, Winter F.; also Representative(s) Gonzales-Gutierrez and Bacon, Boesenecker, deGruy Kennedy, Froelich, Garcia, Jodeh, Joseph, Mabrey, Martinez, Michaelson Jenet, Ortiz, Story, Vigil, Willford, Woodrow--Concerning the implementation of measures to ensure equal pay for equal work, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Fenberg, Ginal, Hansen, Kolker, Moreno, Mullica, Priola, and Roberts.

MESSAGE FROM THE HOUSE

April 13, 2023
Mr. President:

The House has adopted and transmits herewith HJR23-1020, as printed in House Journal, April 13, 2023

The House has adopted the First Report of the First Conference Committee on SB23-214, as printed in House Journal, Thursday, April 13, 2023, and has repassed the bill as so amended. The bill is returned herewith.

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB23-214

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 SB23-214, 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, 2023, except as otherwise noted, has met and reports that it has agreed upon the following:

1. That the House recede from its amendments made to the reengrossed bill, as the amendments appear in the rerevised bill, and that the following amendments be substituted therefor:

Page 62, line 6, strike "Services^{8a}" and substitute "Services", in the ITEM & SUBTOTAL column strike "6,249,631" and substitute "6,171,170", and in the GENERAL FUND column strike "1,674,356" and substitute "1,595,895".

Adjust affected totals accordingly.

Page 66, strike line 15.

Strike page 67.

Page 150, after line 3 insert:

	ITEM & SUBTOTAL	GENERAL FUND
	\$	\$
"Payments to Denver Health and Hospital Authority	1,000,000	1,000,000".

Adjust affected totals accordingly.

Page 150, after line 3 insert:

	ITEM & SUBTOTAL	GENERAL FUND
	\$	\$
"Rural Provider Access and Affordability Fund, Created in Section 25.5-1-207 (6)(a), C.R.S.	1,000,000	1,000,000".

Adjust affected totals accordingly.

Page 167, line 10, strike "University" and substitute "University^{34a}", in the ITEM & SUBTOTAL column strike "2,102,655" and substitute "4,434,113", and in the GENERAL FUND column strike "2,102,655" and substitute "4,434,113".

Adjust affected totals accordingly.

Page 194, after line 6, insert:

"34a Department of Higher Education, Colorado Commission on Higher Education and Higher Education Special

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Purpose Programs, Special Purpose, Healthy Forests and Vibrant Communities Fund at Colorado State University -- The amount in this line item includes a one-time appropriation of \$2,000,000 General Fund, which is intended to support 5.0 FTE at the Colorado State Forest Service over four years to implement Good Neighbor Authority projects based on agreements with federal agencies to accomplish forest management goals on federal lands."

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Page 241, line 4, strike "Programs" and substitute "Programs^{55a}", in the ITEM & SUBTOTAL column strike "7,730,499" and substitute "9,730,499", and in the GENERAL FUND column strike "1,666,241" and substitute "3,666,241".

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Adjust affected totals accordingly.

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Page 267, after line 5 insert:

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55a Department of Human Services, Behavioral Health Administration, Integrated Behavioral Health Services, Criminal Justice Diversion Programs -- It is the General Assembly's intent that an increase of \$2,000,000 General Fund appropriated to this line item be used to support the expansion of co-responder programs."

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Page 362, line 6, in the ITEM & SUBTOTAL column strike "1,007,886" and substitute "1,507,886" and in the GENERAL FUND column strike "850,000" and substitute "1,350,000".

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Adjust affected totals accordingly.

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Page 369, line 14, strike "Fund" and substitute "Fund^{83a}", in the ITEM & SUBTOTAL column strike "5,000,000" and substitute "5,100,000", and in the GENERAL FUND column insert "100,000".

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Adjust affected totals accordingly.

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Page 391, after line 2 insert:

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83a Department of Natural Resources, Executive Director's Office, Administration, Wildfire Mitigation Capacity Development Fund -- It is the General Assembly's intent that \$100,000 General Fund of this appropriation be used for wildfire mitigation projects pursuant to Section 24-33-117 (3)(e), C.R.S., in Larimer County."

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Page 421, line 10, strike "Grants^{93a}" and substitute "Grants", in the ITEM & SUBTOTAL column strike "11,214,813" and substitute "11,014,813", and in the GENERAL FUND column strike "4,900,000" and substitute "4,700,000".

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Adjust affected totals accordingly.

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Page 475, strike lines 1 and 2.

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Page 457, line 8, in the ITEM & SUBTOTAL column strike "8,124,195" and substitute "7,624,195" and in the GENERAL FUND column strike "1,318,068" and substitute "818,068".

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Adjust affected totals accordingly.

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Page 461, line 7, in the ITEM & SUBTOTAL column strike "9,348,361" and substitute "8,848,361" and in the GENERAL FUND column strike "5,759,461" and substitute "5,259,461".

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Adjust affected totals accordingly.

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Page 572, line 6, strike "Liability¹¹⁰" and substitute "Liability", in the ITEM & SUBTOTAL column strike "65,594,501" and substitute "35,000,000", and in the GENERAL FUND column strike "56,713,576" and substitute "26,119,075".

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Adjust affected totals accordingly.

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Page 574, strike lines 7 through 11.

Page 67, line 2, strike "commmunication" and substitute "communication".

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended:

Page 25, line 5, strike "Funds^{5a}" and substitute "Funds".

Page 52, strike lines 4 and 5.

Page 57, after line 8 insert:

	ITEM & SUBTOTAL	GENERAL FUND	FEDERAL FUNDS
	\$	\$	\$
"IT Accessibility (2.0 FTE)".	1,148,357	551,480	596,877 ^a

Adjust affected totals accordingly.

Page 55, line 2, in the ITEM & SUBTOTAL column strike "350,529" and substitute "121,367" and in the FEDERAL FUNDS column strike "290,190^{5b}" and substitute "61,028^{5b}".

Adjust affected totals accordingly.

Page 57, line 1, strike "\$289,852" and substitute "\$60,690".

Page 57, after line 7 insert:

	ITEM & SUBTOTAL	GENERAL FUND	FEDERAL FUNDS
	\$	\$	\$
"Information Technology Systems Managed by Other Departments	580,895	72,461	508,434 ^{a"}

Adjust affected totals accordingly.

Page 60, line 13, in the ITEM & SUBTOTAL column strike "17,218,078" and substitute "17,217,078" and in the FEDERAL FUNDS column strike "17,218,078^{b"} and substitute "17,217,078^{b"}.

Page 61, after line 2 insert:

	ITEM & SUBTOTAL	FEDERAL FUNDS
	\$	\$
"Early Care and Education Recruitment and Retention Grant and Scholarship Program	500	500 ^b
Child Care Sustainability Grant Program	500	500 ^{b"}

Page 66, line 10, strike "CHILDHOOD)" and substitute "CHILDHOOD)^{8b"}.

Page 67, after line 2 insert:

"8b Department of Early Childhood, Grand Totals -- The federal funds appropriated from Child Care Development Funds in this part include the following amounts from time-limited Supplemental Child Care and Development Fund Discretionary Funds appropriated in the federal American Rescue Plan Act of 2021:

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<u>Line Item</u>	<u>Amount</u>	
(1) Executive Director's Office		1
(A) General Administration		2
Personal Services	\$1,692,551	3
Health, Life, and Dental	429,689	4
Short-term Disability	3,850	5
Amortization Equalization Disbursement	135,470	6
Supplemental Amortization Equalization Disbursement	135,470	7
Operating Expenses	47,565	8
(B) Information Technology Systems		9
Information Technology Contracts and Equipment	1,000,000	10
Child Care Automated Tracking System	200,000	11
(2) Partnerships and Collaborations		12
Local Coordinating Organizations	5,273,021	13
Child Care Resource and Referrals	2,382,518	14
(3) Early Learning Access and Quality		15
Personal Services	2,039,309	16
Operating Expenses	39,524	17
Child Care Assistance Program	19,540,595	18
Child Care Assistance Program Stimulus - Eligibility		19
Expansion and Infant and Toddler Care Reimbursement	25,970,215	20
Workforce Recruitment and Retention Grants	10,365,000	21
Professional Development Training	4,461,849	22
Early Childhood Quality and Availability	11,661,222	23
Local Capacity Building Grants	17,217,078	24
(4) Community and Family Support		25
Personal Services	215,508	26
Operating Expenses	1,470	27
Early Childhood Mental Health Service	2,552,369	28
(5) Licensing and Administration		29
Personal Services	397,225	30
Operating Expenses	18,545	31
TOTAL	\$105,780,043	32

In addition to the transfer authority provided in Section 24-75-108, C.R.S., the Department may transfer any amount of these appropriations that the Department will not be able to obligate prior to September 30, 2023, to the Child Care Sustainability Grant Program line item or to the Early Care and Education Recruitment and Retention Grant and Scholarship Program line item."

Page 629, after line 14 insert:

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

1 **"SECTION 6. Appropriation to the department of early childhood for the fiscal year beginning July 1, 2022.** In Session Laws of Colorado 2022, section 137 (10)(c) of chapter
2123, (HB 22-1295), **add** footnote 2a, as Part III and the affected totals are amended by SB 23-114, as follows:

3 Section 2. **Appropriation.**

PART III

DEPARTMENT OF EARLY CHILDHOOD

7**TOTALS PART III**

8~~(EARLY CHILDHOOD)~~

9 CHILDHOOD ^{2a}	<u>\$435,602,015</u>	<u>\$110,519,874</u>	<u>\$57,199,670^a</u>	<u>\$12,129,913</u>	<u>\$255,752,558^b</u>
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11^a Of this amount, \$26,739,051 contains an (I) notation and is included for informational purposes only.

12^b Of this amount, \$14,914,387 contains an (I) notation and is included for informational purposes only.

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APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

1 **FOOTNOTES** -- The following statements are referenced to the numbered footnotes throughout subsection 10(c).

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3 2a DEPARTMENT OF EARLY CHILDHOOD, GRAND TOTALS -- THE FEDERAL FUNDS APPROPRIATED FROM CHILD CARE DEVELOPMENT FUNDS IN THIS PART INCLUDE
 4 THE FOLLOWING AMOUNTS FROM TIME-LIMITED SUPPLEMENTAL CHILD CARE AND DEVELOPMENT FUND DISCRETIONARY FUNDS APPROPRIATED IN THE FEDERAL
 5 AMERICAN RESCUE PLAN ACT OF 2021:

6

<u>LINE ITEM</u>	<u>AMOUNT</u>
(1) EXECUTIVE DIRECTOR'S OFFICE	
(A) GENERAL ADMINISTRATION	
PERSONAL SERVICES	\$557,153
HEALTH, LIFE, AND DENTAL	207,050
SHORT-TERM DISABILITY	1,797
AMORTIZATION EQUALIZATION DISBURSEMENT	86,245
SUPPLEMENTAL AMORTIZATION EQUALIZATION DISBURSEMENT	86,245
OPERATING EXPENSES	22,975

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APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
						<u>AMOUNT</u>	
1							
2						1,000,000	
3						350,000	
4							
5						5,273,021	
6							
7						1,222,952	
8						31,616	
9							
10						25,970,215	
11						505,000	
12						2,291,090	
13						4,415,570	
14						17,319,546	

	<u>LINE ITEM</u>	<u>AMOUNT</u>
1	(4) COMMUNITY AND FAMILY SUPPORT	
2	EARLY CHILDHOOD MENTAL HEALTH SERVICE	160,000
3	(5) LICENSING AND ADMINISTRATION	
4	PERSONAL SERVICES	397,225
5	OPERATING EXPENSES	39,545
6	<hr/> TOTAL	<hr/> \$59,937,245

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8 OF EACH OF THESE AMOUNTS, UP TO 10 PERCENT OF THE APPROPRIATION REMAINS AVAILABLE FOR EXPENDITURE FOR THE SAME PURPOSE UNTIL THE CLOSE OF
9 THE 2023-24 STATE FISCAL YEAR."

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11 Renumber succeeding sections accordingly.

Page 85, strike lines 5 through 10. 1

Adjust affected totals accordingly. 2

Page 97, line 3, in the ITEM & SUBTOTAL column strike "24,968,106" and substitute "14,968,106" and in the GENERAL FUND column strike "10,000,000". 3

Adjust affected totals accordingly. 4

Page 100, line 6, in the ITEM & SUBTOTAL column strike "16,016,250" and substitute "12,016,250" and in the GENERAL FUND column strike "4,000,000". 5

Adjust affected totals accordingly. 6

Page 104, after line 9 insert: 7

	ITEM &	
	SUBTOTAL	
	\$	
"Shift Differential	66,600".	

Page 105, line 6, in the ITEM & SUBTOTAL column strike "16,024,468" and substitute "16,091,068" and in the GENERAL FUND column strike "13,618,966" and substitute "13,685,566". 8

Adjust affected totals accordingly. 9

Page 131, line 3, in the ITEM & SUBTOTAL column strike "61,975,250" and substitute "62,110,610". 10

Page 131, line 4, in the ITEM & SUBTOTAL column strike "175,569,176" and substitute "175,704,536" and in the GENERAL FUND column strike "55,798,708" and substitute "55,934,068". 11

Adjust affected totals accordingly. 12

Page 131, line 7, strike "\$396,945" and substitute "\$396,149". 13

Page 131, line 9, strike "\$120,498" and substitute "\$121,294". 14

Page 132, line 1, strike "\$892,925" and substitute "\$886,931". 15

Page 132, line 3, strike "\$571,532" and substitute "\$576,886". 16

Page 132, line 4, strike "\$88,895" and substitute "\$88,650". 17

Page 132, line 5, strike "\$13,818" and substitute "\$14,703". 18

Page 133, line 2, strike "Human Services" and substitute "Early Childhood". 19

Page 136, line 4, strike "\$7,747,784" and substitute "\$7,499,883". 20

Page 136, line 6, strike "\$350,000" and substitute "\$597,901". 21

Page 141, line 10, in the TOTAL column strike "11,437,259,598" and substitute "11,436,638,706", in the GENERAL FUND column strike "2,003,396,996(M)" and substitute "2,003,092,760(M)", and in the FEDERAL FUNDS column strike "6,904,842,982" and substitute "6,904,526,326". 22

Adjust affected totals accordingly. 23

Page 141, line 10, strike "Individuals^{22,22a}" and substitute "Individuals²²", in the TOTAL column strike "11,437,259,598" and substitute "11,437,147,967", and in the GENERAL FUND column strike "2,003,396,996(M)" and substitute "2,003,285,365(M)". 24

Adjust affected totals accordingly.	1
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Page 158, strike lines 9 through 11.	3
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Page 142, line 1, strike "\$971,772,124" and substitute "\$968,840,933".	5
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Page 142, line 7, strike "\$1,826,714" and substitute "\$4,743,123".	7
	8
Page 142, line 11, strike "and" and strike the second "C.R.S." and substitute "C.R.S., and \$14,782 shall be from the ARPA Home- and Community-Based Services Account created in Section 25.5-4-402.4 (5)(c)(I)(A), C.R.S., within the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S.".	9
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Page 145, line 10, strike "\$16,300,351" and substitute "\$15,336,398" and strike "\$7,628,482" and substitute "\$8,630,325".	16
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Page 145, line 11, strike "\$93,127" and substitute "\$55,237".	19
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Page 152, strike lines 7 through 10.	21
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Page 152, line 12, strike "(3) Food" and substitute "(2) Food".	23
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Page 153, line 2, strike "Community" and substitute "(1) Community".	25
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Page 223, line 12, strike "Department of Human Services Medicaid-funded Programs, Office" and substitute "Executive Director's Office, Information Technology Contracts and Projects, Colorado Benefits Management Systems, Health Care and Economic Security Staff Development Center line item.".	27
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Page 223, strike line 13.	33
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Page 153, line 7, in the GENERAL FUND column strike "68,715(M)" and substitute "66,140(M)" and in the FEDERAL FUNDS column strike "66,265" and substitute "68,840".	35
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Adjust affected totals accordingly.	39
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Page 218, line 10, strike "Program" and substitute "Program ^{45a} ", in the ITEM & SUBTOTAL column strike "13,092,536" and substitute "12,592,536", and in the GENERAL FUND column strike "4,220,663" and substitute "3,720,663".	41
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Adjust affected totals accordingly.	46
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Page 263, after line 12 insert:	48
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<u>45a</u> Department of Human Services, Office of Children, Youth and Families, Division of Community Programs, Tony Grampsas Youth Services Program -- Of this appropriation, \$500,000 General Fund remains available for expenditure until the close of the 2025-26 state fiscal year."	50
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Page 235, line 4, strike "ADMINISTRATION" and substitute "ADMINISTRATION ^{53a} ".	58
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Page 266, after line 9 insert:	61
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<u>53a</u> Department of Human Services, Behavioral Health Administration -- It is the General Assembly's intent that the Behavioral Health Administration continue to contract for behavioral health services based on the pre-existing service areas relevant to each contracted service through the end of the 2023-24 state fiscal year."	63
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Page 266, line 13, strike "to a community mental health center" and substitute "to community mental health centers".	71
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Page 271, line 11, in the CASH FUNDS column strike "8,548,541^{am}" and substitute "8,980,204^{am}" and in the REAPPROPRIATED FUNDS column strike "2,484,601^{bm}" and substitute "2,052,938^{bm}".

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Page 271, line 12, in the GENERAL FUND column strike "(291.0 FTE)" and substitute "(287.0 FTE)" and in the CASH FUNDS column strike "(34.8 FTE)" and substitute "(38.8 FTE)".

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Page 272, line 8, after "C.R.S.," insert "\$431,663 shall be from the Offender Services Fund created in Section 16-11-214 (1)(a), C.R.S.,".

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Page 272, lines 13 and 14, strike "\$431,663 shall be from the Correctional Treatment Cash Fund created in Section 18-19-103 (4)(a), C.R.S.,".

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Adjust affected totals accordingly.

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Page 275, line 9, in the ITEM & SUBTOTAL column strike "16,375,000" and substitute "18,375,000" and in the GENERAL FUND column insert "2,000,000".

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Adjust affected totals accordingly.

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Page 276, line 7, in the ITEM & SUBTOTAL column strike "3,000,000" and substitute "3,425,000" and in the GENERAL FUND column strike "3,000,000" and substitute "3,425,000".

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Page 276, line 9, in the ITEM & SUBTOTAL column strike "3,000,000" and substitute "3,425,000" and in the REAPPROPRIATED FUNDS column strike "3,000,000^{hm}" and substitute "3,425,000^{hm}".

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Adjust affected totals accordingly.

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Page 301, line 10, strike "\$56,290 shall be from the COVID".

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Page 301, line 11, strike "Heroes Collaboration Fund created in Section 24-50-104 (1)(k), C.R.S.,".

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Page 301, line 11, strike "\$9,375,843" and substitute "\$9,432,133".

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Page 304, line 6, in the ITEM & SUBTOTAL column strike "252,088" and substitute "250,000" and in the GENERAL FUND column strike "2,088".

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Adjust affected totals accordingly.

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Page 350, strike line 5.

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Page 350, line 6, strike "Prevention Initiative Grants" and substitute "Appropriation to the Targeted Crime Reduction Grant Program Cash Fund".

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Page 391, line 4, strike "2024-25" and substitute "2025-26".

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Page 421, line 2, strike "\$1,450,438" and substitute "\$1,458,028".

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Page 421, line 4, strike "\$8,472,690" and substitute "\$8,465,100".

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Page 463, strike lines 12 through 14.

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Adjust affected totals accordingly.

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Page 465, line 7, in the ITEM & SUBTOTAL column strike "5,882,349" and substitute "4,882,349" and in the GENERAL FUND column strike "5,882,349" and substitute "4,882,349".

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Adjust affected totals accordingly.

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Page 493, line 5, in the ITEM & SUBTOTAL column strike "7,988,052" and substitute "8,088,052" and in the CASH FUNDS column strike "1,966,730^{am}" and substitute "2,066,730^{am}".

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Adjust affected totals accordingly. 1

Page 494, line 7, strike "\$254,816" and substitute "\$354,816". 2
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Page 496, line 7, in the ITEM & SUBTOTAL column strike "30,000,000" and substitute "8,000,000" and in the General Fund column strike "30,000,000" and substitute "8,000,000". 5
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Adjust affected totals accordingly. 9

Page 521, line 7, strike "Expenses^{107a}" and substitute "Expenses", in the ITEM & SUBTOTAL column strike "351,935" and substitute "331,935", and in the CASH FUNDS column strike "351,935" and substitute "331,935^a". 10
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Adjust affected totals accordingly. 16

Page 522, line 7, strike "\$12,209,700" and substitute "\$12,189,700". 17
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Page 530, strike lines 8 through 11. 19
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Page 522, after line 3 insert: 21
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	ITEM & SUBTOTAL	GENERAL FUND
	\$	\$
"Appropriation to the Reinsurance Program Cash Fund	10,000,000	10,000,000".

Adjust affected totals accordingly. 23
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Page 553, line 5, in the ITEM & SUBTOTAL column strike "2,414,251" and substitute "2,658,764". 28
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Page 553, line 6, in the ITEM & SUBTOTAL column strike "(21.1 FTE)" and substitute "(25.1 FTE)". 32
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Page 555, line 3, in the TOTAL column strike "14,450,655" and substitute "14,695,168" and in the CASH FUNDS column "14,450,655^a" and substitute "14,695,168^a". 37
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Page 555, line 5, strike "\$10,402,278" and substitute "\$10,646,791". 44
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Page 556, line 9, in the ITEM & SUBTOTAL column strike "3,334,021" and substitute "3,397,304" and in the CASH FUNDS column strike "3,334,021^a" and substitute "3,397,304^a". 46
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Page 556, line 10, in the CASH FUNDS column strike "(42.0 FTE)" and substitute "(43.0 FTE)". 50
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Adjust affected totals accordingly. 53

Page 557, line 14, in the ITEM & SUBTOTAL column strike "2,806,172" and substitute "2,935,910". 54
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Page 557, line 15, in the ITEM & SUBTOTAL column strike "(39.4 FTE)" and substitute "(41.4 FTE)". 58
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Page 558, line 3, in the ITEM & SUBTOTAL column strike "631,881" and substitute "318,095". 61
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Page 558, strike lines 4 through 6. 64
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Page 558, line 7, in the TOTAL column strike "3,715,378" and substitute "3,381,330" and in the CASH FUNDS column strike "3,715,378^a" and substitute "3,381,330^a". 66
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Adjust affected totals accordingly. 70

Page 563, line 5, in the ITEM & SUBTOTAL column strike "1,000,000" 71
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and substitute "500,000" and in the GENERAL FUND column strike "1,000,000" and substitute "500,000".

Adjust affected totals accordingly.

Page 588, after line 7 insert:

	ITEM & SUBTOTAL	CAPITAL CONSTRUCTION FUND
	\$	\$
"Caulk Exterior Walls, Repair/Replace Windows, 1881 Pierce	874,409	874,409
Water and Fire Line Replacement, Camp George West	1,899,642	1,899,642
Rehabilitate Elevators and Freight Cars, State Services Building and State Office Building	1,156,418	1,156,418
Replace Roof, State Office Building and Power Plant	<u>1,541,578</u>	1,541,578".

Page 588, line 8, strike "5,729,026" and substitute "11,201,073".

Page 589, strike lines 4 through 15.

Page 590, strike line 4.

Page 606, after line 7 insert:

	ITEM & SUBTOTAL	CAPITAL CONSTRUCTION FUND
	\$	\$
"Sterling Access Controls Electronic Security System Replacement (Capital Renewal)	<u>9,396,262</u> 57,921,344".	9,396,262

Page 607, after line 7 insert:

	ITEM & SUBTOTAL	CAPITAL CONSTRUCTION FUND
	\$	\$
"DYS Safety and Security Risk Mitigation	<u>1,455,142</u>	1,455,142".

Page 607, line 8, in the ITEM & SUBTOTAL column strike "6,412,685" and substitute "7,867,827".

Page 608, after line 12 insert:

	ITEM & SUBTOTAL	CAPITAL CONSTRUCTION FUND
	\$	\$

"(G) Department of Agriculture
Insectary Greenhouse

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Expansion, Repair, and Replacement 719,539 719,539". 1
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Page 608, line 14, in the TOTAL column strike "161,619,835" and substitute "173,190,778". 3
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Page 609, after line 13, insert: 6
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	ITEM & SUBTOTAL	CAPITAL CONSTRUCTION FUND	
	\$	\$	
"(C) Department of Public Safety			8
CBI Arvada			9
Toxicology Lab			10
Expansion and			11
Investigations			12
Space	3,036,314	3,036,314".	13 14 15 16 17 18 19

Page 609, line 15, in the TOTAL column strike "26,800,000" and substitute "29,836,314". 20
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Adjust affected totals accordingly. 23
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Page 618, after line 6 insert: 25

	ITEM & SUBTOTAL	CAPITAL CONSTRUCTION FUND	
	\$	\$	
"Human Resources Management System (HRMES)	2,605,507	2,605,507	26 27 28 29 30 31 32 33
	<u>8,746,021".</u>		34 35 36

Page 620, after line 10 insert: 37

	ITEM & SUBTOTAL	CAPITAL CONSTRUCTION FUND	
	\$	\$	
"(8) DEPARTMENT OF REVENUE			38 39
Licensing and Case Management Software	1,000,000	1,000,000".	40 41 42 43 44 45 46

Page 620, line 11, strike "101,451,830" and substitute "105,057,337". 47
48

Page 620, line 15, in the TOTAL column strike "\$101,451,830" and substitute "\$105,057,337" and in the CAPITAL CONSTRUCTION FUND column strike "\$45,041,294" and substitute "\$48,646,801". 49
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Adjust affected totals accordingly. 53
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Page 646, line 3, in the ITEM & SUBTOTAL column strike "129,612,915" and substitute "128,667,253" and in the CASH FUNDS column strike "42,232,206(H)^f" and substitute "41,286,544(H)^f". 55
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Page 646, line 5, in the TOTAL column strike "443,069,074" and substitute "442,123,412". 60
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Page 647, line 1, strike "\$23,865,328" and substitute "\$23,164,780". 62
63

Page 647, line 2, strike "\$16,406,018" and substitute "\$16,160,904". 64
65

Page 650, line 9, in the TOTAL column strike "\$14,609,171,973" and substitute "\$14,608,226,311" and in the CASH FUNDS column strike "\$1,823,816,485^b" and substitute "\$1,822,870,823^b". 66
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Page 328, line 9, strike "^c This" and substitute "^b This". 70
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Page 351, line 12, strike "Prosecuter" and substitute "Prosecutor".

Page 352, line 2, strike "Prosecuter" and substitute "Prosecutor".

Adjust affected totals, including affected (I) notations, accordingly.

Respectfully submitted,

Senate Committee:
(signed)
Rachel Zenzinger, Chair
Jeff Bridges
Barbara Kirkmeyer

House Committee:
(signed)
Shannon Bird, Chair
Emily Sirota
Rod Bockenfeld

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB23-214 by Senator(s) Zenzinger, Bridges, Kirkmeyer; also Representative(s) Bird, Bockenfeld, Sirota--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, 2023, except as otherwise noted.

Senator Zenzinger moved for the adoption of the first report of the first conference committee on **SB23-214**, as printed in Senate journal, April 13, page(s) 779-796. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	28	NO	7	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Mullica and Winter F.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

Committee of the Whole On motion of Senator Coleman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Coleman was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

- SB23-065** by Senator(s) Lundeen and Bridges; --Concerning changes to the career development success program.
- Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 15, page(s) 225 and placed in members' bill files.)
- Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 742-743 and placed in members' bill files.)
- As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- (For further action, see amendments to the report of the Committee of the Whole.)
- SB23-205** by Senator(s) Bridges and Lundeen; also Representative(s) Martinez and Wilson-- Concerning a scholarship program for Colorado high school graduates that prioritizes awards for students pursuing high-priority postsecondary pathways.
- Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 4, page(s) 676-677 and placed in members' bill files.)
- Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 744-745 and placed in members' bill files.)
- Amendment No. 3(L.007), by Senator Kolker.
- Amend printed bill, page 11, line 14, strike "AND"
- Page 11, after line 14, insert:
"(VI) A DETAILED STATEMENT OF THE COSTS INCURRED BY THE OFFICE AND ANY VENDOR THAT CONTRACTED WITH THE OFFICE TO ADMINISTER THE PROGRAM; AND".
- Re-number succeeding subparagraph accordingly.
- Amendment No. 4(L.008), by Senator Kolker.
- Amend printed bill, page 10, line 12, after "NEED," insert "GEOGRAPHIC LOCATION,".
- Page 10, line 12, after the period insert "THE OFFICE SHALL MAKE EFFORTS TO IDENTIFY A DIVERSITY OF SCHOOLS IN RURAL AND URBAN AREAS OF THE STATE TO RECEIVE POSTSECONDARY ADVISING SUPPORT.".
- As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB23-016** by Senator(s) Hansen; also Representative(s) McCormick and Sirota--Concerning measures to promote reductions in greenhouse gas emissions in Colorado.
- Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, January 26, page(s) 102-103 and placed in members' bill files.)
- Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, February 22, page(s) 272-273 and placed in members' bill files.)
- Amendment No. 3, Appropriations Committee Amendment.
(Printed in Senate Journal, April 6, page(s) 700-701 and placed in members' bill files.)
- Amendment No. 4(L.019), by Senator Hansen.
- Amend printed bill, page 13, after line 23 insert:

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"SECTION 9. In Colorado Revised Statutes, 40-1-102, **amend** (1.3); and **add** (1.4), (8.2), and (8.3) as follows:

40-1-102. Definitions. As used in articles 1 to 7 of this title 40, unless the context otherwise requires:

(1.3) ~~"Charge" includes any consideration, however denominated, paid or provided by a retail cooperative electric association to a wholesale electric cooperative in connection with an agreement by which the retail cooperative electric association terminates a wholesale electric service contract with the wholesale electric cooperative~~ "CERTIFICATE OF COMPLETION" MEANS AN ATTESTATION THAT AN INTERCONNECTION CUSTOMER SUBMITS TO A PUBLIC UTILITY TO CONFIRM THAT A RETAIL DISTRIBUTED GENERATION RESOURCE HAS BEEN PROPERLY INSPECTED OR OTHERWISE CERTIFIED TO MEET THE SAFE OPERATION REQUIREMENTS OF A LOCAL GOVERNMENT'S BUILDING CODE ENFORCEMENT AUTHORITY.

(1.4) "CHARGE" INCLUDES ANY CONSIDERATION, HOWEVER DENOMINATED, PAID OR PROVIDED BY A RETAIL COOPERATIVE ELECTRIC ASSOCIATION TO A WHOLESALE ELECTRIC COOPERATIVE IN CONNECTION WITH AN AGREEMENT BY WHICH THE RETAIL COOPERATIVE ELECTRIC ASSOCIATION TERMINATES A WHOLESALE ELECTRIC SERVICE CONTRACT WITH THE WHOLESALE ELECTRIC COOPERATIVE.

(8.2) "INTERCONNECTION AGREEMENT" MEANS AN AGREEMENT BETWEEN A PUBLIC UTILITY AND AN INTERCONNECTION CUSTOMER TO INTERCONNECT A RETAIL DISTRIBUTED GENERATION RESOURCE TO THE UTILITY SYSTEM.

(8.3) (a) "INTERCONNECTION CUSTOMER" MEANS AN ENTITY THAT PROPOSES TO INTERCONNECT A RETAIL DISTRIBUTED GENERATION RESOURCE ON THE DISTRIBUTION SYSTEM OF A PUBLIC UTILITY.

(b) "INTERCONNECTION CUSTOMER" INCLUDES AN AFFILIATE OR A SUBSIDIARY OF A PUBLIC UTILITY THAT PROPOSES TO INTERCONNECT A RETAIL DISTRIBUTED GENERATION RESOURCE TO THE PUBLIC UTILITY'S SYSTEM."

Re-number succeeding sections accordingly.

Page 16, after line 7 insert:

"SECTION 11. In Colorado Revised Statutes, **amend** 40-2-135 as follows:

40-2-135. Retail distributed generation - customers' rights - rules.

(1) 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.

(2) (a) A RETAIL ELECTRIC UTILITY VIOLATES THIS SECTION IF THE UTILITY FAILS TO PROVIDE REASONABLE, GOOD FAITH, AND TIMELY SERVICE TO AN INTERCONNECTION CUSTOMER AND SUCH VIOLATION MAY RESULT IN COMMISSION ACTION, INCLUDING THE ASSESSMENT OF MONETARY FINES AGAINST THE RETAIL ELECTRIC UTILITY. IF A RETAIL ELECTRIC UTILITY FAILS TO PROVIDE TIMELY SERVICE AND ADHERE TO TIMELINES THAT THE COMMISSION ESTABLISHES AS PART OF THE COMMISSION'S INTERCONNECTION RULES, THE RETAIL ELECTRIC UTILITY MAY BE SUBJECT TO PENALTIES OF UP TO TWO THOUSAND DOLLARS PER DAY FOR EACH DAY THAT THE VIOLATION OCCURRED.

(b) THE COMMISSION SHALL ADOPT RULES TO ANNUALLY ADJUST THE PENALTY AMOUNT SET FORTH IN SUBSECTION (2)(a) OF THIS SECTION BASED ON THE ANNUAL PERCENTAGE CHANGE IN THE UNITED STATES DEPARTMENT OF LABOR'S BUREAU OF LABOR STATISTICS CONSUMER PRICE INDEX FOR THE DENVER-AURORA-LAKEWOOD AREA FOR ALL ITEMS PAID BY ALL URBAN CONSUMERS, OR ITS SUCCESSOR INDEX.

(c) (I) FOR A RETAIL DISTRIBUTED GENERATION RESOURCE THAT IS TWENTY-FIVE KILOWATTS OR LESS, A PUBLIC UTILITY SHALL PROVIDE AN INTERCONNECTION CUSTOMER AN EXECUTED INTERCONNECTION AGREEMENT NO MORE THAN THIRTY BUSINESS DAYS AFTER RECEIVING PAYMENT OF AN INTERCONNECTION FEE FROM THE INTERCONNECTION CUSTOMER.

(II) FOLLOWING THE CONSTRUCTION OF A RETAIL DISTRIBUTED GENERATION RESOURCE, A PUBLIC UTILITY MUST PROVIDE INTERCONNECTION OF THE CUSTOMER'S RETAIL DISTRIBUTED GENERATION RESOURCE NO MORE THAN THIRTY BUSINESS DAYS AFTER THE INTERCONNECTION CUSTOMER SUBMITS TO THE PUBLIC UTILITY A CERTIFICATE OF COMPLETION.

(III) IF THE SUM OF A PUBLIC UTILITY'S COMPLIANCE WITH THESE TIMES SET FORTH IN THIS SUBSECTION (2)(c) EXCEEDS SIXTY DAYS, THE PUBLIC UTILITY MAY BE SUBJECT TO PENALTIES CONSISTENT WITH THIS SUBSECTION (2).

(d) A PUBLIC UTILITY IS NOT SUBJECT TO PENALTIES UNDER THIS

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SUBSECTION (2) IF THE PUBLIC UTILITY CAN DEMONSTRATE THAT:

(I) THE INTERCONNECTION CUSTOMER FAILED TO TIMELY REMEDY ANY MATERIAL DEFECTS IN THE COMPLETION OF THE INTERCONNECTION CUSTOMER'S APPLICATION FOR INTERCONNECTION AND THE PUBLIC UTILITY IDENTIFIED THE DEFECTS DURING ITS REVIEW OF THE APPLICATION;

(II) THE RETAIL DISTRIBUTED GENERATION RESOURCE CANNOT BE SAFELY INTERCONNECTED TO THE PUBLIC UTILITY'S SYSTEM IN A MANNER CONSISTENT WITH THE COMMISSION'S INTERCONNECTION RULES; OR

(III) OTHER EXTENUATING CIRCUMSTANCES CAUSED A DELAY IN INTERCONNECTION.

(3) (a) AN INTERCONNECTION CUSTOMER MAY FILE A COMPLAINT WITH THE COMMISSION IN ACCORDANCE WITH SECTION 40-6-108 ALLEGING THAT A PUBLIC UTILITY HAS VIOLATED SUBSECTION (2) OF THIS SECTION.

(b) IN CONSIDERING A COMPLAINT FILED PURSUANT TO THIS SUBSECTION (3), THE COMMISSION MAY ORDER THE PUBLIC UTILITY TO REFUND INTERCONNECTION STUDY FEES CHARGED TO THE INTERCONNECTION CUSTOMER. IF A PUBLIC UTILITY IS ORDERED TO REFUND SUCH INTERCONNECTION STUDY FEES, SUCH REFUND IS NOT AN EXPENSE THAT THE PUBLIC UTILITY MAY RECOVER FROM ITS RATEPAYERS.

(4) THE COMMISSION SHALL ONLY ASSESS THE PENALTIES SET FORTH IN SUBSECTION (2)(a) OF THIS SECTION AGAINST A PUBLIC UTILITY IF:

(a) AN INTERCONNECTION CUSTOMER OR COMMISSION STAFF HAS FILED, AND THE COMMISSION HAS ADJUDICATED, A COMPLAINT PURSUANT TO SECTION 40-6-108; AND

(b) THE PUBLIC UTILITY HAS A TARIFF ON FILE WITH THE COMMISSION THAT PROVIDES INCENTIVES AND PENALTIES TO PROVIDE INTERCONNECTION SERVICE AND THE PUBLIC UTILITY HAS EXCEEDED THE TIMELINES ESTABLISHED IN THE TARIFF FILING.

(5) IN JURISDICTIONS THAT ALLOW INTERCONNECTION WITHOUT A PUBLIC UTILITY PRESENT, AN INTERCONNECTION CUSTOMER MAY INSTALL ALL NECESSARY METERING EQUIPMENT AND ENERGIZE THE SYSTEM FOLLOWING INSTALLATION IF:

(a) THE INTERCONNECTION CUSTOMER HAS AN INTERCONNECTION AGREEMENT WITH A PUBLIC UTILITY AND A CERTIFICATE OF COMPLETION FROM A LOCAL GOVERNMENT'S BUILDING CODE ENFORCEMENT AUTHORITY; AND

(b) THE INSTALLATION AND ENERGIZING WORK IS OVERSEEN BY A LICENSED MASTER ELECTRICIAN.

(6) A PUBLIC UTILITY MAY RECOVER ITS PRUDENTLY INCURRED COSTS TO FACILITATE A TIMELY INTERCONNECTION, WHICH COSTS MAY INCLUDE THE COST OF EQUIPMENT THAT THE PUBLIC UTILITY PROCURES FOR FUTURE UPGRADES NEEDED TO INTERCONNECT RETAIL DISTRIBUTED GENERATION RESOURCES. A PUBLIC UTILITY MAY RECOVER THE COSTS OF ANY SUCH EQUIPMENT INVENTORY AS CAPITAL WORK IN PROGRESS IF THE INVENTORY IS PROJECTED TO BE USED WITHIN FIVE YEARS OF ITS PROCUREMENT AND WITH A RETURN AT THE MOST RECENTLY AUTHORIZED WEIGHTED AVERAGE COST OF CAPITAL.

SECTION 12. In Colorado Revised Statutes, 40-7-105, **amend** (1); and **add** (1.5) and (4) as follows:

40-7-105. Violations - penalty - separate offenses - rules. (1) Any public utility ~~which~~ THAT violates or fails to comply with any provision of the state constitution or of articles 1 to 7 of this ~~title~~ TITLE 40 or ~~which~~ THAT fails, omits, or neglects to obey, observe, or comply with any order, decision, decree, rule, direction, demand, or requirement of the commission or any part or provision thereof, except an order for the payment of money, in a case in which a penalty has not been provided for ~~such~~ THE public utility, is subject to a penalty of not more than ~~two~~ TWENTY thousand dollars ~~for each~~ PER offense FOR EACH DAY THAT THE OFFENSE CONTINUES.

(1.5) (a) ANY PROPOSED PENALTY IS SUBJECT TO A FINDING BY THE COMMISSION OF CUSTOMER HARM THAT IS COMMENSURATE WITH THE AMOUNT OF THE PENALTY LEVIED. IN DETERMINING THE AMOUNT OF A PENALTY OR WHETHER ANY PENALTY IS LEVIED, THE COMMISSION SHALL ALSO CONSIDER FACTORS INCLUDING:

(I) THE SIZE OF THE UTILITY;

(II) FACTORS INFLUENCING THE VIOLATION;

(III) THE UTILITY'S PREVIOUS HISTORY OF ANY SIMILAR VIOLATIONS;

(IV) REMEDIAL MEASURES; AND

(V) ANY OTHER FACTORS THAT MAY MITIGATE ANY HARM TO CUSTOMERS.

(b) THE COMMISSION SHALL ADOPT RULES TO ANNUALLY ADJUST THE MAXIMUM PER-DAY PENALTY AMOUNT SET FORTH IN SUBSECTION (1) OF THIS SECTION BASED ON THE ANNUAL PERCENTAGE CHANGE IN THE UNITED STATES DEPARTMENT OF LABOR'S BUREAU OF LABOR STATISTICS CONSUMER PRICE

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INDEX FOR THE DENVER-AURORA-LAKEWOOD AREA FOR ALL ITEMS PAID BY ALL URBAN CONSUMERS, OR ITS SUCCESSOR INDEX.

(4) ANY PENALTY THAT THE COMMISSION ASSESSES AGAINST A UTILITY UNDER THIS SECTION IS NOT RECOVERABLE AS AN EXPENSE PAYABLE BY THE UTILITY'S RATEPAYERS."

Renumber succeeding sections accordingly.

Amendment No. 5(L.025), by Senator Hansen.

Amend printed bill, page 7, line 8, strike "EIGHTY" and substitute "SEVENTY-FIVE".

Amendment No. 6(L.026), by Senator Hansen.

Amend printed bill, page 10, line 21, after "legislative declaration -", insert "tax preference performance statement -".

Page 12, strike lines 3 through 6 and substitute:

(c) "RETAILER" HAS THE MEANING SET FORTH IN SECTION 39-26-102 (8).

(d) "RETAIL SALE" HAS THE MEANING SET FORTH IN SECTION 39-26-102 (9)."

Page 12, line 8, strike "TAXPAYER" and substitute "RETAILER QUALIFIED PURSUANT TO SUBSECTION (3)(d)(III) OF THIS SECTION".

Page 12, strike lines 24 through 27.

Page 13, strike lines 1 through 7 and substitute:

(d) (I) THE QUALIFIED RETAILER SHALL ELECTRONICALLY SUBMIT A REPORT TO THE DEPARTMENT OF REVENUE, ON A QUARTERLY BASIS AND IN THE FORM AND MANNER REQUIRED BY THE DEPARTMENT, THAT DETAILS THE NUMBER OF PIECES OF NEW, ELECTRIC-POWERED LAWN EQUIPMENT SOLD BY THE QUALIFIED RETAILER IN THE REPORTING PERIOD FOR WHICH THE QUALIFIED RETAILER PROVIDED A DISCOUNT AS DESCRIBED IN SUBSECTION (3)(b) OF THIS SECTION. THE DEPARTMENT MAY REQUIRE THE QUALIFIED RETAILER TO INCLUDE ADDITIONAL INFORMATION IN THE REPORT.

(II) FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2025, THE QUALIFIED RETAILER MAY ELECT ADVANCE PAYMENTS OF THE CREDIT ALLOWED PURSUANT TO THIS SECTION AS SPECIFIED IN SECTION 39-22-629.

(III) BEFORE SELLING A PIECE OF NEW, ELECTRIC-POWERED LAWN EQUIPMENT FOR WHICH A RETAILER INTENDS TO CLAIM A CREDIT PURSUANT TO THIS SECTION, THE RETAILER SHALL REGISTER AS A QUALIFIED RETAILER BY FILING WITH THE DEPARTMENT OF REVENUE A REGISTRATION STATEMENT IN THE FORM AND MANNER THAT THE DEPARTMENT PRESCRIBES.

(4) IF A CREDIT AUTHORIZED BY THIS SECTION EXCEEDS THE INCOME TAX DUE ON THE INCOME OF THE QUALIFIED RETAILER FOR THE TAXABLE YEAR, THE EXCESS CREDIT MAY NOT BE CARRIED FORWARD AND MUST BE REFUNDED TO THE QUALIFIED RETAILER."

Page 13, line 16, strike "TAXPAYERS" and substitute "A QUALIFIED RETAILER".

Page 13, after line 23 insert:

"SECTION 9. In Colorado Revised Statutes, 39-22-629, **amend as added by House Bill 23-1272** (1)(a) as follows:

39-22-629. Advance payments of income tax credits - definitions - repeal. (1) As used in this section, unless the context otherwise requires:

(a) "Applicable credit" means the credits allowed in sections 39-22-516.7, 39-22-516.8, **39-22-549**, and 39-22-553."

Renumber succeeding sections accordingly.

Page 18, line 25, strike "This" and substitute "(1) Except as provided in subsection (2) of this section, this".

Page 19, after line 6 insert:

"(2) Section 39-22-549 (3)(d)(II), Colorado Revised Statutes, as enacted

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in section 8 of this act, and section 9 of this act take effect only if House Bill 23-1272 becomes law, in which case section 39-22-549 (3)(d)(II), Colorado Revised Statutes, as enacted in section 8 of this act, and section 9 of this act take effect on the effective date of this act or House Bill 23-1272, whichever is later."

Strike "TAXPAYER" and substitute "QUALIFIEDRETAILER" on: **Page 12**, lines 12, 15, and 21.

Amendment No. 7(L.027), by Senator Hansen.

Amend the Finance Committee Report, dated February 21, 2023, page 2, strike lines 24 through 29 and substitute "project and to calculate the project baseline. A RECOVERED METHANE PROTOCOL THAT THE AIR QUALITY CONTROL COMMISSION ADOPTS FOR BIOMETHANE FROM MANURE MANAGEMENT SYSTEMS MUST ALLOW FOR THE USE OF MANURE FROM BEEF CATTLE OPERATIONS. THE AIR QUALITY CONTROL COMMISSION MAY ALSO ADOPT A RECOVERED METHANE PROTOCOL THAT IS SPECIFIC TO MANURE MANAGEMENT FROM BEEF CATTLE OPERATIONS. A recovered methane protocol".

Amendment No. 8(L.028), by Senator Hansen.

Amend printed bill, page 6, line 8, strike "WASTEWATER TO GENERATE ELECTRICITY," and substitute "WASTEWATER,".

Page 6, line 9, strike "PURPOSE." and substitute "PURPOSE THAT REDUCES GREENHOUSE GAS EMISSIONS FROM THE COMBUSTION OF GAS IN CUSTOMER END USES.".

Page 6, line 20, strike "WASTEWATER TO GENERATE ELECTRICITY," and substitute "WASTEWATER,".

Page 6, line 21, strike "PURPOSE." and substitute "PURPOSE THAT REDUCES GREENHOUSE GAS EMISSIONS FROM THE COMBUSTION OF GAS IN CUSTOMER END USES.".

Amendment No. 9(L.029), by Senator Hansen.

Amend printed bill, page 4, after line 3 insert:

"SECTION 2. In Colorado Revised Statutes, 24-38.5-102 **amend** (1) as follows:

24-38.5-102. Colorado energy office - duties and powers. (1) The Colorado energy office shall:

(a) Work with communities, utilities, AND private and public organizations ~~and individuals to promote~~ TO:

(I) SUPPORT ACHIEVING LEGISLATIVE GOALS TO REDUCE STATEWIDE GREENHOUSE GAS POLLUTION, AS DEFINED IN SECTION 25-7-103 (22.5);

(II) MAKE PROGRESS TOWARD ELIMINATING GREENHOUSE GAS POLLUTION FROM ELECTRICITY GENERATION, GAS UTILITIES, AND TRANSPORTATION;

~~(H)~~ (III) IMPLEMENT the renewable energy standard established in section 40-2-124;

~~(H)~~ ~~Clean~~ and (IV) SUPPORT THE DEPLOYMENT OF renewable energy, such as wind, hydroelectricity, solar, CLEAN HYDROGEN, and geothermal;

~~(H)~~ (V) EVALUATE, AND WHEN APPROPRIATE, SUPPORT THE DEPLOYMENT OF cleaner energy sources such as ~~biogas, biomass, and~~ CLEAN HYDROGEN, GEOTHERMAL, RECOVERED METHANE, RECOVERED HEAT, AND ADVANCED nuclear;

~~(IV)~~ ~~Traditional energy sources such as oil and other petroleum products, coal, propane, and natural gas;~~

~~(V)~~ (VI) SUPPORT THE DEPLOYMENT OF energy efficiency AND ENERGY LOAD MANAGEMENT technologies and practices;

~~(VI)~~ ~~Cleaner technologies by utilizing traditional, Colorado-sourced energy;~~

(VII) ~~New~~ EVALUATE, AND WHERE APPROPRIATE, SUPPORT THE DEPLOYMENT OF INNOVATIVE energy technologies as described in section 40-2-123; ~~and~~

(VIII) SUPPORT THE DEPLOYMENT OF energy storage systems, INCLUDING BOTH LONG-DURATION AND SHORT-DURATION ENERGY STORAGE;

(IX) SUPPORT THE IMPLEMENTATION OF CLEAN HEAT PLANS PURSUANT TO SECTION 40-3.2-108;

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(X) SUPPORT WIDESPREAD TRANSPORTATION ELECTRIFICATION;	1
(XI) SUPPORT BENEFICIAL ELECTRIFICATION, AS DEFINED IN SECTION 40-1-102 (1.2) IN THE BUILDING, INDUSTRIAL, AND OIL AND GAS SECTORS;	2
(XII) SUPPORT INDUSTRIAL EMISSIONS REDUCTIONS;	3
(XIII) SUPPORT POLLUTION REDUCTION THROUGH CARBON CAPTURE AND SEQUESTRATION AND OTHER FORMS OF CARBON MANAGEMENT; AND	4
(XIV) SUPPORT SUSTAINABLE LAND-USE PATTERNS THAT REDUCE ENERGY CONSUMPTION AND GREENHOUSE GAS POLLUTION.	5
(b) Develop programs to promote high performance REDUCE ENERGY USE AND GREENHOUSE GAS POLLUTION FROM buildings for IN commercial and residential markets;	6
(c) Make SUPPORT EFFORTS TO REDUCE GREENHOUSE GAS POLLUTION BY state government more THROUGH energy efficient EFFICIENCY, LOAD MANAGEMENT, RENEWABLE ENERGY, TRANSPORTATION ELECTRIFICATION, AND CLEANER PROCUREMENT;	7
(d) Promote technology transfer and economic development;	8
(e) Advance innovative energy efficiency, renewable energy, and efficiency throughout the state as specified in sections 24-38.5-102.4 and 24-38.5-102.5;	9
(f) to (i) Repealed.	10
(j) (e) Ensure that information explaining the requirements of SUPPORT THE ADOPTION AND IMPLEMENTATION OF ADVANCED energy codes is available THAT REDUCE ENERGY USE AND GREENHOUSE GAS EMISSIONS and provide INFORMATION AND technical assistance concerning the implementation and enforcement of energy codes to both counties and municipalities, INCLUDING as specified in sections 30-28-211 (7) 24-38.5-103, 24-38.5-401, 24-38.5-402, and 31-15-602 (7); C.R.S.;	11
(k) (f) Collaborate with the state board of land commissioners regarding renewable energy resource development as specified in section 36-1-147.5 (4); C.R.S.;	12
(l) (g) Provide home energy efficiency improvements for low-income households, INCLUDING THROUGH THE WEATHERIZATION ASSISTANCE PROGRAM, as specified in section 40-8.7-112 (3)(b); C.R.S., and prepare and submit to the general assembly an annual report as specified in section 40-8.7-112 (3)(f), C.R.S.;	13
(m) Establish and manage a program to improve energy efficiency in public schools as provided in section 39-29-109.5, C.R.S.;	14
(n) (f) Provide public utilities with reasonable assistance, if requested, in seeking and obtaining support and sponsorship for an IGCC project and manage and distribute to the utility some or all of any funds provided by the state or by the United States government to the state for purposes of study or development of an IGCC project.	15
(H) As used in this subsection (1)(n), "IGCC project" means an IGCC facility that:	16
(A) Demonstrates the use of IGCC technology to generate electricity using Colorado or other western coal;	17
(B) Does not exceed three hundred fifty megawatts nameplate capacity; except that it may exceed this capacity if the Colorado energy office determines that a larger size is necessary to obtain the benefits of federal cost sharing, financial grants or tax benefits, or other financial opportunities or arrangements benefitting the project, including opportunities to jointly develop the project with other electric utilities;	18
(C) Demonstrates the capture and sequestration of a portion of the project's carbon dioxide emissions;	19
(D) Includes methods and procedures to monitor the fate of the carbon dioxide captured and sequestered from the facility; and	20
(E) Is located in Colorado.	21
(H) As used in this subsection (1)(n), "IGCC facility" means an integrated gasification combined cycle generation facility that converts coal to a gaseous fuel from which impurities are removed prior to combustion, uses the gaseous fuel in a combustion turbine to produce electricity, and captures the waste heat from the combustion turbine to drive a steam turbine to produce more electricity. An IGCC facility may also use natural gas, in addition to gasified coal, as a fuel in the combustion turbine.	22
(o) (h) Collaborate with stakeholders to develop and encourage increased utilization of energy curricula, including science, technology, engineering, and math curricula, that will serve the work force WORKFORCE needs of all CLEAN energy industries. Such collaboration may include executive departments, research institutions, state colleges, community colleges, industry, and trade organizations in an effort to develop a means by which the state may address all facets of work force WORKFORCE demands in developing a balanced energy portfolio SUPPORTING A CLEAN ENERGY FUTURE. Institutions may also	23
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partner in the development of curricula with organizations that have existing energy curricula and training programs.

~~(p)~~ (i) Annually report to the senate ~~agriculture, natural resources, TRANSPORTATION and energy committee and the house agriculture, livestock, and natural resources~~ ENERGY AND ENVIRONMENT committee, or their successor committees;

~~(q)~~ (j) Administer the electric vehicle grant fund CREATED IN SECTION 24-38.5-103 (1)(a) AND THE COMMUNITY ACCESS ENTERPRISE CREATED IN SECTION 24-38.5-303 (1);

~~(r) and (s) Repealed.~~

~~(t)~~ (k) Assist the executive director of the department of local affairs in allocating revenues from the geothermal resource leasing fund to eligible entities pursuant to section 34-63-105; ~~C.R.S.~~;

~~(u)~~ (l) Develop basic consumer education or guidance about leased solar installation and purchased solar installation in consultation with industries that offer these options to consumers; and

~~(v)~~ (m) In consultation with the appropriate industries, develop basic consumer education or guidance about purchased or, if available, leased installation of a system that uses geothermal energy for water heating or space heating or cooling in a single building or for space heating for more than one building through a pipeline network."

ReNUMBER succeeding sections accordingly.

Amendment No. 10(L.032), by Senator Hansen.

Amend printed bill, page 6, after line 9 insert:

"SECTION 5. In Colorado Revised Statutes, 25-7-114.7, **amend** (2)(a)(VII) as follows:

25-7-114.7. Emission fees - fund - rules - definition - repeal.

(2) (a) (VII) The commission shall establish, by rule, a fee per ton of greenhouse gas, in the form of carbon dioxide equivalent, that was reported in the most recent air pollutant emission notice on file with the division, OR THAT WAS REPORTED TO THE DIVISION PURSUANT TO SECTION 25-7-140 (2)(a)(I), in an amount that is sufficient to cover the indirect and direct costs required to develop and administer the programs established pursuant to this article 7 that pertain to emissions of greenhouse gas. The commission may set thresholds of reported greenhouse gas below which no such fee shall be assessed. No more frequently than annually, the commission may adjust the fee for greenhouse gas by rule to cover the indirect and direct costs required to develop and administer the programs established pursuant to this article 7 that pertain to emissions of greenhouse gas."

ReNUMBER succeeding sections accordingly.

Amendment No. 11(L.039), by Senator Hansen.

Amend printed bill, page 13, after line 23 insert:

"SECTION 9. In Colorado Revised Statutes, 39-29-110, **amend** (9)(b) as follows:

39-29-110. Local government severance tax fund - creation - administration - definitions - repeal.

(9) (b) This subsection (9) is repealed, effective ~~July 1, 2023~~ JULY 1, 2025.

SECTION 10. In Session Laws of Colorado 2021, **amend** section 3 of chapter 225, (HB 21-1253), as follows:

Section 3. **Appropriation.** For the 2020-21 state fiscal year, \$5,000,000 is appropriated to the department of local affairs for use by the division of local government. This appropriation is from the local government severance tax fund created in section 39-29-110 (1)(a)(I), C.R.S. To implement this act, the division of local government may use this appropriation for grants for renewable and clean energy implementation projects that meet the division's eligibility criteria for funding under the department's renewable and clean energy initiative program. Any money appropriated in this section not expended prior to ~~July 1, 2024~~ JULY 1, 2025, is further appropriated to the division of local government ~~for the 2021-22 and 2022-23 state fiscal years~~ for the same purpose UNTIL THE MONEY IS FULLY EXPENDED."

ReNUMBER succeeding sections accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-179 by Senator(s) Moreno and Will; also Representative(s) Hartsook and Daugherty-- Concerning insurance carrier requirements for health coverage plans.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 24, page(s) 564-565 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 6, page(s) 703-704 and placed in members' bill files.)

Amendment No. 3(L.012), by Senator Moreno.

Amend the Health and Human Services Committee Report, dated March 23, 2023, page 1, after line 9, insert:

"Page 6 of the printed bill, after line 11, insert:

"(a) "COMMUNITY BENEFIT EXPENDITURE" MEANS AN EXPENDITURE FOR AN ACTIVITY OR PROGRAM, OR TO AN ORGANIZATION, WHICH SEEKS TO ACHIEVE THE OBJECTIVES OF IMPROVING ACCESS TO DENTAL SERVICES AND ENHANCING DENTAL PUBLIC HEALTH. THIS INCLUDES AN ACTIVITY THAT:

(I) IS AVAILABLE BROADLY TO THE PUBLIC AND SERVES LOW-INCOME CONSUMERS;

(II) REDUCES GEOGRAPHIC, FINANCIAL, OR CULTURAL BARRIERS TO ACCESSING DENTAL SERVICES, AND IF THE ACTIVITY CEASED TO EXIST WOULD RESULT IN ACCESS PROBLEMS;

(III) ADDRESSES ORAL HEALTH WORKFORCE SHORTAGES, SUCH AS ADVANCING EDUCATION AND TRAINING OF ORAL HEALTH PROFESSIONALS; OR

(IV) LEVERAGES OR ENHANCES DENTAL PUBLIC HEALTH ACTIVITIES.".

Reletter succeeding paragraphs accordingly."

Page 1 of the report, after line 12 insert:

"Page 7 of the bill, line 4, after "PAID," insert "NONPROFIT COMMUNITY BENEFIT EXPENDITURES,".

Page 1 of the report, strike lines 13 through 16.

Page 2 of the report, strike lines 1 through 5.

Page 2 of the report, strike line 20 and substitute "ON ANY OUTLIER".

Amendment No. 4(L.011), by Senator Moreno.

Amend printed bill, page 7, line 8, strike "AND".

Page 7, line 9, strike "EXPENDITURES." and substitute "EXPENDITURES; AND

(IV) NONPROFIT COMMUNITY BENEFIT EXPENDITURES THAT ARE ALIGNED WITH EXCLUSION PARAMETERS AND LIMITS OUTLINED IN 45 CFR 158.162; EXCEPT THAT THE COMMISSIONER SHALL ENSURE THAT ONLY EXPENDITURES THAT IMPROVE ACCESS TO DENTAL SERVICES OR ENHANCE DENTAL HEALTH, AND NO OVERHEAD OR ADMINISTRATIVE COSTS, ARE REPORTED UNDER THIS SECTION.".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-005 by Senator(s) Jaquez Lewis and Cutter, Ginal, Simpson, Danielson; also Representative(s) (None), Lynch, Snyder, Story--Concerning measures to expand the forestry workforce, and, in connection therewith, directing the Colorado state forest service to develop educational materials for high school students about career opportunities in forestry and wildfire mitigation; creating a timber, forest health, and wildfire mitigation industries workforce development program to help fund internships in those industries; allocating general fund money to the wildfire mitigation capacity development fund; authorizing the expansion and creation of forestry programs in the community college system and at Colorado mountain college; and directing the state board for community colleges and occupational education to administer a program to recruit wildland fire prevention and mitigation educators.

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	<u>Amendment No. 1, Agriculture & Natural Resources Committee Amendment.</u>	1
	(Printed in Senate Journal, January 27, page(s) 107-108 and placed in members' bill files.)	2
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	<u>Amendment No. 2, Appropriations Committee Amendment.</u>	4
	(Printed in Senate Journal, April 11, page(s) 739-740 and placed in members' bill files.)	5
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	7
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SB23-013	by Senator(s) Ginal, Danielson, Jaquez Lewis; also Representative(s) (None), Lynch--	11
	Concerning resources for fire investigations to enhance public safety, and, in connection	12
	therewith, prioritizing funding for wildland fire investigations.	13
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	<u>Amendment No. 1, Agriculture & Natural Resources Committee Amendment.</u>	15
	(Printed in Senate Journal, March 2, page(s) 338 and placed in members' bill files.)	16
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	<u>Amendment No. 2, Appropriations Committee Amendment.</u>	18
	(Printed in Senate Journal, April 11, page(s) 741 and placed in members' bill files.)	19
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	21
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SB23-029	by Senator(s) Moreno; also Representative(s) Lindsay--Concerning addressing	25
	disproportionate discipline in public schools.	26
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	<u>Amendment No. 1, Education Committee Amendment.</u>	28
	(Printed in Senate Journal, March 23, page(s) 541-544 and placed in members' bill files.)	29
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	<u>Amendment No. 2, Appropriations Committee Amendment.</u>	31
	(Printed in Senate Journal, April 11, page(s) 741 and placed in members' bill files.)	32
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	<u>Amendment No. 3(L.002), by Senator Moreno.</u>	34
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	Amend the Education Committee Report, dated March 22, 2023, page 2, line	36
	23, strike "AUGUST" and substitute "SEPTEMBER", and strike "SEVENTEEN" and	37
	substitute "EIGHTEEN".	38
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	Page 2, after line 26 insert:	40
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	"(b) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF EARLY	42
	CHILDHOOD OR THE EXECUTIVE DIRECTOR'S DESIGNEE;".	43
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	Reletter succeeding paragraphs accordingly.	45
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	Page 2, line 28, strike "SHALL SERVE AS THE CHAIR OF THE TASK FORCE AND".	47
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	Page 3, line 12, after "WHO" insert "ATTENDED COLORADO PUBLIC SCHOOLS	49
	AND WHO".	50
		51
	Page 3, line 14, strike "SEPTEMBER" and insert "OCTOBER".	52
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	Page 3, lines 14 and 15, strike "CHAIR OF THE TASK FORCE," and substitute	54
	COMMISSIONER, OR THE COMMISSIONER'S DESIGNEE,".	55
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	Page 3, line 16, after "SHALL" insert "ELECT A MEMBER TO SERVE AS THE CHAIR	57
	OF THE TASK FORCE,".	58
		59
	Page 3, line 23, strike "SEPTEMBER" and insert "OCTOBER".	60
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	Page 3, line 33, strike "UPON REQUEST OF THE CHAIR, THE" and substitute	62
	"THE".	63
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	Page 3, line 37, after "SECTION." add "THE DEPARTMENT MAY CONTRACT WITH	65
	A THIRD PARTY, IN ACCORDANCE WITH THE "PROCUREMENT CODE", ARTICLES	66
	101 TO 112 OF TITLE 24, TO PROVIDE STAFF ASSISTANCE, AS NEEDED.".	67
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Amendment No. 4(L.003), by Senator Moreno.

Amend the Education Committee Report, dated March 22, 2023, page 3, strike line 43 and substitute:

"(II) REVIEW THE DEPARTMENT'S PLAN AND PROGRESS IN STANDARDIZING DISCIPLINE DATA, AS REQUIRED PURSUANT TO SECTION 22-1-138, WHICH MAY INCLUDE CONSIDERATION OF DISCIPLINE REPORTING CATEGORIES AND RECOMMENDATIONS TO DISCIPLINE REPORTING CATEGORIES;"

Page 4, strike lines 1 through 12 and substitute:

"(III) REVIEW THE DEPARTMENT'S PLAN FOR CREATING DISTRICT PROFILE REPORTS, AS REQUIRED PURSUANT TO SECTION 22-1-139;

(IV) DETERMINE WHETHER THE DEPARTMENT'S PLAN AND PROGRESS IN STANDARDIZING DISCIPLINE DATA, AS REQUIRED PURSUANT TO SECTION 22-1-138, SHOULD INCLUDE REPORTS OF ALTERNATIVE DISCIPLINARY MEASURES TAKEN PRIOR TO A STUDENT'S SUSPENSION OR EXPULSION AND WHETHER LEGISLATIVE OR ADMINISTRATIVE CHANGES ARE NECESSARY;"

Re-number succeeding subparagraphs accordingly.

Page 4, strike lines 23 through 35 and substitute:

"(VII) REVIEW BEST PRACTICES IDENTIFIED BY THE DEPARTMENT PURSUANT TO SECTION 22-14-103 (3) CONCERNING DROPOUT PREVENTION AND STUDENT RE-ENGAGEMENT, INCLUDING DISCIPLINARY ACTIONS, AND RECOMMEND SPECIFIC MATERIALS TO BE ADDED TO THE BEST PRACTICES MATERIALS ON THE DEPARTMENT'S WEBSITE;

(VIII) IDENTIFY ALTERNATIVE APPROACHES TO DISCIPLINE AND ADDRESS CONCERNS AROUND WORKFORCE AND OTHER RESOURCE SHORTAGES IN SCHOOL DISTRICTS IN RELATION TO SCHOOL DISCIPLINE PRACTICES AND REPORTING, WITH A FOCUS ON ADDRESSING CONCERNS REGARDING SCHOOL DISTRICT SIZE, LOCATION, AND DEMOGRAPHICS; AND

(IX) RECOMMEND LEGISLATION, CHANGES TO THE IMPLEMENTATION OF EXISTING LAW, OR OTHER ADMINISTRATIVE CHANGES, AS NECESSARY, AND ANALYZE THE COSTS AND TIME FRAMES REQUIRED TO IMPLEMENT THE RECOMMENDED CHANGES."

Amendment No. 5(L.004), by Senator Moreno.

Amend the Education Committee Report, dated March 22, 2023, page 5, after line 5 insert:

"(8) ANY MONEY APPROPRIATED TO THE DEPARTMENT FOR PURPOSES OF THIS SECTION IS AVAILABLE THROUGH DECEMBER 31, 2024."

Re-number succeeding subsection accordingly.

Amendment No. 6(L.005), by Senator Moreno.

Amend the Education Committee Report, dated March 22, 2023, page 5, after line 8 insert:

"Page 6, line 25, after "(1.2)" insert "introductory portion"."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-031 by Senator(s) Danielson and Cutter; --Concerning improving older Coloradans' access to trained geriatric specialist health-care providers.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 742 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

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- SB23-054** by Senator(s) Danielson; --Concerning the duties of the office of liaison for missing and murdered Indigenous relatives. 1
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Amendment No. 1, Judiciary Committee Amendment. 4
(Printed in Senate Journal, March 3, page(s) 346 and placed in members' bill files.) 5
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Amendment No. 2, Appropriations Committee Amendment. 7
(Printed in Senate Journal, April 11, page(s) 742 and placed in members' bill files.) 8
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Amendment No. 3(L.008), by Senator Danielson. 10
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Amend the Judiciary Committee Report, dated March 1, 2023, page 1, line 6, 12
strike "PUBLIC". 13
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As amended, ordered engrossed and placed on the calendar for third reading and final 15
passage. 16
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- SB23-111** by Senator(s) Rodriguez; also Representative(s) Woodrow--Concerning public employees' 19
workplace protection. 20
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Laid over until Friday, April 14, retaining its place on the calendar. 22
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- SB23-166** by Senator(s) Cutter and Exum; also Representative(s) Froelich and Velasco--Concerning 25
the establishment of a wildfire resiliency code board, and, in connection therewith, requiring 26
the wildfire resiliency code board to adopt model codes and requiring governing bodies with 27
jurisdiction in an area within the wildland-urban interface to adopt codes that meet or 28
exceed the standards set forth in the model codes. 29
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Amendment No. 1, Local Government & Housing Committee Amendment. 31
(Printed in Senate Journal, March 17, page(s) 493-495 and placed in members' bill files.) 32
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Amendment No. 2, Appropriations Committee Amendment. 34
(Printed in Senate Journal, April 11, page(s) 744 and placed in members' bill files.) 35
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Amendment No. 3(L.018), by Senator Gonzales. 37
38
Amend printed bill, page 9, line 3, after "IMPACTS," insert "REGIONAL 39
DIFFERENCES IN AFFORDABILITY, DENSITY, AND EXISTING BUILDING AND 40
PROPERTY MAINTENANCE CODES,". 41
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Amendment No. 4(L.017), by Senator Roberts. 43
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Amend printed bill, page 4, strike lines 18 and 19 and substitute: 45
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"(C) ONE ARCHITECT WITH EXPERIENCE USING WILDFIRE RESILIENCY 47
CODES IN THE STATE WHO REPRESENTS A STATEWIDE ORGANIZATION FOR 48
ARCHITECTS, APPOINTED BY THE EXECUTIVE DIRECTOR;" 49
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Amendment No. 5(L.014), by Senator Pelton B. 51
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Amend printed bill, page 11, after line 11 insert: 53
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"(g) THE BOARD SHALL NOT APPROVE FINAL ADOPTION OF THE CODES, 55
OR ANY UPDATES OR SUPPLEMENTS TO THE CODES PURSUANT TO SUBSECTION 56
(4)(b) OF THIS SECTION, UNTIL AT LEAST THREE STATEWIDE PUBLIC HEARINGS 57
HAVE BEEN HELD, INCLUDING AT LEAST ONE HEARING HELD IN A LOCATION 58
WEST OF THE CONTINENTAL DIVIDE AND AT LEAST ONE HEARING HELD IN A 59
LOCATION EAST OF THE CONTINENTAL DIVIDE AND EITHER SOUTH OF EL PASO 60
COUNTY'S SOUTHERN BOUNDARY OR EAST OF ARAPAHOE COUNTY'S EASTERN 61
BOUNDARY. MEMBERS OF THE BOARD MAY PARTICIPATE ELECTRONICALLY AND 62
THE BOARD SHALL ESTABLISH RULES TO PROVIDE FOR THE NECESSARY 63
ELEMENTS FOR ELECTRONIC ATTENDANCE AT HEARINGS." 64
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Amendment No. 6(L.016), by Senator Cutter. 66
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Amend printed bill, page 8, line 17, strike "EXISTING MODEL CODES;" 68
69
Page 9, line 4, after "IMPACTS," insert "EXISTING MODEL CODES,". 70
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Amendment No. 7(L.012), by Senator Cutter.

Amend printed bill, page 5, line 20, strike "THE STATE AT LARGE," and substitute "A MUNICIPALITY AND A COUNTY THAT, PRIOR TO SEPTEMBER 30, 2023, HAS ADOPTED A CODE THAT PROVIDES, MINIMALLY, FOR WILDFIRE RESILIENT STRUCTURES AND BEST PRACTICES,".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

(For further action, see amendments to the report of the Committee of the Whole.)

HB23-1009 by Representative(s) Lindsay; also Senator(s) Moreno--Concerning measures to improve services for students who use substances, and, in connection therewith, making an appropriation.

Amendment No. 1(L.006), by Senator PeltonR.

Amend reengrossed bill, page 5, line 3, strike "DIEM." and substitute "DIEM; EXCEPT THAT MEMBERS OF THE COMMITTEE ARE ENTITLED TO REIMBURSEMENT FOR REASONABLE AND NECESSARY EXPENSES INCURRED IN PERFORMING THEIR DUTIES UNDER THIS SECTION, INCLUDING MILEAGE REIMBURSEMENT.".

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB23-167 by Senator(s) Winter F. and Will; also Representative(s) Gonzales-Gutierrez--Concerning the regulation of certified midwives by the state board of nursing.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 10, page(s) 408 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 744 and placed in members' bill files.)

Amendment No. 3(L.002), by Senator Winter.

Amend printed bill, page 48, line 15, after "MIDWIFE" insert "OR ADVANCED PRACTICE REGISTERED NURSE".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1077 by Representative(s) Willford and Garcia, Duran; also Senator(s) Winter F. and Jaquez Lewis--Concerning a requirement to obtain a patient's informed consent before performing an intimate examination of the patient under specified circumstances, and, in connection therewith, making an appropriation.

Laid over until Monday, April 17, retaining its place on the calendar.

SB23-206 by Senator(s) Winter F.; also Representative(s) Michaelson Jenet and Sirota--Concerning information about radon in residential real property transactions.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, April 5, page(s) 687 and placed in members' bill files.)

Amendment No. 2(L.008), by Senator Winter and Kirkmeyer.

Amend printed bill, page 3, after line 9 insert:

"(j) Clear disclosure through stand-alone radon notifications during real estate transactions has been shown to greatly increase voluntary testing and improve public health outcomes;".

Reletter succeeding paragraphs accordingly.

Page 4, line 1, before "**definition.**" insert "**rules -**".

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Page 4, strike lines 5 through 10 and substitute:

"(2) (a) EACH CONTRACT OF SALE FOR RESIDENTIAL REAL PROPERTY MUST CONTAIN THE FOLLOWING DISCLOSURE IN BOLD-FACED TYPE THAT IS CLEARLY LEGIBLE IN SUBSTANTIALLY THE SAME FORM AS IS SPECIFIED AS FOLLOWS:"

Page 5, after line 3, insert:

"(b) EACH CONTRACT OF SALE FOR RESIDENTIAL REAL PROPERTY OR SELLER'S PROPERTY DISCLOSURE FOR RESIDENTIAL REAL PROPERTY MUST CONTAIN THE FOLLOWING DISCLOSURES:"

Page 5, line 4, strike "(II)" and substitute "(I)".

Page 5, lines 13 and 14, strike "ANY RADON MITIGATION SYSTEM, INCLUDING A SYSTEM DESCRIPTION AND DOCUMENTATION, IF" and substitute "WHETHER".

Page 5, line 17, strike "(III) A COPY OF" and substitute "(II) AN ELECTRONIC OR PAPER COPY OF".

Page 5, strike lines 21 through 27 and substitute:

"(c) THE REAL ESTATE COMMISSION SHALL PROMULGATE RULES REQUIRING:

(I) EACH CONTRACT THAT IS FOR THE PURCHASE AND SALE OF RESIDENTIAL REAL PROPERTY AND THAT IS SUBJECT TO THE REAL ESTATE COMMISSION'S JURISDICTION TO INCLUDE THE STATEMENT DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION IN BOLD-FACED TYPE THAT IS CLEARLY LEGIBLE IN SUBSTANTIALLY THE SAME FORM AS DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION; AND

(II) EACH CONTRACT FOR SALE OR SELLER'S PROPERTY DISCLOSURE FOR RESIDENTIAL REAL PROPERTY TO INCLUDE THE DISCLOSURES DESCRIBED IN SUBSECTION (2)(b) OF THIS SECTION, INCLUDING RULES THAT SPECIFY THE FORMAT AND MANNER FOR DELIVERY OF THE BROCHURE."

Re-number succeeding subsection accordingly.

Page 6, line 1, strike "SECTION, "RESIDENTIAL" and substitute "SECTION:

(a) "REAL ESTATE COMMISSION" MEANS THE REAL ESTATE COMMISSION CREATED IN SECTION 12-10-206.

(b) "RESIDENTIAL".

Page 6, line 3, strike "(a)" and substitute "(I)".

Page 6, line 5, strike "(b)" and substitute "(II)".

Page 9, strike lines 9 through 20 and substitute:

"SECTION 4. In Colorado Revised Statutes, add 12-10-220.5 as follows:

12-10-220.5. Radon disclosure - rules. THE COMMISSION SHALL PROMULGATE RULES TO IMPLEMENT SECTION 38-35.7-111 (2)(c)(II)."

Amendment No. 4(L.010), by Senator Winter.

Amend the Local Government and Housing Committee Report, dated April 4, 2023, page 1, strike lines 1 through 9 and substitute:

"Amend printed bill, page 8, line 5, strike "A" and substitute "SUBJECT TO SUBSECTION (3)(b) OF THIS SECTION, A".

Page 8, line 6, after "PREMISES" insert "IN ACCORDANCE WITH SECTION 38-12-507".

Page 8, strike lines 13 through 27 and substitute

"(b) ON OR AFTER JANUARY 1, 2026, THIS SUBSECTION (3) DOES NOT APPLY TO A LEASE AGREEMENT THAT IS ONE YEAR OR LESS IN DURATION."

Page 9, strike line 1.

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Page 9, after line 8 insert:

"SECTION 4. In Colorado Revised Statutes, 38-12-503, **amend** (2) introductory portion; and **add** (2.4) as follows:

38-12-503. Warranty of habitability. (2) Except as described in subsection (2.2) OR (2.4) of this section, a landlord breaches the warranty of habitability set forth in subsection (1) of this section if:

(2.4) A LANDLORD BREACHES THE WARRANTY OF HABITABILITY IF THE LANDLORD FAILS TO COMPLY WITH SECTION 38-12-803."

Renumber succeeding sections accordingly."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB23-065 by Senator(s) Lundeen and Bridges; --Concerning changes to the career development success program.

Senator Lundeen moved to amend the Report of the Committee of the Whole to show that the following floor amendment to SB 23-065, did pass.

Amend printed bill, page 2, strike lines 3 and 4 and substitute "(1)(i)(III), (1)(j), (2), (4)(a), (4)(b) introductory portion, (4)(b.5), (5)(a), (5)(b)(I), (5)(b)(II), (5)(c), (5)(d), (7)(a) introductory portion, (8)(a), (8)(b), (8)(d), (8)(i), (8.5)(a)(II), (8.5)(b), (8.7), and (9); **repeal** (4)(d); and **add** (1)(e.5), (1)(i)(IV), and (5)(e) as follows:"

Page 2, after line 7 insert:

"(e.5) "PARTICIPATING BOARD OF COOPERATIVE SERVICES" MEANS A BOARD OF COOPERATIVE SERVICES CREATED AND OPERATING PURSUANT TO ARTICLE 5 OF THIS TITLE 22 THAT CHOOSES TO PARTICIPATE IN THE CAREER DEVELOPMENT SUCCESS PROGRAM CREATED IN THIS SECTION."

Page 3, after line 3 insert:

"(2) There is created the career development success program in the department of education to provide financial incentives for participating districts, A PARTICIPATING BOARD OF COOPERATIVE SERVICES, and participating charter schools to encourage pupils enrolled in grades nine through twelve to enroll in and successfully complete qualified industry-credential programs; qualified workplace training programs; and qualified advanced placement courses. For the 2017-18 budget year and each budget year thereafter, each participating district, EACH PARTICIPATING BOARD OF COOPERATIVE SERVICES, and each participating charter school, as provided in subsection (5) of this section, may receive up to one thousand dollars for each pupil who, in the preceding budget year, successfully completes a qualified industry-credential program; qualified workplace training program; or qualified advanced placement course.

(4) (a) Each district, EACH BOARD OF COOPERATIVE SERVICES, and each charter school may decide annually whether to participate in the career development success program. If a district chooses not to participate in the program but a charter school that is authorized by the district chooses to participate in the program, the nonparticipating district shall report the participating charter school pupil enrollments to the department of education as provided in this subsection (4) on behalf of the participating charter school and distribute to the participating charter school one hundred percent of the money received on behalf of the pupils enrolled in the participating charter school as provided in subsection (5) of this section.

(b) By June 30, 2017, and by June 30 each year thereafter, each participating district, each nonparticipating district on behalf of its participating charter schools, EACH PARTICIPATING BOARD OF COOPERATIVE SERVICES, and the institute on behalf of each participating institute charter school, shall report to the department of education the total number of pupils enrolled in the participating district, the participating charter schools of the nonparticipating district, THE PARTICIPATING BOARD OF COOPERATIVE SERVICES, or the participating institute charter schools who, during the school year that ends on that June 30:

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(b.5) Each participating district, each nonparticipating district on behalf of its participating charter schools, EACH PARTICIPATING BOARD OF COOPERATIVE SERVICES, and the institute on behalf of each participating institute charter school, in addition to reporting the totals, shall disaggregate, to the extent possible while maintaining student privacy, the information reported pursuant to subsection (4)(b) of this section by the students' race, ethnicity, and gender, and whether a student is a student with a disability, an English language learner, or ~~eligible for free or reduced-price lunch pursuant to the federal "Richard B. Russell National School Lunch Act", 42 U.S.C. sec. 1751 et seq.~~ IDENTIFIED AS AT-RISK DUE TO ECONOMIC DISADVANTAGE IN THE STATE SCHOOL FINANCE FORMULA."

Page 3, line 4, strike "(4)".

Page 3, after line 15 insert:

"(b) (I) For each budget year, the department of education shall first distribute to each district, EACH BOARD OF COOPERATIVE SERVICES, and to the institute an amount equal to one thousand dollars multiplied by the number of pupils reported by the district, THE BOARD OF COOPERATIVE SERVICES, or the institute as successfully earning an industry certificate by completing a qualified industry-credential program; except that a participating district, PARTICIPATING BOARD OF COOPERATIVE SERVICES, or participating charter school shall not receive a distribution for more than ten percent of the total number of completed industry certificates reported by districts and the institute.

(II) Notwithstanding the provisions of subsection (5)(b)(I) of this section, if the amount appropriated is insufficient to fully fund the total number of completed industry certificates eligible for distribution under subsection (5)(b)(I) of this section, the department of education shall reduce the amount distributed to each district, EACH BOARD OF COOPERATIVE SERVICES, and to the institute by the same percentage that the deficit bears to the amount required to fully fund the total number of completed industry certificates eligible for distribution under subsection (5)(b)(I) of this section.

(c) In a budget year in which there is money remaining in the appropriation made pursuant to subsection (5)(a) of this section after distributing the money as provided in subsection (5)(b) of this section, the department of education shall distribute to each district, EACH BOARD OF COOPERATIVE SERVICES, and to the institute an amount equal to one thousand dollars multiplied by the number of pupils reported by the district or the institute as successfully completing a qualified workplace training program; except that, if the amount remaining is insufficient to fully fund the total number of reported pupils, the department of education shall reduce the amount distributed to each district, EACH BOARD OF COOPERATIVE SERVICES, and to the institute by the same percentage that the deficit bears to the amount required to fully fund the total number of pupils reported as successfully completing a qualified workplace training program.

(d) In a budget year in which there is money remaining in the appropriation made pursuant to ~~paragraph (a) of this subsection (5)~~ SUBSECTION (5)(a) OF THIS SECTION after distributing the money as provided in ~~paragraphs (b) and (c) of this subsection (5)~~ SUBSECTIONS (5)(b) AND (5)(c) OF THIS SECTION, the department of education shall distribute to each district, EACH BOARD OF COOPERATIVE SERVICES, and to the institute an amount equal to one thousand dollars multiplied by the number of pupils reported by the district, THE BOARD OF COOPERATIVE SERVICES, or the institute as successfully completing a qualified advanced placement course; except that, if the amount remaining is insufficient to fully fund the total number of reported pupils, the department of education shall reduce the amount distributed to each district, EACH BOARD OF COOPERATIVE SERVICES, and to the institute by the same percentage that the deficit bears to the amount required to fully fund the total number of pupils reported as successfully completing a qualified advanced placement course."

Page 3, strike lines 8 through 10.

Page 3, line 17, strike "DISTRICT" and substitute "DISTRICT, PARTICIPATING BOARD OF COOPERATIVE SERVICES,".

Page 3, line 19, strike "ELIGIBLE FOR".

Page 3, strike lines 20 and 21 and substitute "IDENTIFIED AS AT-RISK DUE TO ECONOMIC DISADVANTAGE IN THE STATE SCHOOL FINANCE FORMULA".

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Page 3, after line 25 insert:

"(7) (a) Each participating district, EACH PARTICIPATING BOARD OF COOPERATIVE SERVICES, and each participating charter school shall regularly communicate to all middle and high school students and the students' families:
 (8) At the hearing with the joint education committee of the general assembly held in accordance with section 2-7-203 in November or December 2017, and at the hearing held each year thereafter, the department of education shall provide a report that describes the outcomes achieved by the career development success program. At a minimum, the report must include the following information:
 (a) The number of districts, BOARDS OF COOPERATIVE SERVICES, and charter schools that participated in the program;
 (b) The number of students in each year of the program that the participating districts, PARTICIPATING BOARDS OF COOPERATIVE SERVICES, and participating charter schools reported as earning an industry certificate by completing a qualified industry-credential program; successfully completing a qualified workplace training program; or completing a qualified advanced placement course and earning a score on the end-of-course exam that is eligible for college credit. The department shall report the student numbers in totals and disaggregated based on the student demographics specified in subsection (4)(b.5) of this section.
 (d) The total amount appropriated for the program and the amounts distributed pursuant to each of subsections (5)(b), (5)(c), and (5)(d) of this section, in total and to each participating district, PARTICIPATING BOARD OF COOPERATIVE SERVICES, and participating charter school;
 (i) How the participating district, PARTICIPATING BOARD OF COOPERATIVE SERVICES, or participating charter school determined which qualified industry-credential programs; qualified workplace training programs; and qualified advancement placement courses to offer, including how the programs are aligned with state or local workforce needs.
 (8.5) (a) No later than July 1, 2022, the department of education, in collaboration with the Colorado community college system, shall publish and disseminate materials through existing and relevant platforms used to engage with districts that include, at a minimum:
 (II) For each of the top ten industry-recognized credentials, a sample communications plan for how a participating district, PARTICIPATING BOARD OF COOPERATIVE SERVICES, or participating charter school may communicate the value of credentials and experiences to students and parents. The communications plan must include information on how to educate parents and students about how high school credit is tied to credentials and the courses included as a part of the credential pathway based on alignment with the state academic standards, state graduation guidelines adopted pursuant to section 22-2-106 (1)(a.5), and postsecondary credit, which may include credit through concurrent enrollment.
 (b) Any materials published and disseminated pursuant to this subsection (8.5) must be made available to middle and high school students at a reasonable time before any participating district's, PARTICIPATING BOARD OF COOPERATIVE SERVICES', or participating charter school's course selection deadline."

Page 3, line 26, strike "district" and substitute "~~district~~ DISTRICT, PARTICIPATING BOARD OF COOPERATIVE SERVICES,".

A majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **passed** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	E
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

SB23-166

by Senator(s) Cutter and Exum; also Representative(s) Froelich and Velasco--Concerning the establishment of a wildfire resiliency code board, and, in connection therewith, requiring the wildfire resiliency code board to adopt model codes and requiring governing bodies with jurisdiction in an area within the wildland-urban interface to adopt codes that meet or exceed the standards set forth in the model codes.

Senator Kirkmeyer moved to amend the Report of the Committee of the Whole to show that the following Kirkmeyer floor amendment, (L.019) to SB 23-166, did pass.

Amend printed bill, page 14, strike lines 16 through 18 and substitute:
 "(2) (a) A governing body with jurisdiction in an area within the wildland-urban interface that has the authority to adopt building codes or fire codes but has not adopted codes or standards to address the hardening of structures and reduction of fire risk in the defensible space surrounding structures in the wildland-urban interface shall adopt a code that meets or exceeds the minimum standards set forth in the codes within three months of the board adopting the codes in accordance with section 24-33.5-1236 (4)(b)(II)(D)."

Amend the Local Government and Housing Committee Report, dated March 16, 2023, page 3, strike lines 26 through 30.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	13	NO	20	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	N	Simpson	Y
Bridges	E	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	E
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	Y
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator B. Pelton moved to amend the Report of the Committee of the Whole to show that the following B. Pelton floor amendment, (L.010) to SB 23-166, did pass.

Amend printed bill, page 9, after line 16 insert:

"(D) Not have a negative fiscal impact for any energy component of the codes that is environmentally focused; and".

Reletter succeeding sub-subparagraph accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	11	NO	22	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	E	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	E
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator Kirkmeyer moved to amend the Report of the Committee of the Whole to show that the following Kirkmeyer floor amendment, (L.020) to SB 23-166, did pass.

Amend printed bill, page 16, after line 6 insert:

"(5) (a) Notwithstanding subsections (2) and (3) of this section, a governing body may modify their codes even if the modification will make the governing body's codes less stringent than the codes as long as the modifications address the matters covered by section 24-33.5-1236 (4)(b)(II)(C) and (4)(b)(III) and the governing body determines that such modifications are necessary to reduce hazards to persons and avoid conflicts with applicable zoning ordinances.
 (b) A governing body that adopts building and property maintenance codes in accordance with this section must consider the application of the codes in their jurisdiction and the matters addressed in section 24-33.5-1236 (4)(b)(II)(A) and (4)(b)(II)(B) in addition to any other factors the governing body deems appropriate."

YES	14	NO	19	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	N	Simpson	Y
Bridges	E	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	Y	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	E
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	Y
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	E
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-065 as amended, SB23-205 as amended, SB23-016 as amended, SB23-179 as amended, SB23-005 as amended, SB23-013 as amended, SB23-029 as amended, SB23-031 as amended, SB23-054 as amended, SB23-166 as amended, SB23-167 as amended, SB23-206 as amended, HB23-1009 as amended.

Laid over until Friday, April 14: SB23-111.

Laid over until Monday, April 17: HB23-1077.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
 CONSENT CALENDAR**

On motion of Majority Leader , the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE
 COLORADO ENERGY RESEARCH AUTHORITY

for a term effective July 1, 2022, expiring July 1, 2026:

Michelle Hadwiger of Denver, Colorado, reappointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	E
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

DELIVERY TO THE GOVERNOR

To the Governor for signature on Thursday, April 13, 2023, at 10:00 A.M.:
SB23-215, 216, 217, 218, 221, 222, 223, 224, 225, 226, 227, 230, 234, 235, 236, 237,
239, 242, 243, 244, 245, and 246.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title and referred to the committee indicated:

SJR23-009 by Senator(s) Will and Roberts; also Representative(s) Lynch and McLachlan--Concerning the Colorado legislative sportsmen's caucus, and, in connection therewith, designating April 27, 2023, "Sportsmen's Day".

Laid over until Thursday, April 27, 2023.

INTRODUCTION OF BILLS -- FIRST READING

HB23-1060 by Representative(s) Story, Lynch; also Senator(s) Cutter, Danielson, Jaquez Lewis--Concerning updates to the Colorado state forest service seedling tree nursery, and, in connection therewith, making an appropriation.
Agriculture & Natural Resources

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB23-241

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 SB23-241, concerning the creation of the office of school safety, and, in connection therewith, requiring the director of the office of school safety to appoint a grants manager, creating a crisis response unit within the office of school safety, specifying that the office of school safety has oversight over the school safety resource center, specifying that the school access for emergency response grant program is administered by the office of school safety, creating a youth violence grant program administered by the office, and 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

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amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 8, line 27, strike "RELATED TO THE IMPLEMENTATION OF THIS".

Page 9, strike line 1 and substitute "THAT THE EXECUTIVE DIRECTOR DEEMS NECESSARY RELATED TO SCHOOL SAFETY OR THE IMPLEMENTATION OF THIS SECTION."

Respectfully submitted,

Senate Committee:
(signed)
Jeff Bridges, Chair
Rachel Zenzinger
Barbara Kirkmeyer

House Committee:
(signed)
Shannon Bird, Chair
Emily Sirota
Rod Bockenfeld

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: **HB23-1022, 1062, 1137, 1151, 1157, 1179, 1185, 1191.**

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Friday, April 14, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

96th Legislative Day Friday, April 14, 2023

- Prayer 10
 By Senator Baisley. 11
- Call to Order 12
 By the President at 9:00 a.m. 13
- Roll Call 14
 Present--30 15
 Excused--5, Bridges, Kirkmeyer, Liston, Mullica, and Simpson. 16
 Excused later--2, Ginal, Smallwood. 17
 Present later--2, Mullica, Liston. 18
- Quorum 19
 The President announced a quorum present. 20
- Pledge 21
 By Senator Ginal. 22
- Approval of the Journal 23
 On motion of Senator Exum, the Journal of Thursday, April 13, 2023, was approved as corrected by the Secretary. 24

SENATE SERVICES REPORT

- Correctly Printed: SJR23-009. 25
- Correctly Engrossed: SB23-005, 013, 016, 029, 031, 054, 065, 166, 167, 179, 205, and 206. 26
- Correctly Reengrossed: SB23-105, 247, and 249. 27
- Correctly Revised: HB23-1009. 28
- Correctly Rerevised: HB23-1052 and 1132. 29
- Correctly Enrolled: SB23-214; SJM23-006. 30

COMMITTEE OF REFERENCE REPORTS

- Business, Labor, & Technology 31
 After consideration on the merits, the Committee recommends that **SB23-264** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. 32
- Amend printed bill, page 2, line 2, strike "(2)" and substitute "(1)(a)(II), (1)(a)(III), (1)(c), and (2); and **add** (2.5)". 33
- Page 2, strike lines 4 through 18 and substitute: 34
- "44-3-404. Festival permit - rules.** (1) (a) A person listed in subsection (9) of this section may file a festival permit application with the state licensing authority. The applicant must: 35
- (II) File the application at least ~~ten business~~ THIRTY CALENDAR days before the festival is to be held; and 36
- (III) Include a ~~twenty-five~~ FIFTY dollar annual processing fee with the application filed with the state licensing authority. 37
- (c) If a festival permittee notifies the state licensing authority and the appropriate local licensing authority of the location of and dates of each festival at least ~~ten~~ THIRTY business days before holding the festival, the permittee may hold up to, but no more than, nine festivals during the twelve months after the festival permit is issued. BEGINNING JANUARY 1, 2024, A PERMITTEE MAY HOLD UP TO NINE FESTIVALS DURING EACH CALENDAR YEAR. 38

(2) The licensee that holds the festival must file the application for the permit, but other licensees may jointly participate under the permit issued to the licensee that applied for the permit, SUBJECT TO THE LIMITATIONS SPECIFIED IN SUBSECTION (2.5) OF THIS SECTION.

(2.5) A LICENSEE MAY PARTICIPATE IN UP TO FIFTY-TWO FESTIVALS EACH CALENDAR YEAR, INCLUDING UP TO NINE FESTIVALS HELD UNDER A FESTIVAL PERMIT ISSUED TO THE LICENSEE PURSUANT TO SUBSECTION (1)(c) OF THIS SECTION.

SECTION 2. Effective date. This act takes effect June 1, 2023.

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, or safety."

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB23-1074** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 2, line 12, strike "8-77-110." and substitute "8-15.8-103."

Page 7, strike lines 2 through 18.

Renumber succeeding sections accordingly.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB23-211** 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, before "AND" insert "IN EFFECT AS OF FEBRUARY 9, 2003,".

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB23-276** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 11, after line 19 insert:

"SECTION 5. In Colorado Revised Statutes, 1-2-204, **repeal** (2)(j.5) as follows:

1-2-204. Questions answered by elector - rules. (2) In addition, each elector shall correctly answer the following:

(j.5) ~~In the case of an unaffiliated elector, the name of the political party, if any, whose primary election ballot the elector desires to receive in the mail;~~"

Renumber succeeding sections accordingly.

Page 20, line 8, after "JUDGE" insert "OR HEARING OFFICER".

Page 20, line 13, after "JUDGE" insert "OR HEARING OFFICER".

Page 20, line 21, after "JUDGE" insert "OR HEARING OFFICER".

Page 23, after line 23 insert:

"SECTION 20. In Colorado Revised Statutes, 1-4-1203, **amend** (4)(c) as follows:

1-4-1203. Presidential primary elections - when - conduct.

(4) (c) The county clerk and recorder shall send to all active electors in the county who have not declared an affiliation ~~or provided a ballot preference~~ with a political party a ballot packet that contains the ballots of all the major political parties. In this ballot packet, the clerk shall also provide written instructions advising the elector of the manner in which the elector will be in compliance with the requirements of this code in selecting and casting the ballot of a major political party. An elector may cast the ballot of only one major political party.

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After selecting and casting a ballot of a single major political party, the elector shall return the ballot to the clerk. If an elector casts and returns to the clerk the ballot of more than one major political party, all such ballots returned will be rejected and will not be counted."

Renumber succeeding sections accordingly.

Page 24, line 25, strike "THURSDAY AND FRIDAY OF THE PREVIOUS WEEK." and substitute "FRIDAY AND SATURDAY PRIOR TO ELECTION DAY."

Page 25, line 3, strike "a state" and substitute "~~a state~~ AN".

Page 50, line 13, strike "a state" and substitute "~~a state~~ AN".

Page 64, line 2, strike "OR DESIGNATED ELECTION OFFICIAL".

Page 64, line 5, strike "OR DESIGNATED ELECTION OFFICIAL".

Page 67, line 27, after "measure" insert "NUMBER".

Page 74, line 9, strike "ACCOUNT" and substitute "ACCOUNT."

Page 74, strike lines 10 and 11.

Page 74, strike lines 17 and 18 and substitute "CANDIDATE COMMITTEE ACCOUNT."

Page 74, line 25, strike "(1)(a)(II)" and substitute "(1)(a)(II), (1)(a)(III),".

Page 75, after line 3 insert:

"(III) A candidate committee for a former officeholder or a person not elected to office shall expend all of the unexpended campaign contributions retained by such candidate committee, for the purposes specified in this subsection (1), no later than ~~nine years~~ ONE YEAR from the date such officeholder's term expired or from the date of the election at which such person was a candidate for office, whichever is later."

Page 77, line 20, strike "FINDS" and substitute "FINDS, AFTER A FINAL AGENCY DECISION,".

Page 80, strike lines 24 through 27 and substitute: "**officials - prohibition.** (1) A COUNTY CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL WHO IS ADMINISTERING AN ELECTION AND THE DEPARTMENT OF STATE SHALL NOT USE ANY APPROPRIATION OF STATE OR FEDERAL MONEY TO PAY FOR ADVERTISING EXPENSES THAT PROMINENTLY FEATURE A PERSON WHO IS A DECLARED CANDIDATE FOR A FEDERAL, STATE, OR LOCAL OFFICE FOR A FUTURE ELECTION. FOR PURPOSES OF THIS SECTION, ADVERTISING DOES NOT INCLUDE: (a) OFFICIAL NOTICES OR COMMUNICATIONS THAT ARE REQUIRED OR AUTHORIZED BY LAW; OR (b) ONGOING AND ROUTINE COMMUNICATIONS, SUCH AS MAINTAINING OR PUBLISHING CONTENT ON THE WEBSITE OF THE COUNTY CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL OR THE SECRETARY OF STATE."

Local Government & Housing

The Committee on Local Government & Housing has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE MIDDLE INCOME HOUSING AUTHORITY

for a term expiring September 1, 2024:

Stephanie Gonzales of Granada, Colorado, occasioned by the resignation of Wayne Vaden of Denver, Colorado, appointed.

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Local Government & Housing

After consideration on the merits, the Committee recommends that **HB23-1068** 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 14, strike "ONE" and substitute "ONE AND ONE-HALF".

Local Government & Housing

After consideration on the merits, the Committee recommends that **HB23-1232** be **referred** to the Committee of the Whole with favorable recommendation.

MESSAGE FROM THE HOUSE

April 13, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1264, 1153, 1227, 1105, 1120, 1178, 1237, 1213, 1231, and 1246, amended as printed in House Journal, April 12, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-144, amended as printed in House Journal, April 12, 2023.

The House has passed on Third Reading and returns herewith SB23-074, 008, 154, 093, 085, 162, and 182.

MESSAGE FROM THE REVISOR OF STATUTES

April 14, 2023
We herewith transmit:

Without comment, as amended, HB23-1105, 1120, 1153, 1178, 1213, 1227, 1231, 1237, 1246, and 1264.

Without comment, as amended, SB23-144.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-252** 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 21 through 27.

Page 5, strike lines 1 through 4.

Page 5, line 5, strike "(4)" and substitute "(1)".

Page 5, line 18, strike "(5)" and substitute "(2)".

Page 7, line 12, strike "(6)" and substitute "(3)".

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Page 7, strike lines 21 and 22.	1
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Page 7, line 24, strike " (4) (8)" and substitute "(4)".	3
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Page 8, line 2, strike " (5) (9)" and substitute "(5)".	5
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Page 8, strike lines 5 through 11.	7
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Page 8, line 12, strike " (6) (12)" and substitute "(6)".	9
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Page 8, strike lines 15 through 27.	11
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Page 9, strike line 1.	13
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Page 9, line 2, strike " (7) (17)" and substitute "(7)".	15
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Page 9, strike lines 9 through 23.	17
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Page 9, line 24, strike " (8) (19)" and substitute "(8)".	19
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Page 10, line 1, strike " (9) (20)" and substitute "(9)".	21
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Page 10, strike lines 3 through 27.	23
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Page 11, strike lines 1 through 11.	25
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Page 13, strike lines 7 through 27.	27
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Strike pages 14 through 17.	29
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Page 18, strike lines 1 through 21 and substitute "EACH HOSPITAL SHALL MAKE PUBLIC AND POST THE HOSPITAL'S MEDICARE REIMBURSEMENT RATES.	31
(2)(a) THE STATE DEPARTMENT SHALL CONDUCT PERFORMANCE ASSESSMENTS FOR ADHERENCE TO FEDERAL TRANSPARENCY RULES BY."	32
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Page 18, line 23, strike "NONCOMPLIANCE" and substitute "PERFORMANCE ASSESSMENT IN CONNECTION".	36
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Page 18, strike lines 25 and 26 and substitute:	39
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"(II) AUDITING HOSPITAL WEBSITES FOR PERFORMANCE RELATIVE TO FEDERAL PRICE TRANSPARENCY RULES, AND IN EVALUATING PERFORMANCE, THE DEPARTMENT SHALL FOLLOW RULES, STANDARDS, AND GUIDANCE PUBLISHED BY THE FEDERAL CENTERS FOR MEDICARE AND MEDICAID;".	41
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Page 19, line 2, strike "IS".	46
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Page 19, strike line 3 and substitute "HAS PERFORMED POORLY IN ITS PERFORMANCE ASSESSMENT, THE STATE DEPARTMENT MAY:".	48
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Page 19, strike lines 5 and 6 and substitute "EXPLAINS THE MANNER IN WHICH THE DEPARTMENT DETERMINED THAT THE HOSPITAL PERFORMED POORLY ON THE ADHERENCE TO PRICE TRANSPARENCY; AND".	51
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Page 19, strike line 7 and substitute:	55
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"(II) PROVIDE TECHNICAL ASSISTANCE TO THE HOSPITAL TO IMPROVE PERFORMANCE."	57
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Page 19, strike lines 10 through 13 and substitute "WEBSITE OF HOSPITALS THAT PERFORM POORLY ON THE DEPARTMENT'S PERFORMANCE ASSESSMENT. SUCH NOTICES AND COMMUNICATIONS".	60
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Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB23-260** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, after line 5, insert:

"(a) "INDEPENDENT PHARMACY" MEANS A PRESCRIPTION DRUG OUTLET PRIVATELY OWNED BY AT LEAST ONE LICENSED PHARMACIST WITH NO OWNERSHIP INTEREST BY OR AFFILIATION WITH A CHAIN OR PUBLICLY OWNED PHARMACY."

Reletter succeeding paragraphs accordingly.

Page 2, strike lines 16 through 23.

Page 3, strike lines 1 through 11 and substitute:

"(2) (a) A PRACTITIONER MAY ASK AN INDIVIDUAL WHO SEEKS TO RECEIVE A PUBLICLY FUNDED VACCINE TO PRESENT PROOF OF HEALTH INSURANCE OR A GOVERNMENT-ISSUED IDENTIFICATION CARD, SOCIAL SECURITY CARD, OR SOCIAL SECURITY NUMBER BUT SHALL NOT CONDITION AN INDIVIDUAL'S RECEIPT OF A PUBLICLY FUNDED VACCINE ON THE PRESENTATION OF THE REQUESTED DOCUMENTATION.

(b) (I) A PRACTITIONER WHO ADMINISTERS A PUBLICLY FUNDED VACCINE SHALL POST AND KEEP POSTED A NOTICE PROVIDED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, IN MULTIPLE LANGUAGES IF REQUESTED, THAT CONFIRMS THAT THE PUBLICLY FUNDED VACCINE WILL BE PROVIDED REGARDLESS OF THE INDIVIDUAL'S PROVISION OF THE REQUESTED DOCUMENTATION.

(II) A PRACTITIONER, EXCEPT FOR AN INDEPENDENT PHARMACY, AS DEFINED IN SUBSECTION (1)(a) OF THIS SECTION, WHO ADMINISTERS A PUBLICLY FUNDED VACCINE SHALL POST AND KEEP POSTED A NOTICE PROVIDED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, IN MULTIPLE LANGUAGES IF REQUESTED, THAT CONFIRMS THAT THE PUBLICLY FUNDED VACCINE WILL BE PROVIDED REGARDLESS OF THE INDIVIDUAL'S ABILITY TO PAY A VACCINE ADMINISTRATION FEE.

(III) A NOTICE REQUIRED BY THIS SUBSECTION (2) MUST BE POSTED BY THE PRACTITIONER IN A LOCATION CONSPICUOUS TO THE INDIVIDUAL, OR A PARENT OR LEGAL GUARDIAN CONSENTING TO THE VACCINATION OF AN INDIVIDUAL WHO IS UNDER EIGHTEEN YEARS OF AGE, AT THE LOCATION OF THE INDIVIDUAL'S APPOINTMENT. EACH PRACTITIONER SHALL TAKE STEPS TO ENSURE THAT THE NOTICE IS NOT ALTERED, DEFACED, OR COVERED BY OTHER MATERIAL.

(c) A PRACTITIONER, EXCEPT FOR AN INDEPENDENT PHARMACY AS DEFINED IN SUBSECTION (1)(a) OF THIS SECTION, SHALL PROVIDE THE INDIVIDUAL, OR A PARENT OR LEGAL GUARDIAN CONSENTING TO THE VACCINATION OF THE INDIVIDUAL WHO IS UNDER EIGHTEEN YEARS OF AGE, WITH A DISCLOSURE STATEMENT IN THE LANGUAGE UNDERSTOOD BY THE INDIVIDUAL RECEIVING THE VACCINE OR THE PARENT OR LEGAL GUARDIAN CONSENTING TO THE VACCINATION OF AN INDIVIDUAL UNDER EIGHTEEN YEARS OF AGE, THAT CONFIRMS THAT THE PUBLICLY FUNDED VACCINE WILL BE PROVIDED REGARDLESS OF THE INDIVIDUAL'S PROVISION OF THE REQUESTED DOCUMENTATION OR OF PAYMENT OF A VACCINE ADMINISTRATION FEE.

(d) THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT SHALL CREATE THE DISCLOSURE STATEMENT REQUIRED BY THIS SUBSECTION (2) AND SHALL MAKE IT AVAILABLE ELECTRONICALLY TO PRACTITIONERS. A PRACTITIONER MAY REQUEST THAT THE DEPARTMENT PROVIDE THE PRACTITIONER WITH THE DISCLOSURE STATEMENT IN A LANGUAGE OTHER THAN ENGLISH TO MEET THE NEEDS OF AN INDIVIDUAL."

Page 3, line 13, strike "HEALTH INSURANCE CARRIER" and substitute "INSURANCE PROVIDER OR PLAN".

Page 3, lines 18 and 19 strike "HEALTH INSURANCE CARRIER" and substitute "INSURANCE PROVIDER OR PLAN".

Page 3, line 21, strike "OR UNDERINSURED".

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Page 3, line 23, strike "SHALL NOT" and substitute "WHO CHOOSES TO".

Page 3, line 24, strike "COLLECTION OF" and substitute "PAYMENT FOR".

Page 3, line 26, strike "ADMINISTERED." and substitute "ADMINISTERED MAY ISSUE ONLY A SINGLE BILL TO THE INDIVIDUAL WITHIN A NINETY DAYS AFTER THE VACCINE IS ADMINISTERED. THE PRACTITIONER SHALL NOT SEND AN UNPAID VACCINE ADMINISTRATION BILL TO A COLLECTION AGENCY.".

Page 4, after line 5, insert:

"(e) NOTWITHSTANDING SUBSECTION (3)(b) OF THIS SECTION, AN INDEPENDENT PHARMACY MAY CONDITION RECEIPT OF A PUBLICLY FUNDED VACCINE ON THE INDIVIDUAL'S ABILITY TO PAY. THE VACCINE ADMINISTRATION FEE CHARGED BY THE INDEPENDENT PHARMACY MUST BE EQUAL TO OR LESS THAN THE PRACTITIONER'S VACCINE ADMINISTRATION COSTS OR THE VACCINE ADMINISTRATION REIMBURSEMENT RATE SET PURSUANT TO THE "COLORADO MEDICAL ASSISTANCE ACT", ARTICLES 4, 5, AND 6 OF TITLE 25.5, WHICHEVER IS LESS. IF AN INDEPENDENT PHARMACY DENIES AN INDIVIDUAL A PUBLICLY FUNDED VACCINE DUE TO AN INABILITY TO PAY THE VACCINE ADMINISTRATION FEE, THE INDEPENDENT PHARMACY MUST PROVIDE THE INDIVIDUAL WITH A LIST OF PRACTITIONERS PROVIDED BY THE DEPARTMENT WHO WILL NOT CONDITION AN INDIVIDUAL'S RECEIPT OF A PUBLICLY FUNDED VACCINE ON THE INDIVIDUAL'S ABILITY TO PAY A VACCINE ADMINISTRATION FEE. NOTHING IN THIS SECTION EXEMPTS INDEPENDENT PHARMACIES FROM MEETING ALL OF THE REQUIREMENTS OF FEDERAL VACCINE PROGRAMS, SHOULD INDEPENDENT PHARMACIES CHOOSE TO ENROLL AND BE APPROVED FOR SUCH PROGRAMS.

(f) IF FEDERAL OR STATE MONEY IS MADE AVAILABLE TO PAY FOR THE ADMINISTRATION COSTS OF A PUBLICLY FUNDED VACCINE, A PRACTITIONER WHO ADMINISTERS THE VACCINE MAY REQUEST PAYMENT FROM THE FEDERAL OR STATE SOURCE."

Page 4, strike lines 10 through 13 and substitute:

"(5) A PRACTITIONER SHALL PROVIDE A PUBLICLY FUNDED VACCINE TO ANY AGE-APPROPRIATE INDIVIDUAL WHO REGISTERS FOR AN APPOINTMENT WITH THE PRACTITIONER TO RECEIVE THE PUBLICLY FUNDED VACCINE WITHIN THE PRACTITIONER'S SCOPE OF PRACTICE.

(6) EACH PRACTITIONER IS ENCOURAGED TO ESTABLISH AN ELECTRONIC LINK AND A TELEPHONE NUMBER FOR INDIVIDUALS TO USE TO SCHEDULE AN APPOINTMENT FOR A PUBLICLY FUNDED VACCINE. TO BE ACCESSIBLE, THE LINK SHOULD BE SEPARATE FROM ANY REGULAR PATIENT PORTAL WITH RESTRICTED ACCESS AND THE SCHEDULING SERVICES SHOULD BE ACCESSIBLE TO INDIVIDUALS WITH DISABILITIES.

(7) THIS SECTION DOES NOT MODIFY THE REQUIREMENTS FOR PRACTITIONERS, INCLUDING INDEPENDENT PHARMACIES, SERVING CLIENTS PURSUANT TO THE "COLORADO MEDICAL ASSISTANCE ACT", ARTICLES 4, 5, AND 6 OF TITLE 25.5, OR FEDERALLY QUALIFIED HEALTH CENTERS TO MEET THE FEDERAL REQUIREMENTS FOR THESE PROGRAMS FOR THE ADMINISTRATION OF PUBLICLY FUNDED VACCINES."

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1130** be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services

The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE COMMISSION ON AGING

for a term expiring September 1, 2025:

Christine Vogel of Lafayette, Colorado, to serve as a Director of an Area Agency on Aging and as a Democrat, occasioned by the resignation of Robert Held, a Republican, of Aurora, Colorado, appointed.

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At the order of the President, Senators Mullica and Liston were added to the current roll call.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-065 by Senator(s) Lundeen and Bridges; also Representative(s) Bird and Wilson--Concerning changes to the career development success program, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Moreno, Priola, Rich, and Zenzinger.

SB23-205 by Senator(s) Bridges and Lundeen; also Representative(s) Martinez and Wilson--Concerning a scholarship program for Colorado high school graduates that prioritizes awards for students pursuing high-priority postsecondary pathways, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	30	NO	2	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Fenberg, Fields, Hansen, Moreno, Mullica, Priola, Roberts, and Winter F.

SB23-016 by Senator(s) Hansen; also Representative(s) McCormick and Sirota--Concerning measures to promote reductions in greenhouse gas emissions in Colorado, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	10	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Danielson, Exum, Fenberg, Fields, Gonzales, Jaquez Lewis, Kolker, Marchman, Moreno, Priola, Rodriguez, and Winter F.

SB23-179

by Senator(s) Moreno and Will; also Representative(s) Hartsook and Daugherty-- Concerning insurance carrier requirements for health coverage plans, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	5	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Marchman, Mullica, and Priola.

SB23-005

by Senator(s) Jaquez Lewis and Cutter, Ginal, Simpson, Danielson; also Representative(s) Lynch and Snyder, Story--Concerning measures to expand the forestry workforce, and, in connection therewith, directing the Colorado state forest service to develop educational materials for high school students about career opportunities in forestry and wildfire mitigation; creating a timber, forest health, and wildfire mitigation industries workforce development program to help fund internships in those industries; allocating general fund money to the wildfire mitigation capacity development fund; authorizing the expansion and creation of forestry programs; directing the state board for community colleges and occupational education to administer a program to recruit wildland fire prevention and mitigation educators; and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

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YES	23	NO	9	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Exum, Fenberg, Fields, Hansen, Hinrichsen, Marchman, Moreno, Priola, Roberts, Rodriguez, Sullivan, and Winter F.

SB23-013

by Senator(s) Ginal and Cutter, Danielson, Jaquez Lewis; also Representative(s) Story, Lynch--Concerning resources for fire investigations to enhance public safety, and, in connection therewith, prioritizing funding for wildland fire investigations and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	9	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Exum, Fenberg, Fields, Gonzales, Hansen, Hinrichsen, Marchman, Priola, Roberts, Sullivan, Will, Winter F., and Zenzinger.

SB23-029

by Senator(s) Moreno; also Representative(s) Lindsay--Concerning addressing disproportionate discipline in public schools, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	10	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Fields, Gonzales, Hinrichsen, Marchman, Priola, Sullivan, and Winter F.

SB23-031 by Senator(s) Danielson and Cutter; also Representative(s) Titone and Lindsay-- Concerning improving older Coloradans' access to trained geriatric specialist health-care providers, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	10	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Exum, Fields, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Marchman, Priola, Sullivan, Winter F., and Zenzinger.

SB23-054 by Senator(s) Danielson; also Representative(s) Garcia and Velasco--Concerning the duties of the office of liaison for missing and murdered Indigenous relatives, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	10	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Fields, Ginal, Gonzales, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Priola, Sullivan, and Winter F.

SB23-166 by Senator(s) Cutter and Exum; also Representative(s) Froelich and Velasco--Concerning the establishment of a wildfire resiliency code board, and, in connection therewith, requiring the wildfire resiliency code board to adopt model codes, requiring governing bodies with jurisdiction in an area within the wildland-urban interface to adopt codes that meet or exceed the standards set forth in the model codes, and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

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YES	22	NO	10	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Fenberg, Fields, Gonzales, Hansen, Jaquez Lewis, Marchman, Moreno, Priola, Sullivan, and Winter F.

HB23-1009 by Representative(s) Lindsay; also Senator(s) Moreno--Concerning measures to improve services for students who use substances, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	10	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	E
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Ginal, Gonzales, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Priola, Winter F., and Zenzinger.

SB23-167 by Senator(s) Winter F. and Will; also Representative(s) Garcia and Lindsay--Concerning the regulation of certified midwives by the state board of nursing, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	1	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Kolker, Marchman, and Priola.

SB23-206 by Senator(s) Winter F.; also Representative(s) Michaelson Jenet and Sirota--Concerning information about radon in residential real property transactions.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	9	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	N	Marchman	Y	Simpson	E
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Fenberg, Fields, Gonzales, Jaquez Lewis, Marchman, Moreno, and Priola.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Health & Human Services

The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE STATE BOARD OF HEALTH

for a term expiring March 1, 2026:

Guyleen Castriotta of Broomfield, Colorado, a resident of the Seventh Congressional District and a Democrat, appointed.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-066** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 4, line 10, strike "NINETEEN" and substitute "ELEVEN".

Page 4, line 17, strike "NINETEEN" and substitute "ELEVEN".

Page 4, line 21, strike "2034." and substitute "2026.".

Appropriations

After consideration on the merits, the Committee recommends that **SB23-098** be **amended** as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 13, before line 9 insert:

"SECTION 2. Appropriation. (1) For the 2023-24 state fiscal year, \$309,137 is appropriated to the department of labor and employment. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$252,037 for use by division of labor standards and statistics for program costs related to labor standards, which amount is based on an assumption that the division will require an additional 2.2 FTE; and

(b) \$57,100 for the purchase of legal services.

(2) For the 2023-24 state fiscal year, \$57,100 is appropriated to the department of law. This appropriation is from reappropriated funds received

from the department of labor and employment under subsection (1)(b) 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 labor and employment.

(3) For the 2023-24 state fiscal year, \$31,428 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), C.R.S. To implement this act, the division may use this appropriation for DRIVES maintenance and support."

Renumber succeeding sections accordingly.

Page 1, line 102, strike "PLATFORM." and substitute "PLATFORM, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-145** 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 19 insert:

"SECTION 3. Appropriation. (1) For the 2023-24 state fiscal year, \$39,151 is appropriated to the department of revenue for use by the division of motor vehicles. This appropriation consists of \$5,492 from the Colorado DRIVES vehicle services account in the highway users tax fund created in section 42-1-211 (2), C.R.S., and \$33,659 from the license plate cash fund created in section 42-3-301 (1)(b), C.R.S. To implement this act, the division may use this appropriation as follows:

(a) \$5,492 from the Colorado DRIVES vehicle services account for DRIVES maintenance and support; and

(b) \$33,659 from the license plate cash fund for use by vehicle services for license plate ordering."

Renumber succeeding section accordingly.

Page 1, line 103, strike "FOSSIL." and substitute "FOSSIL, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-153** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 4, after line 19 insert:

"SECTION 8. Appropriation. (1) For the 2023-24 state fiscal year, \$96,568 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 as follows:

(a) \$88,953 for personal services related to business and licensing, which amount is based on an assumption that the division will require an additional 0.7 FTE;

(b) \$5,350 for operating expenses related to business and licensing; and

(c) \$2,265 for operating expenses related to information technology."

Renumber succeeding sections accordingly.

Page 1, line 105, strike "AGENCIES." and substitute "AGENCIES AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-172** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

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Amend printed bill page 14, before line 16, insert:

"SECTION 7. Appropriation. (1) For the 2023-24 state fiscal year, \$152,866 is appropriated to the department of corrections. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$123,478 for use by support services for personal services related to the personnel subprogram, which amount is based on an assumption that the subprogram will require an additional 2.6 FTE;

(b) \$20,823 for use by support services for operating expenses related to the personnel subprogram; and

(c) \$8,565 for use by management for the purchase of legal services.

(2) For the 2023-24 state fiscal year, \$23,469 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) \$22,200 for use by management and administration for general department and program administration, which amount is based on an assumption that the division will require an additional 0.4 FTE; and

(b) \$1,269 for use by management and administration for the purchase of legal services.

(3) For the 2023-24 state fiscal year, \$35,415 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 as follows:

(a) \$6,660 for use by the office of the governor for administration of governor's office and residence, which amount is based on an assumption that the office will require an additional 0.1 FTE;

(b) \$423 for the purchase of legal services;

(c) \$26,640 for use by the office of information and technology for central administration, which amount is based on an assumption that the office will require an additional 0.5 FTE; and

(d) \$1,692 for use by the office of information and technology for the purchase of legal services.

(4) For the 2023-24 state fiscal year, \$23,363 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 as follows:

(a) \$18,997 for personal services, which amount is based on an assumption that the office will require an additional 0.4 FTE;

(b) \$3,203 for operating expenses; and

(c) \$1,163 for the purchase of legal services.

(5) For the 2023-24 state fiscal year, \$129,081 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:

(a) \$104,483 for use by administration and finance for personal services, which amount is based on an assumption that the division will require an additional 2.2 FTE;

(b) \$17,619 for use by administration and finance for operating expenses; and

(c) \$6,979 for the purchase of legal services.

(6) For the 2023-24 state fiscal year, \$146,894 is appropriated to the judicial department for courts administration. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$138,752 for general courts administration, which amount is based on an assumption that the department will require an additional 2.5 FTE; and

(b) \$8,142 for the purchase of legal services.

(7) For the 2023-24 state fiscal year, \$46,833 is appropriated to the department of labor and employment 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 as follows:

(a) \$37,994 for personal services, which amount is based on an assumption that the office will require an additional 0.8 FTE;

(b) \$6,407 for operating expenses; and

(c) \$2,432 for the purchase of legal services.

(8) For the 2023-24 state fiscal year, \$17,708 is appropriated to the department of law for use by the administration division. This appropriation is from the general fund. To implement this act, the division may use this

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appropriation as follows: 1

(a) \$16,651 for personal services, which amount is based on an 2
assumption that the department will require an additional 0.3 FTE; and 3

(b) \$1,057 for the purchase of legal services. 4

(9) For the 2023-24 state fiscal year, \$76,276 is appropriated to the 5
department of natural resources for use by the executive director's office. This 6
appropriation is from the general fund. To implement this act, the office may 7
use this appropriation as follows: 8

(a) \$61,740 for personal services, which amount is based on an 9
assumption that the office will require an additional 1.3 FTE; 10

(b) \$10,412 for operating expenses; and 11

(c) \$4,124 for the purchase of legal services. 12

(10) For the 2023-24 state fiscal year, \$89,090 is appropriated to the 13
department of personnel. This appropriation is from the general fund. To 14
implement this act, the department may use this appropriation as follows: 15

(a) \$57,725 for use by the division of human resources for personal 16
services related to risk management services, which amount is based on an 17
assumption that the division will require an additional 0.8 FTE; 18

(b) \$6,350 for use by the division of human resources for operating 19
expenses related to risk management services; 20

(c) \$23,210 for use by the state personnel board for personal services, 21
which amount is based on an assumption that the board will require an 22
additional 0.2 FTE; and 23

(d) \$1,805 for use by the state personnel board for operating expenses. 24

(11) For the 2023-24 state fiscal year, \$52,912 is appropriated to the 25
department of public health and environment for use by administration and 26
support. This appropriation is from the general fund. To implement this act, the 27
department may use this appropriation as follows: 28

(a) \$42,743 for personal services, which amount is based on an 29
assumption that the office will require an additional 0.9 FTE; 30

(b) \$7,208 for operating expenses; and 31

(c) \$2,961 for the purchase of legal services. 32

(12) For the 2023-24 state fiscal year, \$52,912 is appropriated to the 33
department of public safety for use by the executive director's office. This 34
appropriation is from the general fund. To implement this act, the office may 35
use this appropriation as follows: 36

(a) \$42,743 for personal services, which amount is based on an 37
assumption that the office will require an additional 0.9 FTE; 38

(b) \$7,208 for operating expenses; and 39

(c) \$2,961 for the purchase of legal services. 40

(13) For the 2023-24 state fiscal year, \$266,298 General Fund is 41
appropriated to the department of regulatory agencies for use by the executive 42
director's office and administrative services. To implement this act, the 43
department may use this appropriation as follows: 44

(a) \$205,631 for personal services, which amount is based on an 45
assumption that the office will require an additional 2.6 FTE; 46

(b) \$27,888 for operating expenses; and 47

(c) \$32,779 for the purchase of legal services. 48

(14) For the 2023-24 state fiscal year, \$47,045 is appropriated to the 49
department of revenue for use by the executive director's office. This 50
appropriation is from the general fund. To implement this act, the office may 51
use this appropriation as follows: 52

(a) \$37,994 for personal services related to administration and support, 53
which amount is based on an assumption that the division will require an 54
additional 0.8 FTE; 55

(b) \$6,407 for operating expenses related to administration and support; 56
and 57

(c) \$2,644 for the purchase of legal services. 58

(15) For the 2023-24 state fiscal year, \$88,008 is appropriated to the 59
department of transportation. This appropriation is from the general fund and 60
is based on an assumption that the department will require an additional 1.5 61
FTE. To implement this act, the department may use this appropriation for 62
administration. 63

the department of law. This appropriation is from reappropriated funds received 64
from the departments of corrections, education, office of the governor, health 65
care policy and financing, human services, judicial, labor and employment, law, 66
natural resources, public health and environment, public safety, regulatory 67

agencies, revenue, and transportation under subsections (1)(c), (2)(b), (3)(b), (3)(d), (4)(c), (5)(c), (6)(b), (7)(c), (8)(b), (9)(c), (11)(c), (12)(c), (13)(c), (14)(c), and (15) of this section and is based on the assumption that the department 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 departments of corrections, education, office of the governor, health care policy and financing, human services, judicial, labor and employment, law, natural resources, public health and environment, public safety, regulatory agencies, revenue, and transportation."

Renumber succeeding section accordingly.

Page 1, line 102, strike "PRACTICES." and substitute "PRACITCES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-192** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 10, after line 3 insert:

"SECTION 12. Appropriation. (1) For the 2023-24 state fiscal year, \$72,150 is appropriated to the department of agriculture. This appropriation is from the plant health, pest control, and environmental protection cash fund created in section 35-1-106.3 (1), C.R.S. To implement this act, the department may use this appropriation for the purchase of information technology services.

(2) For the 2023-24 state fiscal year, \$72,150 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 agriculture 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 agriculture."

Renumber succeeding section accordingly.

Page 1, line 105, strike "ACT." and substitute "ACT, AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-195** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-200** 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 15 insert:

"SECTION 2. Appropriation. (1) For the 2023-24 state fiscal year, \$154,516 is appropriated to the department of revenue. This appropriation is from the Colorado DRIVES vehicle services account in the highway users tax fund created in section 42-1-211 (2), C.R.S. To implement this act, the department may use this appropriation as follows:

- (a) \$133,280 for DRIVES maintenance and support; and
- (b) \$21,236 for the purchase of information technology services.

(2) For the 2023-24 state fiscal year, \$21,236 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 (1)(b) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of revenue."

Renumber succeeding section accordingly.

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Page 1, line 103, strike "JURISDICTIONS." and substitute "JURISDICTIONS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB23-212 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 1 insert:

"SECTION 3. Appropriation. (1) For the 2023-24 state fiscal year, \$8,684 is appropriated to the department of revenue for use by the division of motor vehicles. This appropriation consists of \$6,653 from the Colorado DRIVES vehicle services account in the highway users tax fund created in section 42-1-211 (2), C.R.S., and \$2,031 from the license plate cash fund created in section 42-3-301 (1)(b), C.R.S. To implement this act, the division may use this appropriation as follows:

- (a) \$ 6,653 from the Colorado DRIVES vehicle services account for DRIVES maintenance and support; and
(b) \$2,031 from the license plate cash fund for use by vehicle services for license plate ordering."

Renumber succeeding section accordingly.

Page 1, line 102, strike "TRADITION." and substitute "TRADITION, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB23-255 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 3, lines 24 and 25, strike "MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE DIVISION" and substitute "SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY, THE DIVISION MAY EXPEND MONEY FROM THE FUND".

Page 4, strike lines 15 through 18 and substitute:

"(4) (a) THE DIVISION SHALL EXPEND ANY UNEXPENDED AND UNENCUMBERED MONEY IN THE FUND THAT EXCEEDS THE FOLLOWING AMOUNTS FOR THE PURPOSES DESCRIBED IN SUBSECTION (4)(b) OF THIS SECTION:"

Page 4, line 19, strike "(a)" and substitute "(I)".

Page 4, line 21, strike "(b)" and substitute "(II)".

Page 4, line 23, after "FUND" insert "FOR COMPENSATION OF LANDOWNERS".

Page 4, after line 24 insert:

"(b) THE DIVISION SHALL EXPEND THE MONEY DESCRIBED IN SUBSECTION (4)(a) OF THIS SECTION TO IMPLEMENT THE GRAY WOLF RESTORATION AND MANAGEMENT PLAN, CREATED IN ACCORDANCE WITH SECTION 33-2-105.8, AS AMENDED BY THE COMMISSION."

Page 6, before line 4 insert:

"SECTION 3. Appropriation. For the 2023-24 state fiscal year, \$175,000 is appropriated to the department of natural resources for use by the division of parks and wildlife. This appropriation is from the wolf depredation compensation fund created in section 33-1-127 (2)(a), C.R.S. To implement this act, the division may use this appropriation for wolf depredation compensation."

Renumber succeeding sections accordingly.

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Page 1, strike line 103 and substitute "IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."

Appropriations

After consideration on the merits, the Committee recommends that SB23-256 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 17 and 18 and substitute "RESTORE, GRAY WOLVES INTO A DATA ANALYSIS UNIT IF THE UNITED STATES SECRETARY OF THE INTERIOR HAS NOT".

Page 4, line 19, strike "DETERMINATION" and substitute "DETERMINATION, AS PUBLISHED IN THE FEDERAL REGISTER,".

Page 4, line 21, strike "(j); OR" and substitute "(j)."

Page 4, strike lines 22 through 26.

Page 4, line 27, strike "(3.5)(a)(I)" and substitute "(3.5)(a)".

Page 5, strike lines 2 through 8 and substitute "WHEN THE DETERMINATION HAS TAKEN EFFECT UNDER THE TERMS OF THE DETERMINATION."

Appropriations

After consideration on the merits, the Committee recommends that SB23-258 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 27, after line 18 insert:

"SECTION 26. Appropriation - adjustments to 2023 long bill. For the 2023-24 state fiscal year, the general assembly anticipates that the department of education will expend \$108,990 from the educator licensure cash fund created in section 22-60.5-112 (1)(a), C.R.S., and is based on an assumption that the department will require an additional 0.8 FTE. This figure is subject to the "(I)" notation as defined in the annual general appropriation act for the same fiscal year. To implement this act, the department is anticipated to use this appropriation for the office of professional services."

Renumber succeeding section accordingly.

Page 1, line 104, strike "EDUCATION." and substitute "EDUCATION, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB23-272 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 9, after "MEETING" insert "TO THE CHAIRS OF THE COMMITTEES AND THE GOVERNOR".

Appropriations

After consideration on the merits, the Committee recommends that HB23-1186 be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that HCR23-1002 be referred to the Committee of the Whole with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that HB23-1003 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, strike "part 20" and substitute "part 9".

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Page 2, line 3, strike "20.5 of title 25" and substitute "50 of title 27".	1
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Page 2, line 4, strike "PART 20" and substitute "PART 9".	3
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Page 2, line 7, strike " 25-20.5-2001. " and substitute " 27-50-901. ".	5
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Page 2, line 10, strike " 25-20.5-2002. " and substitute " 27-50-902. ".	7
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Page 2, strike lines 12 through 14.	9
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ReNUMBER succeeding subsections accordingly.	11
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Page 3, line 6, strike "OR LEGAL GUARDIAN." and substitute "LEGAL GUARDIAN, OR CUSTODIAN.".	13
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Page 3, line 8, strike "25-20.5-2003 (2)" and substitute "27-50-903 (2)".	15
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Page 3, line 18, strike " 25-20.5-2003. " and substitute " 27-50-903. ".	17
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Page 4, line 27, strike "NOTIFICATION." and substitute "NOTIFICATION, OR THE SCREENER BELIEVES A STUDENT IS AT RISK OF ATTEMPTING SUICIDE, PHYSICAL SELF-HARM, HARMING OTHERS, OR IS IN NEED OF IMMEDIATE ATTENTION FROM A MENTAL HEALTH PROFESSIONAL.".	19
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Page 3, strike lines 26 and 27.	25
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Page 4, strike lines 1 through 8, and substitute:	27
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"(2) THE BHA SHALL CONSULT WITH THE COLORADO DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, THE COLORADO DEPARTMENT OF HUMAN SERVICES, AND THE COLORADO DEPARTMENT OF EDUCATION TO MAKE RECOMMENDATIONS FOR THE PURPOSES OF IDENTIFYING PRIORITY COUNTIES AND DISTRICTS FOR THE IMPLEMENTATION OF THE PROGRAM. A PUBLIC SCHOOL RECOMMENDED FOR THE PROGRAM MUST BE PUBLIC SCHOOL THAT SERVES ANY OF GRADES SIX THROUGH TWELVE.".	29
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Page 5, after line 15 insert:	37
"(a) BE CONDUCTED IN COMPLIANCE WITH THE REQUIREMENTS OF SECTION 12-43-202.5, AS IT EXISTED FROM MAY 16, 2019, TO OCTOBER 1, 2019, AS ENACTED BY HOUSE BILL 19-1120, ENACTED IN 2019;".	38
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Reletter succeeding paragraphs accordingly.	42
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Page 6, line 5, strike "SCREENING ASSESSMENTS." and substitute "SCREENINGS.".	44
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Page 7, line 13, strike "AMENDED, SUCH" and substitute "AMENDED.".	46
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Page 7, strike lines 14 and 15.	48
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Page 7, line 23, after "ON" insert "BEHAVIORAL HEALTH".	50
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Page 7, line 23, strike "PROVIDED THROUGH".	52
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Page 7, strike line 24.	54
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Page 8, line 5, strike "NOTIFICATION." and substitute "NOTIFICATION AND SUBSECTION (10)(a) OF THIS SECTION DOES NOT APPLY.".	56
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Page 8, line 10, strike "IMATTER FOR".	59
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Page 8, line 19, strike "TO THE STUDENT'S".	61
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Page 8, strike line 20, and substitute: "TO THE COUNTY DEPARTMENT OF HUMAN OR SOCIAL SERVICES, A LOCAL LAW ENFORCEMENT AGENCY, OR THROUGH THE CHILD ABUSE REPORTING HOTLINE SYSTEM PURSUANT TO SECTION 26-5-111.".	63
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Page 9, line 14, strike "DEPARTMENT" and substitute "COMMISSIONER".	67

Page 9, line 18, strike "DISAGGREGATED" and substitute "DE-IDENTIFIED".

Page 9, line 20, strike "SCHOOL." and substitute "SCHOOL IN ACCORDANCE WITH THE FEDERAL "HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996", PUB.L. 104-191, AS AMENDED.".

Page 9, line 24, strike "ASSESSMENT" and substitute "SCREENING".

Page 9, line 27, insert:

"(16) THE BHA SHALL WORK WITH THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING TO IDENTIFY A PROCESS FOR REIMBURSEMENT FOR SCREENINGS OR RELATED SERVICES PROVIDED TO ANY STUDENT COVERED BY THE STATE MEDICAL ASSISTANCE PROGRAM, TO THE GREATEST EXTENT ALLOWABLE PURSUANT TO STATE AND FEDERAL REQUIREMENTS.".

Page 10, before line 1 insert:

"SECTION 2 In Colorado Revised Statutes, 12-245-217, amend (2)(g) and (2)(h); and add (2)(i) as follows:

12-245-217. Scope of article - exemptions. (2) This article 245 does not apply to:

(g) Students who are enrolled in a school program and are practicing as part of a school practicum or clinical program; or

(h) A professional practicing auricular acudetox in accordance with section 12-245-233; OR

(i) SCREENERS CONDUCTING SCREENINGS PURSUANT TO THE SIXTH THROUGH TWELFTH GRADE MENTAL HEALTH SCREENING PROGRAM CREATED IN SECTION 27-50-903.".

Renumber succeeding sections accordingly.

Page 10, lines 2 and 3, strike "department of public health and environment" and substitute "behavioral health administration".

Page 10, line 3, strike "prevention services division." and substitute "behavioral health administration.".

Page 10, line 5, strike "department" and substitute "behavioral health administration".

Page 10, line 6, strike "division" and substitute "behavioral health administration".

Page 10, line 7, strike "assessment" and substitute "screening".

Strike "PART 20" and substitute "PART 9" on: Page 2, lines 7 and 10; and Page 3, lines 10, 16, and 27; Page 6, line 3; and Page 9, line 24.

Strike "DEPARTMENT" and substitute "BHA" on: Page 3, lines 16 and 20; Page 4, lines 10 and 11; Page 5, lines 9 and 17; and Page 6, lines 9, 11, and 22.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-066, SB23-192, SB23-199 were made Special Orders -- Consent Calendar at 10:22 a.m.

Committee of the Whole

The hour of 10:22 a.m. having arrived, Senator Hansen moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Hansen was called to act as Chair.

**SPECIAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-066 by Senator(s) Simpson and Hansen; also Representative(s) Bird and Lynch--Concerning changes to the advanced industry acceleration programs.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 14, page(s) 827 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-192 by Senator(s) Priola and Roberts, Marchman, Pelton B., Pelton R., Simpson; also Representative(s) Kipp and McLachlan--Concerning the continuation of the "Pesticide Applicators' Act", and, in connection therewith, implementing recommendations contained in the 2022 sunset report by the department of regulatory agencies regarding the act.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, April 6, page(s) 693-695 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 14, page(s) 831 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-199 by Senator(s) Hinrichsen; also Representative(s) Lindstedt and Weinberg--Concerning procedures for the issuance of marijuana licenses, and, in connection therewith, clarifying that the state licensing authority may refund licensing fees when an application is denied and allowing applicants the opportunity to renew a state license while local jurisdiction approval is pending.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, April 12, page(s) 754 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS -- CONSENT CALENDAR**

On motion of Senator Hansen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-066 as amended, SB23-192 as amended, SB23-199 as amended.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-212, SB23-153, SB23-255, SB23-256, SB23-258, SB23-272, and HCR23-1002 were made Special Orders at 10:29 a.m.

Committee of the Whole The hour of 10:29 a.m. having arrived, Senator Hansen moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Hansen was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-153 by Senator(s) Rodriguez and Rich; also Representative(s) Duran and Pugliese--Concerning the continuation of the regulation of notaries by the secretary of state in the department of state, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies and making an appropriation.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, March 29, page(s) 595-597 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 14, page(s) 828 and placed in members' bill files.)

Amendment No. 3(L.002), by Senator Rodriguez.

Amend printed bill, page 3, strike lines 10 and 11.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-255 by Senator(s) Roberts and Will, Baisley, Ginal, Hinrichsen, Marchman, Mullica, Pelton B., Pelton R., Priola, Rich, Rodriguez, Simpson; also Representative(s) McCluskie and Catlin, Holtorf, Lukens, Martinez, McCormick, McLachlan, Soper, Velasco--Concerning the provision of compensation to people who suffer damages because of gray wolf depredation, and, in connections therewith, reducing an appropriation.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, March 31, page(s) 645-646 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 14, page(s) 832-833 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-256 by Senator(s) Will and Roberts, Baisley, Hinrichsen, Marchman, Mullica, Pelton B., Pelton R., Priola, Rich, Simpson; also Representative(s) Lukens and Soper, Catlin, Holtorf, Martinez, McCluskie, McLachlan, Taggart, Velasco, Winter T.--Concerning prerequisites to the management of gray wolves prior to the wolves being reintroduced.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 14, page(s) 833 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

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SB23-258 by Senator(s) Buckner and Lundeen; also Representative(s) Michaelson Jenet--Concerning consolidating duties under the authorization process for Colorado educator preparation programs from the department of higher education to the department of education.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 735-736 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 14, page(s) 833 and placed in members' bill files.)

Amendment No. 3(L.003), by Senator Lundeen.

Amend the Education Committee Report, dated April 10, 2023, page 2, line 11, strike "AND".

Page 2, strike line 13 and substitute "EDUCATION; AND
(VIII) ONE REPRESENTATIVE FROM THE STATE CHARTER SCHOOL
INSTITUTE ESTABLISHED IN SECTION 22-30.5-503."

Amend printed bill, page 22, strike line 17 and substitute "(1)(b), (1)(c), and (1)(d) as follows:".

Page 22 of the bill, strike lines 22 through 24 and substitute:

"(c) Establish the types and amounts of fees that a private college or university or seminary or religious training institution shall pay as required in ~~section 23-2-104.5~~ PURSUANT TO SECTION 23-2-104.5 (1); and".

Amendment No. 4(L.004), by Senator Lundeen.

Amend the Appropriations Committee Report, dated April 14, 2023, page 1, line 2, strike "**Appropriation - adjustments to 2023 long bill.**" and substitute "**Appropriation.**".

Page 1, line 5, strike "and is".

Page 1, line 13, strike "AND REDUCING".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-272 by Senator(s) Moreno; also Representative(s) McCluskie--Concerning a joint legislative committee meeting about a disaster emergency declaration by the governor.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 14, page(s) 833 and placed in members' bill files.)

Amendment No. 2(L.004), by Senator Moreno.

Amend printed bill, page 2, lines 7 and 8, strike "A MAJORITY OF THE TOTAL MEMBERSHIP" and substitute "ANY MEMBER".

Page 2, line 15, after "~~committees:~~" add "A REQUEST FOR A JOINT MEETING MADE PURSUANT TO THIS SECTION MAY BE WAIVED BY AN AFFIRMATIVE VOTE OF AT LEAST TWO-THIRDS OF THE TOTAL MEMBERSHIP OF THE COMMITTEES."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HCR23-1002 by Representative(s) Marshall, Evans; also Senator(s) Fields--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning the expansion of eligibility for the property tax exemption for veterans with a disability to include a veteran who does not have a service-connected disability rated as a one hundred percent permanent disability but does have individual unemployability status.

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Ordered revised and placed on the calendar for third reading and final passage.

SB23-212 by Senator(s) Danielson; --Concerning the creation of a Seabees license plate to honor the Seabees tradition.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, April 14, page(s) 832 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Hansen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	31	NO	0	EXCUSED	4	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	E
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-153 as amended, SB23-255 as amended, SB23-256 as amended, SB23-258 as amended, SB23-272 as amended, SB23-212 as amended. HCR23-1002.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **SB23-266** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, strike lines 2 through 21.

Page 3, strike lines 1 through 15.

Re-number succeeding sections accordingly.

Page 4, strike lines 2 through 5 and substitute:

- "(g) THIAACLOPRID; OR
- (h) THIAMETHOXAM."

Page 4, line 8, after "**commissioner** -" insert "**exemptions** -".

Page 4, strike lines 10 through 27.

Page 5, strike line 1 and substitute "ADOPT RULES REQUIRING NEONICOTINOID PESTICIDES TO BE DESIGNATED AS LIMITED-USE PESTICIDES.

(b) ON OR BEFORE JULY 1, 2024, THE COMMISSIONER SHALL ADOPT RULES REQUIRING NEONICOTINOID PESTICIDES TO BE SOLD ONLY BY DEALERS LICENSED PURSUANT TO SECTION 35-9-114.

(c) SUBSECTIONS (7)(a) AND (7)(b) OF THIS SECTION, AND RULES THAT

THE COMMISSIONER ADOPTS PURSUANT TO THOSE SUBSECTIONS, DO NOT APPLY TO PESTICIDE PRODUCTS CONTAINING NEONICOTINOID ACTIVE INGREDIENTS THAT:

- (I) ARE USED IN ACADEMIC RESEARCH; OR
- (II) FOR WHICH THE PRODUCT LABEL INCLUDES ONE OR MORE OF THE FOLLOWING INTENDED USES:
 - (A) AS A PET CARE PRODUCT;
 - (B) AS A VETERINARY PRODUCT USED BY A VETERINARIAN LICENSED PURSUANT TO ARTICLE 315 OF TITLE 12 AS PART OF THE VETERINARIAN'S LICENSED PRACTICE;
 - (C) AS AN INDOOR OR PERSONAL CARE PRODUCT USED FOR PREVENTING, DESTROYING, REPELLING, OR MITIGATING LICE OR BEDBUGS;
 - (D) AS A PRODUCT USED IN STRUCTURAL INSULATION; OR
 - (E) AS A PRESERVED WOOD PRODUCT OR PRODUCT USED IN THE MANUFACTURING OF WOOD PRESERVATIVES."

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **SB23-270** 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 3 through 8 and substitute:

"(A) STABILIZING THE BANKS OR SUBSTRATE OF A NATURAL STREAM WITH HARD, BIOENGINEERED, OR NATURAL MATERIALS THAT, UNDER LESS THAN EXTREME FLOW CONDITIONS, ALLOW WATER TO FLOW DOWNSTREAM, DO NOT CAUSE THE WATER LEVEL TO EXCEED THE ORDINARY HIGH WATER MARK, AND MAY INCIDENTALLY INCREASE SURFACE AREA OF THE NATURAL STREAM;"

Page 5, line 4, after "SYSTEM;" add "AND".

Page 5, lines 7 and 8, strike "DROUGHT RESILIENCE;"

Page 5, line 9, strike "MANAGEMENT; AND" and substitute "MANAGEMENT."

Page 5, strike lines 10 through 27.

Strike page 6.

Page 7, strike lines 1 through 10.

Page 7, line 11, strike "(f)" and substitute "(c)".

Page 7, line 14, after "RIGHT;" add "AND".

Page 7, line 16, strike "OBSTRUCTION; AND" and substitute "OBSTRUCTION."

Page 7, strike lines 17 through 19.

Page 7, line 20, strike "(g)" and substitute "(d)".

Page 7, strike lines 26 and 27.

Page 8, strike lines 1 through 12.

Page 8, line 13, strike "(i)" and substitute "(e)".

Page 8, after line 14 insert:

"(I) CREATES A PRESUMPTION OF INJURY FOR ANY ACTIVITY THAT DOES NOT MEET THE DEFINITION OF A MINOR STREAM RESTORATION ACTIVITY PURSUANT TO SUBSECTION (9)(b)(I) OF THIS SECTION;"

Renumber succeeding subparagraphs accordingly.

Page 9, strike lines 4 through 9 and substitute:

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"(f) A STREAM RESTORATION PROJECT THAT HAS OBTAINED ANY APPLICABLE PERMITS OR IS UNDER CONSTRUCTION OR COMPLETED BY AUGUST 1, 2023 DOES NOT CAUSE MATERIAL INJURY TO ANY VESTED WATER RIGHT AND IS NOT AN UNNECESSARY DAM OR OTHER OBSTRUCTION."

Page 9, strike lines 10 through 12 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; 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 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Page 1, line 101, strike "PROJECTS" and substitute "ACTIVITIES".

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that SB23-092 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 10, strike "(2)" and substitute "(1)(c)(II), (2)".

Page 3, strike line 14 and substitute "- rules - definitions. (1) Legislative declaration. The general assembly hereby:

(c) Declares that:

(II) The agricultural drought and climate resilience office can best address and mitigate agricultural climate-related issues on a wide scale by providing support to and assisting bona fide agricultural producers in implementing practices that minimize the impacts of climate change.

(2) Office created. (a) (I) There is hereby created".

Page 3, strike line 26 and substitute "STUDY THE POTENTIAL, BENEFITS, AND TRADEOFFS OF AGRIVOLTAICS IN THE STATE. ANY AGRIVOLTAIC STUDY AWARDED A GRANT PURSUANT TO THIS SUBSECTION (2)(a)(II) MUST INCLUDE FINDINGS ON THE ADDITIONAL COSTS, INCLUDING THE ADDITIONAL CAPITAL AND ONGOING MAINTENANCE COSTS, FOR THE USE OF AGRIVOLTAICS AS COMPARED TO TRADITIONAL PHOTOVOLTAICS. THE ADDITIONAL COSTS MUST BE QUANTIFIED ON BOTH A DOLLAR-PER-MEGAWATT AND A DOLLAR-PER-MEGAWATT-HOUR BASIS."

Page 4, strike lines 11 and 12 and substitute "agricultural commodities produced in Colorado, and members of the state conservation board created in section 35-70-103 (1)(a), AND REPRESENTATIVES OF THE SOLAR ENERGY DEVELOPMENT INDUSTRY. The stakeholder".

Page 4, line 15, strike "production. For" and substitute "production For".

Page 4, strike line 20 and substitute "agricultural products AND SOLUTIONS FROM THE SOLAR ENERGY DEVELOPMENT INDUSTRY ON PROVIDING FEASIBLE SOLUTIONS FOR PRODUCING ELECTRICITY ON AGRICULTURAL LANDS WHILE CONTRIBUTING ECOLOGICAL AND AGRICULTURAL BENEFITS."

Page 4, strike lines 26 and 27 and substitute "by the office must be designed to benefit bona fide agricultural producers actively engaged in agriculture INCLUDE NEW OR ONGOING".

Page 5, strike line 5 and substitute:

- "(B) REDUCE ENERGY COSTS IN AGRICULTURE;
- (C) IMPROVE THE ECONOMIC RESILIENCE OF AGRICULTURAL PRODUCERS;
- (D) MINIMIZE NEGATIVE ENVIRONMENTAL IMPACTS OF PHOTOVOLTAIC ENERGY PRODUCTION FACILITIES ON SOIL HEALTH, NATIVE VEGETATION, STATE

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AND FEDERAL LISTED SPECIES, WILDLIFE MIGRATION CORRIDORS, AND THE SPECIES, HABITATS, AND ECOSYSTEMS THAT ARE OF THE GREATEST CONSERVATION NEED; AND".

Reletter succeeding sub-subparagraph accordingly.

Page 5, lines 13 and 14, strike "a bona fide" and substitute "~~bona fide~~ AN".

Page 5, line 17, strike "BONA fide" and substitute "fide".

Page 5, strike lines 26 and 27.

Page 6, strike lines 1 through 12 and substitute:

"(4) **Task force.** (a) ON OR BEFORE SEPTEMBER 1, 2023, THE OFFICE SHALL CONVENE AN AGRIVOLTAICS TASK FORCE TO CONDUCT A STUDY IN CONSULTATION WITH THE DEPARTMENT, THE COLORADO ENERGY OFFICE CREATED IN SECTION 24-38.5-101 (1), AND THE DIVISION OF PARKS AND WILDLIFE IN THE DEPARTMENT OF NATURAL RESOURCES CREATED IN SECTION 33-9-104(1) TO EVALUATE THE OPPORTUNITIES AND CHALLENGES ASSOCIATED WITH AGRIVOLTAICS IN THE STATE, INCLUDING:

(I) THE TECHNICAL, OPERATIONAL, ENVIRONMENTAL, OR FINANCIAL BARRIERS TO AN EXPANSION OF THE ADOPTION OF AGRIVOLTAICS IN THE STATE; AND

(II) POTENTIAL STATE-LEVEL POLICIES AND PROGRAMS TO MINIMIZE THE BARRIERS.

(b) ON OR BEFORE FEBRUARY 15, 2024, THE TASK FORCE SHALL PRESENT THE RESULTS OF THE STUDY, INCLUDING ANY RECOMMENDATIONS FOR LEGISLATION, TO THE JOINT COMMITTEE OF THE HOUSE OF REPRESENTATIVES AGRICULTURE, WATER, AND NATURAL RESOURCES COMMITTEE AND THE SENATE AGRICULTURE AND NATURAL RESOURCES COMMITTEE, OR THEIR SUCCESSOR COMMITTEES."

Page 6, line 18, strike "FOR SOIL HEALTH" and substitute "TO IMPROVE SOIL HEALTH OR INSECT HABITAT".

Page 6, strike lines 21 through 27.

Page 7, strike line 1.

Reletter succeeding paragraph accordingly.

Page 7, strike line 14 and substitute:

"(A) SOIL HEALTH MANAGEMENT PRACTICES, INCLUDING COVER CROPPING, MANURE MANAGEMENT, SOIL AMENDMENTS, ROTATIONAL GRAZING, RANGELAND MANAGEMENT, LOW- AND NO-TILL PRACTICES, AND HEDGE GROWS;

(B) THE USE OF DRY DIGESTERS; AND".

Reletter succeeding sub-subparagraph accordingly.

Page 7, line 22, after "(1)," insert "THE NATURAL AND WORKING LANDS TASK FORCE CONVENED BY THE DEPARTMENT OF NATURAL RESOURCES, THE COLORADO STATE FOREST SERVICE,".

Page 8, strike lines 7 and 8 and substitute "WITH THIS SECTION:

(A) MAY BE INCORPORATED INTO THE AIR QUALITY CONTROL".

Page 8, strike lines 13 through 18 and substitute:

"(B) MAY BE USED AS COMPLIANCE INSTRUMENTS BY A SOURCE REGULATED UNDER ARTICLE 7 OF TITLE 25, WITH EMISSION REDUCTION OBLIGATIONS ESTABLISHED BY THE AIR QUALITY CONTROL COMMISSION THAT ENSURE THAT THE ANNUAL, OVERALL, ABSOLUTE EMISSIONS FROM THE SOURCE, SECTOR, OR GROUP OF SOURCES DECLINE CONSISTENT WITH THE STATEWIDE GREENHOUSE GAS EMISSION REDUCTION GOALS SET FORTH IN SECTION 25-7-102 (2)(g), PROVIDED THAT THE SOURCE IS LOCATED IN A DISPROPORTIONATELY IMPACTED COMMUNITY. THE COMMISSION SHALL ESTABLISH BY RULE AN ANNUAL, ABSOLUTE EMISSION REDUCTION OBLIGATION SPECIFIC TO THE

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SOURCE.

(C) MUST NOT BE AVAILABLE AS AN INSTRUMENT FOR EMISSIONS REDUCTION COMPLIANCE UNDER SECTION 25-7-105 (1)(e)(V) UNLESS THE COMMISSION HAS ADOPTED RULES ESTABLISHING AN ANNUAL, ABSOLUTE EMISSION REDUCTION OBLIGATION FOR THE RELEVANT SECTOR THAT IS CONSISTENT WITH THE STATEWIDE GREENHOUSE GAS EMISSION REDUCTION GOALS."

Page 8, line 19, strike "MITIGATE" and substitute "AVOID".

Page 8, line 21, strike "HAS" and substitute "COULD HAVE".

Page 9, after line 23 insert:

"(4) NOTHING IN THIS SECTION REQUIRES THE AIR QUALITY CONTROL COMMISSION TO ADOPT RULES FOR GREENHOUSE GAS EMISSION OFFSETS OR CREDIT MECHANISMS OR TO ACCEPT ANY GREENHOUSE GAS EMISSION OFFSETS OR CREDIT MECHANISMS AS COMPLIANCE INSTRUMENTS FOR EMISSION REDUCTION COMPLIANCE OR VERIFICATION."

ReNUMBER succeeding subsection accordingly.

Page 10, strike lines 10 through 12 and substitute:

"37-60-115. Water studies - rules - reports - definitions - repeal.
(12) (a) **Study.** (I) THE BOARD, IN CONSULTATION WITH THE STATE ENGINEER, THE COLORADO ENERGY OFFICE, AND THE INSTITUTE, SHALL CONDUCT A STUDY TO DETERMINE THE FEASIBILITY OF THE USE OF AQUAVOLTAICS".

Page 10, strike lines 16 through 22 and substitute "AQUAVOLTAIC INFRASTRUCTURE IS PLACED. IN STUDYING THE FEASIBILITY OF USING AQUAVOLTAICS, THE".

Page 10, after line 26 insert:

"(II) THE BOARD MAY CONTRACT WITH THE INSTITUTE, A THIRD PARTY, OR BOTH, TO DESIGN, CARRY OUT, AND ANALYZE THE RESULTS OF THE STUDY REQUIRED IN THIS SUBSECTION (12)(a). IF THE BOARD DEEMS APPROPRIATE, THE STUDY MUST BE CONDUCTED IN CONSIDERATION OF AND RELIANCE ON RELEVANT STUDIES COMPLETED IN THE STATE AND NATIONALLY.

(b) **Report.** ON OR BEFORE JANUARY 1, 2025, THE BOARD SHALL SUBMIT A REPORT OF THE FINDINGS AND CONCLUSIONS OF THE STUDY TO THE HOUSE OF REPRESENTATIVES AGRICULTURE, WATER, AND NATURAL RESOURCES COMMITTEE AND THE SENATE AGRICULTURE AND NATURAL RESOURCES COMMITTEE, OR THEIR SUCCESSOR COMMITTEES."

Reletter succeeding paragraph accordingly.

Page 11, after line 8 insert:

"(IV) "INSTITUTE" MEANS THE COLORADO WATER INSTITUTE CREATED IN SECTION 23-31-801."

ReNUMBER succeeding subparagraphs accordingly.

Page 11, after line 12 insert:

"SECTION 5. In Colorado Revised Statutes, 39-3-122, **add** (3) and (4) as follows:

39-3-122. Agricultural equipment used in production of agricultural products - CEA facilities - exemption - definition. (3) ON AND AFTER JANUARY 1, 2024, BUT BEFORE JANUARY 2, 2029, PERSONAL PROPERTY IS EXEMPTED FROM THE LEVY AND COLLECTION OF PROPERTY TAX IF THE PROPERTY IS MACHINERY OR EQUIPMENT THAT IS PART OF A SOLAR ENERGY GENERATING SYSTEM THAT IS USED FOR AGRIVOLTAICS, AND IF THE PROPERTY:

(a) INCORPORATES NOVEL DESIGNS, TECHNOLOGIES, OR CONFIGURATIONS THAT SIGNIFICANTLY EXPAND THE POTENTIAL FOR AGRICULTURAL ACTIVITIES, INCLUDING BY:

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- (I) ELEVATING THE BOTTOM EDGE HEIGHT OF THE PANELS AT LEAST SIX FEET ABOVE THE GROUND;
- (II) UTILIZING TRANSLUCENT PANELS;
- (III) INCORPORATING ALTERNATIVE SOLAR TRACKING ALGORITHMS THAT ARE TAILORED TO OPTIMIZE VEGETATIVE GROWTH; OR
- (IV) INCORPORATING EXTENDED ROW OR PANEL SPACING IN A MANNER THAT ENABLES AGRICULTURAL ACTIVITIES;
- (b) IS CONSTRUCTED IN A MANNER THAT MINIMIZES SOIL COMPACTION UNDERNEATH AND IN BETWEEN PANELS; AND
- (c) IS CONSTRUCTED TO INCORPORATE DESIGN STRATEGIES THAT MINIMIZE THE NEGATIVE ENVIRONMENTAL IMPACT OF PHOTOVOLTAIC ENERGY PRODUCTION FACILITIES ON ECOSYSTEMS, NATIVE VEGETATION, STATE AND FEDERALLY LISTED SPECIES, WILDLIFE MIGRATION CORRIDORS, AND THE SPECIES, HABITATS, AND ECOSYSTEMS OF GREATEST CONSERVATION NEED.
- (4) AS USED IN THIS SECTION, "AGRIVOLTAICS" HAS THE MEANING SET FORTH IN SECTION 35-1-114 (5)(a)."

Renumber succeeding sections accordingly.

Page 12, line 1, strike "(4)(a)," and substitute "(5)(a),".

Page 12, line 2, strike "(12)(d)(I)," and substitute "(12)(c)(I),".

Page 12, after line 4 insert:

"SECTION 7. In Colorado Revised Statutes, 39-27-102, **amend** (12) as follows:

39-27-102. Tax imposed on gasoline and special fuel - deposits - penalties. (12) On and after January 1, 2022, ~~no~~ A supplier, distributor, importer, or terminal operator ~~may~~ SHALL NOT sell gasoline or special fuel on a tax-deferred or tax-exempt basis, except as provided in section 39-27-102.5 OR 39-27-103.7.

SECTION 8. In Colorado Revised Statutes, **add** 39-27-103.7 as follows:

39-27-103.7. Exemption on tax imposed for certain special fuels and blended special fuels - invoice requirements - certification - definitions.

(1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "BIODIESEL" MEANS FUEL COMPOSED OF MONO-ALKYL ESTERS OF LONG-CHAIN FATTY ACIDS DERIVED FROM VEGETABLE OILS OR ANIMAL FATS THAT:

(I) MEETS THE REGISTRATION REQUIREMENTS THAT THE FEDERAL ENVIRONMENTAL PROTECTION AGENCY ESTABLISHES FOR FUEL OR FUEL ADDITIVES UNDER SECTION 211 OF THE FEDERAL "CLEAN AIR ACT", 42 U.S.C. SEC. 7545, AS AMENDED;

(II) MEETS THE MOST CURRENT SPECIFICATIONS FOR ASTM D6751, WHICH IS THE "STANDARD SPECIFICATION FOR BIODIESEL FUEL BLEND STOCK (B100) FOR MIDDLE DISTILLATE FUELS";

(III) IS INTENDED FOR USE IN ENGINES DESIGNED TO RUN ON CONVENTIONAL, PETROLEUM-DERIVED DIESEL FUEL; AND

(IV) IS DERIVED FROM AGRICULTURAL PRODUCTS, VEGETABLE OILS, RECYCLED GREASES, BIOMASS, OR ANIMAL FATS, OR FROM THE WASTES OF THOSE PRODUCTS OR FATS.

(b) "RENEWABLE DIESEL" MEANS DIESEL FUEL CONFORMING TO THE SPECIFICATIONS OF ASTM D975, WHICH IS THE "STANDARD SPECIFICATION FOR DIESEL FUEL OIL, BIODIESEL BLEND (B0-B5)", THAT IS A HYDROCARBON OIL MADE FROM NONPETROLEUM FEEDSTOCKS.

(2) (a) THE TAX IMPOSED ON SPECIAL FUEL PURSUANT TO SECTION 39-27-102 (1)(a)(II)(B) DOES NOT APPLY TO THE PORTION OF A BLENDED BIODIESEL FUEL OR BLENDED RENEWABLE DIESEL FUEL THAT IS EQUAL TO THE VOLUME OF BIODIESEL OR RENEWABLE DIESEL THAT IS BLENDED IN WITH THE TAXABLE PETROLEUM-BASED DIESEL FUEL, AS DEMONSTRATED BY PROOF OF THE CERTIFICATION REQUIRED PURSUANT TO SUBSECTION (4) OF THIS SECTION.

(b) A LICENSED FUEL DISTRIBUTOR THAT IS RESPONSIBLE FOR PAYING STATE EXCISE TAX ON THE UNDERLYING DIESEL PORTION OF THE FUEL IS ELIGIBLE FOR THE TAX EXEMPTION SET FORTH IN THIS SUBSECTION (2).

(3) (a) THE VOLUME OF BIODIESEL OR RENEWABLE DIESEL MUST BE IDENTIFIED ON A SALES INVOICE FOR EACH SALES TRANSACTION AND MUST

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CONTINUE TO BE IDENTIFIED ON EACH SALES INVOICE UNTIL THE BLENDED BIODIESEL OR BLENDED RENEWABLE DIESEL FUEL PRODUCT IS SOLD TO THE END USER.

(b) A SALES INVOICE MUST:

(I) IDENTIFY A BIODIESEL, RENEWABLE DIESEL, BIODIESEL BLEND, OR RENEWABLE DIESEL BLEND BY A COMMONLY ACCEPTED COMMERCIAL OR INDUSTRY NAME FOR THE BLENDED SPECIAL FUEL PRODUCT BEING SOLD, SUCH AS B100 FOR BIODIESEL OR B20 FOR A BIODIESEL BLEND THAT CONTAINS EIGHTY PERCENT TAXABLE PETROLEUM-BASED DIESEL FUEL AND TWENTY PERCENT BIODIESEL;

(II) LIST THE VOLUME IN GALLONS, ROUNDED TO THE NEAREST WHOLE GALLON, OR THE PERCENTAGE, ROUNDED TO THE NEAREST WHOLE PERCENTAGE, OF THE FOLLOWING CONTAINED IN THE BLENDED SPECIAL FUEL PRODUCT:

(A) BIODIESEL OR RENEWABLE DIESEL; AND

(B) TAXABLE PETROLEUM-BASED DIESEL FUEL; AND

(III) INCLUDE THE AMOUNT OF TAX PER GALLON THAT APPLIES TO THE BIODIESEL BLEND OR RENEWABLE DIESEL BLEND.

(4) (a) A BLENDER MUST PROVIDE TO A PURCHASER OF BIODIESEL, RENEWABLE DIESEL, BLENDED BIODIESEL, OR BLENDED RENEWABLE DIESEL A CERTIFICATE, INVOICE, BILL OF SALE, OR OTHER WRITTEN STATEMENT THAT PROVIDES THE INFORMATION REQUIRED PURSUANT TO SUBSECTION (3)(b) OF THIS SECTION AND THE FOLLOWING ADDITIONAL INFORMATION:

(I) THE NAME OF THE SELLER;

(II) THE NAME OF THE PURCHASER; AND

(III) THE DATE OF TRANSFER OF THE BLENDED SPECIAL FUEL PRODUCT.

(b) ANY PERSON CLAIMING THE TAX EXEMPTION PURSUANT TO SUBSECTION (2) OF THIS SECTION MUST MAINTAIN THE CERTIFICATION RECORDS REGARDING THE BIODIESEL, RENEWABLE DIESEL, BLENDED BIODIESEL, OR BLENDED RENEWABLE DIESEL FUEL PRODUCT FOR AT LEAST FOUR YEARS."

Renumber succeeding section accordingly.

Committee of the Whole On motion of Senator Hansen, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Hansen was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1224 by Representative(s) Brown and Jodeh; also Senator(s) Roberts--Concerning changes to the "Colorado Standardized Health Benefit Plan Act".

Laid over until Monday, April 17, retaining its place on the calendar.

HB23-1196 by Representative(s) Lieder; also Senator(s) Sullivan--Concerning clarifying that workers' compensation is not the exclusive remedy for persons aggrieved by violations of the "Colorado Youth Employment Opportunity Act of 1971".

Ordered revised and placed on the calendar for third reading and final passage.

SB23-184 by Senator(s) Winter F.; also Representative(s) Froelich and Garcia--Concerning protections for residential tenants, and, in connection therewith, prohibiting a landlord from considering certain information relating to a prospective tenant's income or rental history, establishing a maximum amount that a landlord can require as a security deposit, allowing tenants to pay security deposits in installments, and allowing a tenant to assert as an affirmative defense in an eviction proceeding that a landlord violated anti-discriminatory housing laws.

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Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, April 12, page(s) 760 and placed in members' bill files.)

Amendment No. 2(L.011), by Senator Winter.

Amend the Local Government and Housing Committee Report, dated April 11, 2023, page 1, strike line 15 and substitute:

"Strike page 4 of the printed bill and substitute:

"(e) NOTWITHSTANDING SUBSECTIONS (1)(c) AND (1)(d) OF THIS SECTION, NOTHING IN SAID SUBSECTIONS PRECLUDES A LANDLORD WHO IS RECEIVING FUNDING FROM A GOVERNMENTAL ENTITY, QUASI-GOVERNMENTAL ENTITY, OR NONPROFIT ORGANIZATION THAT REQUIRES LANDLORDS TO INCOME-QUALIFY TENANTS FOR INCOME-RESTRICTED RENTAL UNITS FROM GATHERING ANY FINANCIAL INFORMATION ABOUT A PROSPECTIVE TENANT FOR THE PURPOSE OF DETERMINING THE PROSPECTIVE TENANT'S ELIGIBILITY FOR AN INCOME-RESTRICTED RENTAL UNIT IF THE FUNDING SOURCE REQUIRES THE LANDLORD TO COLLECT SUCH INFORMATION AS A CONDITION FOR THE RECEIPT OF FUNDING."."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-268 by Senator(s) Mullica; --Concerning the provision of information regarding the ten-year transportation plan.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, April 12, page(s) 768 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-254 by Senator(s) Fields and Gonzales, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Jaquez Lewis, Kolker, Moreno, Rodriguez, Winter F.; also Representative(s) Epps and Weissman, Bacon, deGruy Kennedy, English, Garcia, Gonzales-Gutierrez, Jodeh, Lindsay, Mabrey, Sharbini, Velasco, Woodrow--Concerning entry into a dwelling by a peace officer.

Amendment No. 1(L.006), by Senator Fields.

Amend printed bill, page 3, line 2, strike "THE IMMINENT DANGER" and substitute "A CREDIBLE THREAT".

Page 4, line 11, strike "OF 9" and substitute "OF 7".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-273 by Senator(s) Marchman and Pelton B., Hinrichsen, Jaquez Lewis; also Representative(s) Boesenecker, Kipp--Concerning the inclusion of agricultural land in urban renewal areas.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, April 12, page(s) 769 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-111 by Senator(s) Rodriguez; also Representative(s) Woodrow--Concerning public employees' workplace protection.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, March 1, page(s) 324-325 and placed in members' bill files.)

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Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 743-744 and placed in members' bill files.)

Amendment No. 3(L.009), by Senator Rodriguez.

Amend the Local Government and Housing Committee Report, dated February 28, 2023, page 1, strike lines 3 through 6 and substitute:

"Page 4 of the printed bill, line 13, strike "EMPLOYER." and substitute "EMPLOYER; EXCEPT THOSE EMPLOYEES EMPLOYED IN THE PERSONNEL SYSTEM OF THE STATE ESTABLISHED IN SECTION 13 OF ARTICLE XII OF THE STATE CONSTITUTION."

Page 5 of the printed bill, line 17, after "AMENDED." add ""PUBLIC EMPLOYER" DOES NOT INCLUDE THE STATE OR ANY POLITICAL SUBDIVISION OF THE STATE, EXCEPT FOR INSTITUTIONS OF HIGHER EDUCATION, LOCAL DISTRICT COLLEGES, AND STATE AGENCIES SPECIFIED IN SUBSECTION (6)(a) OF THIS SECTION."."

Page 1 of the committee report, after line 17 insert:

"Page 7 of the printed bill, strike lines 25 through 27 and substitute:

"(7) NO PUBLIC EMPLOYER HAS THE AUTHORITY TO WAIVE ANY PROVISIONS OF THIS ARTICLE, AND ANY LAW, RULE, OR POLICY THAT AUTHORIZES A WAIVER IS NULL AND VOID."

Page 8 of the printed bill, strike lines 1 through 14.

Page 8 of the printed bill, strike lines 21 through 27.

Strike pages 9 through 11 of the printed bill.

Page 12 of the printed bill, strike lines 1 through 6.

Re-number succeeding section accordingly."

Amendment No. 4(L.012), by Senator Rodriguez.

Amend the Senate Appropriations Committee Report, dated April 11, 2023, page 1, strike lines 4 through 9 and substitute "ARTICLE 32 AND PROMULGATE RULES AS MAY BE NECESSARY TO IMPLEMENT THIS ARTICLE 32. THE DIVISION SHALL CREATE AND ADMINISTER A PROCESS TO ACCEPT, REVIEW, AND INVESTIGATE COMPLAINTS OR OTHER LEADS CONCERNING A VIOLATION THAT, IN THE DIRECTOR'S GOOD FAITH DISCRETION AND JUDGMENT, WARRANTS INVESTIGATION. THE DIVISION ALSO MAY:

(a) PUBLISH GUIDANCE ON OTHER POSSIBLE EMPLOYEE REDRESS FOR THOSE WHOSE CLAIMS ARE NOT INVESTIGATED; AND

(b) AT ITS DISCRETION, PROVIDE ALTERNATIVE DISPUTE RESOLUTION CONSISTENT WITH SECTIONS 8-3-112 AND 8-3-113."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB23-254 by Senator(s) Fields and Gonzales, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Jaquez Lewis, Kolker, Moreno, Rodriguez, Winter F.; also Representative(s) Epps and Weissman, Bacon, deGruy Kennedy, English, Garcia, Gonzales-Gutierrez, Jodeh, Lindsay, Mabrey, Sharbini, Velasco, Woodrow--Concerning entry into a dwelling by a peace officer.

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Senator Van Winkle moved to amend the Report of the Committee of the Whole to show that the following Van Winkle floor amendment, (L.005) to SB 23-254, did pass.

Amend printed bill, page 2, line 3, after "(4)(a.5)" insert "and (4)(d)".

Page 3, after line 3 insert:

"(d) Notwithstanding the provisions of this subsection (4), a court shall never grant a no-knock search warrant to execute an extreme risk protection order or temporary extreme risk protection order."

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	9	NO	21	EXCUSED	5	ABSENT	0
Baisley	Y	Ginal	E	Marchman	N	Simpson	E
Bridges	E	Gonzales	N	Moreno	N	Smallwood	E
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	E	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Mullica, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	30	NO	0	EXCUSED	5	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	E
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-184 as amended, SB23-268 as amended, SB23-254 as amended, SB23-273 as amended, SB23-111 as amended, HB23-1196.
Laid over until Monday, April 17: HB23-1224

CONSIDERATION OF RESOLUTIONS

SJR23-008 by Senator(s) Zenzinger and Ginal, Gardner; also Representative(s) Bird and Evans-- Concerning declaring the week of May 12-16, 2023, as Police Week, and, in connection therewith, declaring May 15, 2023, as Peace Officers' Memorial Day.

Laid over until Friday, April 28, retaining its place on the calendar.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Moreno, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
UNDERGROUND DAMAGE PREVENTION SAFETY COMMISSION

for a term expiring January 4, 2024:

Curt Graham of Commerce City, Colorado, to serve as a representative of rural electric cooperatives, occasioned by the resignation of Dale Kishbaugh of Longmont, Colorado, appointed;

for terms expiring January 1, 2026:

Ted Jensen of Wellington, Colorado, to serve as a representative of counties, reappointed;

Moses Alvarez of Aurora, Colorado, to serve as a representative of contractors, appointed;

Annemarie Bluff of Peyton, Colorado, to serve as a representative of excavators, appointed;

Josh Meck of Boulder, Colorado, to serve as a representative of water utilities, appointed.

YES	30	NO	0	EXCUSED	5	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	E
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
BOARD OF TRUSTEES FOR ADAMS STATE UNIVERSITY

for a term expiring December 31, 2024:

LeRoy Salazar of Alamosa, Colorado, occasioned by the resignation of Amanda DeLaRosa of Denver, Colorado, appointed;

for a term expiring December 31, 2025:

Duane Bussey of Alamosa, Colorado, occasioned by the resignation of Jennifer Mueller of Alamosa, Colorado, appointed;

effective January 1, 2023, for terms expiring December 31, 2026:

Karen Middleton of Aurora, Colorado, appointed;

Thomas Kim of Centennial, Colorado, appointed.

YES	30	NO	0	EXCUSED	5	ABSENT	0
Baisley	Y	Ginal	E	Marchman	Y	Simpson	E
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MESSAGE FROM THE HOUSE

April 14, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1155, 1182, 1263, 1275, 1280, and 1268, amended as printed in House Journal, April 13, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1262, 1250 and 1276.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB23-1259, amended as printed in House Journal, April 13, 2023, and amended on Third Reading as printed in House Journal, April 14, 2023.

MESSAGE FROM THE REVISOR OF STATUTES

April 14, 2023
We herewith transmit:

Without comment, HB23-1250, 1262, and 1276.
Without comment, as amended, HB23-1155, 1182, 1259, 1263, 1268, 1275, and 1280.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

HJR23-1020 by Representative(s) Bradfield, Bottoms, DeGraaf, English, Pugliese, Snyder, Vigil, Wilson; also Senator(s) Gardner, Exum, Liston, Lundeen, Pelton R.--Concerning honoring Police Officer Julian Becerra.

Laid over until Monday, April 17, 2023.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB23-282 by Senator(s) Gardner and Gonzales; also Representative(s) Weissman and Soper-- Concerning the creation of "Jury Appreciation Day".
Judiciary

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- SB23-283** by Senator(s) Zenzinger; --Concerning mechanisms to utilize federal funding under federal infrastructure-related acts. 1
Appropriations 2
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- SB23-284** by Senator(s) Bridges and Danielson; also Representative(s) Jodeh--Concerning 5
requirements for contraception insurance coverage that increases consistent access to the 6
contraception most suited to the individual. 7
Health & Human Services 8
9
- HB23-1075** by Representative(s) Snyder and Joseph; also Senator(s) Exum--Concerning evacuation and 10
clearance time modeling in wildfire risk areas of the state, and, in connection therewith, 11
making an appropriation. 12
Agriculture & Natural Resources 13
14
- HB23-1153** by Representative(s) Armagost and Amabile; also Senator(s) Pelton B. and Rodriguez-- 15
Concerning a feasibility study to determine pathways to behavioral health care for people 16
with serious mental illness, and, in connection therewith, making an appropriation. 17
Health & Human Services 18
19
- HB23-1178** by Representative(s) Froelich; also Senator(s) Winter F.--Concerning enhancing court 20
personnel's recognition of domestic violence to access federal funding, and, in connection 21
therewith, including the recognition of child abuse. 22
Judiciary 23
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- HB23-1213** by Representative(s) Young and Bradfield; also Senator(s) Mullica--Concerning the 25
distribution of stop the bleed materials to schools, and, in connection therewith, making an 26
appropriation. 27
Education 28
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- HB23-1216** by Representative(s) Story and Froelich; also Senator(s) Danielson--Concerning measures 30
to promote safety in the distribution of natural gas. 31
Transportation & Energy 32
33
- HB23-1227** by Representative(s) Jodeh and Ortiz; also Senator(s) Will--Concerning the enforcement of 34
requirements imposed on pharmacy benefit managers, and, in connection therewith, making 35
an appropriation. 36
Health & Human Services 37
38
- HB23-1231** by Representative(s) McLachlan and Pugliese; also Senator(s) Marchman and Lundeen-- 39
Concerning improving mathematics outcomes in pre-kindergarten through twelfth grade 40
education, and, in connection therewith, making an appropriation. 41
Education 42
43
- HB23-1233** by Representative(s) Mauro and Valdez, Brown, Woodrow; also Senator(s) Priola and 44
Winter F.--Concerning energy efficiency, and, in connection therewith, requiring the state 45
electrical board to adopt rules facilitating electric vehicle charging at multifamily buildings, 46
limiting the ability of the state electrical board to prohibit the installation of electric vehicle 47
charging stations, forbidding private prohibitions on electric vehicle charging and parking, 48
requiring local governments to count certain spaces served by an electric vehicle charging 49
station for minimum parking requirements, forbidding local governments from prohibiting 50
the installation of electric vehicle charging stations, exempting electric vehicle chargers 51
from business personal property tax, and authorizing electric vehicle charging systems 52
along highway rights-of-way. 53
Transportation & Energy 54
55
- HB23-1246** by Representative(s) McCluskie and Pugliese; also Senator(s) Buckner and Will-- 56
Concerning measures to support the in-demand career workforce, and, in connection 57
therewith, making an appropriation. 58
Education 59
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CHANGE IN SPONSORSHIP

Upon announcement of President *pro tem* Coleman, Senator Pelton, B was removed as a 65
Senate joint prime sponsor on SB23-273 with Senator Marchman. 66
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REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB23-090

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 SB23-090, concerning
the enactment of the 2022 amendments to the "Uniform Commercial Code", has
met and reports that it has agreed upon the following:

1. That the Senate accede to the House amendment made to the bill, as
the amendment appears 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 3, line 18, after "exchange" insert "THAT IS".

Page 3, line 19, strike "government." and substitute "government AND THAT IS
NOT IN AN ELECTRONIC FORM."

Page 3, line 21, strike "THE TERM".

Page 3, strike lines 22 through 25.

Page 28, line 2, strike "(a)(31.5), (a)(54.5), and" and substitute "and (a)(54.5)".

Page 28, line 2, strike "(a)(81.5)"

Page 31, strike lines 17 and 18.

Page 32, strike lines 7 through 10 and substitute:

"(54.5) "MONEY" HAS THE MEANING IN SECTION 4-1-201 (b)(23), BUT
DOES NOT INCLUDE A DEPOSIT ACCOUNT."

Page 33, strike line 2.

Page 38, line 7, strike "4-9-105.5 and".

Page 38, strike lines 9 through 27.

Strike page 39.

Page 40, strike lines 1 through 6.

Page 41, lines 5 and 6, strike "ELECTRONIC MONEY,".

Page 41, line 8, strike "4-9-105.5,".

Page 42, line 4, strike "4-9-105.5,".

Page 42, line 8, strike "and (b)(8)".

Page 43, line 25, after "DEBTOR;" add "AND".

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Page 44, strike lines 12 through 14. 1

Page 44, line 15, strike "(8)" and substitute "(7)". 2

Page 46, line 17, strike "TANGIBLE". 3

Page 50, strike lines 11 and 12 and substitute: 4

"Section 57. In Colorado Revised Statute, 4-9-312, **amend** (a) and (e) 5

as follows:": 6

Page 50, strike lines 23 through 27. 7

Page 51, strike lines 1 through 4. 8

Page 51, line 16, strike the second "TANGIBLE". 9

Page 52, lines 14 and 15, strike "ELECTRONIC MONEY,". 10

Page 52, line 17, strike "**4-9-105.5**". 11

Page 52, line 22, strike "ELECTRONIC MONEY,". 12

Page 52, line 23, strike "**4-9-105.5**". 13

Page 54, line 20, strike "ELECTRONIC MONEY,". 14

Page 59, line 9, strike "**tangible**". 15

Page 59, line 10, strike "TANGIBLE". 16

Page 59, strike lines 18 through 21. 17

Page 63, line 10, strike "**4-9-105.5**". 18

Page 77, strike lines 11 and 12 and substitute "CHATTEL PAPER, AN ELECTRONIC 19

DOCUMENT OF TITLE, INVESTMENT PROPERTY, A TRANSFERABLE RECORD, OR AN 20

ELECTRONIC RECORD THAT IS CURRENTLY AUTHORIZED OR ADOPTED BY A 21

DOMESTIC OR FOREIGN GOVERNMENT AND IS NOT A MEDIUM OF EXCHANGE THAT 22

WAS RECORDED AND TRANSFERABLE IN A SYSTEM THAT EXISTED AND OPERATED 23

FOR THE MEDIUM OF EXCHANGE BEFORE THE MEDIUM OF EXCHANGE WAS 24

AUTHORIZED OR ADOPTED BY A GOVERNMENT." 25

Page 78, lines 2 and 3, strike ""ELECTRONIC MONEY",". 26

Page 88, strike line 13. 27

Page 92, line 22, strike "AND ELECTRONIC MONEY". 28

Respectfully submitted, 29

Senate Committee: 30

(signed) 31

Bob Gardner, Chair 32

Robert Rodriguez 33

Joann Ginal 34

House Committee: 35

(signed) 36

Marc Snyder, Chair 37

Shannon Bird 38

Matt Soper 39

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On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m., Monday, April 17, 2023.

Approved:

James Coleman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

99th Legislative Day Monday, April 17, 2023

- Prayer By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.
- Call to Order By the President at 10:00 a.m.
- Roll Call Present--34
Excused--1, Pelton, R.
- Quorum The President announced a quorum present.
- Pledge By Senator Gonzales.
- Approval of the Journal On motion of Senator Marchman, the Journal of Friday, April 14, 2023, was approved as corrected by the Secretary.

SENATE SERVICES REPORT

- Correctly Printed: SB23-282, 283, and 284.
- Correctly Engrossed: SB23-066, 111, 153, 184, 192, 199, 212, 254, 255, 256, 258, 268, 272, and 273.
- Correctly Reengrossed: SB23-005, 013, 016, 029, 031, 054, 065, 166, 167, 179, 205, and 206.
- Correctly Revised: HB23-1196; HCR23-1002.
- Correctly Rerevised: HB23-1009.

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF SECOND CONFERENCE COMMITTEE
ON HB23-1101

THIS REPORT AMENDS THE
REREVISED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

Your second conference committee appointed on HB23-1101, concerning support for transit, and, in connection therewith, increasing the flexibility of the ozone season transit grant program and increasing opportunities for transit agency participation in regional transportation planning, 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 8, strike lines 14 through 27.

Page 9, strike lines 1 through 8 and substitute:

"SECTION 3. In Colorado Revised Statutes, **add 43-1-131** as follows:

43-1-131. Transportation planning study - report - rules. (1) ON OR BEFORE NOVEMBER 30, 2023, THE DEPARTMENT SHALL COMPLETE A STUDY AND STUDY REPORT OF THE BOUNDARIES OF THE TRANSPORTATION PLANNING REGIONS, AS DEFINED IN SECTION 43-1-1102 (8), THE MEMBERSHIP OF THE TRANSPORTATION ADVISORY COMMITTEE CREATED IN SECTION 43-1-1104 (1)(a) AND THE SPECIAL INTERIM TRANSIT AND RAIL ADVISORY COMMITTEE APPOINTED PURSUANT TO SECTION 43-1-1104 (1)(b), AND THE CONSISTENCY AND TRANSPARENCY OF THE TRANSPORTATION PLANNING PROCESS ACROSS THE TRANSPORTATION PLANNING REGIONS. IN CONDUCTING THE STUDY, THE DEPARTMENT SHALL PROVIDE OPPORTUNITY FOR PUBLIC COMMENT THROUGHOUT THE STATE AND CONSIDER INPUT FROM STAKEHOLDERS THROUGHOUT THE STATE. ON OR BEFORE NOVEMBER 30, 2023, THE DEPARTMENT SHALL SUBMIT THE STUDY REPORT TO THE COMMISSION AND TO THE TRANSPORTATION LEGISLATION REVIEW COMMITTEE CREATED IN SECTION 43-2-145 (1)(a) OR, IF THE COMMITTEE HAS HELD ITS LAST 2023 MEETING BEFORE THE STUDY REPORT IS COMPLETED, TO THE HOUSE OF REPRESENTATIVES TRANSPORTATION, HOUSING, AND LOCAL GOVERNMENT COMMITTEE AND THE SENATE TRANSPORTATION AND ENERGY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES. THE STUDY MUST INCLUDE CONSIDERATION OF:

(a) THE MEMBERSHIP OF THE SPECIAL INTERIM TRANSIT AND RAIL ADVISORY COMMITTEE AND ITS REPRESENTATION ON THE TRANSPORTATION ADVISORY COMMITTEE;

(b) THE TRANSPARENCY OF THE TRANSPORTATION PLANNING PROCESS IN EACH TRANSPORTATION PLANNING REGION AND THE CONSISTENCY OF THE TRANSPORTATION PLANNING PROCESS ACROSS THE TRANSPORTATION PLANNING REGIONS; AND

(c) THE BOUNDARIES OF TRANSPORTATION PLANNING REGIONS CONSIDERING FACTORS RELATED TO:

(I) HIGHWAY AND TRANSIT CORRIDORS AND TRANSIT DISTRICT BOUNDARIES;

(II) DISPROPORTIONATELY IMPACTED COMMUNITIES, AS DEFINED IN SECTION 43-4-1202 (5);

(III) VEHICLE MILES TRAVELED, TRUCK VEHICLE MILES TRAVELED, TRANSIT VEHICLE REVENUE MILES, AND LANE MILES;

(IV) POPULATION TRENDS;

(V) SAFETY AND MANAGEMENT CONSIDERATIONS;

(VI) COMMUTING, COMMERCIAL TRAFFIC, FREIGHT MOVEMENT, TOURISM IMPACTS, AND OTHER TRAVEL PATTERNS;

(VII) TRANSIT-ORIENTED DEVELOPMENT AND ACCESS TO AFFORDABLE HOUSING;

(VIII) LEVELS OF AIR POLLUTANTS, AS DEFINED IN SECTION 25-7-103 (1.5), INCLUDING CRITERIA POLLUTANTS, AS DEFINED IN SECTION 43-1-128 (2)(b), AND GREENHOUSE GAS POLLUTANTS, AS DEFINED IN SECTION 43-1-128 (2)(d); AND

(IX) COMMUNITIES OF INTEREST.

(2) THE DEPARTMENT SHALL NOT INCLUDE ANY RECOMMENDATION IN THE STUDY REPORT THAT, IF ADOPTED, WOULD REDUCE THE NUMBER OF RURAL TRANSPORTATION PLANNING REGIONS, WHICH SHALL BE MAINTAINED AT THE MAXIMUM NUMBER SPECIFIED IN SECTION 43-1-1102 (8).

(3) FOLLOWING COMPLETION OF THE STUDY, WITH CONSIDERATION OF THE FINDINGS OF THE STUDY, AND BEFORE JUNE 1, 2024, THE COMMISSION SHALL INITIATE UPDATES TO ITS RULES CONCERNING THE STATEWIDE TRANSPORTATION PLANNING PROCESS AND TRANSPORTATION PLANNING REGIONS, 2-CCR 601-22."

Respectfully submitted,

House Committee:
(signed)
Jennifer Bacon, Chair
Stephanie Vigil
Marc Catlin

Senate Committee:
(signed)
Faith Winter, Chair
Nick Hinrichsen
Barbara Kirkmeyer

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MESSAGE FROM THE HOUSE

April 17, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1279, 1197, 1228, 1241, 1244, 1287, 1041, 1091, 1212, 1158, 1161, and 1201, amended as printed in House Journal, April 14, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-232, amended as printed in House Journal, April 14, 2023.

MESSAGE FROM THE REVISOR OF STATUTES

April 17, 2023
We herewith transmit:

Without comment, as amended, HB23-1279, 1197, 1228, 1241, 1244, 1287, 1041, 1091, 1212, 1158, 1161, 1201.

Without comment, as amended, SB23-232.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

Senate in recess. Senate reconvened.

**THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR**

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-066 by Senator(s) Simpson and Hansen; also Representative(s) Bird and Lynch--Concerning changes to the advanced industry acceleration programs.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	2	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Exum, Ginal, Priola, Winter F., and Zenzinger.

SB23-192 by Senator(s) Priola and Roberts, Marchman, Pelton B., Pelton R., Simpson; also Representative(s) Kipp and McLachlan--Concerning the continuation of the "Pesticide Applicators' Act", and, in connection therewith, implementing recommendations contained in the 2022 sunset report by the department of regulatory agencies regarding the act, and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	2	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter and Jaquez Lewis.

SB23-199 by Senator(s) Hinrichsen and Van Winkle; also Representative(s) Lindstedt and Weinberg--Concerning procedures for the issuance of marijuana licenses, and, in connection therewith, clarifying that the state licensing authority may refund licensing fees when an application is denied and allowing applicants the opportunity to renew a state license while local jurisdiction approval is pending.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Gonzales.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-153 by Senator(s) Rodriguez and Rich; also Representative(s) Duran and Pugliese--Concerning the continuation of the regulation of notaries by the secretary of state in the department of state, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	2	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Gardner and Gonzales.

SB23-255

by Senator(s) Roberts and Will, Baisley, Ginal, Hinrichsen, Marchman, Mullica, Pelton B., Pelton R., Priola, Rich, Rodriguez, Simpson; also Representative(s) McCluskie and Catlin, Holtorf, Lukens, Martinez, McCormick, McLachlan, Soper, Velasco--Concerning the provision of compensation to people who suffer damages because of gray wolf depredation, and, in connection therewith, making and reducing appropriations.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Van Winkle, and Zenzinger.

SB23-256

by Senator(s) Will and Roberts, Baisley, Hinrichsen, Marchman, Mullica, Pelton B., Pelton R., Rich, Simpson; also Representative(s) Lukens and Soper, Catlin, Holtorf, Martinez, McCluskie, McLachlan, Taggart, Velasco, Winter T.--Concerning prerequisites to the management of gray wolves prior to the wolves being reintroduced.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	28	NO	6	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	N	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	E	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Upon announcement of the President, Senator Priola was removed as a Senate co-sponsor on SB23-256.

Co-sponsor(s) added: Gardner, Ginal, Kirkmeyer, Liston, Lundeen, Smallwood, and Van Winkle.

SB23-258 by Senator(s) Buckner and Lundeen; also Representative(s) Michaelson Jenet--Concerning consolidating duties under the authorization process for Colorado educator preparation programs from the department of higher education to the department of education, and, in connection therewith, making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Minority Leader Lundeen was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.005), by Senators Buckner and Lundeen.

Amend engrossed bill, page 26, strike lines 17 through 27.

Page 27, strike line 1.

Renumber succeeding sections accordingly.

The amendment was **passed** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Exum, Fields, Priola, Rich, and Winter F.

SB23-272 by Senator(s) Moreno; also Representative(s) McCluskie--Concerning a joint legislative committee meeting about a disaster emergency declaration by the governor.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Fenberg and Priola.

HCR23-1002 by Representative(s) Marshall, Evans; also Senator(s) Fields and Will--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning the expansion of eligibility for the property tax exemption for veterans with a disability to include a veteran who does not have a service-connected disability rated as a one hundred percent permanent disability but does have individual unemployment status.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

At least 24 members elected to the Senate having voted in the affirmative, the resolution was **passed**.

Co-sponsor(s) added: Baisley, Bridges, Buckner, Cutter, Danielson, Gardner, Liston, Lundeen, Pelton B., Priola, Roberts, Simpson, Smallwood, Sullivan, Van Winkle, and Winter F.

SB23-212 by Senator(s) Danielson; also Representative(s) Parenti and McCormick --Concerning the creation of a Seabees license plate to honor the Seabees tradition, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	2	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Gardner, Kolker, Marchman, Pelton B., Priola, Sullivan, and Winter F.

HB23-1196 by Representative(s) Lieder; also Senator(s) Sullivan--Concerning clarifying that workers' compensation is not the exclusive remedy for persons aggrieved by violations of the "Colorado Youth Employment Opportunity Act of 1971".

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Ginal, Hinrichsen, Jaquez Lewis, Kolker, Moreno, Mullica, and Winter F.

SB23-184 by Senator(s) Winter F. and Exum; also Representative(s) Froelich and Garcia--Concerning protections for residential tenants, and, in connection therewith, prohibiting a landlord from considering certain information relating to a prospective tenant's income or rental history, establishing a maximum amount that a landlord can require as a security deposit, and allowing a tenant to assert as an affirmative defense in an eviction proceeding that a landlord violated anti-discriminatory housing laws.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	12	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	N	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Gonzales, Jaquez Lewis, and Moreno.

SB23-268 by Senator(s) Mullica and Kirkmeyer; also Representative(s) Bird and Bockenfeld--Concerning the provision of information regarding the ten-year transportation plan.

The question being "Shall the bill pass?", the roll call was taken with the following result:

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YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Ginal, Hansen, Liston, Moreno, Pelton B., Priola, Roberts, Simpson, and Winter F.

SB23-254

by Senator(s) Fields and Gonzales, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Jaquez Lewis, Kolker, Moreno, Rodriguez, Winter F.; also Representative(s) Epps and Weissman, Bacon, deGruy Kennedy, English, Garcia, Gonzales-Gutierrez, Jodeh, Lindsay, Mabrey, Sharbini, Velasco, Woodrow--Concerning entry into a dwelling by a peace officer.

A majority of those elected to the Senate having voted in the affirmative, Senator Fields was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.009), by Senator Fields.

Amend engrossed bill, page 4, line 5, after "STANDARD" insert "FOR".

The amendment was **passed** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	27	NO	7	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Hansen, Marchman, and Sullivan.

SB23-111 by Senator(s) Rodriguez; also Representative(s) Woodrow--Concerning public employees' workplace protection from employer retaliation, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	12	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	N
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Exum, Gonzales, Jaquez Lewis, Kolker, Marchman, Moreno, Priola, Sullivan, and Winter F.

SB23-273 by Senator(s) Marchman, Hinrichsen, Jaquez Lewis; also Representative(s) Boesenecker and McLachlan, Kipp--Concerning the inclusion of agricultural land in urban renewal areas.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	20	NO	14	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	N	Mullica	N	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	N
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter and Fenberg.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-264, SB23-260, SB23-211, SB23-145, SB23-195, and SB23-270 were made Special Orders at 12:00 p.m.

Committee of the Whole The hour of 12:00 p.m. having arrived, Senator Hinrichsen moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Hinrichsen was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

- SB23-264** by Senator(s) Rodriguez and Gardner; also Representative(s) Lynch--Concerning the ability of certain alcohol beverage license holders to participate in festivals for alcohol beverage retail activity. 1
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Amendment No. 1, Business, Labor & Technology Committee Amendment. 5
(Printed in Senate Journal, April 14, page(s) 815-816 and placed in members' bill files.) 6
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Amendment No. 2(L.007), by Senator Gardner. 8
9
Amend the Business, Labor, and Technology Committee Report, dated April 10
13, 2023, page 1, line 9, strike "annual" and substitute "annual". 11
12
As amended, ordered engrossed and placed on the calendar for third reading and final 13
passage. 14
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- SB23-260** by Senator(s) Mullica; --Concerning access to publicly funded vaccines. 17
18
Amendment No. 1, Health & Human Services Committee Amendment. 19
(Printed in Senate Journal, April 14, page(s) 820-821 and placed in members' bill files.) 20
21
As amended, ordered engrossed and placed on the calendar for third reading and final 22
passage. 23
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- SB23-211** by Senator(s) Danielson and Moreno; also Representative(s) McLachlan and Velasco-- 26
Concerning adopting federal regulations to the "Indian Child Welfare Act of 1978" as state 27
law. 28
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Amendment No. 1, State, Veterans & Military Affairs Committee Amendment. 30
(Printed in Senate Journal, April 14, page(s) 816 and placed in members' bill files.) 31
32
As amended, ordered engrossed and placed on the calendar for third reading and final 33
passage. 34
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36
- SB23-145** by Senator(s) Danielson and Cutter; also Representative(s) Story and Titone--Concerning 37
the creation of a special license plate to commemorate the stegosaurus as the Colorado state 38
fossil, and, in connection therewith, making an appropriation. 39
40
Amendment No. 1, Appropriations Committee Amendment. 41
(Printed in Senate Journal, April 14, page(s) 828 and placed in members' bill files.) 42
43
As amended, ordered engrossed and placed on the calendar for third reading and final 44
passage. 45
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47
- SB23-195** by Senator(s) Winter F. and Will; also Representative(s) Jodeh and Pugliese, Hartsook-- 48
Concerning the calculation of contributions toward an insured's required cost sharing under 49
a health coverage plan. 50
51
Laid over until Tuesday, April 18, retaining its place on the calendar. 52
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54
- SB23-270** by Senator(s) Roberts and Simpson; also Representative(s) McCormick--Concerning 55
projects that restore the environmental health of natural stream systems without 56
administration. 57
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Amendment No. 1, Agriculture & Natural Resources Committee Amendment. 59
(Printed in Senate Journal, April 14, page(s) 840-841 and placed in members' bill files.) 60
61
As amended, ordered engrossed and placed on the calendar for third reading and final 62
passage. 63
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ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

The Committee of the Whole took the following action:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Passed on second reading: SB23-264 as amended, SB23-260 as amended, SB23-211 as amended, SB23-145 as amended, SB23-270 as amended.
Laid over until Tuesday, April 18: SB23-195.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (HB23-1190, HB23-1077, and HB23-1224) of Monday, April 17, was laid over until Tuesday, April 18, retaining its place on the calendar.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Resolutions Calendar (HJR23-1020) of Monday, April 17, was laid over until Wednesday, April 26, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-144 by Senator(s) Ginal, Marchman; also Representative(s) Mabrey and Young--Concerning prescription drugs for the treatment of chronic pain.

Senator Ginal moved that the Senate concur in House amendments to **SB23-144**, as printed in House journal, April 12, page(s) 1102. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	E	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB23-285 by Senator(s) Priola and Hansen; also Representative(s) McCormick--Concerning energy and carbon management regulation in Colorado, and, in connection therewith, changing the name of the oil and gas conservation commission to the energy and carbon management commission and broadening the commission's regulatory authority to include the regulation of certain geothermal resource operations and intrastate underground natural gas storage facilities.
Agriculture & Natural Resources

HB23-1234 by Representative(s) Brown and Soper; also Senator(s) Roberts and Will--Concerning the streamlined solar permitting and inspection grant program, and, in connection therewith, making an appropriation.
Transportation & Energy

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that **HB23-1108** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, strike everything below the enacting clause and substitute:

"SECTION 1. In Colorado Revised Statutes, **add** article 5.7 to title 13 as follows:

ARTICLE 5.7

Task Force To Study Victim And Survivor Awareness And Responsiveness Training For Judicial Personnel

13-5.7-101. Definitions. (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "JUDICIAL PERSONNEL" MEANS JUDGES, OTHER JUDICIAL OFFICERS, AND COURT STAFF, BUT DOES NOT INCLUDE DISTRICT ATTORNEYS OR PUBLIC DEFENDERS.

(b) "TASK FORCE" MEANS THE TASK FORCE TO STUDY VICTIM AND SURVIVOR AWARENESS AND RESPONSIVENESS TRAINING REQUIREMENTS FOR JUDICIAL PERSONNEL CREATED IN SECTION 13-5.7-102.

13-5.7-102. Task force to study victim and survivor awareness and responsiveness training requirements for judicial personnel - creation - membership - duties - report - repeal. (1) THERE IS CREATED IN THE JUDICIAL DEPARTMENT THE TASK FORCE TO STUDY VICTIM AND SURVIVOR AWARENESS

AND RESPONSIVENESS TRAINING REQUIREMENTS FOR JUDICIAL PERSONNEL.

(2) THE MANAGER OF THE OFFICE FOR VICTIMS PROGRAMS IN THE DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY IS A MEMBER OF THE TASK FORCE AND SHALL APPOINT THE FOLLOWING MEMBERS TO SERVE ON THE TASK FORCE:

(a) A REPRESENTATIVE OF A STATEWIDE ORGANIZATION THAT SERVES OR REPRESENTS VICTIMS AND SURVIVORS OF DOMESTIC VIOLENCE;

(b) A REPRESENTATIVE OF A STATEWIDE ORGANIZATION THAT SUPPORTS VICTIMS AND SURVIVORS OF CRIMES OR VIOLENCE OTHER THAN DOMESTIC VIOLENCE OR SEXUAL ASSAULT;

(c) A REPRESENTATIVE OF AN ORGANIZATION PROVIDING LEGAL SERVICES TO VICTIMS AND SURVIVORS;

(d) A FAMILY LAW ATTORNEY;

(e) A REPRESENTATIVE OF A CULTURALLY SPECIFIC ORGANIZATION THAT PROVIDES VICTIM SERVICES OR WORKS WITH VICTIMS OR SURVIVORS OF DOMESTIC VIOLENCE OR SEXUAL ASSAULT;

(f) A REPRESENTATIVE OF A STATEWIDE ORGANIZATION THAT SERVES OR REPRESENTS SURVIVORS OF SEXUAL ASSAULT;

(g) A REPRESENTATIVE OF A FAMILY JUSTICE CENTER;

(h) A REPRESENTATIVE OF A STATEWIDE ORGANIZATION THAT TREATS CHILDREN WHO ARE VICTIMS OF DOMESTIC VIOLENCE AND PROVIDES EXPERTISE ON CHILD ABUSE PREVENTION AND NEGLECT;

(i) A PRIVATE CRIMINAL DEFENSE ATTORNEY WITH EXPERIENCE REPRESENTING VICTIMS OF DOMESTIC VIOLENCE OR SEXUAL ASSAULT; AND

(j) A REPRESENTATIVE OF THE OFFICE OF THE STATE PUBLIC DEFENDER WITH EXPERIENCE REPRESENTING VICTIMS OF DOMESTIC VIOLENCE OR SEXUAL ASSAULT.

(3) THE CHIEF JUSTICE OF THE COLORADO SUPREME COURT IS A MEMBER OF THE TASK FORCE AND SHALL APPOINT THE FOLLOWING MEMBERS TO SERVE ON THE TASK FORCE:

(a) A STATE COURT JUDGE;

(b) AN INDIVIDUAL OTHER THAN A JUDGE WHO IS COURT PERSONNEL;

(c) A DISTRICT COURT JUDGE WITH EXPERIENCE IN DOMESTIC MATTERS;

(d) A COUNTY COURT JUDGE; AND

(e) A JUDGE FROM A RURAL COUNTY.

(4) IN MAKING APPOINTMENTS TO THE TASK FORCE, THE MANAGER OF THE OFFICE FOR VICTIMS PROGRAMS AND THE CHIEF JUSTICE OF THE COLORADO SUPREME COURT SHALL ENSURE THAT THE MEMBERSHIP OF THE TASK FORCE INCLUDES INDIVIDUALS WHO REFLECT THE ETHNIC, CULTURAL, AND GENDER DIVERSITY OF THE STATE AND REPRESENT ALL AREAS OF THE STATE.

(5) THE MANAGER OF THE OFFICE FOR VICTIMS PROGRAMS AND THE CHIEF JUSTICE OF THE COLORADO SUPREME COURT SHALL SERVE AS CO-CHAIRS OF THE TASK FORCE FOR THE DURATION OF THE TASK FORCE. IN THE EVENT OF A VACANCY OR AN UNFORESEEN CIRCUMSTANCE THAT PREVENTS A CO-CHAIR FROM CARRYING OUT THE CO-CHAIR'S DUTIES, THE TASK FORCE SHALL NOMINATE AND ELECT A REPLACEMENT CO-CHAIR AT THE NEXT MEETING.

(6) THE TERM OF EACH APPOINTMENT TO THE TASK FORCE IS FOR THE DURATION OF THE TASK FORCE. A VACANCY MUST BE FILLED AS SOON AS POSSIBLE BY THE MANAGER OF THE OFFICE FOR VICTIMS PROGRAMS OR THE CHIEF JUSTICE OF THE COLORADO SUPREME COURT.

(7) THE MANAGER OF THE OFFICE FOR VICTIMS PROGRAMS AND THE CHIEF JUSTICE OF THE COLORADO SUPREME COURT SHALL MAKE THEIR APPOINTMENTS ON OR BEFORE JULY 1, 2023. IN MAKING APPOINTMENTS TO THE TASK FORCE, THE MANAGER OF THE OFFICE FOR VICTIMS PROGRAMS AND THE CHIEF JUSTICE OF THE COLORADO SUPREME COURT SHALL ENSURE THAT THE APPOINTEES INCLUDE INDIVIDUALS WHO HAVE EXPERIENCE WITH OR INTEREST IN THE TASK FORCE STUDY AREAS SET FORTH IN SUBSECTIONS (10) AND (11) OF THIS SECTION.

(8) MEMBERS OF THE TASK FORCE SERVE WITHOUT COMPENSATION. HOWEVER, MEMBERS OF THE TASK FORCE MAY RECEIVE REIMBURSEMENT FOR ACTUAL AND NECESSARY EXPENSES ASSOCIATED WITH THEIR DUTIES ON THE TASK FORCE.

(9) THE TASK FORCE SHALL CONVENE ITS FIRST MEETING NO LATER THAN JULY 15, 2023. THE TASK FORCE SHALL MEET AT LEAST FOUR TIMES BUT NOT MORE THAN TEN TIMES. THE TASK FORCE SHALL CONVENE ITS FINAL MEETING NO LATER THAN JANUARY 15, 2024.

(10) THE TASK FORCE SHALL, AT A MINIMUM, DETERMINE AND ANALYZE

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THE FOLLOWING:

(a) CURRENT JUDICIAL TRAINING AROUND THE COUNTRY ON TOPICS RELATED TO SEXUAL ASSAULT, HARASSMENT, STALKING, AND DOMESTIC VIOLENCE;

(b) GAPS IN CURRENT TRAINING IN COLORADO AND HOW TO FILL THOSE GAPS;

(c) BEST PRACTICES TO PROMOTE TRAUMA-INFORMED PRACTICES AND APPROACHES IN THE COURTS;

(d) STRATEGIES TO ENSURE TRAINING IS EFFECTIVE FOR LEARNING ABOUT VICTIMS AND SURVIVORS AND THE IMPACT THAT CRIME, DOMESTIC VIOLENCE, AND SEXUAL ASSAULT HAVE ON VICTIMS AND SURVIVORS, AND THAT INCLUDES INFORMATION ON TRAUMA AND METHODS TO MINIMIZE RETRAUMATIZATION OF VICTIMS AND SURVIVORS;

(e) APPROACHES TO BEST PROVIDE TRAINING ON GENDER-BASED VIOLENCE AND ISSUES AFFECTING MARGINALIZED COMMUNITIES;

(f) THE AMOUNT OF TRAINING JUDICIAL PERSONNEL CURRENTLY RECEIVE CONCERNING THE PROTECTION OF THE RIGHTS OF VICTIMS IN ORDER TO ENSURE ANY IMPLEMENTED TRAINING EMPHASIZES THAT THE RIGHTS OF VICTIMS ARE TO BE PROTECTED AS VIGOROUSLY AS THE RIGHTS OF DEFENDANTS;

(g) THE SCOPE OF JUDICIAL EDUCATION OPPORTUNITIES ALREADY PROVIDED TO JUDGES RELATED TO DOMESTIC VIOLENCE, THE RIGHTS OF VICTIMS, CASE MANAGEMENT, DOMESTIC RELATIONS DOCKETS, DEPENDENCY AND NEGLECT DOCKETS, JUVENILE PROCEEDINGS, AND CRIMINAL PROCEEDINGS;

(h) THE RESOURCES NECESSARY TO PROVIDE ADDITIONAL JUDICIAL EDUCATION;

(i) THE RESOURCES NECESSARY TO ALLOW JUDGES TO PARTICIPATE IN ADDITIONAL EDUCATION; AND

(j) ANY OTHER TOPIC OR CONCERN THE TASK FORCE BELIEVES IS NECESSARY TO ADEQUATELY STUDY TRAINING FOR JUDICIAL PERSONNEL REGARDING VICTIMS AND SURVIVORS OF DOMESTIC VIOLENCE, SEXUAL ASSAULT, AND OTHER CRIMES.

(11) IN ADDITION TO THE TOPIC AREAS SPECIFIED IN SUBSECTION (10) OF THIS SECTION, THE TASK FORCE SHALL ENSURE THE TRAINING RECOMMENDATIONS COMPLY WITH THE FEDERAL "KEEPING CHILDREN SAFE FROM FAMILY VIOLENCE ACT", 34 U.S.C. SEC. 10446, AS AMENDED. AT A MINIMUM, THE PORTION OF THE TRAINING THAT IMPLEMENTS THESE FEDERAL REQUIREMENTS MUST:

(a) BE PROVIDED TO ANY JUDGE OR MAGISTRATE WHO PRESIDES OVER PARENTAL RESPONSIBILITY PROCEEDINGS;

(b) INCLUDE NO LESS THAN TWENTY HOURS OF INITIAL TRAINING AND NO LESS THAN FIFTEEN HOURS OF ONGOING TRAINING EVERY FIVE YEARS;

(c) FOCUS ON DOMESTIC VIOLENCE AND CHILD ABUSE, INCLUDING:

(I) CHILD SEXUAL ABUSE;

(II) PHYSICAL AND EMOTIONAL ABUSE;

(III) COERCIVE CONTROL;

(IV) IMPLICIT AND EXPLICIT BIAS, INCLUDING BIAS RELATING TO INDIVIDUALS WITH DISABILITIES;

(V) TRAUMA;

(VI) LONG-TERM AND SHORT-TERM IMPACTS ON CHILDREN; AND

(VII) VICTIM AND PERPETRATOR BEHAVIORAL PATTERNS AND RELATIONSHIP DYNAMICS;

(d) BE CONDUCTED BY A PROFESSIONAL TRAINER WHO HAS SUBSTANTIAL EXPERIENCE IN ASSISTING SURVIVORS OF DOMESTIC VIOLENCE OR CHILD ABUSE AND WHO MAY BE A PROFESSIONAL REPRESENTING A VICTIM SERVICES PROVIDER OR A SURVIVOR WITH LIVED EXPERIENCE OF DOMESTIC VIOLENCE OR PHYSICAL OR SEXUAL ABUSE AS A CHILD. IN CONDUCTING THE TRAINING, THE PROFESSIONAL TRAINER SHALL RELY ON EVIDENCE-BASED AND PEER-REVIEWED RESEARCH CONDUCTED BY RECOGNIZED EXPERTS THAT FOCUSES ON THE TYPES OF ABUSE DESCRIBED IN SUBSECTION (11)(c) OF THIS SECTION AND SHALL ONLY INCLUDE THEORIES, CONCEPTS, OR BELIEF SYSTEMS IN THE REQUIRED TRAINING THAT ARE SUPPORTED BY EVIDENCE-BASED AND PEER-REVIEWED RESEARCH; AND

(e) BE DESIGNED TO IMPROVE THE ABILITY OF COURTS TO:

(I) RECOGNIZE AND RESPOND TO PHYSICAL ABUSE OF A CHILD, SEXUAL ASSAULT OF A CHILD, DOMESTIC VIOLENCE, AND FAMILY TRAUMA; AND

(II) MAKE APPROPRIATE CUSTODY DECISIONS THAT PRIORITIZE CHILD SAFETY AND WELL-BEING AND THAT ARE CULTURALLY SENSITIVE AND

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APPROPRIATE FOR DIVERSE COMMUNITIES.

(12) THE TASK FORCE MAY WORK WITH OTHER GROUPS, TASK FORCES, OR ORGANIZATIONS THAT HAVE EXPERIENCE WITH THE TOPICS THE TASK FORCE IS RESPONSIBLE FOR STUDYING.

(13) (a) THE TASK FORCE MAY FORM WORKING GROUPS IN ADDITION TO THE WORKING GROUP DESCRIBED IN SUBSECTION (13)(b) OF THIS SECTION TO FURTHER THE PURPOSE OF THE TASK FORCE.

(b) THE TASK FORCE SHALL ESTABLISH A WORKING GROUP TO ANALYZE AND DETERMINE TRAINING STANDARDS FOR JUDICIAL PERSONNEL REGARDING DOMESTIC RELATIONS CASES THAT INCLUDES, BUT IS NOT LIMITED TO, TOPICS RELATED TO PARENTING ISSUES, ISSUES REGARDING RELATIONS WITHIN A FAMILY OR HOUSEHOLD, PHYSICAL AND MENTAL HEALTH CHALLENGES THAT MAY IMPACT FAMILIES, ISSUES THAT MAY IMPACT THE RELATIONSHIP BETWEEN A CHILD AND FAMILY MEMBERS, AND IDENTIFICATION AND MANAGEMENT OF FAMILY CONFLICT.

(c) THE FAMILY LAW ATTORNEY THAT SERVES ON THE TASK FORCE SHALL SERVE AS CHAIR OF THE WORKING GROUP.

(d) THE CO-CHAIRS OF THE TASK FORCE SHALL APPOINT THE FOLLOWING MEMBERS TO SERVE ON THE WORKING GROUP:

(I) ONE ACTIVELY PRACTICING MENTAL HEALTH PROFESSIONAL WITH TESTIMONIAL OR DISPUTE RESOLUTION PRACTICE IN DOMESTIC RELATIONS CASES, RECOMMENDED BY THE CHIEF JUSTICE OF THE COLORADO SUPREME COURT FROM AMONG CANDIDATES RECOMMENDED BY THE FAMILY LAW SECTION OF THE COLORADO BAR ASSOCIATION;

(II) TWO ATTORNEYS LICENSED TO PRACTICE LAW IN COLORADO, RECOMMENDED BY THE EXECUTIVE COUNCIL OF THE FAMILY LAW SECTION OF THE COLORADO BAR ASSOCIATION;

(III) ONE ACTIVELY PRACTICING FINANCIAL PROFESSIONAL WITH TESTIMONIAL OR DISPUTE RESOLUTION PRACTICE IN DOMESTIC RELATIONS CASES, RECOMMENDED BY THE CHIEF JUSTICE OF THE COLORADO SUPREME COURT FROM AMONG CANDIDATES RECOMMENDED BY THE FAMILY LAW SECTION OF THE COLORADO BAR ASSOCIATION; AND

(IV) THE CHIEF JUSTICE OF THE COLORADO SUPREME COURT OR THE CHIEF JUSTICE'S DESIGNEE.

(e) ON OR BEFORE NOVEMBER 1, 2023, THE WORKING GROUP SHALL CREATE A REPORT THAT INCLUDES RECOMMENDATIONS ON TRAINING REQUIREMENTS REGARDING DOMESTIC RELATIONS AND SUBMIT THE REPORT TO THE TASK FORCE FOR REVIEW.

(14) ON OR BEFORE FEBRUARY 1, 2024, THE TASK FORCE SHALL SUBMIT A REPORT, INCLUDING ITS FINDINGS AND RECOMMENDATIONS ON CONSIDERATIONS AND GUIDANCE IDENTIFIED IN SUBSECTIONS (10) AND (11) OF THIS SECTION AND FROM THE WORKING GROUP ESTABLISHED IN SUBSECTION (13) OF THIS SECTION TO THE HOUSE OF REPRESENTATIVES JUDICIARY COMMITTEE AND THE SENATE JUDICIARY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, AND THE JUDICIAL DEPARTMENT. ALL RECOMMENDATIONS MADE BY THE TASK FORCE MUST BE APPROVED BY A MAJORITY OF THE TASK FORCE MEMBERS IN ORDER TO BE INCLUDED IN THE REPORT.

(15) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2024.

SECTION 2. Appropriation. For the 2023-24 state fiscal year, \$11,900 is appropriated to the judicial department. This appropriation is from the general fund. To implement this act, the department may use this appropriation for DCJ administrative services.

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, or safety."

Education

The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
BOARD OF TRUSTEES FOR THE COLORADO
SCHOOL FOR THE DEAF AND THE BLIND

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for terms expiring July 1, 2026:

Ida Wilding of Colorado Springs, Colorado, to serve as a representative of the Deaf community, appointed;

Jessica Lee of Colorado Springs, appointed;

Allan G. Ward of Poncha Springs, Colorado, reappointed.

Education The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE
COLLEGEINVEST BOARD OF DIRECTORS

effective July 31, 2022, for terms expiring July 31, 2026:

David Andrew Simon of Cherry Hills Village, Colorado, reappointed;

Kirk Mielenz of Littleton, Colorado, reappointed;

Danielle Shoots of Denver, Colorado, appointed.

Education After consideration on the merits, the Committee recommends that **HB23-1235** be referred to the Committee of the Whole with favorable recommendation.

Education After consideration on the merits, the Committee recommends that **HB23-1213** be referred to the Committee on Appropriations with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **HB23-1100** 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 19, strike "(1)".

Page 5, strike lines 22 through 27.

Page 6, strike lines 1 through 3.

MESSAGE FROM THE HOUSE

April 17, 2023

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1261, 1285, 1102, and 1266, amended as printed in House Journal, April 14, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1249, amended as printed in House Journal, April 15, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-250, 155, 143, 020, amended as printed in House Journal, April 14, 2023.

The House has passed on Third Reading and returns herewith SB23-185, 156, 152, 070, and 086.

MESSAGE FROM THE REVISOR OF STATUTES

April 17, 2023

We herewith transmit:

Without comment, as amended, HB23-1102, 1249, 1261, 1266, and 1285.

Without comment, as amended, SB23-020, 143, 155, and 250.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- SB23-286** by Senator(s) Hansen; also Representative(s) Snyder and Soper--Concerning public access to government records.
State, Veterans, & Military Affairs
- HB23-1041** by Representative(s) Duran and Lynch; also Senator(s) Ginal and Simpson--Concerning a prohibition against wagering on races of greyhounds that are simulcast from out-of-state tracks at which the races are conducted.
Business, Labor, & Technology
- HB23-1091** by Representative(s) Pugliese and Kipp; also Senator(s) Marchman and Rich--Concerning the income tax credit for a qualifying contribution to promote child care in the state, and, in connection therewith, continuing the credit for three years, requiring the department of revenue to develop recommendations for the expansion of the types of contributions that qualify for the credit, and making an appropriation.
Finance
- HB23-1105** by Representative(s) Parenti and Titone; also Senator(s) Cutter and Fields--Concerning the creation of task forces to examine issues affecting certain homeowners' rights, and, in connection therewith, creating the HOA homeowners' rights task force and the metropolitan district homeowners' rights task force, and making an appropriation.
Local Government & Housing
- HB23-1120** by Representative(s) Joseph and Ortiz, Garcia, Lieder, Velasco; also Senator(s) Fields and Winter F.--Concerning eviction protections for residential tenants who receive public assistance, and, in connection therewith, making an appropriation.
Local Government & Housing
- HB23-1155** by Representative(s) Weissman and Bacon, Soper; also Senator(s) Gonzales--Concerning the advisement of rights during a custodial investigation.
Judiciary
- HB23-1158** by Representative(s) Willford and Taggart; also Senator(s) Mullica--Concerning the creation of the Colorado commodity supplemental food grant program, and, in connection therewith, making an appropriation.
Health & Human Services
- HB23-1161** by Representative(s) Kipp and Willford; also Senator(s) Cutter, Priola--Concerning environmental standards for certain products, and, in connection therewith, making an appropriation.
Transportation & Energy
- HB23-1182** by Representative(s) Epps and Mabrey, Bacon, Garcia, Marshall, Sharbini, Woodrow; also Senator(s) Fields and Gardner--Concerning a requirement for remote public access to observe criminal court proceedings.
Judiciary
- HB23-1197** by Representative(s) Young and Weinberg; also Senator(s) Danielson--Concerning requiring the department of health care policy and financing to engage in a stakeholder process to address the oversight of host home providers, and, in connection therewith, making an appropriation.
Health & Human Services

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HB23-1201	by Representative(s) Daugherty and Soper; also Senator(s) Mullica and Smallwood-- Concerning prescription drug benefits contract term requirements, and, in connection therewith, making an appropriation. Health & Human Services	1 2 3 4 5
HB23-1212	by Representative(s) Hamrick and Lieder; also Senator(s) Kolker and Danielson-- Concerning the creation of a navigator program to promote apprenticeships to high school students, and, in connection therewith, making an appropriation. Education	6 7 8 9 10
HB23-1228	by Representative(s) McCluskie and Willford; also Senator(s) Zenzinger and Smallwood-- Concerning nursing facility reimbursement rate setting, and, in connection therewith, making an appropriation. Appropriations	11 12 13 14 15
HB23-1241	by Representative(s) Bird and Pugliese; also Senator(s) Zenzinger and Kirkmeyer-- Concerning creating a task force to study the statewide K-12 education accountability system in order to address resource inequities contributing to student performance, and, in connection therewith, making an appropriation. Education	16 17 18 19 20 21
HB23-1244	by Representative(s) deGruy Kennedy and Velasco; also Senator(s) Priola--Concerning the transfer of the regional health connector program from the university of Colorado school of medicine to the prevention services division in the department of public health and environment, and, in connection therewith, making an appropriation. Health & Human Services	22 23 24 25 26 27
HB23-1250	by Representative(s) Pugliese; also Senator(s) Pelton B.--Concerning a correction to the Colorado Revised Statutes to ensure that the attorney general's powers and duties include concurrent jurisdiction with the relevant district attorney over the regulation of architects. Judiciary	28 29 30 31 32
HB23-1262	by Representative(s) Ricks and Bradley; also Senator(s) Priola--Concerning allowing a student to receive an associate degree from the Colorado re-engaged initiative after earning a certain number of credit hours from a different institution. Education	33 34 35 36 37
HB23-1263	by Representative(s) Garcia and Young, Amabile, Bacon, Bird, Bockenfeld, Boesenecker, Brown, deGruy Kennedy, Dickson, Duran, Epps, Gonzales-Gutierrez, Jodeh, Joseph, Kipp, Lindsay, Lindstedt, Mabrey, Marshall, Martinez, McLachlan, Michaelson Jenet, Ortiz, Parenti, Sharbini, Sirota, Story, Titone, Velasco, Weissman, Willford, Woodrow; also Senator(s) Zenzinger and Gonzales, Buckner, Danielson, Hinrichsen, Jaquez Lewis, Kirkmeyer, Moreno, Winter F.--Concerning translating individualized education programs for children who may be eligible for special education services. Education	38 39 40 41 42 43 44 45 46
HB23-1264	by Representative(s) McCormick and Catlin; also Senator(s) Pelton R. and Marchman-- Concerning the authority of the commissioner of agriculture to act in instances involving the health of livestock. Agriculture & Natural Resources	47 48 49 50 51
HB23-1268	by Representative(s) Lukens and Evans; also Senator(s) Roberts and Pelton B.--Concerning changes to the process for a person serving a criminal sentence in Colorado for a conviction in another state to participate in a private treatment program. Judiciary	52 53 54 55 56
HB23-1275	by Representative(s) Lindstedt and Weinberg; also Senator(s) Roberts--Concerning modifications to the performance-based incentive for film production in Colorado, and, in connection therewith, clarifying the definition of "qualified local expenditure" for payments to personal service corporations, requiring production companies to file information income tax returns regarding such payments, and eliminating the withholding exemption for payments to nonresidents who perform services in connection with a film production for less than one hundred twenty days in a year. Finance	57 58 59 60 61 62 63 64 65 66 67

- HB23-1276** by Representative(s) Lindstedt and Vigil; also Senator(s) Zenzinger and Pelton B.--
Concerning the bridge and tunnel enterprise, and, in connection therewith, expanding the
scope of the enterprise's powers to include the completion of preventative maintenance
bridge projects and allowing the enterprise to repair, reconstruct, replace, and maintain a
fair-rated bridge under certain circumstances.
Transportation & Energy

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- HB23-1279** by Representative(s) Lindstedt and Sharbini; also Senator(s) Rodriguez--Concerning the
ability of a licensed retail marijuana store to sell retail marijuana to a person who is not
physically present on the store's licensed premises.
Finance

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- HB23-1280** by Representative(s) Joseph and Soper; also Senator(s) Roberts and Gardner--Concerning
the codification of the Colorado access to justice commission.
Judiciary

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On motion of Senator Jaquez Lewis, the Senate adjourned until 9:00 a.m., Tuesday,
April 18, 2023.

Approved:

Dominick Moreno
Majority Leader

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 100th Legislative Day

 Tuesday, April 18, 2023

Prayer	By Senator Fields.	1
Call to Order	By the President at 9:00 a.m.	2
Roll Call	Present--32 Excused--3, Roberts, Smallwood, Van Winkle Present later--3, Roberts, Smallwood, Van Winkle	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19
Quorum	The President announced a quorum present.	20
Pledge	By Senator Gonzales.	21 22
Approval of the Journal	On motion of Senator Marchman, the Journal of Monday, April 17, 2023, was approved as corrected by the Secretary.	23 24 25 26 27 28 29

SENATE SERVICES REPORT

Correctly Printed: SB23-285 and 286.
Correctly Engrossed: SB23-145, 211, 260, 264, and 270.
Correctly Reengrossed: SB23-066, 111, 153, 184, 192, 199, 212, 254, 255, 256, 258, 268, 272, and 273.
Correctly Rerevised: HB23-1196; HCR23-1002.
Correctly Enrolled: SB23-008, 070, 074, 085, 086, 093, 144, 152, 154, 156, 162, 182, and 185.

COMMITTEE OF REFERENCE REPORTS

Education	After consideration on the merits, the Committee recommends that HB23-1246 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	40 41 42 43 44 45 46 47
	Amend the reengrossed bill, page 6, line 20, strike "AND".	48
	Page 6, line 23, strike "BOARD." and substitute "BOARD; AND".	49 50
	Page 6, after line 23 add: "(V) A DETAILED STATEMENT OF THE ALLOCATION OF FUNDS FOR THE PROGRAM, INCLUDING COSTS INCURRED TO ADMINISTER THE PROGRAM. (b) BEGINNING IN 2024 AND EACH YEAR THEREAFTER, THE COLORADO COMMISSION ON HIGHER EDUCATION SHALL SUBMIT A REPORT COMPILING THE DATA COLLECTED PURSUANT TO SUBSECTION (7)(a) OF THIS SECTION TO THE SENATE AND HOUSE OF REPRESENTATIVES EDUCATION COMMITTEES, OR THEIR SUCCESSOR COMMITTEES, DURING THE HEARINGS HELD PURSUANT TO THE "SMART ACT", PART 2 OF ARTICLE 7 OF TITLE 2."	51 52 53 54 55 56 57 58 59 60
	Reletter succeeding paragraph accordingly.	61 62
	Page 9, line 21, strike "AND".	63 64
	Page 9, strike line 25 and substitute: "OFFICE; AND	65 66 67

(IV) A DETAILED STATEMENT OF THE ALLOCATION OF FUNDS FOR THE PROGRAM, INCLUDING COSTS INCURRED TO ADMINISTER THE PROGRAM."

Reletter succeeding paragraph accordingly.

Page 13, strike line 4, and substitute: "REPORTING ON AN ANNUAL BASIS UNTIL ALL FUNDS ARE EXPENDED."

Appropriations

After consideration on the merits, the Committee recommends that SB23-025 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. (1) For the 2023-24 state fiscal year, \$31,212 is appropriated to the department of revenue for use by the division of motor vehicles. This appropriation consists of \$4,293 from the general fund and \$26,919 from the license plate cash fund created in section 42-3-301 (1)(b), C.R.S. To implement this act, the division may use this appropriation as follows:

- (a) \$4,293 from general fund, for DRIVES maintenance and support; and (b) \$26,919 from the license plate cash fund for use by vehicle services for license plate ordering."

Renumber succeeding section accordingly.

Page 1 line 102, strike "PLATE." and substitute "PLATE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB23-056 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 8 through 12 and substitute "ASSOCIATION THAT CONSISTS OF THE BALANCE OF THE PERA PAYMENT CASH FUND CREATED IN SECTION 24-51-416, AS OF THE DATE THE PAYMENT IS MADE, PLUS TEN MILLION DOLLARS PAID FROM THE".

Page 2, line 14, strike "FULLY".

Page 2, after line 20 insert: "SECTION 2. In Colorado Revised Statutes, 24-51-416, add (4) as follows:

24-51-416. PERA payment cash fund - creation - repeal. (4) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2023."

Renumber succeeding section accordingly.

Page 1, line 104, strike "FULLY".

Appropriations

After consideration on the merits, the Committee recommends that SB23-253 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 15, before line 5 insert:

"SECTION 3. Appropriation. For the 2023-24 state fiscal year, \$26,250 is appropriated to the department of public health and environment for use by the hazardous materials and waste management 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 solid waste control program."

Renumber succeeding section accordingly.

Page 1, line 102, strike "STATE." and substitute "STATE, AND IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB23-261 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 15 insert:

"SECTION 3. Appropriation. (1) For the 2023-24 state fiscal year, \$81,912 is appropriated to the department of labor and employment for use by the executive directors' office. This appropriation is from the general fund. To implement this act, the office may use this appropriation as follows:

- (a) \$23,747 for personal services, which amount is based on an assumption that the office will require an additional 0.4 FTE; and
(b) \$58,165 for operating expenses."

Renumber succeeding section accordingly.

Page 1, line 103, strike "WORKERS." and substitute "WORKERS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB23-266 be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that SB23-269 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the printed bill, page 5, after line 20, insert:

"SECTION 2. Appropriation. For the 2023-24 state fiscal year, \$2,500,000 is appropriated to the department of early childhood for use by the early learning access and quality division. This appropriation is from the general fund. To implement this act, the division may use this appropriation for the universal preschool program."

Renumber succeeding section accordingly.

Page 1, line 103, strike "PROGRAM." and substitute "PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB23-276 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 81, before line 1 insert:

"SECTION 86. Appropriation. (1) For the 2023-24 state fiscal year, \$485,437 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 as follows:

- (a) \$415,200 for personal services related to information technology;
(b) \$2,350 for operating expenses related to information technology;
(c) \$50,092 for personal services related to elections, which amount is based on an assumption that the division will require an additional 0.8 FTE; and
(D) \$17,795 for operating expenses related to elections."

Renumber succeeding sections accordingly.

Page 1, line 101, strike "ELECTIONS." and substitute "ELECTIONS, AND, IN

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CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1002** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 11, line 7, strike "\$58,291" and substitute "\$77,632".

Page 11, line 11, strike "\$49,176" and substitute "\$68,112".

Page 11, line 12, strike "0.7 FTE" and substitute "1.0 FTE".

Page 11, line 13, strike "\$9,115" and substitute "\$9,520".

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1012** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1024** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1027** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1130** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1187** 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 13 through 18.

Page 6, strike lines 19 through 27 and substitute:

"(3) (a) THERE IS A REBUTTABLE PRESUMPTION AGAINST DETENTION AND INCARCERATION OF A PREGNANT OR POSTPARTUM DEFENDANT IF THE DEFENDANT PROVIDES THE COURT AND DISTRICT ATTORNEY WITH NOTICE OF THE DEFENDANT'S STATUS AS A PREGNANT OR POSTPARTUM DEFENDANT AT EACH APPLICABLE STAGE OF THE PROCEEDINGS. SUBJECT TO SUBSECTION (5) OF THIS SECTION AND IF THE COURT DECIDES TO DETAIN OR INCARCERATE THE PREGNANT OR POSTPARTUM DEFENDANT AFTER WEIGHING THE APPLICABLE LEGAL STANDARDS AND CONSIDERATIONS SET FORTH IN SUBSECTIONS (3)(a)(I) TO (3)(a)(VI) OF THIS SECTION, THE COURT SHALL MAKE SPECIFIC FINDINGS ON THE RECORD THAT THE RISK TO PUBLIC SAFETY OR ANY OTHER FACTOR THE COURT IS REQUIRED TO CONSIDER IS SUBSTANTIAL ENOUGH TO OUTWEIGH THE RISK OF INCARCERATION. THE COURT SHALL APPLY THE REBUTTABLE".

Page 7, line 13, strike "AN UNACCOMPANIED FURLOUGH OR".

Page 11, strike line 6 and substitute "EXECUTION."

Page 11, strike lines 7 through 12.

Reletter succeeding paragraph accordingly.

Page 12, line 24, strike "DEFENDANT, AS" and substitute "DEFENDANT WHO HAS COMPLIED WITH THE NOTICE REQUIREMENT SET FORTH".

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Page 12, line 25, strike "DEFINED".

Page 14, strike line 8 and substitute "IF THE DEFENDANT COMPLIED WITH THE NOTICE REQUIREMENT SET FORTH IN SECTION 18-1.3-103.7."

Page 17, strike lines 22 through 26.

Page 17, strike line 27 and substitute:

"(3) (a) THERE IS A REBUTTABLE PRESUMPTION AGAINST DETENTION AND COMMITMENT OF A PREGNANT OR POSTPARTUM JUVENILE IF THE JUVENILE PROVIDES THE COURT AND DISTRICT ATTORNEY WITH NOTICE OF THE JUVENILE'S STATUS AS A PREGNANT OR POSTPARTUM JUVENILE AT EACH APPLICABLE STAGE OF THE PROCEEDINGS. SUBJECT TO SUBSECTION (5) OF THIS SECTION AND IF THE COURT DECIDES TO DETAIN OR COMMIT THE PREGNANT OR POSTPARTUM JUVENILE AFTER WEIGHING THE APPLICABLE LEGAL STANDARDS AND CONSIDERATIONS SET FORTH IN SUBSECTIONS (3)(a)(I) TO (3)(a)(VI) OF THIS SECTION, THE COURT SHALL MAKE SPECIFIC FINDINGS ON THE RECORD THAT THE RISK TO PUBLIC SAFETY OR ANY OTHER FACTOR THE COURT IS REQUIRED TO CONSIDER IS SUBSTANTIAL ENOUGH TO OUTWEIGH THE RISK OF DETENTION OR COMMITMENT. THE COURT SHALL APPLY THE REBUTTABLE".

Page 18, strike lines 1 through 8.

Page 18, line 21, strike "AN UNACCOMPANIED FURLOUGH OR" and substitute "A".

Page 22, strike lines 12 through 18.

Reletter succeeding paragraph accordingly.

Page 23, line 19, strike "16-4-103 OR 19-2.5-1118.5." and substitute "16-4-103. IF THE JUVENILE IS A PREGNANT OR POSTPARTUM JUVENILE WHO HAS COMPLIED WITH THE NOTICE REQUIREMENT SET FORTH IN SECTION 19-2.5-1118.5, THE JUDGE OR MAGISTRATE SHALL CONSIDER THE JUVENILE'S PREGNANCY OR POSTPARTUM STATUS IN DETERMINING THE CONDITIONS OF RELEASE."

Before "PRESUMPTION" insert "REBUTTABLE" on: Page 9, line 25; Page 10, line 24; Page 21, line 3; and Page 22, line 2.

Strike "OR UNACCOMPANIED FURLOUGH" on: Page 10, lines 3 and 6; Page 11, line 19; Page 21, lines 8 and 11; and Page 22, line 24.

Strike "EXECUTION OR UNACCOMPANIED FURLOUGH" and substitute "EXECUTION" on: Page 10, line 14; Page 11, 22 and 23, and 24; Page 21, line 19; Page 22, lines 10 and 11; and Page 23, lines 1, and 2 and 3.

Judiciary

After consideration on the merits, the Committee recommends that SB23-164 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, 16-11-102, amend (1)(b)(I) introductory portion as follows:

16-11-102. Presentence or probation investigation. (1) (b) (I) Each presentence report prepared regarding a sex offender, as defined in section 16-11.7-102 (2) SECTION 16-11.7-102 (2)(a)(I) TO (2)(a)(III), OR IF REQUESTED BY THE PROSECUTING ATTORNEY OR COURT FOR A PERSON WHO MAY BE DETERMINED TO BE A SEX OFFENDER BASED UPON A PRIOR OFFENSE PURSUANT TO SECTION 16-11.7-102 (2)(a)(IV), with respect to any offense committed on or after January 1, 1996, shall MUST contain the results of an evaluation and identification conducted pursuant to article 11.7 of this title TITLE 16; except that:

SECTION 2. In Colorado Revised Statutes, 16-11.7-102, amend (1), (1.5), and (2)(a) as follows:

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16-11.7-102. Definitions. As used in this article 11.7, unless the context otherwise requires:

(1) "Adult sex offender" means a person who has been convicted, as described in ~~subparagraphs (I) to (III) of paragraph (a) of subsection (2)~~ SUBSECTIONS (2)(a)(I) TO (2)(a)(III) of this section, of a sex offense, BUT DOES NOT INCLUDE A PERSON WHO MEETS THE DEFINITION OF A "JUVENILE WHO HAS COMMITTED A SEXUAL OFFENSE", AS DEFINED IN SUBSECTION (1.5) OF THIS SECTION, UNLESS THE PERSON HAS ALSO BEEN CONVICTED OF A SEX OFFENSE COMMITTED ON OR AFTER THE DAY THE PERSON ATTAINED EIGHTEEN YEARS OF AGE OR WHO IS SENTENCED FOR A SEX OFFENSE ON OR AFTER THE PERSON ATTAINED TWENTY-ONE YEARS OF AGE.

(1.5) "Juvenile who has committed a sexual offense" means a juvenile who WAS LESS THAN EIGHTEEN YEARS OF AGE AT THE TIME OF THE SEXUAL OFFENSE AND WHO has been adjudicated as a juvenile or who receives a deferred adjudication OR WHO IS SENTENCED PRIOR TO ATTAINING TWENTY-ONE YEARS OF AGE AFTER BEING CRIMINALLY CONVICTED IN THE DISTRICT COURT PURSUANT TO SECTION 19-2-517 OR 19-2-518 on or after July 1, 2002, OR SECTION 19-2.5-801 OR 19-2.5-802, ON OR AFTER OCTOBER 1, 2021, for an offense that would constitute a sex offense, as defined in subsection (3) of this section, if committed as an adult, or a juvenile who has committed any offense, the underlying factual basis of which involves a sex offense.

(2) (a) "Sex offender" means any person who is:

(I) Convicted in the state of Colorado, on or after January 1, 1994, of any sex offense as defined in subsection (3) of this section; or

~~(II) Convicted in the state of Colorado on or after January 1, 1994, of any criminal offense, if such person has previously been convicted of a sex offense as described in subsection (3) of this section in the state of Colorado; or if such person has previously been convicted in any other jurisdiction of any offense that would constitute a sex offense as defined in subsection (3) of this section, or if such person has a history of any sex offenses as defined in subsection (3) of this section; or~~

~~(III) (II) Convicted in the state of Colorado on or after July 1, 2000, of any criminal offense, the underlying factual basis of which involves a sex offense; or~~

~~(IV) (III) A juvenile who has committed a sexual offense; OR~~

(IV) A PERSON WHO:

(A) WAS EVALUATED BECAUSE OF A DISCRETIONARY REQUEST BY A PROSECUTING ATTORNEY OR COURT PURSUANT TO SECTION 16-11-102; AND

(B) A COURT DETERMINES SHOULD UNDERGO SEX OFFENDER TREATMENT BASED UPON THE RECOMMENDATIONS OF THE EVALUATION AND IDENTIFICATION PURSUANT TO SECTION 16-11.7-104; AND

(C) IS CONVICTED IN THE STATE OF COLORADO ON OR AFTER JANUARY 1, 1994, OF ANY CRIMINAL OFFENSE, AND IF SUCH PERSON HAS PREVIOUSLY BEEN CONVICTED OF A SEX OFFENSE IN COLORADO OR ANY OTHER JURISDICTION OR HAS A HISTORY OF ANY SEX OFFENSES, AS SEX OFFENSE IS DESCRIBED IN SUBSECTION (3) OF THIS SECTION AND, IF THE PERSON HAS PREVIOUSLY BEEN CONVICTED OF A SEX OFFENSE AS DEFINED IN SUBSECTION (3) OF THIS SECTION, IN THE STATE OF COLORADO; OR IF THE PERSON HAS PREVIOUSLY BEEN CONVICTED IN ANY OTHER JURISDICTION OF ANY OFFENSE THAT WOULD CONSTITUTE A SEX OFFENSE AS DEFINED IN SUBSECTION (3) OF THIS SECTION; OR IF THE PERSON HAS A HISTORY OF ANY SEX OFFENSES AS DEFINED IN SUBSECTION (3) OF THIS SECTION."

ReNUMBER succeeding sections accordingly.

Page 2, line 3, strike "(6);" and substitute "(4)(b)(I), (4)(j)(I), (4)(m), and (6);".

Page 2, after line 6 insert:

"(b) Guidelines and standards for treatment of adult offenders.

(I) The board shall develop, implement, and revise, as appropriate, guidelines and standards to treat adult sex offenders, including adult sex offenders with intellectual and developmental disabilities, incorporating in the guidelines and standards the concepts of the risk-need-responsivity or another evidence-based correctional model, which guidelines and standards can be used in the treatment of offenders who are placed on probation, incarcerated with the department of corrections, placed on parole, or placed in community corrections. Programs

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implemented pursuant to the guidelines and standards developed pursuant to this subsection (4)(b) must be as flexible as possible so that the programs may be accessed by each adult sex offender to prevent the offender from harming victims and potential victims. Programs must include a continuing monitoring process and a continuum of treatment options available to an adult sex offender as ~~he or she~~ THE OFFENDER proceeds through the criminal justice system. Treatment options must be determined by a current risk assessment and evaluation and may include, but need not be limited to, group counseling, individual counseling, family counseling, outpatient treatment, inpatient treatment, shared living arrangements, or treatment in a therapeutic community. Programs implemented pursuant to the guidelines and standards developed pursuant to this subsection (4)(b) must, to the extent possible, be accessible to all adult sex offenders in the criminal justice system, including those offenders with behavioral, mental health, and co-occurring disorders AND MUST ENSURE, TO THE EXTENT POSSIBLE, THAT TREATMENT IS RESPONSIVE TO THE AGE AND DEVELOPMENTAL STATUS OF THE OFFENDER AT THE TIME OF TREATMENT, AS WELL AS THE LINGUISTIC, CULTURAL, RELIGIOUS, AND RACIAL CHARACTERISTICS; SEXUAL ORIENTATION, AS DEFINED IN SECTION 24-34-301; GENDER IDENTITY, AS DEFINED IN SECTION 24-34-301; AND GENDER EXPRESSION, AS DEFINED IN SECTION 24-34-301, OF THE OFFENDERS SERVED. The procedures for evaluation, identification, treatment, and monitoring developed pursuant to this subsection (4) must be implemented only to the extent that money is available in the sex offender surcharge fund created in section 18-21-103 (3)."

Page 2, after line 10 insert:

"(j) (I) Guidelines and standards for treatment of juveniles who have committed a sexual offense. The board shall develop, implement, and revise, as appropriate, guidelines and standards to treat juveniles who have committed A sexual ~~offenses~~ OFFENSE, including juveniles with intellectual and developmental disabilities, incorporating in the guidelines and standards the concepts of the risk-need-responsivity or another evidence-based correctional model, which guidelines and standards may be used for ~~juvenile offenders~~ JUVENILES who are placed on probation, committed to the department of human services, SENTENCED TO COMMUNITY CORRECTIONS, SENTENCED TO THE DEPARTMENT OF CORRECTIONS, placed on parole, or placed in out-of-home placement. Programs implemented pursuant to the guidelines and standards developed pursuant to this subsection (4)(j) must be as flexible as possible so that the programs may be accessed by each juvenile ~~offender~~ to prevent ~~him or her~~ THE JUVENILE from harming victims and potential victims. Programs must provide a continuing monitoring process and a continuum of treatment options available to AS a juvenile ~~offender as he or she~~ proceeds through the juvenile OR CRIMINAL justice system. Treatment options may include, but need not be limited to, group counseling, individual counseling, family counseling, outpatient treatment, inpatient treatment, shared living arrangements, and treatment in a therapeutic community. Programs implemented pursuant to the guidelines and standards developed pursuant to this subsection (4)(j) must be, to the extent possible, accessible to all juveniles who have committed sexual offenses and who are in the juvenile OR CRIMINAL justice system, including juveniles with behavioral, mental health, or co-occurring disorders AND MUST ENSURE, TO THE EXTENT POSSIBLE, THAT TREATMENT IS RESPONSIVE TO THE AGE AND DEVELOPMENTAL STATUS OF THE JUVENILE AT THE TIME OF TREATMENT, AS WELL AS THE LINGUISTIC, CULTURAL, RELIGIOUS, AND RACIAL CHARACTERISTICS; SEXUAL ORIENTATION, AS DEFINED IN SECTION 24-34-301; GENDER IDENTITY, AS DEFINED IN SECTION 24-34-301; AND GENDER EXPRESSION, AS DEFINED IN SECTION 24-34-301, OF THE JUVENILES SERVED.

(m) Release guideline instrument for sex offenders with determinate sentences. (I) ON OR BEFORE DECEMBER 1, 2023, AND AS INDICATED THEREAFTER, THE BOARD, IN COLLABORATION WITH THE STATE BOARD OF PAROLE, SHALL REVISE THE SPECIFIC SEX OFFENDER RELEASE GUIDELINE INSTRUMENT, AS REQUIRED BY SECTION 17-22.5-404 (4)(c)(II), FOR USE BY THE STATE BOARD OF PAROLE FOR THOSE INMATES CLASSIFIED AS SEX OFFENDERS WITH DETERMINATE SENTENCES. THE REVISED RELEASE GUIDELINE INSTRUMENT MUST INCORPORATE THE CONCEPTS OF RISK-NEED-RESPONSIVITY OR ANOTHER EVIDENCE-BASED CORRECTIONAL MODEL AND MUST BE AS FLEXIBLE AS POSSIBLE TO ENSURE THAT THE PROGRAMS NECESSARY CAN BE

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TIMELY ACCESSED BY THE ADULT SEX OFFENDER TO PREVENT THE OFFENDER FROM HARMING VICTIMS OR POTENTIAL VICTIMS. THE REVISED RELEASE GUIDELINE INSTRUMENT MUST CONSIDER THE INTERSECTION OF THE GUIDELINE INSTRUMENT WITH THE FACTORS OUTLINED IN SECTION 17-22.5-404 (4)(a); HOWEVER, THE RELEASE GUIDELINE INSTRUMENT MUST NOT INCLUDE THE OFFENDER'S INABILITY TO ACCESS TREATMENT DURING INCARCERATION, WHEN DETERMINED TO BE ELIGIBLE FOR TREATMENT WITHIN THE DEPARTMENT OF CORRECTIONS, AS A BASIS FOR DENIAL OF PAROLE.

(II) IN DEVELOPING THE REVISED RELEASE GUIDELINE INSTRUMENT, THE BOARD SHALL CONSIDER CURRENT RESEARCH, INFORMATION, AND DATA REGARDING:

(A) FACTORS CONSISTENT WITH THE OFFENDER'S INDIVIDUAL STATIC AND DYNAMIC RISK AND WHETHER PARTICIPATION IN TREATMENT WHILE INCARCERATED WILL SIGNIFICANTLY REDUCE THE RISK PRIOR TO RELEASE;

(B) THE MOST EFFECTIVE USE OF LIMITED TREATMENT RESOURCES WITHIN THE DEPARTMENT OF CORRECTIONS;

(C) THE AVAILABILITY OR LACK OF AVAILABILITY OF TREATMENT DURING INCARCERATION FOR OFFENDERS WITH DETERMINATE SENTENCES WHO MIGHT OTHERWISE BE ELIGIBLE FOR RELEASE PURSUANT TO SECTION 17-22.5-404 (4)(a); AND

(D) THE EFFICACY OF TREATMENT AS A CONDITION OF COMMUNITY SUPERVISION ON PAROLE."

Page 2, line 12, strike "2030." and substitute "2028."

Page 2, after line 13 insert:

"SECTION 4. In Colorado Revised Statutes, 16-11.7-104, amend (1) as follows:

16-11.7-104. Sex offenders - evaluation and identification required.

(1) WHEN REQUIRED AS PART OF THE PRESENTENCE OR PROBATION INVESTIGATION PURSUANT TO SECTIONS 16-11-102 (1)(b)(I) AND 16-11.7-102 (2)(a)(I) TO (2)(a)(IV), on and after January 1, 1994, each convicted adult sex offender and juvenile who has committed a sexual offense who is to be considered for probation ~~shall be~~ IS required as a part of the presentence or probation investigation required pursuant to section 16-11-102; to submit to an evaluation for treatment, an evaluation for risk, procedures required for monitoring of behavior to protect victims and potential victims, and an identification developed pursuant to section 16-11.7-103 (4)."

Renumber succeeding sections accordingly.

Page 2, line 15, strike "(2)" and substitute "(2); and add (1.5), (1.6), and (3)".

Page 3, strike line 1 and substitute "**upon evaluation and identification required - subcommittee created.** (1.5) (a) THE DEPARTMENT OF CORRECTIONS SHALL IDENTIFY ALL INMATES WHO ARE CLASSIFIED TO UNDERGO TREATMENT, ARE ELIGIBLE TO RECEIVE TREATMENT PURSUANT TO THE DEPARTMENT OF CORRECTIONS' POLICY, AND HAVE NOT BEEN PROVIDED WITH THE OPPORTUNITY TO UNDERGO TREATMENT WHILE INCARCERATED. FOR EACH INMATE, THE DEPARTMENT OF CORRECTIONS SHALL PROVIDE THE FOLLOWING DATA TO THE BOARD ON OR BEFORE JULY 31, 2023:

(I) THE INMATE'S DEPARTMENT OF CORRECTIONS IDENTIFICATION NUMBER;

(II) THE DATE OF THE INMATE'S SENTENCE, THE CRIME OF CONVICTION, AND LENGTH OF THE SENTENCE, INCLUDING LENGTH OF PAROLE;

(III) WHETHER THE SENTENCE TO THE DEPARTMENT OF CORRECTIONS WAS A RESULT OF A PROBATION OR COMMUNITY PAROLE REVOCATION;

(IV) THE DATE THE INMATE WAS PLACED ON THE GLOBAL REFERRAL LIST AS ESTABLISHED BY THE DEPARTMENT OF CORRECTIONS;

(V) THE ACTUAL OR PROJECTED PAROLE ELIGIBILITY DATE AND MANDATORY RELEASE DATE, AS OF JULY 31, 2023, AS WELL AS A RECORD OF THE INMATE'S TREATMENT OR WHETHER THE INMATE HAS BEEN PLACED IN THE MAINTENANCE PHASE; AND

(VI) THE DEPARTMENT OF CORRECTIONS S5 QUALIFIER CODE FOR THE INMATE, IF ANY.

(b) THE DEPARTMENT OF CORRECTIONS SHALL FURTHER IDENTIFY, IN

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WRITING:

(I) IN THE AGGREGATE, VALIDATED STATIC RISK ASSESSMENT SCORES OF THE INMATES DESCRIBED IN THIS SECTION, IF AVAILABLE, SEPARATELY IDENTIFYING THOSE SERVING INDETERMINATE AND DETERMINATE SENTENCES;

(II) THE TOTAL TREATMENT CAPACITY IN THE DEPARTMENT OF CORRECTIONS AND, FOR EACH FACILITY PROVIDING SEX OFFENDER TREATMENT AND MONITORING PROGRAM TREATMENT SERVICES, THE TREATMENT PROGRAM CAPACITY AND THE PHASES OR TRACKS OF TREATMENT OFFERED;

(III) THE NAMES OF ALL BOARD-APPROVED PROVIDERS EMPLOYED BY OR CONTRACTING WITH THE DEPARTMENT OF CORRECTIONS, THE AMOUNT OF TIME EACH PROVIDER OR CONTRACTOR HAS BEEN WORKING WITH THE DEPARTMENT OF CORRECTIONS, AND AT WHICH LOCATION EACH PROVIDER OR CONTRACTOR IS PROVIDING SERVICES EACH MONTH;

(IV) THE FREQUENCY OF SEX OFFENDER TREATMENT AND MONITORING PROGRAM TREATMENT GROUPS AND THE FREQUENCY OF CANCELLATION OF SUCH GROUPS IN ALL FACILITIES;

(V) THE NUMBER OF OPEN POSITIONS FOR ANY SEX OFFENDER TREATMENT AND MONITORING PROGRAM PROVIDERS, INCLUDING GROUP THERAPY POSITIONS, POLYGRAPH PROVIDERS, OR ANY OTHER POSITIONS NECESSARY TO OPERATE THE PROGRAM; AND

(VI) ANY AND ALL EFFORTS MADE BY THE DEPARTMENT OF CORRECTIONS IN THE PAST FIVE YEARS TO INCREASE THE CAPACITY OF THE SEX OFFENDER TREATMENT AND MONITORING PROGRAM, FILL AND MAINTAIN THE ALLOCATED FULL-TIME OR CONTRACT POSITIONS, AND ANY DATA AVAILABLE TO ADDRESS ANY HIRING CHALLENGES IDENTIFIED BY THE DEPARTMENT.

(c) THE DEPARTMENT OF CORRECTIONS SHALL PROVIDE THIS DATA TO THE BOARD PRIOR TO JULY 31, 2023. THE BOARD SHALL FORM A SUBCOMMITTEE WITH REPRESENTATIVES FROM THE BOARD, COMMUNITY SEX OFFENDER TREATMENT PROVIDERS, THE DEPARTMENT OF CORRECTIONS, THE DIVISION OF ADULT PAROLE IN THE DEPARTMENT OF CORRECTIONS, AND THE STATE PAROLE BOARD CREATED PURSUANT TO SECTION 17-2-201. THE PURPOSE OF THE SUBCOMMITTEE IS TO DEVELOP SOLUTIONS TO ADDRESS TREATMENT RESOURCES FOR SEX OFFENDERS WHO ARE INCARCERATED OR IN THE CUSTODY OF THE DEPARTMENT OF CORRECTIONS, INCLUDING A LEGAL AND EVIDENCE-BASED ANALYSIS OF INMATES WHO ARE REQUIRED TO PROGRESS IN TREATMENT IN THE DEPARTMENT OF CORRECTIONS PRIOR TO ANY RELEASE PURSUANT TO SECTION 18-1.3-1006 AND THOSE WHO ARE CLASSIFIED BY THE DEPARTMENT OF CORRECTIONS AS AN INMATE WHO IS REQUIRED TO PARTICIPATE IN TREATMENT. THE SUBCOMMITTEE SHALL:

(I) ANALYZE THE DATA PROVIDED BY THE DEPARTMENT OF CORRECTIONS AND PREPARE A COMPREHENSIVE REPORT ON THE CURRENT PRISON POPULATION TO IDENTIFY INMATES WHO ARE ELIGIBLE TO RECEIVE TREATMENT, WITH SPECIAL PRIORITY TOWARDS INMATES WHO ARE PAST PAROLE ELIGIBILITY DATE, HAVE NOT BEEN PROVIDED A TREATMENT OPPORTUNITY, AND REQUIRE TREATMENT TO MEET COMMUNITY CORRECTIONS OR PAROLE ELIGIBILITY REQUIREMENTS PURSUANT TO SECTION 18-1.3-301 (1)(f), 18-1.3-1006, AND 17-22.5-404 (4)(c)(II);

(II) IDENTIFY ALL BARRIERS THE DEPARTMENT OF CORRECTIONS FACES IN PROVIDING TIMELY ACCESS TO TREATMENT TO INMATES WHO REQUIRE TREATMENT TO MEET PAROLE ELIGIBILITY REQUIREMENTS PURSUANT TO SECTIONS 18-1.3-1006 AND 17-22.5-404 (4)(c)(II) AND MAKE RECOMMENDATIONS FOR WORKABLE SOLUTIONS TO INCREASE TREATMENT ACCESS IN THE DEPARTMENT OF CORRECTIONS, INCLUDING EVIDENCE-BASED, VALIDATED PROJECTIONS DEVELOPED IN CONJUNCTION WITH THE DIVISION OF CRIMINAL JUSTICE EXPERTS IN PRISON POPULATION PROJECTIONS, FOR THE DECREASE IN BACKLOG THAT WOULD OCCUR WITH THE IMPLEMENTATION OF ANY SOLUTIONS;

(III) DETERMINE WHICH, IF ANY, STANDARDS ARE BARRIERS TO PROVIDING TIMELY ACCESS TO TREATMENT AND MAKE RECOMMENDATIONS CONCERNING CHANGES OR EXCEPTIONS TO THE STANDARDS FOR SEX OFFENDERS INCARCERATED IN THE DEPARTMENT OF CORRECTIONS;

(IV) REVIEW AND CONSIDER REVISIONS TO THE DEPARTMENT OF CORRECTIONS POLICIES AND ADMINISTRATIVE REGULATIONS TO PREVENT UNNECESSARY BACKLOG IN MAKING TREATMENT ACCESSIBLE TO INMATES WHO REQUIRE TREATMENT TO MEET PAROLE ELIGIBILITY REQUIREMENTS;

(V) REVIEW THE CRITERIA ESTABLISHED PURSUANT TO SECTION 18-1.3-1009 AND MAKE REVISIONS TO POLICIES OF THE DEPARTMENT OF

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CORRECTIONS AND ADMINISTRATIVE REGULATIONS TO PREVENT UNNECESSARY BACKLOG IN MAKING TREATMENT ACCESSIBLE TO INMATES WHO REQUIRE TREATMENT TO MEET PAROLE ELIGIBILITY REQUIREMENTS PURSUANT TO SECTION 18-1.3-1006;

(VI) REVIEW PAROLE GUIDELINES FOR THOSE INMATES CLASSIFIED AS SEX OFFENDERS WITH DETERMINATE SENTENCES ESTABLISHED PURSUANT TO SECTION 17-22.5-404 AND MAKE REVISIONS AS NECESSARY TO PREVENT UNNECESSARY BACKLOG IN MAKING TREATMENT ACCESSIBLE TO INMATES WHO REQUIRE TREATMENT TO MEET PAROLE ELIGIBILITY REQUIREMENTS;

(VII) DETERMINE WHETHER ADDITIONAL TREATMENT PROVIDERS WILL CONTRACT WITH THE DEPARTMENT OF CORRECTIONS TO PROVIDE EVALUATION OR TREATMENT SERVICES TO INCARCERATED INDIVIDUALS AND MAKE WORKABLE RECOMMENDATIONS CONCERNING HOW TO IMMEDIATELY INCREASE INMATE ACCESS TO THOSE APPROVED PROVIDERS;

(VIII) DETERMINE WHETHER NECESSARY INCREASED FUNDING OR ANY OTHER RESOURCES COULD MAKE ACCESS TO TELEHEALTH TREATMENT VIABLE FOR INMATES AND THE AMOUNT OF INCREASED FUNDING OR RESOURCES NECESSARY TO ACCOMPLISH THIS GOAL; AND

(IX) IN CONSIDERATION OF ANY EXISTING TREATMENT BACKLOG AND OF FINITE TREATMENT RESOURCES, MAKE RECOMMENDATIONS FOR PROCURING OR MAKING AVAILABLE SUFFICIENT TREATMENT RESOURCES WITHOUT NEGATIVELY IMPACTING PUBLIC SAFETY AND PROTECTION OF VICTIMS.

(X) THE SUBCOMMITTEE CREATED IN SUBSECTION (1.5)(c) OF THIS SECTION SHALL PRESENT ITS WRITTEN FINDINGS IN A REPORT AND PROPOSAL TO THE JUDICIARY COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR COMMITTEES, ON OR BEFORE FEBRUARY 1, 2024. THE DEPARTMENT OF CORRECTIONS AND THE PAROLE BOARD SHALL COMMENT ON THE REPORT'S FINDINGS AND RECOMMENDATIONS ON OR BEFORE MARCH 1, 2024.

(2) For offenders who".

Page 3, line 2, strike "August 10, 2016," and substitute "~~August 10, 2016~~ THE EFFECTIVE DATE OF THIS SUBSECTION (2), AS AMENDED,".

Page 3, lines 5 and 6, strike "THE COMPLETE LIST OF treatment provider agencies staffed by approved providers." and substitute "~~treatment provider agencies staffed by approved providers~~".

Page 3, line 12, before "Once" insert "ACCESS TO A COMPLETE LIST OF TREATMENT PROVIDERS WHO ARE APPROVED PURSUANT TO SECTION 16-11.7-106 AND WHO HAVE THE EXPERTISE TO WORK WITH THE SPECIFIC RISKS AND NEEDS OF THAT PARTICULAR OFFENDER. THE SUPERVISING AGENCY SHALL ALSO MAKE SPECIFIC RECOMMENDATIONS TO THE OFFENDER. WHEN MAKING A LIST OF REFERRALS, THE SUPERVISING AGENCY SHALL CONSIDER THE INDIVIDUAL RISKS AND TREATMENT NEEDS OF THE PARTICULAR OFFENDER, ABILITY OF THE TREATMENT PROVIDER TO ACCEPT NEW CLIENTS, GEOGRAPHIC PROXIMITY OF THE PROVIDER, AND THE NATURE OF THE PROGRAMS, AND TAILOR REFERRALS TO THOSE CONSIDERATIONS AND ANY OTHER FACTOR RELEVANT TO THE TREATMENT NEEDS OF THE OFFENDER, CAPABILITY OF THE PROVIDER, AND SAFETY OF THE COMMUNITY. FOR AN OFFENDER WHO IS A PERSON WITH AN INTELLECTUAL AND DEVELOPMENTAL DISABILITY, AS DESCRIBED IN SECTION 25.5-10-202, THE SUPERVISING AGENCY SHALL REFER THAT OFFENDER TO A PROVIDER APPROVED BY THE SEX OFFENDER MANAGEMENT BOARD TO WORK WITH THAT POPULATION. FOR OFFENDERS WHO PREFER TO DO TREATMENT IN A LANGUAGE OTHER THAN ENGLISH, REFERRALS MUST BE OFFERED, WHEN POSSIBLE, TO PROVIDERS WHO ARE FLUENT IN THE TARGET LANGUAGE."

Page 3, line 13, before "agency" insert "OR".

Page 3, line 15, strike "court." and substitute "court, EXCEPT THE OFFENDER MAY CHANGE THE TREATMENT PROVIDER OR AGENCY ONCE WITHIN NINETY DAYS OF THE COURT IMPOSING SENTENCE OR THE OFFENDER'S RELEASE ON PAROLE.

(3) THE REQUIREMENTS OF SUBSECTION (2) OF THIS SECTION DO NOT APPLY TO THE DIVISION OF YOUTH SERVICES BASED ON THE NATURE OF THE PROGRAM, THE COMPLEX NEEDS OF THE JUVENILES SERVED, AND THE PLACEMENTS AND APPROVED TREATMENT PROVIDERS AVAILABLE TO WORK

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WITH JUVENILES FROM THE DIVISION OF YOUTH SERVICES. THE DIVISION OF YOUTH SERVICES SHALL ASSIGN JUVENILES WHO HAVE COMMITTED A SEXUAL OFFENSE TO A TREATMENT PROVIDER BASED ON THE INDIVIDUAL RISKS AND NEEDS OF THE JUVENILE AND HAVE PROCEDURES IN PLACE TO ALLOW FOR A JUVENILE OR FAMILY TO REQUEST A CHANGE IN TREATMENT PROVIDERS BASED ON RESPONSIVITY FACTORS. THE MULTIDISCIPLINARY TEAM FOR THE JUVENILE SHALL REVIEW ALL REQUESTS FOR CHANGES IN TREATMENT PROVIDERS AND APPROVE REQUESTS IF THE MULTIDISCIPLINARY TEAM DETERMINES THE JUVENILE'S RISKS, NEEDS, AND RESPONSIVITY FACTORS CAN BE BETTER SERVED BY AN ALTERNATE TREATMENT PROVIDER."

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Page 3, line 17, before "(8)" insert "(1.5) and".

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Page 3, line 20, strike "created. (2) (a) The board shall" and substitute "created - repeal. (1.5) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (1) OF THIS SECTION, THE DEPARTMENT OF CORRECTIONS MAY EMPLOY OR CONTRACT WITH AN INDIVIDUAL OR ENTITY TO PROVIDE SEX-OFFENDER-SPECIFIC EVALUATION, TREATMENT, OR POLYGRAPH SERVICES PURSUANT TO THIS ARTICLE 11.7 IF THE DIRECTOR OF THE PROGRAM IS AN APPROVED PROVIDER AND THE DEPARTMENT OPERATES A SEX OFFENDER TREATMENT AND MONITORING PROGRAM THAT CONFORMS WITH THE GUIDELINES AND STANDARDS DEVELOPED PURSUANT TO SECTION 16-11.7-103 AND THE EMPLOYEES AND CONTRACTORS ARE TRAINED TO COMPLY WITH THE STANDARDS OF THE CONFORMING PROGRAM.

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(a) ANY INDIVIDUAL PROVIDING SEX-OFFENDER-SPECIFIC EVALUATION OR TREATMENT MUST HAVE A BACCALAUREATE DEGREE OR ABOVE IN A BEHAVIORAL SCIENCE WITH TRAINING OR PROFESSIONAL EXPERIENCE IN COUNSELING OR THERAPY; MUST HOLD A PROFESSIONAL MENTAL HEALTH LICENSE OR BE APPROVED BY THE DEPARTMENT OF REGULATORY AGENCIES AS AN UNLICENSED PSYCHOTHERAPIST, CERTIFIED ADDICTION COUNSELOR, LICENSED PROFESSIONAL COUNSELOR CANDIDATE, LICENSED MARRIAGE AND FAMILY THERAPIST CANDIDATE, OR PSYCHOLOGIST CANDIDATE; OR CLINICAL SOCIAL WORKER.

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(b) ANY POLYGRAPH EXAMINER MUST HAVE GRADUATED FROM AN ACCREDITED AMERICAN POLYGRAPH ASSOCIATION SCHOOL AND HAVE A BACCALAUREATE DEGREE FROM A FOUR-YEAR INSTITUTION OF HIGHER EDUCATION. THE DEPARTMENT OF CORRECTIONS SHALL COMPLETE COMPLIANCE MONITORING OF CONTRACTED PROVIDERS AND POLYGRAPH EXAMINERS WHO ARE NOT APPROVED BY THE BOARD PURSUANT TO SUBSECTION (1) OF THIS SECTION ON AN ANNUAL BASIS.

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(c) IN THE EVENT THAT A PROVIDER WHO CONTRACTED WITH THE DEPARTMENT OF CORRECTIONS IS FOUND TO HAVE VIOLATED THE GUIDELINES AND STANDARDS DEVELOPED PURSUANT TO SECTION 16-11.7-103, THE DEPARTMENT OF CORRECTIONS SHALL TERMINATE THE CONTRACT WITH THE PROVIDER.

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(d) THIS SUBSECTION (1.5) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2028. PRIOR TO REPEAL, THIS SUBSECTION (1.5) IS SCHEDULED FOR REVIEW IN ACCORDANCE WITH SECTION 16-11.7-103 (6).

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(2) (a) The board shall".

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Page 5, after line 3, insert:

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"SECTION 7. In Colorado Revised Statutes, 18-1.3-101, amend (6) as follows:

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18-1.3-101. Pretrial diversion - appropriation - repeal.(6) In a jurisdiction that receives state moneys for the creation or operation of diversion programs pursuant to this section, an individual accused of a sex offense as defined in section 18-1.3-1003 (5) is not eligible for pretrial diversion unless charges have been filed and, after the individual has had an opportunity to consult with counsel, the individual has completed a sex-offense-specific evaluation, which includes the use of a sex-offense-specific risk assessment instrument, conducted by an evaluator approved by the sex offender management board as required by section 16-11.7-103 (4). ~~C.R.S.~~ The district attorney may agree to place the individual in the diversion program established by the district attorney pursuant to this section if he or she finds that, based on the results of that evaluation and the other factors in subsection (3) of this section, the individual is appropriate for the program. Notwithstanding that a

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successfully completed diversion agreement does not constitute a history of sex offenses for purposes of sections 16-11.7-102 (2)(a)(II) and 16-22-103 (2)(d), C.R.S.; the information constituting the crimes charged and facts alleged shall be available for use by a court, district attorney, any law enforcement agency, or agency of the state judicial department, if otherwise permitted by law, in any subsequent criminal investigation, prosecution, risk or needs assessment evaluation, sentencing hearing, or during a probation or parole supervision period.

SECTION 8. In Colorado Revised Statutes, 17-22.5-404, **amend** (6)(b) as follows:

17-22.5-404. Parole guidelines - definition. (6) (b) The state board of parole shall also determine whether a decision granting, revoking, or denying parole conformed with or departed from the administrative guidelines created pursuant to ~~section 17-22.5-107~~ SECTIONS 17-22.5-107 AND 16-11.7-103 (4)(m) and, if the decision was a departure from the guidelines, the reason for the departure. The data collected pursuant to this ~~paragraph (b)~~ SUBSECTION (6) are subject to the same victim protections described in ~~paragraph (a) of this subsection (6)~~ SUBSECTION (4)(a) OF THIS SECTION."

Renumber succeeding sections accordingly.

Page 5, line 5, strike "(31)(a)(VIII)" and substitute "(29)(a)(XVII)".

Page 5, strike lines 12 through 15 and substitute:

"(29) (a) The following agencies, functions, or both, are scheduled for repeal on September 1, 2028:

(XVII) THE SEX OFFENDER MANAGEMENT BOARD CREATED IN SECTION 16-11.7-103."

Judiciary

After consideration on the merits, the Committee recommends that **HB23-1042** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 2, lines 7 and 8, strike "ANY SUBSEQUENT JUDICIAL PROCEEDING" and substitute "TRIAL".

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Special Orders -- Second Reading of Bills Calendar (SB23-195) of Tuesday, April 18 was laid over until later in the day, retaining its place on the calendar.

At the order of the President, Senator Roberts was added to the current roll call.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-264

by Senator(s) Rodriguez and Gardner; also Representative(s) Lynch--Concerning the ability of certain alcohol beverage license holders to participate in festivals for alcohol beverage retail activity.

A majority of those elected to the Senate having voted in the affirmative, Senator Gardner was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.009), by Senator Gardner.

Amend engrossed bill, page 2, line 3, strike "and (2);" and substitute "(2), and (3);".

Page 2, line 9, after "fee" insert "FOR THE FIRST FESTIVAL".

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Page 4, after line 1 insert:

"(3) Notification of all subsequent festivals shall be by supplemental application, as approved by the state licensing authority. A FIFTY DOLLAR PROCESSING FEE IS REQUIRED FOR EACH SUBSEQUENT FESTIVAL."

The amendment was **passed** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	E
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	32	NO	1	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	E
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Liston, Pelton B., and Will.

SB23-260 by Senator(s) Mullica and Winter F.; also Representative(s) Lindsay--Concerning access to publicly funded vaccines.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	25	NO	8	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	E
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Danielson, Exum, Fenberg, Ginal, Gonzales, Hansen, Hinrichsen, Kolker, Marchman, Moreno, Priola, Sullivan, and Zenzinger.

SB23-211 by Senator(s) Danielson and Moreno; also Representative(s) McLachlan and Velasco-- Concerning adopting federal regulations to the "Indian Child Welfare Act of 1978" as state law.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	E
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Buckner, Coleman, Cutter, Exum, Fenberg, Ginal, Gonzales, Jaquez Lewis, Kolker, Marchman, Mullica, Priola, Roberts, Simpson, Sullivan, Will, and Winter F.

At the order of the President, Senator Van Winkle was added to the current roll call.

SB23-145 by Senator(s) Danielson and Cutter; also Representative(s) Story and Titone--Concerning the creation of a special license plate to commemorate the stegosaurus as the Colorado state fossil, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	7	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges and Priola.

At the order of the President, Senator Smallwood was added to the current roll call.

SB23-270 by Senator(s) Roberts and Simpson; also Representative(s) McCormick and Catlin-- Concerning activities that restore the environmental health of natural stream systems without administration.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Ginal, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Mullica, Pelton B., Priola, Will, Winter F., and Zenzinger.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

Committee of the Whole On motion of Senator Bridges, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Bridges was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-252 by Senator(s) Van Winkle and Gonzales; also Representative(s) Daugherty and Hartsook--Concerning hospital medical price transparency.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 14, page(s) 818-819 and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Gonzales.

Amend the Health and Human Services Committee Report, dated April 13, 2023, page 2, line 11, strike "BY:." and substitute "BY:.".

Page 2, line 17, after "MEDICAID;" insert "AND".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1232 by Representative(s) McCluskie and Jodeh; also Senator(s) Roberts--Concerning clarification of the scope of the authority of the division of housing to spend money for certain types of grants.

Amendment No. 1(L.001), by Senator Roberts.

Amend reengrossed bill, page 6, lines 13 and 14, strike "JUNE 30, 2025," and substitute "JUNE 30, 2023,".

As amended, ordered revised and placed on the calendar for third reading and final passage.

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HB23-1186 by Representative(s) Lindsay and Jodeh; also Senator(s) Exum and Jaquez Lewis--
Concerning remote participation in a residential eviction filed in county court, and, in
connection therewith, making an appropriation. 1
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Ordered revised and placed on the calendar for third reading and final passage. 5
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HB23-1068 by Representative(s) Valdez; also Senator(s) Winter F.--Concerning pet animal ownership
in housing, and, in connection therewith, prohibiting restrictions on dog breeds for
obtaining homeowner's insurance, providing for the manner in which pet animals are 8
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Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, April 14, page(s) 818 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final
passage.

Majority Leader Moreno moved that the Committee of the Whole rise, report progress,
and beg leave to sit again. A majority of those elected to the Senate having voted in the
affirmative, the motion was adopted.

Committee of the Whole in recess.

Senate in recess. Senate reconvened.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to
the Senate having voted in the affirmative, SB23-195, SB23-025, SB23-056, SB23-253
and SB23-269 were made Special Orders at 10:08 a.m.

Committee of the Whole The hour of 10:08 a.m. having arrived, Senator Bridges moved that the Senate resolve
itself into the Committee of the Whole for consideration of Special Orders -- Second
Reading of Bills, and Senator Bridges was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills,
reading at length having been dispensed with by unanimous consent, had been considered
and action taken thereon as follows:

SB23-195 by Senator(s) Winter F. and Will; also Representative(s) Jodeh and Pugliese, Hartsook--
Concerning the calculation of contributions toward an insured's required cost sharing under
a health coverage plan.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 31, page(s) 651-652 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final
passage.

SB23-025 by Senator(s) Baisley, Rich; also Representative(s) Bird and Soper, Armagost, Bradfield,
Evans, Frizell, Marshall, Weinberg, Wilson, Winter T.--Concerning the creation of the "In
God We Trust" license plate.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 18, page(s) 876 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-056 by Senator(s) Kolker; also Representative(s) Bird--Concerning a requirement that the state make a direct distribution to the public employees' retirement association in addition to a previous additional direct distribution to fully recompense the association for the cancellation of the July 1, 2020, direct distribution.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 18, page(s) 876 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-253 by Senator(s) Cutter; also Representative(s) Froelich--Concerning standards for products represented as compostable in the state.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 12, page(s) 754-756 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 18, page(s) 876-877 and placed in members' bill files.)

Amendment No. 3(L.003), by Senator Cutter.

Amend printed bill, page 13, after line 14 insert:

"(6) THE PROHIBITION IN SUBSECTION (1)(a) OF THIS SECTION DOES NOT APPLY TO BRAND COLORS OR COLORS USED IN A MANNER THAT IS NOT CLEARLY INTENDED TO INDICATE COMPOSTABILITY.

(7) THIS SECTION IS EFFECTIVE JANUARY 1, 2024."

Amend the Business, Labor, and Technology Committee Report, dated April 11, 2023, page 3, strike line 21 and substitute:

"Strike page 11 and substitute "WOOD.
(5) THIS SECTION IS EFFECTIVE JULY 1, 2024."

Amendment No. 4(L.004), by Senator Cutter.

Amend the Business, Labor, and Technology Committee Report, dated April 11, 2023, page 3, strike line 18 and substitute "SECTION 25-17-713 (1)(e) AND (1)(f)."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-269 by Senator(s) Buckner and Rich; also Representative(s) Lukens and Bradfield--Concerning creating a bonus payment program to incentivize Colorado preschool providers to participate in the Colorado universal preschool program.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 18, page(s) 877 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Bridges, the report of the Committee of the Whole was **adopted** on the following roll call vote:

The Committee of the Whole took the following action:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Passed on second reading: SB23-195 as amended, SB23-025 as amended, SB23-056 as amended, SB23-253 as amended, SB23-269 as amended.

Committee of the Whole reconvened.

On motion of Assistant Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the General Orders -- Second Reading of Bills Calendar (HB23-1190, HB23-1077, HB23-1224, SB23-172, and SB23-200) of Tuesday, April 18, was laid over until Wednesday, April 19, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Bridges, the report of the Committee of the Whole was adopted on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-252 as amended, HB23-1232 as amended, HB23-1186, HB23-1068 as amended.

Laid over until Wednesday, April 19: HB23-1190, HB23-1077, HB23-1224, SB23-172, SB23-200.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-232

by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning unemployment compensation, and, in connection therewith, reducing employer premium rates; creating support surcharge rates; and adjusting the allocations of employer premiums and support surcharge payments to the unemployment compensation fund, the employment support fund, the employment and training technology fund, and the benefit recovery fund to comply with federal law.

Senator Zenzinger moved that the Senate concur in House amendments to **SB23-232**, as printed in House journal, April 14, page(s) 1210. The motion was **adopted** by the following roll call vote:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

(For further action, see Reconsideration of **SB23-232**.)

SB23-020 by Senator(s) Coleman; also Representative(s) Jodeh and Weinberg--Concerning the timely issuance of a certified death certificate.

Senator Coleman moved that the Senate concur in House amendments to **SB23-020**, as printed in House journal, April 14, page(s) 1228. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Sullivan.

SB23-143 by Senator(s) Fenberg and Van Winkle; also Representative(s) Kipp and Soper-- Concerning the administration of the existing retail delivery fees collected by the department of revenue, and, in connection therewith, making and reducing an appropriation.

President Fenberg moved that the Senate concur in House amendments to **SB23-143**, as printed in House journal, April 14, page(s) 1228. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Roberts.

SENATE ADHERENCE ON SB23-155

SB23-155 by Senator(s) Zenzinger, Fields; also Representative(s) Willford and Young--Concerning the continuation of the regulation of nursing home administrators, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies.

Senator Zenzinger moved that the Senate not concur in House amendments to **SB23-155**, as printed in House journal, April 14, page(s) 1228, and that the Senate adhere to its position.

The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS (cont'd)

SB23-250 by Senator(s) Mullica and Kirkmeyer; also Representative(s) Bird and Catlin--Concerning a 2023-24 state fiscal year transfer from the severance tax operational fund to the capital construction fund for use by state-supported institutions of higher education in energy impacted counties, and, in connection therewith, making an appropriation.

Senator Mullica moved that the Senate concur in House amendments to **SB23-250**, as printed in House journal, April 14, page(s) 1223. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

RECONSIDERATION OF SB23-232

SB23-232

by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning unemployment compensation, and, in connection therewith, reducing employer premium rates; creating support surcharge rates; and adjusting the allocations of employer premiums and support surcharge payments to the unemployment compensation fund, the employment support fund, the employment and training technology fund, and the benefit recovery fund to comply with federal law.

Having voted on the prevailing side, Assistant Majority Leader Rodriguez moved for reconsideration of the last Senate action, repassage as amended, on **SB23-232**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-232

by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Sirota, Bockenfeld--Concerning unemployment compensation, and, in connection therewith, reducing employer premium rates; creating support surcharge rates; and adjusting the allocations of employer premiums and support surcharge payments to the unemployment compensation fund, the employment support fund, the employment and training technology fund, and the benefit recovery fund to comply with federal law.

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Assistant Majority Leader Rodriguez, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE
MIDDLE INCOME HOUSING AUTHORITY

for a term expiring September 1, 2024:

Stephanie Gonzales of Granada, Colorado, occasioned by the resignation of Wayne Vaden of Denver, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
COMMISSION ON AGING

for a term expiring September 1, 2025:

Christine Vogel of Lafayette, Colorado, to serve as a Director of an Area Agency on Aging and as a Democrat, occasioned by the resignation of Robert Held, a Republican, of Aurora, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
STATE BOARD OF HEALTH

for a term expiring March 1, 2026:

Guyleen Castriotta of Broomfield, Colorado, a resident of the Seventh Congressional District and a Democrat, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB23-1101 by Representative(s) Vigil and Bacon; also Senator(s) Winter F. and Hinrichsen-- Concerning support for transit, and, in connection therewith, increasing the flexibility of the ozone season transit grant program and increasing opportunities for transit agency participation in regional transportation planning.

Senator Winter moved for the adoption of the first report of the second conference committee on **HB23-1101**, as printed in Senate journal, April 17, page(s) 855-856. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	25	NO	10	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

MESSAGE FROM THE HOUSE

April 18, 2023
Mr. President:

The House has adopted and transmits herewith HJR23-1021 as printed in House Journal, April 18, 2023

MESSAGE FROM THE GOVERNOR

Monday, April 17th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-146 - Colorado Apprenticeship Directory Information
Approved on Monday, April 17th, 2023 at 2:15 p.m.

SB23-197 - Fiscal Year 2023-24 Legislative Appropriation Bill
Approved on Monday, April 17th, 2023 at 2:15 p.m.

SB23-215 - State Employee Reserve Fund Gen Fund Transfer 1
Approved on Monday, April 17th, 2023 at 2:15 p.m. 2

SB23-218 - Repeal School Transformation Grant Prog Admin Cap 3
Approved on Monday, April 17th, 2023 at 2:15 p.m. 4

SB23-223 - Medicaid Provider Rate Review Process 5
Approved on Monday, April 17th, 2023 at 2:15 p.m. 6

SB23-224 - CO Commn Policies Postgraduate Student Exch Prog 7
Approved on Monday, April 17th, 2023 at 2:15 p.m. 8

SB23-225 - Specialty Ed CSU Medical School Partnership 9
Approved on Monday, April 17th, 2023 at 2:15 p.m. 10

SB23-227 - State Agency Attorney Hourly Rate 11
Approved on Monday, April 17th, 2023 at 2:15 p.m. 12

SB23-230 - County Assistance For 23rd Judicial District 13
Approved on Monday, April 17th, 2023 at 2:15 p.m. 14

SB23-231 - Amend Fund To Allow Payment Overdue Wage Claims 15
Approved on Monday, April 17th, 2023 at 2:15 p.m. 16

SB23-233 - Employment Services Funded By Wagner-Peyser Act 17
Approved on Monday, April 17th, 2023 at 2:15 p.m. 18

SB23-236 - Electric Vehicle Service Equipment Fund 19
Approved on Monday, April 17th, 2023 at 2:15 p.m. 20

SB23-239 - Hazardous Site Response Fund Transfer 21
Approved on Monday, April 17th, 2023 at 2:15 p.m. 22

SB23-242 - Community Corrections Financial Audit 23
Approved on Monday, April 17th, 2023 at 2:15 p.m. 24

Sincerely, 25
(signed) 26
Jared Polis 27
Governor 28

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

April 18, 2023 29
Mr. President: 30

The House has passed on Third Reading and transmitted to the Revisor of Statutes; 31
HB23-1245, amended as printed in House Journal, April 14, 2023, and amended on Third 32
Reading as printed in House Journal, April 18, 2023 33

The House has passed on Third Reading and transmitted to the Revisor of Statutes 34
HB23-1162, 1218, 1209, 1215, and 1136, amended as printed in House Journal, April 17, 35
2023. 36

The House has passed on Third Reading and transmitted to the Revisor of Statutes; 37
SB23-004, amended as printed in House Journal, April 17, 2023. 38

The House has passed on Third Reading and returns herewith SB23-180, 183, and 069. 39

The House has adopted the First Report of the First Conference Committee on SB23-241, as printed in House Journal, April 13, 2023, and has repassed the bill as so amended. The bill is returned herewith.

The House has adopted the First Report of the First Conference Committee on SB23-090, as printed in House Journal, April 14, 2023, and has repassed the bill as so amended. The bill is returned herewith.

The House has voted to concur in the Senate amendments to HB23-1009 and has repassed the bill as so amended.

MESSAGE FROM THE REVISOR OF STATUTES

April 18, 2023

We herewith transmit:

Without comment, as amended, HB23-1136, 1162, 1209, 1215, 1218, and 1245.
Without comment, as amended, SB23-004.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

SB23-287 by Senator(s) Zenzinger and Lundeen; also Representative(s) McLachlan and Kipp—Concerning the financing of public schools, and, in connection therewith, making an appropriation.
Education

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB23-265** be referred to the Committee of the Whole with favorable recommendation.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB23-259** be referred to the Committee of the Whole with favorable recommendation.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB23-1061** be referred to the Committee on Finance with favorable recommendation.

Business, Labor, & Technology The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

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MEMBERS OF THE
WORKERS' COMPENSATION
COST CONTAINMENT BOARD

for terms expiring December 13, 2025:

Patrick Hagge of Fort Collins, Colorado, to serve as an executive with good risk management experience in the insurance industry, reappointed;

Steve Carpenter of Frederick, Colorado, to serve as an executive with good risk management experience in the insurance industry, appointed;

Tom Jensen of Gypsum, Colorado, to serve as an executive with good risk management experience in the insurance industry, appointed.

Business,
Labor, &
Technology

The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
COLORADO CIVIL RIGHTS COMMISSION

effective March 14, 2023 for terms expiring March 13, 2027:

Sergio Cordova of Littleton, Colorado, to serve as a representative of an employee association, reappointed;

Daniel Ward of Centennial, Colorado, to serve as a majority owner of a business with five to fifty employees, reappointed;

Geta Asfew of Highlands Ranch, Colorado, to serve as a majority owner of a business with more than fifty employees, appointed.

Business,
Labor, &
Technology

The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
BOARD OF ASSESSMENT APPEALS

for terms beginning June 30, 2022 expiring June 30, 2023:

Monte Mullins of Alamosa, Colorado, reappointed;

Samuel M. Forsyth of Colorado Springs, Colorado, reappointed.

Jess Ketchum of Pagosa Springs, Colorado, appointed;

for a term beginning June 30, 2022 expiring June 30, 2025:

Valerie Bartell of Longmont, Colorado, occasioned by the resignation of Ann Louesa Maricle, appointed;

for a term beginning June 30, 2022 expiring June 30, 2026:

Amy J. Williams, MAI of Hayden, Colorado, a member engaged in agriculture, reappointed.

This letter shall amend, repeal, and supersede the letter dated June 3, 2022 pertaining to the Board of Assessment Appeals.

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INTRODUCTION OF RESOLUTIONS

The following resolution was read by title and referred to the committee indicated:

HJR23-1021 by Representative(s) Michaelson Jenet and Weinberg; also Senator(s) Gardner and Ginal--Concerning the commemoration of the Holocaust.

Laid over until Wednesday, April 19, 2023.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- SB23-288** by Senator(s) Fields and Buckner; also Representative(s) English and Joseph--Concerning measures to determine coverage for doula services.
Health & Human Services
- SB23-289** by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Bird and Sirota, Bockenfeld--Concerning seeking an amendment to the medicaid state plan to implement the community first choice optional benefit.
Health & Human Services
- SB23-290** by Senator(s) Fenberg; --Concerning natural medicine.
Finance
- SB23-291** by Senator(s) Fenberg and Cutter; also Representative(s) deGruy Kennedy and Martinez--Concerning the public utilities commission's regulation of energy utilities.
Finance
- SB23-292** by Senator(s) Hansen and Fenberg, Coleman, Danielson, Exum, Hinrichsen, Marchman, Mullica, Roberts, Rodriguez; also Representative(s) Duran and Bird--Concerning labor requirements for energy sector construction.
Business, Labor, & Technology
- SB23-293** by Senator(s) Coleman and Fields; also Representative(s) Herod--Concerning compensation of a student athlete for use of the student athlete's name, image, or likeness.
Education
- HB23-1056** by Representative(s) Hamrick; also Senator(s) Cutter--Concerning modernizing record keeping by the state archives.
State, Veterans, & Military Affairs
- HB23-1102** by Representative(s) Evans and Bird; also Senator(s) Roberts and Hansen--Concerning the high-visibility alcohol and drug impaired driving enforcement program.
Transportation & Energy
- HB23-1251** by Representative(s) Epps and Pugliese; also Senator(s) Pelton B.--Concerning the repeal of obsolete provisions in title 39 of the Colorado Revised Statutes.
Finance
- HB23-1261** by Representative(s) McLachlan and Martinez; also Senator(s) Pelton B. and Buckner--Concerning removing the requirement for a student to register for the United States selective service system to enroll in a state-supported institution of higher education.
Education
- HB23-1266** by Representative(s) Brown and Ricks; also Senator(s) Jaquez Lewis and Buckner--Concerning the suspension of a reverse mortgage from the repayment requirement when a force majeure renders the subject property uninhabitable as a principal residence.
Local Government & Housing
- HB23-1287** by Representative(s) McCluskie and Lukens; also Senator(s) Roberts and Will--Concerning a county's regulatory authority related to short-term rentals of lodging units.
Local Government & Housing

MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

April 14, 2023

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBER OF THE
UNDERGROUND DAMAGE PREVENTION SAFETY COMMISSION

for a term expiring January 1, 2026:

Laura Lancaster of Palisade, Colorado, to represent energy producers, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 4/17/23
Cindi Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Wednesday, April 19, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 101st Legislative Day

 Wednesday, April 19, 2023

Prayer	By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.	11
Call to Order	By the President at 9:00 a.m.	13
Roll Call	Present--31 Excused--4, Bridges, Hinrichsen, Kirkmeyer, Zenzinger Present later--3, Bridges, Kirkmeyer, Zenzinger	16
Quorum	The President announced a quorum present.	20
Pledge	By Senator Gonzales.	22
Approval of the Journal	On motion of Senator Marchman, the Journal of Tuesday, April 18, 2023, was approved as corrected by the Secretary.	24

SENATE SERVICES REPORT

Correctly Printed: SB23-287, 288, 289, 290, 291, 292, and 293.
 Correctly Engrossed: SB23-025, 056, 195, 252, 253, and 269.
 Correctly Reengrossed: SB23-145, 211, 260, 264, and 270.
 Correctly Revised: HB23-1068, 1186, and 1232.
 Correctly Enrolled: SB23-020, 069, 143, 180, 183, 232, and 250.

COMMITTEE OF REFERENCE REPORTS

Finance	After consideration on the merits, the Committee recommends that SB23-280 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	43
	Amend printed bill, page 7, line 7, strike "FEE;" and substitute "FEE AND THE COSTS TO THE DEPARTMENT OF REVENUE FOR ADMINISTERING THE TAX CREDIT CREATED IN SECTION 39-30-104 (7);".	47
	Page 9, lines 5 and 6, strike "LICENSED FUEL EXCISE".	51
	Page 9, line 6, strike "LICENSED FUEL".	53
	Page 9, strike line 12, and substitute "SIX THOUSAND ONE HUNDRED TWENTY-FIVE MILLIONTHS OF".	55
	Page 10, strike lines 3 and 4, and substitute "THE FUELS IMPACT ENTERPRISE FUND CREATED IN SECTION 43-4-1504; AND".	58
	Page 13, after line 18 insert: "(g.5) TO IMPOSE THE HEAVY-DUTY DIESEL VEHICLE REGISTRATION FEE AT THE MAXIMUM AMOUNT AUTHORIZED IN THIS SECTION AND TO PROMULGATE RULES TO ADJUST THE FEE AT OR BELOW THE MAXIMUM AMOUNT AUTHORIZED IN THIS SECTION AS REQUIRED;"	61
	Page 14, line 13, strike "IN A REASONABLE AMOUNT" and "EQUAL TO".	66

Page 14, strike lines 14 and 15 and substitute "NO MORE THAN THIRTY DOLLARS".

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Page 14, line 17, strike "2013," and substitute "2014,".

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Page 18, line 5, strike "OPTIONS, AND, FOR" and substitute "OPTIONS.".

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Page 18, strike lines 6 through 9.

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Page 19, line 19, strike "DEPARTMENT" and substitute "DIVISION".

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Page 19, line 24, strike "DEPARTMENT" and substitute "DIVISION".

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Page 20, line 23, strike "ENGINE." and substitute "ENGINE, OVER A GROSS VEHICLE WEIGHT RATING OF MORE THAN SIXTEEN THOUSAND POUNDS.".

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Page 21, line 14, strike "2016" and substitute "2015" and after "TRUCK" insert "THAT HAS BEEN REGISTERED IN COLORADO FOR AT LEAST TWO YEARS,".

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Page 21, line 15, strike "2017" and substitute "2016" and after "TRUCK" insert "REGISTERED IN COLORADO".

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Page 21, line 21, strike "JANUARY," and substitute "JANUARY".

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Page 31, lines 26 and 27, strike "EQUAL TO NO MORE THAN TEN DOLLARS FOR HEAVY-DUTY DIESEL VEHICLES THAT ARE MODEL YEAR 2014 THROUGH 2016,".

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Page 32, line 1, strike "TWENTY" and substitute "THIRTY".

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Page 32, line 2, strike "2013," and substitute "2014,".

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Page 33, strike line 19 and substitute "IN A NONATTAINMENT AREA OF THE STATE, AS DESIGNATED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY PURSUANT TO SECTION 24-38.5-116 (2)(h), ON THE FOLLOWING SCHEDULE:".

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Page 33, strike line 23 and substitute "ANY STATE PROJECT SITE IN A NONATTAINMENT AREA OF THE STATE, AS DESIGNATED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY PURSUANT TO SECTION 24-38.5-116 (2)(h);".

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Page 33, line 26, strike "2010" and substitute "2007".

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Page 33, strike line 27, and substitute "ANY STATE PROJECT SITE IN A NONATTAINMENT AREA OF THE STATE, AS DESIGNATED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY PURSUANT TO SECTION 24-38.5-116 (2)(h); AND

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(c) ON AND AFTER JANUARY 1, 2029, DIESEL TRUCKS WITH A GROSS VEHICLE WEIGHT OF SIXTEEN THOUSAND ONE POUND OR GREATER THAT ARE OLDER THAN MODEL YEAR 2010 SHALL NOT BE PERMITTED ON ANY STATE PROJECT SITE IN A NONATTAINMENT AREA OF THE STATE, AS DESIGNATED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY PURSUANT TO SECTION 24-38.5-116 (2)(h)."

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Page 34, strike lines 1 through 5 and substitute:

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"(3) ON AND AFTER JANUARY 1, 2024, ALL STATE PROJECT BID REQUESTS AND PROJECT AWARDS MUST INCLUDE LANGUAGE SPECIFYING THE MODEL YEAR OF DIESEL TRUCKS PERMITTED TO OPERATE ON THE STATE PROJECT SITE. THE DEPARTMENT OF TRANSPORTATION SHALL BOTH DEVELOP A PROCEDURE FOR ENSURING COMPLIANCE WITH THIS SECTION AND OUTLINE PENALTIES FOR FAILING TO COMPLY WITH THIS SECTION.

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(4) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, THIS SECTION SHALL NOT APPLY TO DIESEL TRUCKS USED BY THE DEPARTMENT OF TRANSPORTATION, OTHER STATE AGENCIES, OR LOCAL GOVERNMENTS TO PERFORM ROUTINE MAINTENANCE ON OR INCIDENTAL TRAVEL TO STATE PROJECTS."

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Renumber succeeding subsection accordingly.

Page 41, lines 17 and 18, strike "SIX THOUSAND ONE HUNDRED TWENTY-FIVE HUNDRED-THOUSANDTHS" and substitute "SIX THOUSAND ONE HUNDRED TWENTY-FIVE MILLIONTHS".

Page 42, strike line 11, and substitute "STATE PRIORITIZING USES RELATED TO SAFETY AND ENVIRONMENTAL IMPACTS:".

Page 42, after line 19 insert:

"(b) IF THE ENTERPRISE IS UNABLE TO DISTRIBUTE TEN MILLION DOLLARS PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION, THE ENTERPRISE SHALL DISTRIBUTE THE DOLLARS IT CAN DISTRIBUTE IN THE SAME PROPORTION AS DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION.".

Reletter succeeding paragraph accordingly.

Finance

After consideration on the merits, the Committee recommends that **SB23-271** 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 "- safe harbor".

Page 4, line 24, strike "AND SAFE HARBOR HEMP PRODUCTS".

Page 6, line 4, strike "TWO AND ONE-HALF" and substitute "ONE AND THREE-FOURTHS".

Page 6, strike lines 20 through 27.

Page 7, strike lines 1 through 11.

Reletter succeeding paragraphs accordingly.

Page 7, after line 22 insert:

"(r) "TINCTURE" MEANS A LIQUID HEMP PRODUCT PACKAGED IN A CONTAINER OF FOUR FLUID OUNCES OR LESS THAT CONSISTS OF A NOT-POTABLE SOLUTION:

(I) CONTAINING AT LEAST TWENTY-FIVE PERCENT NON-DENATURED ALCOHOL OR A BASE OF GLYCERIN, PLANT-BASED OIL, OR CONCENTRATED SYRUP;

(II) CONTAINING HEMP, HEMP CONCENTRATE, OR HEMP EXTRACT; AND

(III) INTENDED FOR HUMAN USE.".

Page 8, line 18, strike "LABELING" and substitute "TESTING AND LABELING,".

Page 8, line 19, strike "SECTION;" and substitute "SECTION, INCLUDING:

(I) THE PRESENCE OF AND INFORMATION ABOUT:

(A) HEAVY METALS;

(B) RESIDUAL SOLVENTS;

(C) PESTICIDES;

(D) THC; AND

(E) YEAST AND MOLD.

(II) WARNING LABELS FOR HEMP THAT ARE AT LEAST AS STRINGENT AS THOSE IMPOSED BY SECTION 44-10-203 (2)(f) AND (3)(h) FOR MARIJUANA, AS APPLICABLE, AND THAT INCLUDE:

(A) ADVISING ABOUT THE RISK OF IMPAIRMENT WHEN OPERATING HEAVY MACHINERY, TESTING POSITIVE ON A DRUG TEST, AND HARM FROM CONSUMING THC WHILE PREGNANT OR BREAST FEEDING;

(B) THE AMOUNT OF THC PER SERVING AND THE NUMBER OF SERVINGS PER PACKAGE; AND

(C) A UNIVERSAL SYMBOL THAT THE PACKAGE CONTAINS THC;

(g) PROMULGATE RULES GOVERNING PACKAGING OF HEMP PRODUCTS THAT ARE AT LEAST AS STRINGENT AS THE PACKAGING REQUIREMENTS OF

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SECTION 44-10-203 (3)(b) FOR MARIJUANA, AS APPLICABLE;
(h) PROMULGATE RULES GOVERNING DECEPTIVE, FALSE, OR MISLEADING STATEMENTS OR LABELING FOR HEMP PRODUCTS;"

Reletter succeeding paragraphs accordingly.

Page 8, lines 22 and 23, strike "HEMP, HEMP PRODUCTS, OR SAFE HARBOR HEMP PRODUCTS;" and substitute "HEMP OR HEMP PRODUCTS;"

Page 9, line 7, strike "TWO AND ONE-HALF" and substitute "ONE AND THREE-FOURTHS"

Page 9, strike lines 26 and 27 and substitute:
"(c) (I) A PERSON SHALL NOT MARKET OR PROMOTE A HEMP PRODUCT AS CONTAINING THC"

Page 10, strike lines 1 through 5.

Page 11, strike lines 11 through 17 and substitute:
"(II) A PERSON SHALL NOT MARKET OR PROMOTE A"

Page 13, line 9, strike "regulated hemp facilities -"

Page 13, lines 14 and 15, strike "AND EACH SAFE HARBOR MANUFACTURER OR STORAGE FACILITY"

Page 13, strike lines 26 and 27.

Page 14, strike lines 1 through 21.

Reletter succeeding paragraphs accordingly.

Page 15, line 20, after "HERB;" insert "OR"

Page 15, line 23, strike "SECTION; OR" and substitute "SECTION."

Page 15, strike lines 24 through 26.

Page 16, line 2, strike "(3)(h)" and substitute "(3)(j)"

Page 16, line 23, strike "REGULATED HEMP" and substitute "HEMP MANUFACTURER OR STORAGE"

Page 17, line 1, strike "OR SAFE HARBOR HEMP PRODUCTS"

Page 17, strike lines 6 through 10.

Page 23, line 9, strike "TWO AND ONE-HALF" and substitute "ONE AND THREE-FOURTHS"

Strike "AND SAFE HARBOR HEMP PRODUCT" on: **Page 4**, line 22; and **Page 5**, lines 11 and 12.

Strike "REGULATED HEMP FACILITY" and substitute "HEMP MANUFACTURER OR STORAGE FACILITY" on: **Page 13**, lines 11 and 12 and 25.

Finance

After consideration on the merits, the Committee recommends that **SB23-274** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 5, strike lines 8 through 13 and substitute:

"(III) AT LEAST ONE MEMBER OF THE COMMISSION MUST HAVE AGRICULTURAL EXPERIENCE, PREFERABLY A MEMBER WITH AGRICULTURAL EXPERIENCE WHO IS ALSO REGULATED BY THE DIVISION. AT LEAST THREE OTHER MEMBERS OF THE COMMISSION MUST BE FROM THE COMMUNITY REGULATED BY

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THE DIVISION, EMPLOYED BY AN ENTITY THAT IS SUBJECT TO FEES SET PURSUANT TO THIS ARTICLE 8, AND, TO THE EXTENT PRACTICABLE, EACH IS EMPLOYED BY AN ENTITY THAT IS SUBJECT TO A DIFFERENT TYPE OF FEE PURSUANT TO THIS ARTICLE 8 THAN THE TYPE OF FEE THAT THE EMPLOYERS OF THE OTHER TWO MEMBERS ARE SUBJECT.

(IV) A MEMBER OF THE COMMISSION MUST HAVE EXPERIENCE OR TRAINING IN ONE OR MORE OF THE FOLLOWING AREAS:

- (A) SCIENCE;
- (B) ENGINEERING;
- (C) TECHNOLOGY;
- (D) INDUSTRY;
- (E) CONSTRUCTION;
- (F) LABOR;
- (G) AGRICULTURE;
- (H) ENVIRONMENTAL LAW;
- (I) ENVIRONMENTAL POLICY;
- (J) ENVIRONMENTAL JUSTICE;
- (K) MUNICIPAL WATER TREATMENT;
- (L) MUNICIPAL WASTEWATER TREATMENT;
- (M) MUNICIPAL GOVERNMENT; OR
- (N) COUNTY GOVERNMENT."

Page 7, line 4, strike "FEES" and substitute "FEES, AND THE GENERAL ASSEMBLY MAY, BY BILL, ANNUALLY ADJUST THE FEES,".

Page 8, line 2, strike "SECTION" and substitute "SECTION, OR ADOPTS ANY SUBSEQUENT ADJUSTMENTS TO THE FEES,".

Page 8, strike line 7 and substitute "CASH FEES.

(b) THROUGH THE STAKEHOLDER PROCESS, THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT SHALL IDENTIFY THE FEE REVENUE NEEDED FOR EVALUATION OF THE FEASIBILITY OF TREATMENT METHODS REQUIRED TO MEET WATER QUALITY STANDARDS AND OTHER REGULATIONS ADOPTED OR PROPOSED FOR ADOPTION, INCLUDING THE FUNDING NEEDED:

- (I) TO SUPPORT THE DEVELOPMENT OF VARIANCES;
 - (II) TO IMPROVE PERMIT ISSUANCE PROCESSES TO INCREASE EFFICIENCY AND FACILITATE THE TIMELY ISSUANCE OF NEW PERMITS;
 - (III) FOR RENEWAL PERMITS, PERMIT MODIFICATIONS, AND REDUCING PERMIT BACKLOG; AND
 - (IV) FOR THE PREPARATION OF COST-BENEFIT ANALYSES AND REGULATORY ANALYSES WHEN REQUIRED PURSUANT TO SECTION 24-4-103 (2.5) OR (4.5) OF THE "STATE ADMINISTRATIVE PROCEDURE ACT".
- (c) IN CONDUCTING STAKEHOLDER OUTREACH, THE".

Reletter succeeding paragraph accordingly.

Page 8, line 8, after "DEPARTMENT" insert "OF PUBLIC HEALTH AND ENVIRONMENT".

Page 8, line 22, strike "SUBSECTION (2)(a) OF THIS SECTION" and substitute "THIS SUBSECTION (2)".

Page 16, line 19, strike "AND".

Page 16, line 22, strike "REPORT." and substitute "REPORT; AND

(g) REVENUE AND EXPENDITURES, INCLUDING FOR THE DIVISION'S GENERAL ADMINISTRATION NEEDS, THE DIVISION'S ADMINISTRATION OF THE CLEAN WATER AND DRINKING WATER PROGRAMS, AND THE DIVISION'S ALLOCATION OF ANY INCREASED FEES ESTABLISHED THROUGH SECTION 25-8-210 FOR SERVICES THAT THE DIVISION PROVIDES. THE DEPARTMENT SHALL PRESENT THIS INFORMATION AS PART OF THE DEPARTMENT'S ANNUAL "SMART ACT" PRESENTATION PURSUANT TO SECTION 2-7-203."

Finance

After consideration on the merits, the Committee recommends that **SB23-248** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance

After consideration on the merits, the Committee recommends that **SB23-278** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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THIRD READING OF BILLS -- FINAL PASSAGE

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On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

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SB23-195

by Senator(s) Winter F. and Will; also Representative(s) Jodeh and Pugliese, Hartsook-- Concerning the calculation of contributions toward an insured's required cost sharing under a health benefit plan.

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The question being "Shall the bill pass?", the roll call was taken with the following result:

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YES	24	NO	7	EXCUSED	4	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	E
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

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A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

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Co-sponsor(s) added: Buckner, Cutter, Jaquez Lewis, Marchman, Moreno, and Priola.

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SB23-025

by Senator(s) Baisley, Rich; also Representative(s) Bird and Soper, Armagost, Bradfield, Evans, Frizell, Marshall, Weinberg, Wilson, Winter T.--Concerning the creation of the "In God We Trust" license plate, and, in connection therewith, making an appropriation.

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The question being "Shall the bill pass?", the roll call was taken with the following result:

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YES	24	NO	7	EXCUSED	4	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	Y	Hansen	N	Mullica	Y	Sullivan	N
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	E
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

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A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

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Co-sponsor(s) added: Liston, Lundeen, Pelton B., Pelton R., Smallwood, Van Winkle, and Will.

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SB23-056

by Senator(s) Kolker; also Representative(s) Bird--Concerning a requirement that the state make a direct distribution to the public employees' retirement association in addition to a previous additional direct distribution to recompense the association for the cancellation of the July 1, 2020, direct distribution.

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The question being "Shall the bill pass?", the roll call was taken with the following result:

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YES	25	NO	6	EXCUSED	4	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	N
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	N	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	E
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Danielson, Exum, Jaquez Lewis, Marchman, Mullica, Priola, and Sullivan.

SB23-253

by Senator(s) Cutter; also Representative(s) Froelich and McCormick--Concerning standards for products represented as compostable in the state, and in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	9	EXCUSED	4	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	E
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Danielson, Fenberg, Fields, Gonzales, Hansen, Jaquez Lewis, Marchman, Moreno, Priola, Sullivan, and Winter F.

SB23-269

by Senator(s) Buckner and Rich; also Representative(s) Lukens and Bradfield--Concerning creating a bonus payment program to incentivize Colorado preschool providers to participate in the Colorado universal preschool program, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	28	NO	3	EXCUSED	4	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	E
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coleman, Cutter, Exum, Fenberg, Ginal, Jaquez Lewis, Marchman, Moreno, Mullica, Priola, Roberts, Sullivan, and Winter F.

SB23-252 by Senator(s) Van Winkle and Gonzales; also Representative(s) Daugherty and Hartsook-- Concerning hospital medical price transparency.

A majority of those elected to the Senate having voted in the affirmative, Senator Van Winkle was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.004), by Senator Gonzales.

Amend engrossed bill, page 10, line 7, strike "RATES." and substitute "RATES, IF APPLICABLE."

Page 11, line 2, strike "(8)" and substitute "(3)".

Page 11, line 10, strike "(9)" and substitute "(4)".

The amendment was **passed** on the following roll call vote:

YES	31	NO	0	EXCUSED	4	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	E	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	E
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

At the order of the President, Senators Bridges and Kirkmeyer were added to the current roll call.

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	22	NO	11	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	N	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	E
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Exum, Fields, Hansen, Jaquez Lewis, Marchman, Moreno, Priola, and Rodriguez.

HB23-1232 by Representative(s) McCluskie and Jodeh; also Senator(s) Roberts--Concerning clarification of the scope of the authority of the division of housing to spend money for certain types of grants.

Laid over until Thursday, April 20, retaining its place on the calendar.

HB23-1186 by Representative(s) Lindsay and Jodeh; also Senator(s) Exum and Jaquez Lewis-- Concerning remote participation in a residential eviction filed in county court, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	21	NO	12	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	N	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	E
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Fields, Gonzales, Marchman, Moreno, Priola, Sullivan, and Winter F.

At the order of the President, Senator Zenzinger was added to the current roll call.

HB23-1068 by Representative(s) Valdez; also Senator(s) Winter F. and Jaquez Lewis--Concerning pet animal ownership in housing, and, in connection therewith, prohibiting restrictions on dog breeds for obtaining homeowner's insurance, providing for the manner in which pet animals are handled when a writ of restitution is executed, limiting security deposits and rent for pet animals, and excluding pet animals from personal property liens.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	20	NO	14	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	N	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	N
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter.

Committee of the Whole On motion of Senator Marchman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Marchman was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1235 by Representative(s) Sirota; also Senator(s) Buckner--Concerning technical modifications to the department of early childhood.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1100 by Representative(s) Ricks and Garcia, Mabrey; also Senator(s) Jaquez Lewis and Gonzales--Concerning restrictions on governmental participation in civil immigration detention.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate journal, April 17, page(s) 871, was **lost**.)

Ordered revised and placed on the calendar for third reading and final passage.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the General Orders -- Second Reading of Bills Calendar (HB23-1190, HB23-1077, HB23-1224, SB23-172, and SB23-200) of Wednesday, April 19 was laid over until later in the day Wednesday, April 19, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Marchman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1235, HB23-1100.
Laid over until later in the day Wednesday, April 19: HB23-1190, HB23-1077, HB23-1224, SB23-172, SB23-200

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Resolutions Calendar (HJR23-1021) of Wednesday, April 19, was laid over until Friday, April 21, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-004 by Senator(s) Marchman and Jaquez Lewis; also Representative(s) Michaelson Jenet and Young--Concerning employment of certain school-based therapists.

Senator Marchman moved that the Senate concur in House amendments to **SB23-004**, as printed in House journal, April 17, page(s) 1270. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Moreno, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
BOARD OF TRUSTEES FOR THE COLORADO
SCHOOL FOR THE DEAF AND THE BLIND

for terms expiring July 1, 2026:

Ida Wilding of Colorado Springs, Colorado, to serve as a representative of the Deaf community, appointed;

Jessica Lee of Colorado Springs, appointed;

Allan G. Ward of Poncha Springs, Colorado, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Buckner, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE COLLEGEINVEST BOARD OF DIRECTORS

effective July 31, 2022, for terms expiring July 31, 2026:

- David Andrew Simon of Cherry Hills Village, Colorado, reappointed;
- Kirk Mielenz of Littleton, Colorado, reappointed;
- Danielle Shoots of Denver, Colorado, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB23-090 by Senator(s) Gardner; also Representative(s) Snyder--Concerning the enactment of the 2022 amendments to the "Uniform Commercial Code".

Senator Gardner moved for the adoption of the first report of the first conference committee on **SB23-090**, as printed in Senate journal, April 14, page(s) 852-853. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-241 by Senator(s) Bridges and Kirkmeyer; also Representative(s) Bird and Bockenfeld-- Concerning the creation of the office of school safety, and, in connection therewith, requiring the director of the office of school safety to appoint a grants manager, creating a crisis response unit within the office of school safety, specifying that the office of school safety has oversight over the school safety resource center, specifying that the school access for emergency response grant program is administered by the office of school safety, creating a youth violence grant program administered by the office, and making an appropriation.

Senator Bridges moved for the adoption of the first report of the first conference committee on **SB23-241**, as printed in Senate journal, April 13, page(s) 813-814. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Sullivan.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB23-083, 168, 169, 170, 219, 228, and 229.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Local Government & Housing After consideration on the merits, the Committee recommends that **SB23-277** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend the printed bill, page 4, line 3, after "(1)(c)(I)(H)," insert "(1)(c)(I)(G),".

Page 4, line 17, strike "AND".

Page 4, after line 17 insert:

"(H) PROVIDING, OR ASSISTING IN THE PROVISION OF, CARDIOVASCULAR AND OTHER HEALTH SCREENINGS; AND".

Reletter succeeding sub-subparagraph.

Local Government & Housing

The Committee on Local Government & Housing has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE BOARD OF REAL ESTATE APPRAISERS

for a term expiring July 1, 2024:

Clinton Taylor of Lakewood, Colorado, to serve as a representative of real estate appraisers with experience in appraisal management, occasioned by the resignation of Chris Andrew Brownlee of Grand Junction, Colorado, appointed.

Local Government & Housing

The Committee on Local Government & Housing has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE STATE HOUSING BOARD

for terms expiring January 31, 2027:

Monique Terpstra of Mack, Colorado, to serve as a member of an advocacy group for persons with disabilities, member of the Third Congressional District, and as a member of the No Labels political party, appointed;

Nancy Jackson, PhD, of Aurora, Colorado, to serve as a member of the Sixth Congressional District and as a member of the Democratic political party, appointed.

Local Government & Housing

The Committee on Local Government & Housing has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE BOARD OF MORTGAGE LOAN ORIGINATORS

for term expiring August 10, 2027:

Aaron Salladay of Colorado Springs, Colorado, to serve as a mortgage loan originator, appointed.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-284** be referred to the Committee of the Whole with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1026** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, after line 1 insert:

"SECTION 1. Short title. The short title of this act is the "Grandparents' Rights for Aaliyah and Myah Act".

Renumber succeeding sections accordingly.

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Page 2, line 5, strike "short title -".

Page 2, strike lines 6 and 7.

Renumber succeeding subsections accordingly.

Page 5, line 22, strike "(5)" and substitute "(4)".

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1225** 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 27.

Page 6, strike lines 1 through 8 and substitute "- **severability.** (1) (a) The board may establish an upper payment limit for any prescription drug for which the board has performed an affordability review pursuant to section 10-16-1406 and determined that the use of the prescription drug is unaffordable for Colorado consumers; except that:

(I) The board may not establish an upper payment limit for more than twelve prescription drugs in each calendar year for three years beginning April 1, 2022, UNLESS THE BOARD DETERMINES THAT THERE IS A NEED TO ESTABLISH UPPER PAYMENT LIMITS FOR MORE THAN TWELVE PRESCRIPTION DRUGS, IN WHICH CASE THE BOARD MAY ESTABLISH AN UPPER PAYMENT LIMIT FOR UP TO EIGHTEEN PRESCRIPTION DRUGS SO LONG AS THE BOARD HAS SUFFICIENT STAFF SUPPORT TO DO SO; AND

(II) FOR EACH PRESCRIPTION DRUG FOR WHICH THE BOARD ESTABLISHES AN UPPER PAYMENT LIMIT, THE BOARD MAY INCLUDE MULTIPLE NATIONAL DRUG CODES, AS DESCRIBED IN 21 CFR 207.33, THAT ARE INDICATED FOR THE PRESCRIPTION DRUG.

(b) The failure of an entity to provide information to the board pursuant to section 10-16-1406 (7)(b) does not affect the authority of the board to establish an upper payment limit for ~~the~~ A prescription drug."

Page 1, line 104, strike "UNLIMITED" and substitute "ADDITIONAL".

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **SB23-285** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 5, after line 11 insert:

"**SECTION 3.** In Colorado Revised Statutes, 34-60-106, **amend** (7)(a); and **add** (22) as follows:

34-60-106. Additional powers of commission - rules - definitions - repeal. (7) (a) The commission may establish, charge, and collect docket fees for the filing of applications, petitions, protests, responses, and other pleadings. All fees shall be deposited in the ~~oil and gas conservation and environmental response~~ ENERGY AND CARBON MANAGEMENT CASH fund established by section ~~34-60-122~~ CREATED IN SECTION 34-60-122 (5) and are subject to appropriations by the general assembly for the purposes of this article 60.

(22) THE COMMISSION SHALL CREATE AND MAINTAIN A WEBSITE THAT SERVES AS THE STATE PORTAL FOR INFORMATION AND DATA REGARDING THE COMMISSION'S REGULATORY ACTIVITIES."

Renumber succeeding sections accordingly.

Page 6, line 12, strike "(I)".

Page 6, strike lines 17 through 25.

Page 10, after line 20 insert:

"(11) "LOCAL GOVERNMENT" MEANS A HOME RULE OR STATUTORY COUNTY, MUNICIPALITY, OR CITY AND COUNTY."

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Renumber succeeding subsections accordingly.

Page 11, line 9, strike "(4)" and substitute "(4); and **add** (5)".

Page 11, after line 21 insert:

"(5) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, GEOTHERMAL RESOURCES ASSOCIATED WITH NONTRIBUTARY GROUNDWATER SHALL NOT BE TRANSFERRED SEPARATELY FROM THE NONTRIBUTARY GROUNDWATER."

Page 12, lines 4 and 5, strike "THE OWNER OR OPERATOR OF THE WELL SHALL OBTAIN AN OPERATIONS PERMIT" and substitute "AN OPERATIONS PERMIT MUST BE OBTAINED".

Page 15, strike lines 5 and 6 and substitute "RESOURCES CONSISTENT WITH THE REQUIREMENTS DESCRIBED IN SECTION 37-90-137."

Page 15, line 9, strike "IN ACCORDANCE WITH SECTION 37-90-137 (4)" and substitute "CONSISTENT WITH THE REQUIREMENTS DESCRIBED IN SECTION 37-90-137".

Page 15, strike line 12 and substitute "DETERMINATION MUST RELY ON THE DEFINITION OF NONTRIBUTARY GROUNDWATER PURSUANT TO SECTION 37-90-103 (10.5) AS DETERMINED BY:".

Page 16, strike lines 2 through 4 and substitute "~~obtained from the state engineer. This requirement shall not apply to~~ Nondiversionary utilization methods DO NOT REQUIRE A USE PERMIT PURSUANT TO SUBSECTION (1) OF THIS SECTION BUT ARE SUBJECT TO THE RULES ADOPTED PURSUANT TO SECTION 37-90.5-106 (1)(a)(I) AND (1)(b)(I); however, ~~such exemption~~".

Page 16, line 10, strike "OPERATIONS." and substitute "OPERATIONS USING ALLOCATED GEOTHERMAL RESOURCES."

Page 16, line 24, after "RESOURCE" insert "ASSOCIATED WITH TRIBUTARY GROUNDWATER".

Page 21, line 4, strike "IMPACTS;" and substitute "IMPACTS, INCLUDING ENVIRONMENTAL AND PUBLIC HEALTH IMPACTS;".

Page 22, line 5, strike "(1.5)" and substitute "(1.3), (1.5)".

Page 22, after line 10 insert:

"(1.3) "LOCAL GOVERNMENT" MEANS A HOME RULE OR STATUTORY COUNTY, MUNICIPALITY, OR CITY AND COUNTY."

Page 24, after line 26 insert:

"(5) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, NOTHING IN THIS SECTION ESTABLISHES, ALTERS, IMPAIRS, OR NEGATES THE ABILITY OF A LOCAL GOVERNMENT TO REGULATE LAND USE RELATED TO INTRASTATE UNDERGROUND NATURAL GAS STORAGE FACILITIES."

Page 28, line 3, strike "(1)(g) and (4)(d)" and substitute "(1)(g), (4)(d), and (4)(e)".

Page 29, line 3, strike "AND".

Page 29, line 5, strike "37-90.5-110." and substitute "37-90.5-110;".

Page 29, after line 6 insert:

"(e) TO CREATE AND MAINTAIN THE WEBSITE DESCRIBED IN SECTION 34-60-106 (22)".

Page 41, strike lines 7 through 16.

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Renumber succeeding sections accordingly.

Page 43, line 16, strike "chief inspector of coal mines." and substitute "COAL MINING REGULATORY AUTHORITY."

Strike "RIGHTS," on: **Page 14**, lines 5, 9, 17, and 24.

Trans-
portation &
Energy

After consideration on the merits, the Committee recommends that **HB23-1217** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Trans-
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After consideration on the merits, the Committee recommends that **HB23-1234** be **referred** to the Committee on Appropriations with favorable recommendation.

Trans-
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After consideration on the merits, the Committee recommends that **HB23-1233** be **referred** to the Committee of the Whole with favorable recommendation.

Local
Government
& Housing

After consideration on the merits, the Committee recommends that **SB23-213** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 8, line 19, strike "a current unmet housing need" and substitute "an unmet housing need, as of 2022,".

Page 8, after line 23 insert:

"(E) Older adults represent the fastest growing segment of Colorado's population and have diverse housing needs that are not being adequately met in the current housing market, including the need for more accessible and affordable housing units built with universal design and located within age friendly communities. The housing and land use policies of the state must be informed by the findings and recommendations of the strategic action plan on aging, developed pursuant to section 24-32-3406, and the lifelong Colorado initiative created pursuant to section 26-11-302, including the eight realms of livable and age friendly communities;"

Reletter succeeding sub-subparagraphs accordingly.

Page 9, line 11, strike the second "and".

Page 9, line 15, strike "growth." and substitute "growth; and

(J) Displacement from low income neighborhoods has occurred in Colorado under current land use regulations as housing rents and prices have increased faster than wages, which has fundamentally changed the demographics of some areas. These pressures have led to both direct displacement of individual households from homes they can no longer afford and indirect displacement as the result of changes in the neighborhood population as low-income residents move out and the vacated units are no longer affordable to similar households. As the state and local governments seek to increase housing options and affordability, it is essential to take steps to mitigate further displacement and enable residents to stay in their neighborhoods if they wish."

Page 9, line 24, after "commutes," insert "reduced options for older adults to age in their community of choice,".

Page 10, line 24, strike "levels." and substitute "levels and accessible for people of all ages and abilities."

Page 11, line 9, strike "state" and substitute "statewide".

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- Page 12, line 4, strike "2040" and substitute "2030". 1
- Page 12, line 7, after "year." insert "According to the state demographer, households headed by a household age sixty-five and above are expected to increase by 197,000 from 2020 to 2030, meaning over half of the growth in households across the state is expected to be households over sixty-five." 2
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- Page 14, line 5, strike "and". 8
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- Page 15, line 3, strike "Planning." and substitute "Planning;". 10
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- Page 16, line 4, strike "Policy." and substitute "Policy; and". 12
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- Page 16, lines 5 and 6, strike "creating a holistic statewide water management system," and substitute "advancing efficient water use,". 14
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- Page 16, line 9, strike "A holistic statewide water management system" and replace with "Efficient water use". 17
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- Page 21, lines 5 and 6, strike "grew from two million to two million nine hundred thousand," and substitute "increased by nearly fifty percent,". 20
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- Page 21, line 7, strike "(VI)" and substitute "(b)". 23
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- Page 22, line 15, strike "AND". 25
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- Page 22, line 20, strike "DATA." and substitute "DATA; AND
(VIII) THE AFFORDABLE HOUSING TRANSFORMATIONAL TASK FORCE ESTABLISHED IN SECTION 24-75-229 (6)(a), IDENTIFIED A STATEWIDE HOUSING NEEDS ASSESSMENT AND PRODUCTION STRATEGY AS A TOP LEGISLATIVE PRIORITY FOR COLORADO IN THE TASK FORCE'S FEBRUARY 23, 2022, REPORT TO THE GENERAL ASSEMBLY.
(b) THEREFORE, THE GENERAL ASSEMBLY DECLARES THAT THE DEVELOPMENT AND USE OF LAND IS A MATTER OF MIXED STATEWIDE AND LOCAL CONCERN." 27
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- Page 22, strike lines 21 through 23. 37
- Page 23, line 12, strike "INCOME." and substitute "INCOME ON HOUSING COSTS." 38
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- Page 23, strike lines 13 through 22 and substitute: 40
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 - "(4) "BROWNFIELD DEVELOPMENT" MEANS THE DEVELOPMENT OF BROWNFIELD SITES, AS DEFINED IN SECTION 31-25-103 (3.1). 43
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 - (5) "BUILDABLE LANDS ANALYSIS" MEANS AN EVALUATION OF LANDS SUITABLE FOR DEVELOPMENT INCLUDING POTENTIAL GREYFIELD DEVELOPMENT, BROWNFIELD DEVELOPMENT, AND GREENFIELD DEVELOPMENT. 45
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 - (6) "BUS RAPID TRANSIT" MEANS A BUS-BASED TRANSIT SERVICE THAT INCLUDES AT LEAST THREE OF THE FOLLOWING: 48
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 - (a) SERVICE THAT IS SCHEDULED TO RUN EVERY FIFTEEN MINUTES OR LESS DURING THE HIGHEST FREQUENCY SERVICE HOURS; 50
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 - (b) DEDICATED LANES OR BUSWAYS; 52
 - (c) TRAFFIC SIGNAL PRIORITY; 53
 - (d) OFF-BOARD FARE COLLECTION; 54
 - (e) ELEVATED PLATFORMS; OR 55
 - (f) ENHANCED STATIONS." 56
- Re-number succeeding subsections accordingly. 57
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- Page 23, strike lines 26 and 27 and substitute: 59
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 - "(8) "COTTAGE CLUSTER" MEANS A GROUPING OF TWO OR MORE DETACHED HOUSING UNITS, EACH HOUSING UNIT HAVING A FOOTPRINT OF NO MORE THAN NINE HUNDRED SQUARE FEET, AND THE GROUPING HAVING A COMMON COURTYARD." 62
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- Page 24, strike lines 1 through 15 and substitute: 66
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"(9) "DISCRETIONARY APPROVAL PROCESS" MEANS A DEVELOPMENT APPROVAL PROCESS CONDUCTED PURSUANT TO LOCAL LAW THAT REQUIRES A PUBLIC BODY OR OFFICIAL TO MAKE ONE OR MORE SUBJECTIVE DETERMINATIONS, INCLUDING:

(a) EVALUATIONS OF CONSISTENCY OF AN APPLICATION WITH LOCAL PLANS;

(b) COMPATIBILITY OR HARMONY OF AN APPLICATION WITH SURROUNDING LAND USES OR DEVELOPMENT;

(c) INDIVIDUALIZED EVALUATIONS RELATING TO MITIGATION OF IMPACTS; OR

(d) EVALUATION OF AN APPLICATION'S CONSISTENCY WITH PUBLIC WELFARE.

(10) "DISPLACEMENT" MEANS THE INVOLUNTARY RELOCATION OF RESIDENTS DUE TO:

(a) NEW DEVELOPMENT AND AN INFLUX OF WEALTHIER RESIDENTS RESULTING IN THE GENTRIFICATION OF A NEIGHBORHOOD;

(b) HOMES BEING VACATED BY LOW-INCOME RESIDENTS AND OTHER LOW-INCOME RESIDENTS BEING UNABLE TO AFFORD TO MOVE IN OR FORCED TO VACATE BECAUSE RENTS AND SALES PRICES HAVE INCREASED ABOVE WHAT LOW-INCOME RESIDENTS CAN AFFORD;

(c) DISCRIMINATORY POLICIES, SUCH AS BANNING TENANTS WITH HOUSING VOUCHERS, ELIMINATING UNITS LARGE ENOUGH FOR HOUSEHOLDS WITH CHILDREN, OR CHANGING LAND USE OR ZONING THAT FOSTER A CHANGE IN THE CHARACTER OF THE RESIDENTIAL DEVELOPMENT;

(d) GENTRIFICATION-INDUCED DISPLACEMENT, TAKING INTO ACCOUNT RESIDENTS WHO HAVE ALREADY BEEN DISPLACED AND CURRENT AND FUTURE RESIDENTS WHO ARE OR MAY BE DISPLACED INCLUDING RENTERS, LOW-INCOME HOUSEHOLDS, PERSONS OF COLOR, HOUSEHOLDS HEADED BY A RESIDENT WITHOUT A COLLEGE DEGREE, AND FAMILIES IN POVERTY WITH CHILDREN;

(e) WIDESPREAD DISPLACEMENT OF SOCIAL AND CULTURAL CONNECTIONS AND COMMUNITY-SERVING ENTITIES;

(f) DETERIORATION OF OR PHYSICAL CONDITIONS THAT RENDER RESIDENCES UNINHABITABLE, WHICH MAY BE CAUSED BY LACK OF RENOVATION OR REHABILITATION, OR DEMOLITION OR REDEVELOPMENT, OF AGING AFFORDABLE HOUSING OR COMMERCIAL SPACES; OR

(g) INCREASED REAL ESTATE PRICES, RENTS, PROPERTY TAXES, NEW DEVELOPMENT INCLUDING AMENITIES, AND OTHER ECONOMIC FACTORS THAT LEAD TO GENTRIFICATION."

Renumber succeeding subsections accordingly.

Page 24, strike lines 24 through 27 and substitute:

"(13) "GREENFIELD DEVELOPMENT" MEANS NEW DEVELOPMENT ON LANDS THAT HAVE PREVIOUSLY NOT BEEN DEVELOPED AND MAY EITHER BE WITHIN CURRENT MUNICIPAL BOUNDARIES OR OUTSIDE THEM AND IN A POTENTIAL ANNEXATION AREA.

(14) "GREYFIELD DEVELOPMENT" MEANS INFILL, REDEVELOPMENT, OR NEW DEVELOPMENT WITHIN AN EXISTING MUNICIPALITY OR CENSUS URBANIZED AREA ON VACANT, PARTIALLY VACANT, OR UNDERUTILIZED LAND."

Renumber succeeding subsection accordingly.

Page 25, after line 3 insert:

"(16) "HISTORIC PROPERTY" MEANS A PROPERTY LISTED ON THE NATIONAL REGISTER OF HISTORIC PLACES, LISTED ON THE COLORADO STATE REGISTER OF HISTORIC PROPERTIES, OR LISTED AS A CONTRIBUTING STRUCTURE OR HISTORIC LANDMARK BY A CERTIFIED LOCAL GOVERNMENT, AS DEFINED IN SECTION 39-22-514.5 (2)(b).

(17) "KEY CORRIDORS" MEANS THE AREAS DESCRIBED IN SECTION 29-33-503 (1)(a) AND DESIGNATED AS KEY CORRIDORS IN THE KEY CORRIDORS MAP PUBLISHED BY THE DEPARTMENT OF TRANSPORTATION PURSUANT TO SECTION 29-33-503."

Page 25, strike lines 4 and 5 and substitute:

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"(18) "LOCAL GOVERNMENT" MEANS A HOME RULE OR STATUTORY CITY, TOWN, TERRITORIAL CITY OR TOWN, CITY AND COUNTY, OR COUNTY AND HOME RULE COUNTY."

Renumber succeeding subsections accordingly.

Page 25, strike lines 10 through 12 and substitute "DEVELOPMENTS."

Page 25, line 15, strike "INCLUDING" and substitute "INCLUDING, BUT NOT LIMITED TO,".

Page 25, strike lines 26 and 27 and substitute:

"(23) "MIXED-INCOME DEVELOPMENT" MEANS HOUSING WHERE SOME OF THE HOUSING UNITS WITHIN A PARTICULAR DEVELOPMENT HAVE RESTRICTED RENTAL OR FOR-SALE RATES THAT ARE AFFORDABLE FOR LOW- AND MODERATE-INCOME HOUSEHOLDS AND SOME UNITS HAVE HIGHER RENTAL OR FOR-SALE RATES."

Page 26, strike lines 1 and 2.

Page 26, line 5, strike "AN" and substitute "THE COMMITTEE ESTABLISHED IN SECTION 29-33-103."

Page 26, strike lines 6 through 14.

Page 26, line 15, after the second "GROUP" insert "CREATED IN THE DEPARTMENT OF LOCAL AFFAIRS".

Page 26, line 22, strike "RESIDENTIAL".

Page 26, after line 24 insert:

"(28) "MUNICIPALITY" MEANS A HOME RULE OR STATUTORY CITY OR TOWN, TERRITORIAL CHARTER CITY OR TOWN, OR CITY AND COUNTY."

Renumber succeeding subsections accordingly.

Page 27, strike lines 14 and 15 and substitute:

"(32) "POPULATION" MEANS CURRENT POPULATION AS REPORTED BY THE STATE DEMOGRAPHER."

Page 27, strike line 19 and substitute "RESTRICT OR LIMIT RENTAL OR SALE PRICE AND RESTRICT RESIDENT INCOME LEVELS TO LOW-TO MODERATE-INCOME HOUSEHOLDS LEVELS FOR A SPECIFIED PERIOD."

Page 27, line 20, after "(34)" insert "(a)".

Page 27, line 22, strike "(a)" and substitute "(I)".

Page 27, line 23 strike "(b)" and substitute "(II)".

Page 27, line 24, strike "(c)" and substitute "(III)".

Page 28, line 1, strike "(d)" and substitute "(IV)".

Page 28, line 3, strike "(e)" and substitute "(V)".

Page 28, line 5, strike "HEADWAY".

Page 28, after line 6 insert:

"(b) FOR PURPOSES OF THIS SUBSECTION (34), "TRANSIT AGENCY" MEANS:

(I) A REGIONAL SERVICE AUTHORITY PROVIDING SURFACE TRANSPORTATION PURSUANT TO PART 1 OF ARTICLE 7 OF TITLE 32, A REGIONAL

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TRANSPORTATION AUTHORITY CREATED PURSUANT TO PART 6 OF ARTICLE 4 OF TITLE 43, OR ANY OTHER POLITICAL SUBDIVISION OF THE STATE, PUBLIC ENTITY, OR NONPROFIT CORPORATION PROVIDING MASS TRANSPORTATION SERVICES TO THE GENERAL PUBLIC; AND

(II) ELIGIBLE TO RECEIVE MONEY UNDER A GRANT AUTHORIZED BY 49 U.S.C. SEC. 5307 OR 49 U.S.C. SEC. 5311."

Page 28, line 11, after "PAYMENT." insert "SUBJECT JURISDICTIONS MAY APPLY THEIR OWN DEFINITION OF SHORT-TERM RENTAL FOR THE PURPOSES OF THIS ARTICLE 33."

Page 28, strike lines 19 through 24 and substitute:

(c) IS IN AN AGRICULTURAL, FORESTRY, NATURAL RESOURCE PRESERVATION, OR OPEN SPACE ZONING DISTRICT;

(d) IS A HISTORIC PROPERTY THAT IS NOT WITHIN A HISTORIC DISTRICT; OR".

Page 29, line 9, strike "THAT IS:" and substitute "THAT:".

Page 29, line 10, strike "WITHIN" and substitute "IS WITHIN".

Page 29, strike lines 21 through 24 and substitute:

(40) "TOWNHOME" MEANS A SINGLE-UNIT DWELLING UNIT CONSTRUCTED IN A GROUP OF ATTACHED UNITS IN WHICH EACH UNIT EXTENDS FROM FOUNDATION TO ROOF AND HAS OPEN SPACE ON AT LEAST TWO SIDES."

Page 30, line 1, strike "(36)," and substitute "(41)".

Page 30, after line 3 insert:

(42) "UNDEVELOPED URBAN LAND" MEANS GREENFIELD DEVELOPMENT AREAS WITHIN AN EXISTING MUNICIPALITY THAT HAVE REMAINED UNDEVELOPED BUT COULD ACCOMMODATE FUTURE DEVELOPMENT."

Renumber succeeding subsections accordingly.

Page 30, strike lines 9 through 11 and substitute:

(45) "USE BY RIGHT" MEANS A LAND USE, THE DEVELOPMENT OF WHICH PROCEEDS UNDER OBJECTIVE STANDARDS SET FORTH IN ZONING OR OTHER LOCAL LAWS, AND THAT DOES NOT HAVE A DISCRETIONARY APPROVAL PROCESS."

Page 30, before line 12 insert:

"29-33-103. Multi-agency advisory committee - rural resort area committee - urban area advisory committee. (1) THERE IS HEREBY CREATED IN THE DEPARTMENT OF LOCAL AFFAIRS THE MULTI-AGENCY ADVISORY COMMITTEE, REFERRED TO IN THIS SECTION AS THE COMMITTEE.

(2) THE COMMITTEE IS A **TYPE 2** ENTITY, AS DEFINED IN SECTION 24-1-105, AND EXERCISES ITS POWERS AND PERFORMS ITS DUTIES AND FUNCTIONS UNDER THE DEPARTMENT OF LOCAL AFFAIRS.

(3) (a) THE COMMITTEE CONSISTS OF THIRTEEN VOTING MEMBERS AS FOLLOWS:

(I) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(II) THE EXECUTIVE DIRECTOR OF THE COLORADO ENERGY OFFICE, OF THE EXECUTIVE DIRECTOR'S DESIGNEE;

(III) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TRANSPORTATION, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(IV) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF NATURAL RESOURCES, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(V) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF AGRICULTURE, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(VI) ONE MEMBER WHO IS A STAFF-LEVEL REPRESENTATIVE FROM A

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METROPOLITAN PLANNING ORGANIZATION WHO IS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES;

(VII) ONE MEMBER WHO IS A STAFF-LEVEL REPRESENTATIVE FROM A METROPOLITAN PLANNING ORGANIZATION WHO IS APPOINTED BY THE MINORITY LEADER OF THE SENATE;

(VIII) ONE MEMBER WHO HAS A BACKGROUND IN LAND USE PLANNING AND IS A STAFF-LEVEL REPRESENTATIVE FROM A TIER ONE URBAN MUNICIPALITY WHO IS APPOINTED BY THE PRESIDENT OF THE SENATE;

(IX) ONE MEMBER WHO HAS A BACKGROUND IN LAND USE PLANNING AND IS A STAFF-LEVEL REPRESENTATIVE FROM A TIER ONE URBAN MUNICIPALITY WHO IS APPOINTED BY THE GOVERNOR;

(X) ONE MEMBER WHO HAS A BACKGROUND IN LAND USE PLANNING AND IS A STAFF-LEVEL REPRESENTATIVE FROM A RURAL RESORT JOB CENTER MUNICIPALITY WHO IS APPOINTED BY THE GOVERNOR;

(XI) ONE MEMBER WHO HAS A BACKGROUND IN LAND USE PLANNING AND IS A STAFF-LEVEL REPRESENTATIVE FROM A RURAL RESORT JOB CENTER MUNICIPALITY WHO IS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES;

(XII) ONE MEMBER WHO IS A STAFF-LEVEL REPRESENTATIVE FROM A COUNTY WHO IS APPOINTED BY THE PRESIDENT OF THE SENATE; AND

(XIII) ONE MEMBER WHO IS A COMMUNITY REPRESENTATIVE WITH HOUSING EXPERTISE WHO IS APPOINTED BY THE PRESIDENT OF THE SENATE.

(b) INITIAL APPOINTMENTS TO THE COMMITTEE MUST BE MADE NO LATER THAN SEPTEMBER 1, 2023.

(c) WHEN MAKING APPOINTMENTS TO THE MULTI-AGENCY ADVISORY COMMITTEE, REASONABLE EFFORTS MUST BE MADE TO APPOINT MEMBERS WHO REFLECT THE GEOGRAPHIC AND DEMOGRAPHIC DIVERSITY OF THE ENTIRE STATE.

(4) EACH MEMBER OF THE COMMITTEE WHO IS APPOINTED PURSUANT TO SUBSECTION (3) OF THIS SECTION SERVES AT THE PLEASURE OF THE OFFICIAL WHO APPOINTED THE MEMBER. THE TERM OF APPOINTMENT IS FOUR YEARS; EXCEPT THAT THE TERM OF EACH MEMBER INITIALLY APPOINTED PURSUANT TO SUBSECTIONS (3) OF THIS SECTION IS TWO YEARS AND THE TERM OF EACH MEMBER INITIALLY APPOINTED PURSUANT TO SUBSECTIONS (3) OF THIS SECTION IS ONE YEAR. NO APPOINTED MEMBER OF THE COMMITTEE SHALL SERVE MORE THAN TWO CONSECUTIVE TERMS.

(5) (a) THE GOVERNOR SHALL CALL THE FIRST MEETING OF THE COMMITTEE NO LATER THAN OCTOBER 1, 2023.

(b) THE COMMITTEE SHALL ELECT A CHAIR FROM AMONG ITS MEMBERS TO SERVE FOR A TERM NOT TO EXCEED TWO YEARS, AS DETERMINED BY THE COMMITTEE. A MEMBER IS NOT ELIGIBLE TO SERVE AS CHAIR FOR MORE THAN TWO SUCCESSIVE TERMS.

(c) THE COMMITTEE SHALL MEET AT LEAST ONCE EVERY YEAR. THE CHAIR MAY CALL SUCH ADDITIONAL MEETINGS AS ARE NECESSARY FOR THE COMMITTEE TO COMPLETE ITS DUTIES.

(6) THE COMMITTEE SHALL COMPLETE ITS DUTIES AS REQUIRED BY THIS ARTICLE 33.

(7) UPON REQUEST BY THE COMMITTEE, THE DEPARTMENT OF LOCAL AFFAIRS SHALL PROVIDE OFFICE SPACE, EQUIPMENT, AND STAFF SERVICES AS MAY BE NECESSARY TO IMPLEMENT THIS SECTION.

(8) (a) THERE IS CREATED AS PART OF THE MULTI-AGENCY ADVISORY COMMITTEE THE RURAL RESORT AREA SUBCOMMITTEE.

(b) THE RURAL RESORT AREA SUBCOMMITTEE CONSISTS OF:

(I) THE MEMBERS OF THE MULTI-AGENCY ADVISORY COMMITTEE APPOINTED PURSUANT TO SUBSECTIONS (3)(a)(I), (3)(a)(II), (3)(a)(III), (3)(a)(IV), (3)(a)(V), (3)(a)(X), AND (3)(a)(XI) OF THIS SECTION; AND

(II) TWO MEMBERS WHO HAVE A BACKGROUND IN LAND USE PLANNING AND ARE STAFF-LEVEL REPRESENTATIVES FROM RURAL RESORT JOB CENTER MUNICIPALITIES WHO ARE APPOINTED BY THE GOVERNOR. THESE TWO MEMBERS ARE NOT MEMBERS OF THE MULTI-AGENCY ADVISORY COMMITTEE.

(c) THE GOVERNOR SHALL CALL THE FIRST MEETING OF THE RURAL RESORT AREA SUBCOMMITTEE.

(d) THE RURAL RESORT AREA SUBCOMMITTEE SHALL ELECT A CHAIR FROM AMONG ITS MEMBERS TO SERVE FOR A TERM NOT TO EXCEED TWO YEARS, AS DETERMINED BY THE SUBCOMMITTEE. A MEMBER IS NOT ELIGIBLE TO SERVE AS CHAIR FOR MORE THAN TWO SUCCESSIVE TERMS.

(e) IN ACCORDANCE WITH 29-33-109, THE RURAL RESORT AREA SUBCOMMITTEE SHALL DEVELOP RECOMMENDATIONS TO PRESENT TO THE

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EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS CONCERNING GUIDELINES RELATED TO RURAL RESORT JOB CENTER MUNICIPALITIES. PRIOR TO FINALIZING ANY RECOMMENDATIONS, THE RURAL RESORT AREA SUBCOMMITTEE SHALL PROVIDE A DRAFT OF THE RECOMMENDATIONS TO ALL RURAL RESORT AREA JOB CENTER MUNICIPALITIES AND SHALL HOLD A PUBLIC HEARING ON SUCH RECOMMENDATIONS NO SOONER THAN SIXTY DAYS AFTER PROVIDING THESE RECOMMENDATIONS.

(9) (a) THERE IS CREATED AS PART OF THE MULTI-AGENCY ADVISORY COMMITTEE THE URBAN AREA SUBCOMMITTEE.

(b) THE URBAN AREA SUBCOMMITTEE CONSISTS OF THE MEMBERS OF THE MULTI-AGENCY ADVISORY COMMITTEE APPOINTED PURSUANT TO SUBSECTIONS (3)(a)(I), (3)(a)(II), (3)(a)(III), (3)(a)(IV), (3)(a)(V), (3)(a)(VI), (3)(a)(VII), (3)(a)(VIII), (3)(a)(IX), AND (3)(a)(XIII) OF THIS SECTION.

(c) THE GOVERNOR SHALL CALL THE FIRST MEETING OF URBAN AREA SUBCOMMITTEE.

(d) THE URBAN AREA SUBCOMMITTEE SHALL ELECT A CHAIR FROM AMONG ITS MEMBERS TO SERVE FOR A TERM NOT TO EXCEED TWO YEARS, AS DETERMINED BY THE SUBCOMMITTEE. A MEMBER IS NOT ELIGIBLE TO SERVE AS CHAIR FOR MORE THAN TWO SUCCESSIVE TERMS.

(e) IN ACCORDANCE WITH SECTION 29-33-109, THE URBAN AREA SUBCOMMITTEE SHALL DEVELOP RECOMMENDATIONS TO PRESENT TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS CONCERNING GUIDELINES RELATED TO URBAN CENTER MUNICIPALITIES.

(10) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2033. BEFORE THE REPEAL, THIS SECTION IS SCHEDULED FOR REVIEW IN ACCORDANCE WITH SECTION 24-34-104."

Renumber succeeding sections accordingly.

Page 30, line 17, strike "DEMOGRAPHY OFFICE," and substitute "DEMOGRAPHER,".

Page 31, line 1, strike "AND".

Page 31, strike lines 2 through 5 and substitute:

"(III) ESTIMATE THE HOUSING NECESSARY TO ACCOMMODATE THE DEMOGRAPHIC AND POPULATION TRENDS FORECAST BY THE STATE DEMOGRAPHER, CATEGORIZED BY HOUSEHOLD SIZE; HOUSEHOLD TYPE, INCLUDING FOR SUPPORTIVE, FOR-SALE, AND RENTAL HOUSING; AND INCOME LEVEL, INCLUDING EXTREMELY LOW-INCOME, VERY LOW-INCOME, AND LOW-INCOME HOUSEHOLDS AS DEFINED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; AND

(IV) ENSURE LOCAL GOVERNMENT INPUT AND COORDINATION."

Page 31, strike lines 7 through 9 and substitute:

"(I) ASSESS REGIONAL HOUSING NEEDS FOR EACH REGION, BASED ON:".

Page 31, line 11, strike "LEVELS;" and substitute "LEVELS, INCLUDING EXTREMELY LOW-INCOME, VERY LOW-INCOME, AND LOW-INCOME HOUSEHOLDS AS DEFINED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT;".

Page 31, line 12, strike "AND".

Page 31, after line 12 insert:

"(C) CURRENT JOBS BY INCOME LEVEL;".

Reletter succeeding sub-subparagraph accordingly.

Page 31, after line 13 insert:

"(E) DEMOGRAPHIC AND POPULATION TRENDS FORECAST BY THE STATE DEMOGRAPHER; AND".

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Page 31, strike lines 19 through 22 and substitute:

"(c) FOR LOCAL HOUSING NEEDS ASSESSMENTS, METHODS TO ASSESS LOCAL HOUSING NEEDS FOR EACH LOCAL GOVERNMENT, BASED ON:".

Page 31, line 24, strike "LEVELS;" and substitute "LEVELS, INCLUDING EXTREMELY LOW-INCOME, VERY LOW-INCOME, AND LOW-INCOME HOUSEHOLDS AS DEFINED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT;".

Page 31, line 26, strike "BALANCE;" and substitute "BALANCE, INCLUDING THE AVAILABILITY OF HOUSING AFFORDABLE TO LOW-INCOME WORKERS IN THE LOCALITY;".

Page 32, line 2, strike "AND".

Page 32, strike line 3 and substitute:

"(VII) MEASURES OF HOMELESSNESS AND HOUSING INSTABILITY IN THE LOCALITY; AND

(VIII) DEMOGRAPHIC AND POPULATION TRENDS FORECAST BY THE STATE DEMOGRAPHER.".

Page 32, strike lines 14 through 16 and substitute:

"(I) HOUSING NEEDS IN THE AREA SORTED BY INCOME LEVELS, INCLUDING EXTREMELY LOW-INCOME, VERY LOW-INCOME, AND LOW-INCOME HOUSEHOLDS AS DEFINED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; AND UNIT TYPES, INCLUDING ACCESSIBLE UNITS, SUPPORTIVE HOUSING, FOR-SALE HOUSING AND RENTAL HOUSING;".

Page 32, line 21, strike "LOCAL GOVERNMENTS" and substitute "MUNICIPALITIES".

Page 33, lines 7 and 8, strike "BOTH RURAL RESORT JOB CENTER MUNICIPALITIES AND".

Page 33, lines 11 and 12, strike "RURAL RESORT JOB CENTER MUNICIPALITY AND".

Page 33, line 17, strike "A RURAL RESORT JOB CENTER MUNICIPALITY OR" and substitute "AN".

Page 33, lines 20 and 21, strike "RURAL RESORT JOB CENTER MUNICIPALITY OR".

Page 33, after line 22 insert:

"(c) ON OR BEFORE JUNE 30, 2024, AND ON OR BEFORE JUNE 30 EVERY FIVE YEARS THEREAFTER, A TIER ONE OR TIER TWO URBAN MUNICIPALITY WITH A POPULATION OF LESS THAN TWENTY-FIVE THOUSAND AND AN ANNUAL MEDIAN HOUSEHOLD INCOME OF LESS THAN FIFTY-FIVE THOUSAND DOLLARS NEED NOT SUBMIT A HOUSING NEEDS PLAN TO THE DEPARTMENT OF LOCAL AFFAIRS, IF THE MUNICIPALITY INSTEAD SENDS A LETTER TO THE DEPARTMENT IN A FORM AND MANNER DETERMINED BY THE DEPARTMENT INDICATING THAT THE MUNICIPALITY DOES NOT INTEND TO SUBMIT A HOUSING NEEDS PLAN.".

Page 33, line 27, strike "RURAL RESORT JOB CENTER".

Page 34, line 1, strike "MUNICIPALITY OR".

Page 34, line 7, strike "RURAL RESORT JOB CENTER MUNICIPALITY OR".

Page 34, line 14, strike "GREENFIELD DEVELOPMENT ANALYSIS" and substitute "BUILDABLE LANDS ANALYSIS".

Page 34, lines 15 and 16, strike "RURAL RESORT JOB CENTER MUNICIPALITY OR".

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Page 34, line 20, strike "RURAL RESORT JOB CENTER MUNICIPALITY OR".

Page 34, lines 22 and 23, strike "BOTH ADDRESS HOUSING NEEDS AND".

Page 34, strike line 25 and substitute:

"SUBJECT JURISDICTION'S LOCAL HOUSING NEEDS ASSESSMENT AND ADDRESS AREAS AND HOUSING TYPES THAT PARTS 2 THROUGH 5 OF THIS ARTICLE 33 APPLY TO IN THE SUBJECT JURISDICTION; AND".

Page 35, line 2, strike "A RURAL RESORT JOB CENTER MUNICIPALITY OR" and substitute "AN".

Page 35, line 12, after "AREAS." insert "ON OR BEFORE JUNE 30, 2025, AN URBAN MUNICIPALITY SHALL SUBMIT THIS INFORMATION TO THE DEPARTMENT OF LOCAL AFFAIRS.".

Page 35, lines 13 and 14, strike "A RURAL RESORT JOB CENTER MUNICIPALITY OR" and substitute "AN".

Page 35, after line 15 insert:

"(6) AN URBAN MUNICIPALITY THAT ADOPTED A PLAN TO ADDRESS LOCAL HOUSING NEEDS PRIOR TO THE EFFECTIVE DATE OF THIS SECTION MAY, RATHER THAN DEVELOPING AND ADOPTING A NEW HOUSING NEEDS PLAN PURSUANT TO SUBSECTION (3) OF THIS SECTION, UPDATE ITS EXISTING PLAN TO ADDRESS ADDITIONAL NEEDS IDENTIFIED IN THE LOCAL HOUSING NEEDS ASSESSMENT BEYOND WHAT THE MUNICIPALITY'S EXISTING PLAN TO ADDRESS LOCAL HOUSING NEEDS INCLUDES, AND ANY REQUIREMENTS IN SECTION 29-33-105 (4) NOT ALREADY INCLUDED IN THE MUNICIPALITY'S EXISTING PLAN TO ADDRESS LOCAL HOUSING NEEDS.

(7) (a) A COUNTY OR MUNICIPALITY WITHIN A REGION DEFINED IN THE REGIONAL HOUSING NEEDS ASSESSMENT MAY PARTICIPATE IN A REGIONAL HOUSING NEEDS PLANNING PROCESS.

(b) A REGIONAL HOUSING NEEDS PLANNING PROCESS MAY BE LED BY A REGIONAL ENTITY AND MUST ENCOURAGE PARTICIPATING COUNTIES AND MUNICIPALITIES TO IDENTIFY STRATEGIES THAT IMPROVE COORDINATION BETWEEN ENTITIES TO MEET THE HOUSING NEEDS IDENTIFIED FOR THOSE LOCAL GOVERNMENTS IN THE REGIONAL AND LOCAL HOUSING NEEDS ASSESSMENTS.

(8) (a) AS USED IN THIS SECTION UNLESS THE CONTEXT OTHERWISE REQUIRES, "BUILDABLE LANDS ANALYSIS" MEANS A COMPREHENSIVE ANALYSIS OF VACANT, PARTIALLY VACANT, AND UNDERUTILIZED LAND WITHIN AN EXISTING MUNICIPALITY WHICH CAN ACCOMMODATE INFILL DEVELOPMENT, REDEVELOPMENT, AND NEW DEVELOPMENT. THE ANALYSIS INCLUDES GREYFIELD DEVELOPMENT, BROWNFIELD DEVELOPMENT, AND UNDEVELOPED URBAN LAND WITHIN A MUNICIPALITY, AS WELL AS GREENFIELD DEVELOPMENT.

(b) IN COMPLETING A BUILDABLE LANDS ANALYSIS, METROPOLITAN PLANNING ORGANIZATIONS AND LOCAL GOVERNMENTS SHALL PRIORITIZE GREYFIELD DEVELOPMENT AND DEVELOPMENT PATTERNS THAT SUPPORT STRATEGIC GROWTH OBJECTIVES.

(c) IF GREENFIELD DEVELOPMENT IS DEEMED NECESSARY TO MEET HOUSING NEEDS, THE ANALYSIS MUST DEMONSTRATE THAT SUCH NEEDS CANNOT BE SATISFIED BY GREYFIELD DEVELOPMENT OR BROWNFIELD DEVELOPMENT WITHIN THE EXISTING MUNICIPALITY OR CENSUS URBANIZED AREA.

(d) A BUILDABLE LANDS ANALYSIS MUST:

(I) CLASSIFY POTENTIAL GREENFIELD DEVELOPMENT AREAS AS A CONSERVATION AREA, EFFICIENT GROWTH AREA, OR GENERAL GROWTH AREA. SUCH CLASSIFICATIONS MUST FURTHER THE STRATEGIC GROWTH OBJECTIVES MOST RECENTLY PUBLISHED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS.

(II) ASSESS ALIGNMENT WITH THE NATURAL AND AGRICULTURAL LAND VALUES PRIORITY REPORT IN THE CONSIDERATION OF GREENFIELD DEVELOPMENT AND ANNEXATION OPPORTUNITIES;

(III) IDENTIFY INFRASTRUCTURE GAPS, INCLUDING BUT NOT LIMITED TO TRANSPORTATION WATER, SEWER, STORMWATER, AND UTILITY INFRASTRUCTURE, TO ASSESS DEVELOPMENT READINESS, AND IDENTIFY

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POTENTIAL FUNDING AND POLICY SOLUTIONS TO ENABLE DEVELOPMENT;
 (IV) ASSESS ALIGNMENT WITH STRATEGIC GROWTH OBJECTIVES AND QUANTIFY THE IMPACTS OF PLANNED DEVELOPMENT ON HOUSING AND TRANSPORTATION COSTS, HOUSEHOLD DRIVING AND GREENHOUSE GAS EMISSIONS, WATER AND ENERGY CONSUMPTION, ACCESS TO JOBS AND ESSENTIAL SERVICES, TRANSIT VIABILITY, COMMUTE MODE SHARE, GOALS LISTED IN THE NATURAL AND AGRICULTURAL LAND VALUES PRIORITY REPORT, AND OTHER METRICS DEEMED RELEVANT BY THE DEPARTMENT OF LOCAL AFFAIRS; AND

(V) IDENTIFY THE WAYS IN WHICH STATE AND REGIONAL FUNDING CAN BETTER SUPPORT DEVELOPMENT PLANS AND STRATEGIC GROWTH OBJECTIVES.

(e) ON OR BEFORE DECEMBER 31, 2025, METROPOLITAN PLANNING ORGANIZATIONS, IN CONSULTATION WITH COUNTIES AND MUNICIPALITIES, SHALL COMPLETE A BUILDABLE LANDS ANALYSIS USING INFORMATION IN CONJUNCTION WITH THE REGIONAL HOUSING NEEDS ASSESSMENT. ON OR BEFORE DECEMBER 31, 2026, URBAN MUNICIPALITIES AND RURAL RESORT JOB CENTER MUNICIPALITIES SHALL COMPLETE A BUILDABLE LANDS ANALYSIS AND INCLUDE IT IN THEIR HOUSING NEEDS PLANS.

(f) THE DEPARTMENT OF TRANSPORTATION, THE DEPARTMENT OF LOCAL AFFAIRS, THE OFFICE OF ECONOMIC DEVELOPMENT AND INTERNATIONAL TRADE, AND METROPOLITAN PLANNING ORGANIZATIONS SHALL USE THE BUILDABLE LANDS ANALYSES TO INFORM THEIR PLANNING PROCESSES, PROJECT PRIORITIZATION, AND GRANT FUNDING CRITERIA."

Renumber succeeding subsections.

Page 36, strike lines 2 through 24 and substitute:

"29-33-106. Menu of urban municipality affordability strategies.

(1) IN ORDER TO SUPPORT AFFORDABILITY AND ADVANCE MEETING THE HOUSING NEEDS OF ALL INCOME LEVELS IDENTIFIED IN THE LOCAL HOUSING NEEDS ASSESSMENT, INCLUDING EXTREMELY LOW-INCOME, VERY LOW-INCOME, AND LOW-INCOME HOUSEHOLDS AS DEFINED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, THE MENU OF AFFORDABILITY STRATEGIES FOR AN URBAN MUNICIPALITY MUST INCLUDE THE FOLLOWING:

(a) IMPLEMENTATION OF A LOCAL INCLUSIONARY ZONING ORDINANCE IN ACCORDANCE WITH THE REQUIREMENTS OF SECTIONS 29-20-104 (e.5) AND (e.7);

(b) THE CREATION OF A PROGRAM TO SUBSIDIZE OR OTHERWISE REDUCE LOCAL DEVELOPMENT REVIEW OR FEES, INCLUDING:

- (I) BUILDING PERMIT FEES;
- (II) PLANNING WAIVERS;
- (III) WATER AND SEWER TAP FEES; AND
- (IV) INFRASTRUCTURE COSTS FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT;

(c) THE CREATION OF AN EXPEDITED DEVELOPMENT REVIEW PROCESS FOR REGULATED AFFORDABLE HOUSING DEVELOPMENTS;

(d) THE ESTABLISHMENT OF A DENSITY BONUS PROGRAM THAT GRANTS INCREASED FLOOR AREA RATIO, DENSITY, OR HEIGHT BEYOND WHAT IS REQUIRED BY THIS ARTICLE 33 TO INCREASE THE CONSTRUCTION OF REGULATED AFFORDABLE HOUSING UNITS;

(e) ENABLING REGULATED AFFORDABLE HOUSING AS A USE BY RIGHT IN HOUSING TYPES AND AREAS BEYOND WHAT IS REQUIRED BY THIS ARTICLE 33, SUCH AS ADDITIONAL ZONE DISTRICTS, HIGHER ALLOWED DENSITIES, OR OTHER APPROACHES CONSISTENT WITH THE GOALS OF INCREASING HOUSING AFFORDABILITY, SUPPLY, AND HOUSING UNIT TYPE DIVERSITY;

(f) THE ESTABLISHMENT OF A POLICY OR PLAN TO LEVERAGE MUNICIPALLY OWNED, SOLD, OR MANAGED LAND FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT.

(g) THE ESTABLISHMENT OF A DEDICATED LOCAL REVENUE SOURCE FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT, SUCH AS INSTITUTING A LINKAGE FEE ON NEW DEVELOPMENTS;

(h) THE REGULATION OF SHORT-TERM RENTALS OR SECOND HOMES IN A WAY THAT SUPPORTS LOCAL HOUSING NEEDS;

(i) THE ELIMINATION OF LOCAL PARKING REQUIREMENTS FOR REGULATED AFFORDABLE HOUSING;

(j) MAKING COMMITMENT TO AND REMAINING ELIGIBLE FOR THE STATE

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AFFORDABLE HOUSING FUND CREATED IN SECTION 29-32-102 (1);

(k) INCENTIVIZING OR CREATING A DEDICATED LOCAL PROGRAM TO FACILITATE INVESTMENT IN LAND BANKING OR COMMUNITY LAND TRUSTS; AND

(l) ANY OTHER STRATEGIES PROPOSED BY A LOCAL GOVERNMENT OR THE MULTI-AGENCY ADVISORY COMMITTEE THAT ARE APPROVED BY THE DEPARTMENT OF LOCAL AFFAIRS AND THAT SUPPORT EQUAL OR GREATER AFFORDABILITY CONSISTENT WITH THE NEEDS IDENTIFIED IN THE RELEVANT LOCAL HOUSING NEEDS ASSESSMENT.

(2) (a) URBAN MUNICIPALITIES SHALL DEMONSTRATE THE ADOPTION OF THE NUMBER OF AFFORDABILITY STRATEGIES REQUIRED BY SECTION 29-33-105 (4)(e)(I) AND SUBMIT A REPORT DETAILING THESE STRATEGIES TO THE DEPARTMENT OF LOCAL AFFAIRS NO LATER THAN JUNE 30, 2025. IN DETERMINING WHICH STRATEGIES TO ADOPT, AN URBAN MUNICIPALITY SHALL CONSIDER PREVIOUS PLANS ADDRESSING HOUSING NEEDS OR OTHER AVAILABLE DATA TO INFORM THE SELECTION OF STRATEGIES TO ADDRESS KNOWN HOUSING NEEDS.

(b) AN URBAN MUNICIPALITY CAN ONLY USE ONE OF THE AFFORDABILITY STRATEGIES IDENTIFIED IN SUBSECTIONS (1)(c) AND (1)(j) OF THIS SECTION TO SATISFY THE REQUIREMENTS OF SECTION 29-33-105 (4)(e)(I).

(3) NOTWITHSTANDING SECTION 29-33-105 (4)(e)(I), AN URBAN MUNICIPALITY MAY SUBMIT EVIDENCE TO THE DEPARTMENT OF LOCAL AFFAIRS CONCERNING AFFORDABILITY STRATEGIES THAT THE MUNICIPALITY HAS ADOPTED OUTSIDE OF THOSE LISTED IN THIS SECTION, OR THAT THE MUNICIPALITY ADOPTED PRIOR TO THE EFFECTIVE DATE OF THIS SECTION, AND THE DEPARTMENT MAY DETERMINE WHETHER THOSE STRATEGIES MAY QUALIFY AS AFFORDABILITY STRATEGIES FOR PURPOSES OF SECTION 29-33-105 (4)(e)(I).".

Page 36, lines 25 and 26, strike "**mitigation measures for urban municipalities.**" and substitute "**assessment.**".

Page 36, line 26, strike "DECEMBER 31, 2024," and substitute "MARCH 31, 2024,".

Page 37, line 1, strike "A MENU OF DISPLACEMENT MITIGATION MEASURES" and substitute "A DISPLACEMENT ASSESSMENT, AFTER CONSULTATION WITH COMMUNITY GROUPS EXPERIENCED IN WORKING WITH INDIVIDUALS WHO HAVE BEEN DISPLACED OR PREVENTING DISPLACEMENT, TO GUIDE LOCAL GOVERNMENTS IN CONDUCTING A DISPLACEMENT ASSESSMENT TO GUIDE DISPLACEMENT MITIGATION STRATEGIES AND POLICIES".

Page 37, line 2, after "MUNICIPALITIES." insert "THE ASSESSMENT SHALL BE DESIGNED WITH THE GOAL OF PROVIDING URBAN MUNICIPALITIES WITH ADEQUATE GUIDANCE AND TOOLS TO PREVENT DISPLACEMENT FROM AREAS, COMMUNITIES, OR HOUSEHOLDS AT HIGH RISK FOR DISPLACEMENT, PARTICULARLY IN AREAS IMPACTED BY, AND WHERE HOUSING DEVELOPMENT IS ALLOWED BY, PARTS 2, 3, 4, AND 5 OF THIS ARTICLE 33.".

Page 37, line 9, after "THE" insert "AREAS AT THE".

Page 37, line 10, strike "STANDARDS;" and substitute "STANDARDS. THIS ASSESSMENT MUST INCLUDE FACTORS THAT CAN BE USED TO IDENTIFY RISKS FOR DISPLACEMENT AT THE CENSUS TRACT OR OTHER SIMILAR GEOGRAPHIC SCALE. THE FACTORS MUST INCLUDE, BUT ARE NOT LIMITED TO, THE FOLLOWING:

- (I) THE PERCENTAGE OF RESIDENTS WHO ARE LOW-INCOME;
- (II) THE PERCENTAGE OF RESIDENTS WHO ARE RENTERS;
- (III) THE PERCENTAGE OF COST-BURDENED HOUSEHOLDS, DEFINED AS SPENDING MORE THAN THIRTY PERCENT OF THE RESIDENT'S INCOME ON HOUSING NEEDS;
- (IV) THE NUMBER OF ADULTS WHO ARE TWENTY-FIVE YEARS OF AGE OR OLDER AND HAVE NOT EARNED AT LEAST A HIGH SCHOOL DIPLOMA;
- (V) THE PERCENTAGE OF HOUSEHOLDS IN WHICH THE PRIMARY LANGUAGE THAT IS SPOKEN IS A LANGUAGE OTHER THAN ENGLISH;
- (VI) THE PERCENTAGE OF RESIDENTS WHO WERE BORN OUTSIDE OF THE UNITED STATES;
- (VII) PERCENTAGE OF WORKERS WHO LIVE WITHIN A TEN-MILE RADIUS OF THE URBAN MUNICIPALITY OR TWENTY-MILE RADIUS OF A RURAL RESORT JOB

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CENTER;
 (VIII) THE EMPLOYMENT RATE; AND
 (IX) THE PERCENTAGE OF HOUSEHOLDS THAT DO NOT HAVE INTERNET ACCESS."

Page 37, line 12, strike "ANTI-DISPLACEMENT" and substitute "DISPLACEMENT MITIGATION".

Page 37, line 15, strike "CHOSE" and substitute "CHOOSE".

Page 37, after line 15 insert:

"(3) AN URBAN MUNICIPALITY MAY SUBMIT EVIDENCE TO THE DEPARTMENT OF LOCAL AFFAIRS CONCERNING DISPLACEMENT MITIGATION MEASURES THAT THE MUNICIPALITY ADOPTED PRIOR TO THE EFFECTIVE DATE OF THIS SECTION, AND THE IMPACT OF THOSE MEASURES, AND THE DEPARTMENT MAY DETERMINE WHETHER THOSE STRATEGIES MAY QUALIFY AS A DISPLACEMENT MITIGATION MEASURE FOR PURPOSES OF SECTION 29-33-105 (4)(g).

(4) THE DEPARTMENT OF LOCAL AFFAIRS SHALL PROVIDE TECHNICAL ASSISTANCE AND FUNDING TO SUPPORT URBAN MUNICIPALITIES IN CONDUCTING DISPLACEMENT ANALYSIS AND IN IDENTIFYING DISPLACEMENT MITIGATION MEASURES TO ADDRESS THE RISK OF DISPLACEMENT IN THE AREAS AT THE HIGHEST RISK OF DISPLACEMENT."

Page 37, strike lines 17 through 27 and substitute:

"LATER THAN MARCH 31, 2024, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS SHALL PUBLISH A REPORT THAT IDENTIFIES MULTI-AGENCY IMPLEMENTATION PRINCIPLES TO ACHIEVE STRATEGIC GROWTH OBJECTIVES. THE EXECUTIVE DIRECTOR SHALL UPDATE THIS REPORT EVERY FIVE YEARS.

(b) THE MULTI-AGENCY ADVISORY COMMITTEE SHALL, AS PART OF THE PUBLIC COMMENT AND HEARING PROCESS ESTABLISHED IN SECTION 29-33-109 (2), DEVELOP RECOMMENDATIONS TO PROVIDE TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS CONCERNING THE REPORT DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION.

(2) STRATEGIC GROWTH OBJECTIVES SERVE AS BROAD GUIDANCE TO STATE AGENCIES AND OTHER ENTITIES ENGAGED IN THE IMPLEMENTATION OF SENATE BILL 23-213, ARE INTENDED TO AID IN REACHING THE HOUSING AND LAND USE GOALS OF SENATE BILL 23-213 AS IDENTIFIED IN SUBSECTION (4) OF THIS SECTION, AND ARE TO BE UTILIZED IN DEVELOPING MULTI-AGENCY IMPLEMENTATION PRINCIPLES FOR STRATEGIC GROWTH OBJECTIVES. STRATEGIC GROWTH OBJECTIVES MUST, AT A MINIMUM:

(a) CONSIDER THE DIFFERENT CONTEXTS AND NEEDS OF STRATEGIC GROWTH AREAS IN RURAL, RURAL RESORT, AND URBAN AREAS OF THE STATE;

(b) PROMOTE STRATEGIC GROWTH AREAS THAT HAVE:

(I) A VARIETY OF HOUSING TYPES;

(II) TRANSIT-SUPPORTIVE DENSITIES IN NEW OR EXISTING TRANSIT CORRIDORS;

(III) MIDDLE HOUSING AND MULTIFAMILY HOUSING IN EXISTING OR NEW WALKABLE MIXED-USE NEIGHBORHOODS AND CENTERS; AND

(IV) SUFFICIENT WATER SUPPLIES AND ALLOCATIONS TO AFFORDABLE AND WATER-EFFICIENT HOUSING TYPES;

(c) IN LOCATIONS WHERE GROWTH IS OCCURRING BEYOND EXISTING CENSUS URBANIZED AREAS, DIFFERENTIATE BETWEEN STRATEGIC GROWTH AREAS, GENERAL GROWTH AREAS, AND CONSERVATION AREAS;

(d) PROMOTE INVESTMENTS THAT SUPPORT STRATEGIC GROWTH AREAS;

(e) STREAMLINE AGENCY PERMITTING PROCESSES TO SUPPORT STRATEGIC GROWTH AREAS;

(f) REVIEW PROJECT PRIORITIZATION PROCESSES AND GRANT PROGRAMS TO SUPPORT STRATEGIC GROWTH AREAS;

(g) CONSIDER STEPS TO SUPPORT STRATEGIC GROWTH OBJECTIVES WHEN UPDATING PLANNING DOCUMENTS, INCLUDING PERFORMANCE MEASURES AND PERFORMANCE TARGETS; AND

(h) IDENTIFY OTHER STRATEGIC GROWTH OBJECTIVES AS NEEDED DURING THE IMPLEMENTATION OF THE MULTI-AGENCY IMPLEMENTATION PRINCIPLES IDENTIFIED IN SUBSECTION (1)(a) OF THIS SECTION.

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(3) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS MAY IDENTIFY AND DEFINE ADDITIONAL STRATEGIC GROWTH OBJECTIVES BEYOND THOSE IDENTIFIED IN SUBSECTION (2) OF THIS SECTION.

(4) FOR THE PURPOSES OF THIS SECTION, THE HOUSING AND LAND USE GOALS OF SENATE BILL 23-213 INCLUDE:

- (a) PLANNING FOR FUTURE GROWTH;
- (b) INCREASING HOUSING AFFORDABILITY;
- (c) INCREASING ECONOMIC MOBILITY;
- (d) ALIGNING WATER SUPPLY AND HOUSING PLANNING;
- (e) BALANCING REGIONAL JOBS AND HOUSING;
- (f) REDUCING AIR POLLUTION AND GREENHOUSE GAS EMISSIONS; AND
- (g) PRESERVING OPEN SPACE AND AGRICULTURAL LAND.

(5) (a) NO LATER THAN JUNE 30, 2025, THE MULTI-AGENCY GROUP SHALL SUBMIT A REPORT TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS WHO SHALL SUBMIT THE REPORT TO THE GENERAL ASSEMBLY.

(b) THE REPORT MUST ASSESS BOTH:

- (I) THE AVAILABILITY AND SUFFICIENCY OF WATER SUPPLIES IN COUNTIES WITH A POPULATION GREATER THAN TWO HUNDRED AND FIFTY THOUSAND TO PROVIDE FOR ANTICIPATED GROWTH AND DEVELOPMENT; AND
- (II) POLICY OPTIONS TO OPTIMIZE WATER SUPPLY AND DEVELOPMENT."

Page 38, strike lines 1 through 21.

Page 38, line 25, after "COMMITTEE" insert "CREATED IN SECTION 29-33-103 (1), RURAL RESORT AREA SUBCOMMITTEE CREATED IN SECTION 29-33-103 (8), OR THE URBAN AREA SUBCOMMITTEE CREATED IN SECTION 29-33-103 (9)".

Page 39, line 2, strike "29-33-103" and substitute "29-33-104".

Page 39, line 4, strike "29-33-104" and substitute "29-33-105".

Page 39, line 14, strike "29-33-112." and substitute "29-33-113."

Page 39, line 17, after "COMMITTEE" insert "CREATED IN SECTION 29-33-103 (1), RURAL RESORT AREA SUBCOMMITTEE CREATED IN SECTION 29-33-103 (8), OR THE URBAN AREA SUBCOMMITTEE CREATED IN SECTION 29-33-103 (9)".

Page 39, line 19, strike "MEETINGS" and substitute "HEARINGS".

Page 39, line 24, strike "AND".

Page 39, line 25, after "RIGHTS," insert "RACIAL EQUITY AND HOMELESSNESS PREVENTION,".

Page 39, line 26, strike "FIELDS." and substitute "FIELDS; AND

(e) ENSURE ACCESSIBILITY TO THE COMMENT AND HEARING PROCESS BY PROVIDING TRANSLATED MATERIALS AND INTERPRETATION SERVICES, PROVIDING AT LEAST ONE OF THE HEARINGS IN PERSON, AND CONDUCTING OUTREACH TO ENCOURAGE PARTICIPATION FROM UNDERREPRESENTED COMMUNITIES."

Page 40, line 15, strike "30-28-106 (6.5)(d) AND 31-23-206 (6.5)(d)" and substitute "30-28-106 AND 31-23-206".

Page 40, strike lines 16 through 27 and substitute:

"29-33-111. Rural resort job center municipalities - existing plans to address local housing needs - menu of affordability strategies - regional housing needs planning process. (1) Existing plans to address local housing needs. A RURAL RESORT JOB CENTER MUNICIPALITY THAT ADOPTS A PLAN TO ADDRESS LOCAL HOUSING NEEDS PRIOR TO THE EFFECTIVE DATE OF THIS SECTION MAY, RATHER THAN DEVELOPING AND ADOPTING A NEW HOUSING NEEDS PLAN PURSUANT TO SECTION 29-33-112 (2), UPDATE ITS EXISTING PLAN TO ADDRESS ADDITIONAL NEEDS IDENTIFIED IN THE LOCAL HOUSING NEEDS ASSESSMENT BEYOND WHAT THE MUNICIPALITY'S EXISTING PLAN TO ADDRESS LOCAL HOUSING NEEDS INCLUDES, AND ANY REQUIREMENTS IN SECTION 29-33-105 (4) NOT ALREADY INCLUDED IN THE MUNICIPALITY'S EXISTING PLAN

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TO ADDRESS LOCAL HOUSING NEEDS.

(2) **Menu of affordability strategies.** (a) IN ORDER TO SUPPORT AFFORDABILITY AND ADVANCE MEETING THE HOUSING NEEDS OF ALL INCOME LEVELS IDENTIFIED IN THE LOCAL HOUSING NEEDS ASSESSMENT, THE MENU OF AFFORDABILITY STRATEGIES FOR A RURAL RESORT JOB CENTER MUNICIPALITY MUST INCLUDE THE FOLLOWING:

(I) A STRATEGY DEFINED BY THE RURAL RESORT JOB CENTER MUNICIPALITY THAT SETS PARAMETERS FOR THE CONSTRUCTION AND PERMITTING OF ACCESSORY DWELLING UNITS WITH AFFORDABILITY PROTECTIONS THAT MEET THE RURAL RESORT JOB CENTER MUNICIPALITY'S HOUSING AFFORDABILITY NEEDS;

(II) A STRATEGY DEFINED BY THE RURAL RESORT JOB CENTER MUNICIPALITY THAT SETS PARAMETERS FOR THE CONSTRUCTION AND PERMITTING OF MIDDLE HOUSING AND MULTIFAMILY HOUSING THAT:

(A) IS WITHIN A WALKABLE DISTANCE OF TRANSIT STOPS, WHEN POSSIBLE;

(B) INCORPORATES AFFORDABILITY PROTECTIONS SUCH AS DEED RESTRICTIONS AND SHORT-TERM RENTAL RESTRICTIONS AS IDENTIFIED BY THE RURAL RESORT JOB CENTER MUNICIPALITY; AND

(C) PROVIDES HOUSING THAT MEETS THE RURAL RESORT JOB CENTER MUNICIPALITY'S HOUSING AFFORDABILITY NEEDS AND DOES NOT ENCOURAGE OR REQUIRE ANY HOUSING THAT DOES NOT MEET THE RURAL RESORT JOB CENTER MUNICIPALITY'S HOUSING AFFORDABILITY NEEDS;

(III) IMPLEMENTING A LOCAL INCLUSIONARY ZONING ORDINANCE IN ACCORDANCE WITH THE REQUIREMENTS OF SECTION 29-20-104 (e.5) AND (e.7);

(IV) THE CREATION OF A PROGRAM TO SUBSIDIZE OR OTHERWISE REDUCE LOCAL DEVELOPMENT FEES THAT MAY INCLUDE:

(A) BUILDING PERMIT FEES;

(B) WATER AND SEWER TAP FEES; AND

(C) OTHER INFRASTRUCTURE COSTS FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT;

(V) CREATING AN EXPEDITED DEVELOPMENT REVIEW PROCESS FOR REGULATED AFFORDABLE HOUSING DEVELOPMENTS;

(VI) ESTABLISHING A DENSITY BONUS PROGRAM THAT ALLOWS INCREASED FLOOR AREA RATIO, DENSITY, OR HEIGHT BEYOND WHAT IS OTHERWISE REQUIRED BY THIS ARTICLE 33 TO INCREASE THE CONSTRUCTION OF REGULATED AFFORDABLE HOUSING UNITS;

(VII) ENABLING REGULATED AFFORDABLE HOUSING AS A USE BY RIGHT;

(VIII) ESTABLISHING A POLICY OR PLAN TO LEVERAGE MUNICIPALLY-OWNED LAND FOR THE DEVELOPMENT OF REGULATED AFFORDABLE HOUSING;

(IX) ESTABLISHING A DEDICATED LOCAL REVENUE SOURCE FOR THE DEVELOPMENT OF REGULATED AFFORDABLE HOUSING;

(X) REGULATING SHORT-TERM RENTALS OR SECOND HOMES;

(XI) REDUCING OR ELIMINATING LOCAL PARKING REQUIREMENTS FOR REGULATED AFFORDABLE HOUSING;

(XII) MAKING A COMMITMENT TO AND REMAINING ELIGIBLE FOR THE STATEWIDE AFFORDABLE HOUSING FUND CREATED IN SECTION 29-32-102 (1);

(XIII) ADOPTING A POLICY THAT RESULTS IN NON-CONSTRUCTION SOLUTIONS TO INCREASE AFFORDABLE HOUSING, INCLUDING THE:

(A) ACQUISITION OF DEED RESTRICTIONS ON EXISTING MARKET-RATE HOUSING UNITS;

(B) PRESERVATION OF EXISTING DEED RESTRICTIONS; OR

(C) PROGRAMS TO DISINCENTIVE THE USE OF HOMES AS NON-PRIMARY RESIDENCES;

(XIV) ADOPTING A REGIONAL HOUSING NEEDS PLAN WITH MULTI-JURISDICTIONAL COMMITMENTS TO MEET IDENTIFIED HOUSING TARGETS TO INCREASE THE SUPPLY OF AFFORDABLE HOUSING;

(XV) ADOPTING A STRATEGY PROPOSED BY EITHER A LOCAL GOVERNMENT OR THE MULTI-AGENCY ADVISORY COMMITTEE, AND THAT IS APPROVED BY THE DEPARTMENT OF LOCAL AFFAIRS, THAT SUPPORTS EQUAL OR GREATER HOUSING AFFORDABILITY CONSISTENT WITH THE NEEDS IDENTIFIED IN THE RELEVANT LOCAL HOUSING NEEDS ASSESSMENT; AND

(XVI) ADOPTING A POLICY OR REGULATORY TOOL THAT INCENTIVIZES THE PROMOTION OF AFFORDABLE HOUSING DEVELOPMENT AS IDENTIFIED IN SECTION 24-32-130 (3).

(b) RURAL RESORT JOB CENTER MUNICIPALITIES SHALL ADOPT AT LEAST

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FIVE OF THE AFFORDABILITY STRATEGIES LISTED IN SUBSECTION (2)(a) OF THIS SECTION AND SUBMIT A REPORT DETAILING THESE STRATEGIES TO THE DEPARTMENT OF LOCAL AFFAIRS NO LATER THAN DECEMBER 31, 2026. IN DETERMINING WHICH STRATEGIES TO ADOPT, A RURAL RESORT JOB CENTER MUNICIPALITY SHALL CONSIDER PREVIOUS PLANS ADDRESSING HOUSING NEEDS OR OTHER AVAILABLE DATA TO INFORM THE SELECTION OF STRATEGIES TO ADDRESS KNOWN HOUSING NEEDS.

(c) NOTWITHSTANDING SUBSECTION (2)(b) OF THIS SECTION, A RURAL RESORT JOB CENTER MUNICIPALITY MAY SUBMIT EVIDENCE TO THE DEPARTMENT OF LOCAL AFFAIRS CONCERNING AFFORDABILITY STRATEGIES THAT THE MUNICIPALITY HAS ADOPTED OUTSIDE OF THOSE LISTED IN THIS SECTION, OR THAT THE MUNICIPALITY ADOPTED PRIOR TO THE EFFECTIVE DATE OF THIS SECTION, AND THE DEPARTMENT MAY DETERMINE WHETHER THOSE STRATEGIES MAY QUALIFY AS AFFORDABILITY STRATEGIES FOR PURPOSES OF SUBSECTION (2)(b) OF THIS SECTION.

(3) Regional housing needs planning process. (a) (I) A COUNTY OR MUNICIPALITY WITHIN A REGION DEFINED IN THE REGIONAL HOUSING NEEDS ASSESSMENT MAY PARTICIPATE IN A REGIONAL HOUSING NEEDS PLANNING PROCESS.

(II) THE COUNTIES OR MUNICIPALITIES THAT PARTICIPATE IN A PLANNING PROCESS:

(A) MAY UTILIZE DATA AND INFORMATION FROM A RURAL RESORT REGIONAL HOUSING NEEDS ASSESSMENT THAT IS NO MORE THAN FIVE YEARS OLD TO INFORM THEIR PARTICIPATION IN THE PLANNING PROCESS;

(B) ARE ENCOURAGED TO INCORPORATE STRATEGIC GROWTH OBJECTIVES AS DEFINED IN SECTION 29-33-108 IN THE PLANNING PROCESS; AND

(C) ARE ENCOURAGED TO IDENTIFY STRATEGIES THAT ADDRESS THE HOUSING NEEDS IDENTIFIED IN LOCAL HOUSING NEEDS ASSESSMENTS THROUGH THE ADOPTION OF INTERJURISDICTIONAL STRATEGIES.

(III) IF NO EXISTING REGIONAL PLAN EXISTS, A GROUP OF COUNTIES OR MUNICIPALITIES MAY REQUEST THAT THE RURAL RESORT AREA SUBCOMMITTEE CREATED IN SECTION 29-33-103 (8) FACILITATE THE CREATION OF A REGIONAL PLANNING PROCESS.

(IV) A REGIONAL HOUSING NEEDS PLANNING PROCESS MAY BE LED BY A REGIONAL ENTITY AND MUST ENCOURAGE PARTICIPATING COUNTIES AND MUNICIPALITIES TO IDENTIFY STRATEGIES THAT IMPROVE COORDINATION BETWEEN ENTITIES TO MEET THE HOUSING NEEDS IDENTIFIED FOR THOSE LOCAL GOVERNMENTS IN THE REGIONAL AND LOCAL HOUSING NEEDS ASSESSMENTS.

(V) BY DECEMBER 31, 2024, THE RURAL RESORT AREA SUBCOMMITTEE CREATED IN SECTION 29-33-103 (8) SHALL ISSUE A REPORT TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS ON THE STATUS, OPPORTUNITIES, AND CHALLENGES OF REGIONAL PLANNING IN THE RURAL RESORT REGIONS, INCLUDING THE CONNECTION BETWEEN HOUSING AND TRANSPORTATION. THE RURAL RESORT AREA SUBCOMMITTEE CREATED IN SECTION 29-33-103 (8) SHALL ALSO EVALUATE AND MAKE RECOMMENDATIONS ON THE USE OF DATA TO CREATE AFFORDABILITY STRATEGIES IN REGIONAL AND LOCAL HOUSING ASSESSMENTS AND REGIONAL AND LOCAL HOUSING PLANS THAT FOLLOW STRATEGIC GROWTH OBJECTIVES AS DEFINED IN SECTION 29-33-108.

(b) (I) NO LATER THAN DECEMBER 31, 2026, AND EVERY FIVE YEARS THEREAFTER, A RURAL RESORT JOB CENTER MUNICIPALITY SHALL DEVELOP, ADOPT, AND SUBMIT TO THE DEPARTMENT OF LOCAL AFFAIRS A HOUSING NEEDS PLAN. THE HOUSING NEEDS PLAN MUST INCLUDE THE FOLLOWING:

(A) A NARRATIVE DESCRIPTION OF THE STAKEHOLDER ENGAGEMENT CONDUCTED DURING THE DEVELOPMENT OF THE HOUSING NEEDS PLAN;

(B) AN ANALYSIS OF HOW THE RURAL RESORT JOB CENTER MUNICIPALITY WILL ADDRESS LOCAL HOUSING NEEDS AS IDENTIFIED FROM A REGIONAL HOUSING ASSESSMENT, AND THE LOCAL HOUSING NEEDS ASSESSMENT, INCLUDING THE DEMONSTRATED HOUSING NEEDS FOR PERSONS OF DIFFERENT INCOME LEVELS;

(C) A NARRATIVE ANALYSIS OF ANY AREA AT ELEVATED RISK OF RESIDENTIAL DISPLACEMENT THAT THE RURAL RESORT JOB CENTER MUNICIPALITY HAS IDENTIFIED, AT THE DISCRETION OF EACH MUNICIPALITY, AND A DESCRIPTION OF AN IMPLEMENTATION PLAN FOR ANY DISPLACEMENT MITIGATION MEASURES THAT THE RURAL RESORT JOB CENTER HAS CONSIDERED AS OPTIONS AND DECIDED TO USE, AT THE DISCRETION OF EACH MUNICIPALITY, TO MITIGATE IDENTIFIED DISPLACEMENT RISKS IN THESE AREAS; AND

(D) AN IMPLEMENTATION PLAN THAT DESCRIBES HOW THE RURAL

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RESORT JOB CENTER MUNICIPALITY WILL COMPLY WITH THE SELECTED AFFORDABILITY STRATEGIES FROM SECTION 29-33-106.

(II) BEFORE ADOPTING AND SUBMITTING A HOUSING NEEDS PLAN, A RURAL RESORT JOB CENTER MUNICIPALITY SHALL PUBLISH THE MOST RECENT DRAFT OF ITS HOUSING NEEDS PLAN AND PROVIDE NOTICE OF A PUBLIC COMMENT PERIOD FOR THE RECEIPT OF WRITTEN COMMENTS CONCERNING THE PLAN. THE RURAL RESORT JOB CENTER MUNICIPALITY MAY ALSO CHOOSE TO HOLD A PUBLIC HEARING ON THE PLAN.

(III) THE DEPARTMENT OF LOCAL AFFAIRS SHALL POST THE HOUSING NEEDS PLANS SUBMITTED BY RURAL RESORT JOB CENTER MUNICIPALITIES PUBLICLY ON THE DEPARTMENT OF LOCAL AFFAIRS WEBSITE."

Strike page 41.

Page 42, strike lines 1 through 20.

Page 43, line 10, after "ENTITY." insert "BEGINNING JANUARY 1, 2026, AND EVERY YEAR THEREAFTER, THE DEPARTMENT OF LOCAL AFFAIRS SHALL PROVIDE A REPORT ON THE ASSISTANCE REQUESTED BY LOCAL GOVERNMENTS PURSUANT TO THIS SECTION, WHETHER OR NOT ADEQUATE STATE FUNDING IS AVAILABLE TO MEET THE ASSISTANCE REQUESTED BY LOCAL GOVERNMENTS, AND ANY ADDITIONAL RESOURCES THAT LOCAL GOVERNMENTS HAVE IDENTIFIED THAT WOULD HELP COMPLETE ADVISORY HOUSING NEEDS PLANS."

Page 44, line 9, after "2026," insert "AND NO LATER THAN DECEMBER 31 OF EACH YEAR THEREAFTER,".

Page 44, line 10, after "DATA" insert "FOR THE PREVIOUS CALENDAR YEAR".

Page 44, line 11, strike "AFFAIRSONCE EVERY YEAR:" and substitute "AFFAIRS:".

Page 45, line 6, strike "DIVISION" and substitute "DEPARTMENT".

Page 47, line 12, strike "STATE" and substitute "STATEWIDE".

Page 47, strike lines 23 and 24 and substitute:

"(4) "SUBJECT JURISDICTION" MEANS A LOCAL GOVERNMENT."

Page 47, line 27, strike "SUBJECT JURISDICTION" and substitute "A NON-URBAN MUNICIPALITY OR URBAN MUNICIPALITY".

Page 48, line 18, after "RIGHTS," insert "RACIAL EQUITY AND HOMELESSNESS PREVENTION,".

Page 48, strike lines 21 through 24 and substitute:

"(a) ALLOW ACCESSORY DWELLING UNITS AS A USE BY RIGHT AS AN ACCESSORY USE TO A SINGLE-UNIT DETACHED DWELLING;

(I) IN THE CASE OF A NON-URBAN MUNICIPALITY OR URBAN MUNICIPALITY, IN ANY PART OF THE MUNICIPALITY THAT IS ZONED FOR AGRICULTURAL USE, OR WHERE THE MUNICIPALITY ALLOWS SINGLE-UNIT DETACHED DWELLINGS AS A USE BY RIGHT; AND

(II) IN THE CASE OF A SUBJECT JURISDICTION THAT IS NEITHER A NON-URBAN MUNICIPALITY NOR AN URBAN MUNICIPALITY, ON PARCELS IN AN AREA THAT IS ZONED FOR AGRICULTURAL USE OR IN AN UNINCORPORATED AREA OF A COUNTY; AND

(b) PROHIBIT, IN THE CASE OF AN ACCESSORY DWELLING UNIT ON A PARCEL IN AN AREA THAT IS ZONED FOR AGRICULTURAL USE OR IN AN UNINCORPORATED AREA OF A COUNTY:

(I) THE IMPOSITION OF STRICTER SETBACK REQUIREMENTS FOR ACCESSORY DWELLING UNITS THAN ALREADY EXIST FOR A PARCEL IN AN AREA THAT IS ZONED FOR AGRICULTURAL USE OR IN AN UNINCORPORATED AREA OF A COUNTY; AND

(II) ANY LOCALS LAWS REQUIRING THAT ACCESSORY DWELLING UNITS BE SUPPORTED BY GREATER SEPTIC CAPACITY THAN REQUIRED TO MEET STATE HEALTH, SAFETY, AND SANITARY STANDARDS; AND".

Reletter succeeding paragraph accordingly.

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Page 49, line 1, after "OFF-STREET" insert "VEHICLE".

Page 49, strike lines 6 through 9 and substitute:

"(a) ALLOW ACCESSORY DWELLING UNITS AS A USE BY RIGHT AS AN ACCESSORY USE TO A SINGLE-UNIT DETACHED DWELLING;

(I) IN THE CASE OF A NON-URBAN MUNICIPALITY OR URBAN MUNICIPALITY, IN ANY PART OF THE MUNICIPALITY THAT IS ZONED FOR AGRICULTURAL USE, OR WHERE THE MUNICIPALITY ALLOWS SINGLE-UNIT DETACHED DWELLINGS AS A USE BY RIGHT; AND

(II) IN THE CASE OF A SUBJECT JURISDICTION THAT IS NEITHER A NON-URBAN MUNICIPALITY NOR AN URBAN MUNICIPALITY, ON PARCELS IN AN AREA THAT IS ZONED FOR AGRICULTURAL USE OR IN AN UNINCORPORATED AREA OF A COUNTY;"

Page 49, line 17, after "NONCONFORMANCE;" insert "AND".

Page 49, strike lines 18 through 24 and substitute:

"(d) ALLOW ACCESSORY DWELLING UNIT SIZES BETWEEN FIVE HUNDRED AND EIGHT HUNDRED SQUARE FEET. SUBJECT JURISDICTIONS MAY ADDITIONALLY PERMIT SMALLER OR LARGER ACCESSORY DWELLING UNITS AT THEIR DISCRETION."

Page 50, strike lines 1 through 6 and substitute:

"(a) APPLY STANDARDS CONCERNING ARCHITECTURAL STYLE, BUILDING MATERIALS, OR LANDSCAPING THAT ARE MORE RESTRICTIVE THAN THE STANDARDS THAT THE SUBJECT JURISDICTION APPLIES TO A SINGLE-UNIT DETACHED DWELLING IN THE SAME ZONING DISTRICT;"

Page 50, after line 13 insert:

"(d) IN THE CASE OF AN ACCESSORY DWELLING UNIT ON A PARCEL IN AN AREA THAT IS ZONED FOR AGRICULTURAL USE OR IN AN UNINCORPORATED AREA OF A COUNTY, IMPOSE:

(I) STRICTER SETBACK REQUIREMENTS FOR ACCESSORY DWELLING UNITS THAN ALREADY EXIST FOR A PARCEL IN AN AREA THAT IS ZONED FOR AGRICULTURAL USE OR IN AN UNINCORPORATED AREA OF A COUNTY; AND

(II) ANY LOCALS LAWS REQUIRING THAT ACCESSORY DWELLING UNITS BE SUPPORTED BY GREATER SEPTIC CAPACITY THAN REQUIRED TO MEET STATE HEALTH, SAFETY, AND SANITARY STANDARDS."

Reletter succeeding paragraphs accordingly.

Page 50, line 17, after "OFF-STREET" insert "VEHICLE".

Page 50, line 20, strike "GREATER THAN FIVE FEET".

Page 50, line 21, strike "UNIT," and substitute "UNIT GREATER THAN THE MINIMUM SIDE SETBACK REQUIRED FOR A SINGLE-UNIT DETACHED DWELLING OR THE SETBACK REQUIRED FOR OTHER ACCESSORY BUILDINGS IN THE SAME ZONING DISTRICT,"

Page 50, line 27, strike "DECEMBER 31, 2024," and substitute "JUNE 30, 2025,"

Page 51, lines 7 and 8, strike "JUNE 30, 2025," and substitute "DECEMBER 31, 2025,"

Page 51, line 9, strike "PARCELS," and substitute "PARCELS AND THE SUBJECT JURISDICTION SHALL NOT DENY OR CONDITION APPROVAL OF AN APPLICATION FOR AN ACCESSORY DWELLING UNIT ON ANY APPLICABLE PARCEL ON ANY BASIS THAT IS INCONSISTENT WITH THE MODEL CODE," and strike "29-33-303," and substitute "29-33-203,"

Page 51, line 10, after "JURISDICTION" insert "AND REMAINS IN EFFECT".

Page 51, line 15, after "SECTION," insert "THE SUBJECT JURISDICTION'S

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ACCESSORY DWELLING UNIT DECISIONS SHALL BE CONSISTENT WITH THE MODEL CODE AND".

Page 51, strike lines 22 through 27 and substitute:

"(4) (a) NO LATER THAN JUNE 30, 2024, A SUBJECT JURISDICTION MAY NOTIFY THE DEPARTMENT OF LOCAL AFFAIRS THAT AN EXEMPTION OR AN EXTENSION IS NECESSARY FROM THE REQUIREMENTS OF SUBSECTION (1) OF THIS SECTION.

(b) THE NOTICE MUST DEMONSTRATE THAT THE WATER, SEWER, WASTEWATER, OR STORMWATER SERVICES ARE CURRENTLY DEFICIENT IN SPECIFIC GEOGRAPHIC AREAS OF THE SUBJECT JURISDICTION OR IN THE SUBJECT JURISDICTION AS A WHOLE, OR THE SUBJECT JURISDICTION EXPECTS THEM TO BECOME DEFICIENT IN THE NEXT FIVE YEARS. AS USED IN THIS SUBSECTION (4)(b)(I), "DEFICIENT" INCLUDES, IN REFERENCE TO THE SUBJECT JURISDICTION'S WATER SUPPLY MASTER PLAN, WATER DISTRIBUTION AND WASTEWATER COLLECTION MASTER PLAN, WASTEWATER MASTER PLAN, OR STORMWATER MASTER PLAN, IF APPLICABLE, ISSUES CONCERNING:

- (I) WATER SUPPLY;
- (II) WASTEWATER TREATMENT CAPACITY;
- (III) WATER DISTRIBUTION AND WASTEWATER COLLECTION CAPACITY;

OR

- (IV) STORMWATER MANAGEMENT CAPACITY.

(c) IF A SUBJECT JURISDICTION SUBMITS A NOTICE TO THE DEPARTMENT OF LOCAL AFFAIRS PURSUANT TO SUBSECTION (4)(b) OF THIS SECTION, THE SUBJECT JURISDICTION MAY INCLUDE A PLAN OF ACTION TO REMEDY THE DEFICIENT WATER SUPPLY, WATER OR WASTEWATER TREATMENT CAPACITY, WATER DISTRIBUTION AND WASTEWATER COLLECTION CAPACITY, OR STORMWATER MANAGEMENT CAPACITY IN THE SPECIFIC AREAS IDENTIFIED IN A CAPITAL IMPROVEMENT PLAN IN THE NOTICE."

Reletter succeeding paragraph accordingly.

Page 52, strike lines 1 through 10.

Page 52, line 14, strike "DECEMBER 31, 2024," and substitute "JUNE 30, 2025,".

Page 53, lines 3 and 4, strike "STANDARDS OR HAS ADOPTED THE MODEL CODE." and substitute "STANDARDS."

Page 53, line 9, strike "AMENDED;" and substitute "AMENDED, OR TO OTHERWISE PROVIDE PARKING SIGNED FOR USE BY PERSONS EXPERIENCING DISABILITIES;

(b) ADOPTING GENERALLY-APPLICABLE REQUIREMENTS FOR THE PAYMENT OF IMPACT FEES OR OTHER SIMILAR DEVELOPMENT CHARGES IN CONFORMANCE WITH THE REQUIREMENTS OF SECTION 29-20-104.5 OR THE MITIGATION OF IMPACTS IN CONFORMANCE WITH THE REQUIREMENTS OF SECTION PART 2 OF ARTICLE 20 OF TITLE 29."

Reletter succeeding paragraphs accordingly.

Page 53, strike lines 15 and 16 and substitute:

"(e) APPLYING THE STANDARDS AND PROCEDURES OF A HISTORIC DISTRICT TO A PARCEL ON WHICH AN ACCESSORY DWELLING UNIT IS ALLOWED IN THAT HISTORIC DISTRICT, INCLUDING RULES RELATING TO DEMOLITION."

Page 53, strike lines 20 through 27 and substitute:

**"PART 3
CORRIDORS AND CENTERS REQUIREMENTS**

29-33-301. Legislative declaration. (1) (a) THE GENERAL ASSEMBLY HEREBY FINDS, DETERMINES, AND DECLARES THAT:

- (I) LOCAL GOVERNMENT LAND USE DECISIONS CAN LIMIT DENSER MULTIFAMILY HOUSING DEVELOPMENT NEAR FREQUENT TRANSIT SERVICE AND IN COMMERCIAL AND INSTITUTIONAL AREAS;
- (II) HOUSING SUPPLY IMPACTS HOUSING AFFORDABILITY;

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(III) HOUSING PRICES ARE TYPICALLY HIGHER WHEN HOUSING SUPPLY IS RESTRICTED BY LOCAL LAND USE REGULATIONS IN A METROPOLITAN REGION, ACCORDING TO STUDIES SUCH AS THE NATIONAL BUREAU OF ECONOMIC RESEARCH WORKING PAPERS "REGULATION AND HOUSING SUPPLY", "THE IMPACT OF ZONING ON HOUSING AFFORDABILITY", AND "THE IMPACT OF LOCAL RESIDENTIAL LAND USE RESTRICTIONS ON LAND VALUES ACROSS AND WITHIN SINGLE FAMILY HOUSING MARKETS". INCREASING HOUSING SUPPLY MODERATES PRICE INCREASES AND IMPROVES HOUSING AFFORDABILITY ACROSS ALL INCOMES, ACCORDING TO STUDIES SUCH AS "THE ECONOMIC IMPLICATIONS OF HOUSING SUPPLY", IN THE JOURNAL OF ECONOMIC PERSPECTIVES, AND "SUPPLY SKEPTICISM: HOUSING SUPPLY AND AFFORDABILITY", IN THE JOURNAL HOUSING POLICY DEBATE.

(IV) MULTIFAMILY HOUSING IS TYPICALLY MORE AFFORDABLE THAN DETACHED SINGLE-UNIT DWELLINGS, AND LIVING NEAR TRANSIT, JOBS, AND SERVICES ENABLES HOUSEHOLDS TO SAVE ON TRANSPORTATION COSTS BY OWNING FEWER VEHICLES. IN 2019, COLORADO MULTIFAMILY UNITS COST BETWEEN FOURTEEN AND FORTY-THREE PERCENT LESS TO OWN, AND BETWEEN NINE AND EIGHTEEN PERCENT LESS TO RENT, DEPENDING ON THE SIZE OF THE BUILDING, COMPARED TO A SINGLE-UNIT DETACHED DWELLING, ACCORDING TO THE AMERICAN COMMUNITY SURVEY.

(V) THE TERNER CENTER FOR HOUSING INNOVATION AT THE UNIVERSITY OF CALIFORNIA BERKELEY FOUND IN ITS REPORT "RESIDENTIAL REDEVELOPMENT OF COMMERCIAL ZONED LAND IN CALIFORNIA" THAT THERE IS SIGNIFICANT POTENTIAL FOR RESIDENTIAL DEVELOPMENT IN COMMERCIAL ZONED AREAS, THAT MANY COMMERCIAL ZONE DISTRICTS DO NOT ALLOW RESIDENTIAL DEVELOPMENT, AND THAT ALLOWING USE BY RIGHT RESIDENTIAL DEVELOPMENT IN COMMERCIAL ZONE DISTRICTS CAN ENCOURAGE ADDITIONAL HOUSING SUPPLY;

(VI) ACCORDING TO THE NATIONAL ASSOCIATION OF REALTORS IN THEIR REPORT "ANALYSIS AND CASE STUDIES ON OFFICE-TO-HOUSING CONVERSIONS", OVER FIVE MILLION SEVEN HUNDRED THOUSAND SQUARE FEET OF OFFICE SPACE BECAME UNOCCUPIED IN THE DENVER METROPOLITAN REAL ESTATE MARKET BETWEEN 2020 AND 2021, THE DENVER MARKET COULD POTENTIALLY ADD OVER TWO THOUSAND NEW RESIDENTIAL UNITS FROM OFFICE TO RESIDENTIAL CONVERSIONS IF IT CONVERTED TWENTY PERCENT OF CURRENTLY VACANT OFFICE SPACE, AND ONE OF THE MAJOR BARRIERS TO CONVERSIONS IS RESTRICTIVE LOCAL LAND USE REGULATIONS THAT REQUIRE DISCRETIONARY APPROVALS;

(VII) ACCORDING TO THE NOTRE DAME LAW SCHOOL IN THEIR ARTICLE "SHELLS OF THE STORES THEY ONCE WERE: RETURNING VACANT RETAIL PROPERTY TO PRODUCTIVE USE IN THE MIDST OF THE RETAIL APOCALYPSE", UNITED STATES RETAILERS HAVE BEEN CLOSING BRICK AND MORTAR LOCATIONS IN LARGE NUMBERS SINCE AT LEAST 2017, LEAVING BEHIND VACANT COMMERCIAL BUILDINGS AND PROPERTIES THAT POSE PROBLEMS FOR PUBLIC HEALTH AND SAFETY, REDUCE LOCAL TAX REVENUE, AND LEAD TO THE FLIGHT OF OTHER RETAIL BUSINESSES. VACANT COMMERCIAL PROPERTIES PROVIDE OPPORTUNITIES FOR RESIDENTIAL AND MIXED USE REDEVELOPMENT, BOTH THROUGH ADAPTIVE REUSE OF EXISTING BUILDINGS, AND THROUGH NEW DEVELOPMENT, AND, ACCORDING TO THE LOCAL GOVERNMENT COMMISSION IN COOPERATION WITH THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY IN THE JOINT REPORT "CREATING GREAT NEIGHBORHOODS: DENSITY IN YOUR COMMUNITY", INCREASED RESIDENTIAL DENSITY IS ASSOCIATED WITH THE ECONOMIC SUCCESS OF NEARBY BUSINESSES AND CONTRIBUTES TO THE REVITALIZATION OF NEIGHBORHOODS.

(VIII) MEETING HOUSING DEMAND THROUGH COMPACT INFILL DEVELOPMENT CLOSE TO JOBS, SERVICES, AND TRANSIT DECREASES THE NEED FOR NEW DISPERSED, LOW-DENSITY HOUSING. RELATIVE TO DISPERSED LOW-DENSITY DEVELOPMENT, COMPACT INFILL HOUSING DEVELOPMENT, INCLUDING MULTIFAMILY HOUSING DEVELOPMENT, REDUCES WATER USE, GREENHOUSE GAS EMISSIONS, INFRASTRUCTURE COSTS, AND HOUSEHOLD ENERGY AND TRANSPORTATION COSTS.

(IX) HOUSING WITH ACCESS TO FREQUENT TRANSIT ALLOWS RESIDENTS TO TRAVEL TO WORK AND SERVICES WITHOUT DRIVING OR WHILE DRIVING LESS, WHICH REDUCES HOUSEHOLD TRANSPORTATION COSTS, GREENHOUSE GAS EMISSIONS, AND AIR POLLUTION. ANALYSES OF TRANSIT-ORIENTED DEVELOPMENTS HAVE FOUND RESIDENTS TAKE AN AVERAGE OF FORTY-FOUR PERCENT FEWER VEHICLE TRIPS, ACCORDING TO THE ARTICLE "VEHICLE TRIP

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REDUCTION IMPACTS OF TRANSIT-ORIENTED HOUSING" IN THE JOURNAL OF PUBLIC TRANSPORTATION. AND, ACCORDING TO THE CALIFORNIA AIR RESOURCES BOARD REPORTS "IMPACT OF JOBS-HOUSING BALANCE ON PASSENGER VEHICLE USE AND GREENHOUSE GAS EMISSIONS" AND "IMPACTS OF LAND-USE MIX ON PASSENGER VEHICLE USE AND GREENHOUSE GAS EMISSIONS", CO-LOCATING RESIDENCES, JOBS, AND SERVICES ALSO REDUCES HOUSEHOLD VEHICLE MILES TRAVELED.

(X) MULTIFAMILY HOUSING ALSO USES SIGNIFICANTLY LESS ENERGY FOR HEATING AND COOLING PER UNIT THAN SINGLE-UNIT DETACHED DWELLINGS DUE TO MULTIFAMILY HOUSING HAVING ATTACHED WALLS AND SMALLER SIZE, WHICH REDUCES HOUSEHOLD ENERGY COSTS AND GREENHOUSE GAS EMISSIONS. IN COLORADO, HOUSEHOLD ENERGY DEMAND ON AVERAGE IS SEVENTY PERCENT LESS FOR MULTIFAMILY HOUSING COMPARED TO SINGLE-UNIT DETACHED DWELLINGS, ACCORDING TO THE NATIONAL RENEWABLE ENERGY LABORATORY RESSTOCK ANALYSIS TOOL.

(b) THEREFORE, THE GENERAL ASSEMBLY DECLARES THAT INCREASED HOUSING SUPPLY IN KEY CORRIDORS IS A MATTER OF MIXED STATEWIDE AND LOCAL CONCERN.

(2) (a) THE GENERAL ASSEMBLY FURTHER FINDS, DETERMINES, AND DECLARES THAT:

(I) LOCAL GOVERNMENT LAND USE DECISIONS OFTEN LIMIT MIDDLE HOUSING DEVELOPMENT;

(II) THE TEN LARGEST MUNICIPALITIES IN THE DENVER METROPOLITAN AREA ALLOW SINGLE-UNIT DETACHED DWELLINGS AS A USE BY RIGHT ON OVER EIGHTY-FIVE PERCENT OF THEIR RESIDENTIAL LAND, COMPARED TO ALLOWING TOWNHOMES, DUPLEXES, TRIPLEXES, AND QUADPLEXES AS A USE BY RIGHT ON LESS THAN THIRTY-FIVE PERCENT OF THEIR RESIDENTIAL LAND, ACCORDING TO PUBLICLY AVAILABLE ZONING DATA;

(III) LOCAL LAND USE REGULATIONS INFLUENCE WHAT TYPES OF HOUSING ARE BUILT;

(IV) BETWEEN 2000 AND 2019, OVER SEVENTY PERCENT OF HOMES BUILT IN COLORADO WERE SINGLE-UNIT DETACHED DWELLINGS, WHILE LESS THAN THREE PERCENT OF HOMES BUILT IN COLORADO DURING THAT TIME WERE DUPLEXES TO QUADPLEXES, ACCORDING TO THE AMERICAN COMMUNITY SURVEY;

(V) MIDDLE HOUSING IS TYPICALLY MORE AFFORDABLE THAN SINGLE-UNIT DETACHED DWELLINGS, IN PART BECAUSE LAND COSTS ARE SHARED BETWEEN MORE HOUSEHOLDS;

(VI) IN 2019, COLORADO DUPLEXES COST ON AVERAGE FOURTEEN PERCENT LESS TO OWN AND TWENTY-SIX PERCENT LESS TO RENT THAN SINGLE-UNIT DETACHED DWELLINGS, AND TRIPLEXES AND QUADPLEXES COST THIRTY-ONE PERCENT LESS TO OWN AND TWENTY-NINE PERCENT LESS TO RENT, ACCORDING TO THE AMERICAN COMMUNITY SURVEY;

(VII) MIDDLE HOUSING OFFERS A WAY TO PROVIDE COMPACT RELATIVELY AFFORDABLE HOUSING IN ESTABLISHED NEIGHBORHOODS WITH MINIMAL INFRASTRUCTURE IMPACT AND SUPPLY NEW HOUSING WITHOUT ADDING NEW DISPERSED LOW DENSITY HOUSING;

(VIII) MIDDLE HOUSING USES SIGNIFICANTLY LESS ENERGY FOR HEATING AND COOLING PER UNIT THAN SINGLE-UNIT DETACHED DWELLINGS DUE TO MIDDLE HOUSING HAVING ATTACHED WALLS AND SMALLER UNIT SIZES, WHICH REDUCES HOUSEHOLD ENERGY COSTS AND GREENHOUSE GAS EMISSIONS; AND

(IX) IN COLORADO, COMPARED TO SINGLE-UNIT DETACHED DWELLINGS, HOUSEHOLD ENERGY DEMAND IS ON AVERAGE FORTY PERCENT LESS FOR TOWNHOMES, FORTY-FIVE PERCENT LESS FOR DUPLEXES, AND FIFTY-THREE PERCENT LESS FOR TRIPLEXES AND QUADPLEXES, ACCORDING TO THE NATIONAL RENEWABLE ENERGY LABORATORY RESSTOCK ANALYSIS TOOL.

(b) THEREFORE, THE GENERAL ASSEMBLY DECLARES THAT THE INCREASED SUPPLY OF HOUSING THROUGH MIDDLE HOUSING IS A MATTER OF MIXED STATEWIDE AND LOCAL CONCERN.

29-33-302. Applicability - transit-oriented areas model code - transit-oriented areas minimum standards - adoption of model code or minimum standards - definitions. (1) **Definitions.** AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "ELIGIBLE PARCEL" MEANS A PARCEL THAT IS NOT:

(I) A STANDARD EXEMPT PARCEL;

(II) PART OF A PARCEL THAT INCLUDES LAND THAT IS A PARK AND OPEN

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SPACE, AS DEFINED IN SECTION 29-7.5-103 (2); 1

(III) A PARCEL THAT IS SUBJECT TO A CONSERVATION EASEMENT; OR 2

(IV) ON OR A SITE THAT: 3

(A) IS CURRENTLY USED FOR AN INDUSTRIAL USE; 4

(B) CURRENTLY ALLOWS INDUSTRIAL USES; 5

(C) IS DESIGNATED FOR HEAVY INDUSTRIAL USE IN THE LATEST VERSION 6

OF A SUBJECT JURISDICTION'S MASTER PLAN; 7

(D) IS OWNED BY, USED AS, OR OPERATED BY AN AIRPORT; OR 8

(E) IS CURRENTLY USED AS A MOBILE HOME PARK, AS DEFINED IN 9

SECTION 38-12-201.5 (6). 10

(b) "MINIMUM STANDARDS" MEANS THE MINIMUM STANDARDS FOR 11

TRANSIT-ORIENTED AREAS ESTABLISHED IN SUBSECTION(4) OF THIS SECTION. 12

(c) "MIXED-INCOME MULTIFAMILY HOUSING" MEANS MULTIFAMILY 13

HOUSING IN WHICH AT LEAST TEN PERCENT OF THE HOUSING UNITS ARE SET 14

ASIDE FOR HOUSEHOLDS THAT EARN NO MORE THAN EIGHTY PERCENT OF THE 15

AREA MEDIAN INCOME. FOR THE PURPOSES OF THIS SUBSECTION (1)(c) 16

"MIXED-INCOME MULTIFAMILY HOUSING" MEANS A SUBJECT JURISDICTION WITH 17

A LOCAL INCLUSIONARY ZONING ORDINANCE THAT APPLIES IN KEY CORRIDORS 18

MAY APPLY SUCH AN ORDINANCE'S PROVISIONS, INCLUDING AREA MEDIAN 19

INCOME THRESHOLDS AND REQUIREMENTS FOR THE PERCENTAGE OF UNITS THAT 20

MUST BE SET ASIDE FOR HOUSEHOLDS BELOW THAT AREA MEDIAN INCOME. 21

(d) "MODEL CODE" MEANS THE TRANSIT-ORIENTED AREAS MODEL CODE 22

PROMULGATED BY THE DEPARTMENT OF LOCAL AFFAIRS PURSUANT TO 23

SUBSECTION (3) OF THIS SECTION. 24

(e) "SUBJECT JURISDICTION" MEANS A TIER ONE URBAN MUNICIPALITY 25

THAT CONTAINS A TRANSIT-ORIENTED AREA. 26

(2) **Applicability.** (a) THE REQUIREMENTS OF THIS SECTION ONLY 27

APPLY IN A TRANSIT-ORIENTED AREA IN A TIER ONE URBAN MUNICIPALITY. 28

(b) UNLESS A SUBJECT JURISDICTION DECIDES OTHERWISE, LOCAL LAWS 29

ADOPTED PURSUANT TO THIS SECTION ONLY APPLY TO ELIGIBLE PARCELS THAT 30

ALLOW COMMERCIAL, INSTITUTIONAL, MIXED USES, MULTI-FAMILY HOUSING, OR 31

OTHER NON-RESIDENTIAL USES AS PERMITTED USES. 32

(c) IF A TRANSIT-ORIENTED AREA IS LOCATED WITHIN MULTIPLE 33

JURISDICTIONS, A SUBJECT JURISDICTION NEED ONLY MEET THE REQUIREMENTS 34

OF THIS SECTION IN THE PARTS OF A TRANSIT-ORIENTED AREA LOCATED WITHIN 35

THE SUBJECT JURISDICTION. 36

(d) WHERE THE REQUIREMENTS OF THIS SECTION APPLY TO PARCELS OR 37

LOTS TO WHICH PART 2 OF THIS ARTICLE 33 OR SECTIONS 29-33-303 AND 38

29-33-304 ALSO APPLY, THE REQUIREMENTS OF THIS SECTION SHALL SUPERSEDE 39

WHERE THERE IS CONFLICT WITH OTHER RELEVANT SECTIONS OR PART 2. 40

(3) **Model code.** (a) (I) NO LATER THAN JUNE 30, 2024, THE EXECUTIVE 41

DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS SHALL PROMULGATE A 42

TRANSIT-ORIENTED AREA MODEL CODE. 43

(II) THE MULTI-AGENCY ADVISORY COMMITTEE SHALL PROVIDE 44

RECOMMENDATIONS TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF 45

LOCAL AFFAIRS ON THE TRANSIT-ORIENTED AREA MODEL CODE PURSUANT TO 46

SECTION 29-33-305. 47

(b) AT A MINIMUM, THE MODEL CODE MUST INCLUDE: 48

(I) A REQUIREMENT THAT SUBJECT JURISDICTIONS MAY NOT REQUIRE 49

NEW OFF-STREET VEHICLE PARKING WITHIN TRANSIT-ORIENTED AREAS FOR ANY 50

USES IN CONJUNCTION WITH EITHER A MULTIFAMILY DEVELOPMENT OR 51

MIXED-INCOME MULTIFAMILY HOUSING DEVELOPMENT PERMIT; AND 52

(III) A REQUIREMENT THAT SUBJECT JURISDICTIONS ALLOW 53

MIXED-INCOME MULTIFAMILY HOUSING OF UP TO AT LEAST SIXTY UNITS PER 54

ACRE NET DENSITY AS A USE BY RIGHT IN TRANSIT-ORIENTED AREAS. 55

(c) NOTHING IN THE MODEL CODE SHALL PREVENT A SUBJECT 56

JURISDICTION FROM UTILIZING SET ASIDE PERCENTAGE AND AREA MEDIAN 57

INCOME LEVEL REQUIREMENTS AS SPECIFIED IN THEIR LOCAL LAWS, RATHER 58

THAN AS SPECIFIED IN THE MODEL CODE, SO LONG AS THE SUBJECT JURISDICTION 59

HAS ADOPTED A LOCAL INCLUSIONARY ZONING ORDINANCE THAT APPLIES 60

WITHIN TRANSIT-ORIENTED AREAS. 61

(4) **Minimum standards.** (a) (I) NOTWITHSTANDING ANY LOCAL LAW 62

TO THE CONTRARY, A SUBJECT JURISDICTION THAT DOES NOT ADOPT THE MODEL 63

CODE SHALL CREATE OR UPDATE A ZONING DISTRICT WITHIN EACH 64

TRANSIT-ORIENTED AREA IN WHICH MULTIFAMILY HOUSING IS ALLOWED AS A 65

USE BY RIGHT AND A MINIMUM AVERAGE NET DENSITY OF UP TO AT LEAST 66

FORTY UNITS OF MULTIFAMILY HOUSING PER ACRE IS ALLOWED. SUBJECT 67

JURISDICTIONS MAY ESTABLISH SUBDISTRICTS WITHIN THESE ZONING DISTRICTS THAT ALLOW A DIFFERENT DENSITY OF MULTIFAMILY HOUSING DEVELOPMENT SO LONG AS EACH DISTRICT ALLOWS AN AVERAGE NET DENSITY OF MULTIFAMILY HOUSING OF UP TO AT LEAST FORTY UNITS PER ACRE. THE MINIMUM AREA OF THE ZONING DISTRICT OR SUBDISTRICTS MUST IN TOTAL BE GREATER THAN OR EQUAL TO FIFTY PERCENT OF THE AREA OF ELIGIBLE PARCELS IN EACH TRANSIT-ORIENTED AREA IN A SUBJECT JURISDICTION. A SUBJECT JURISDICTION MAY CHOOSE TO INCLUDE PARCELS THAT WOULD OTHERWISE NOT QUALIFY AS ELIGIBLE PARCELS, WHEN CALCULATING THE AREA OF ELIGIBLE PARCELS IN EACH TRANSIT-ORIENTED AREA IN A SUBJECT JURISDICTION.

(II) NOTWITHSTANDING ANY LOCAL LAW TO THE CONTRARY, A SUBJECT JURISDICTION THAT DOES NOT ADOPT THE MODEL CODE MAY MEET THE AVERAGE NET DENSITY ESTABLISHED IN THE MINIMUM STANDARDS BY ADOPTING LOCAL LAWS APPLICABLE TO A DISTRICT COVERING AREAS OUTSIDE OF TRANSIT-ORIENTED AREAS SO LONG AS THE DISTRICT IS AT LEAST THE SAME SIZE AS THE ELIGIBLE PARCELS IN THE TRANSIT-ORIENTED AREAS, IF EITHER:

(A) SIGNIFICANT DEVELOPMENT CONSTRAINTS EXIST; OR

(B) THE SUBJECT JURISDICTION HAS ESTABLISHED PLANNING AREAS FOR TRANSIT-COMPATIBLE USE IN ADJACENT AREAS.

(III) IN SATISFYING THE MINIMUM AVERAGE NET DENSITY REQUIREMENTS OF SUBSECTION (4)(a)(I) OF THIS SECTION, A SUBJECT JURISDICTION SHALL NOT INCLUDE MIDDLE HOUSING AREAS AS DETERMINED PURSUANT TO SECTION 29-33-304 (2)(b).

(b) (I) NOTWITHSTANDING ANY LOCAL LAW TO THE CONTRARY, A SUBJECT JURISDICTION THAT DOES NOT ADOPT THE MODEL CODE SHALL NOT:

(A) APPLY LOCAL LAWS THAT MAKE THE PERMITTING, SITING, OR CONSTRUCTION OF MULTIFAMILY HOUSING IN A TRANSIT-ORIENTED AREA PHYSICALLY IMPOSSIBLE OR PRACTICALLY DIFFICULT;

(B) ADOPT LOCAL LAWS THAT INDIVIDUALLY OR CUMULATIVELY MAKE A DENSITY OF UP TO AT LEAST FORTY UNITS PER ACRE PHYSICALLY IMPOSSIBLE OR PRACTICALLY DIFFICULT; OR

(C) REQUIRE NEW OFF-STREET VEHICLE PARKING WITHIN TRANSIT-ORIENTED AREAS FOR ANY USES IN CONJUNCTION WITH A MULTIFAMILY HOUSING DEVELOPMENT PERMIT.

(II) IN SATISFYING THE NET DENSITY REQUIREMENTS OF SUBSECTIONS (4)(b)(I)(A) AND (4)(b)(I)(B) OF THIS SECTION, A SUBJECT JURISDICTION SHALL NOT INCLUDE MIDDLE HOUSING AREAS AS DETERMINED PURSUANT TO SECTION 29-33-304 (2)(b).

(c) THE DEPARTMENT OF LOCAL AFFAIRS MAY PROMULGATE RULES AS IT DEEMS NECESSARY TO UPDATE THE MINIMUM STANDARDS OR MODEL CODE, UTILIZING A PUBLIC HEARING AND COMMENT PROCESS.

(5) **Adoption of model code or minimum standards.** (a) (I) NO LATER THAN JUNE 30, 2025, A SUBJECT JURISDICTION SHALL EITHER:

(A) ADOPT LOCAL LAWS CONCERNING TRANSIT-ORIENTED AREAS THAT SATISFY THE MINIMUM STANDARDS; OR

(B) ADOPT THE MODEL CODE.

(b) IF A SUBJECT JURISDICTION DOES NOT SATISFY THE REQUIREMENTS OF SUBSECTION (5)(a)(I) OF THIS SECTION BEFORE DECEMBER 31, 2025, THE MODEL CODE GOES INTO EFFECT IMMEDIATELY FOR THE ELIGIBLE PARCELS, AND THE SUBJECT JURISDICTION SHALL NOT DENY OR CONDITION APPROVAL OF AN APPLICATION FOR A MULTIFAMILY HOUSING PROJECT ON ANY ELIGIBLE PARCEL ON ANY BASIS THAT IS INCONSISTENT WITH THE MODEL CODE, AS SPECIFIED IN SUBSECTION (2) OF THIS SECTION, IN THE SUBJECT JURISDICTION UNTIL THE DEPARTMENT OF LOCAL AFFAIRS DETERMINES THAT THE SUBJECT JURISDICTION HAS ADOPTED LAWS THAT COMPLY WITH THE MINIMUM STANDARDS.

(c) IF A SUBJECT JURISDICTION ADOPTS THE MODEL CODE OR THE MODEL CODE IS OTHERWISE IN EFFECT FOR A SUBJECT JURISDICTION PURSUANT TO SUBSECTION (5)(b) OF THIS SECTION, THE SUBJECT JURISDICTION'S ACCESSORY DWELLING UNIT DECISIONS SHALL BE CONSISTENT WITH THE MODEL CODE AND THE SUBJECT JURISDICTION SHALL:

(I) USE OBJECTIVE PROCEDURES TO DETERMINE WHETHER A PROJECT SATISFIES THE MODEL CODE AND, IF THE SUBJECT JURISDICTION DETERMINES THAT THE PROJECT SATISFIES THE MODEL CODE, THE SUBJECT JURISDICTION SHALL APPROVE THE PROJECT; AND

(II) NOT ADOPT, ENACT, OR ENFORCE ANY LOCAL LAWS THAT CONTRAVENE THE MODEL CODE.

(6) **Subject jurisdiction restrictions.** NOTHING IN THIS PART 3, IN THE

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MODEL CODE, OR IN THE MINIMUM STANDARDS PREVENTS A LOCAL GOVERNMENT FROM:

(a) REQUIRING PARKING SPACES IN ACCORDANCE WITH THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ., AS AMENDED, OR TO OTHERWISE PROVIDE PARKING SIGNED FOR USE BY PERSONS EXPERIENCING DISABILITIES;

(b) ADOPTING GENERALLY-APPLICABLE REQUIREMENTS FOR THE PAYMENT OF IMPACT FEES OR OTHER SIMILAR DEVELOPMENT CHARGES IN CONFORMANCE WITH THE REQUIREMENTS OF SECTION 29-20-104.5 OR THE MITIGATION OF IMPACTS IN CONFORMANCE WITH THE REQUIREMENTS OF PART 2 OF ARTICLE 20 OF TITLE 29;

(c) APPLYING A LOCAL INCLUSIONARY ZONING ORDINANCE IN TRANSIT-ORIENTED AREAS IN ACCORDANCE WITH THE REQUIREMENTS OF SECTION 29-20-104 (e.5) AND (e.7) AND SUBJECT TO PART 2 OF ARTICLE 20 OF TITLE 29;

(d) IMPOSING REQUIREMENTS ON THE SHORT-TERM RENTAL OF HOUSING IN TRANSIT-ORIENTED AREAS;

(e) PERMITTING MIXED-USE DEVELOPMENT IN A TRANSIT-ORIENTED AREA;

(f) ALLOWING COMMERCIAL ONLY DEVELOPMENTS IN A TRANSIT-ORIENTED AREA; OR

(g) APPLYING THE STANDARDS AND PROCEDURES OF A HISTORIC DISTRICT TO A PARCEL ON WHICH HOUSING IN A TRANSIT-ORIENTED AREA IS ALLOWED IN THAT HISTORIC DISTRICT, INCLUDING RULES RELATING TO DEMOLITION.

29-33-303. Key corridors map - applicability - key corridors model code - key corridors minimum standards - adoption of model code or minimum standards - definitions. (1) **Definitions.** AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "ELIGIBLE PARCEL" MEANS A PARCEL, EXCLUDING THE PARCELS IDENTIFIED IN SUBSECTION (3)(c) OF THIS SECTION THAT ALLOWS COMMERCIAL, INSTITUTIONAL, MIXED USE, MULTI-FAMILY, OR OTHER NON-RESIDENTIAL USES AS PERMITTED USES.

(b) "INDUSTRIAL USE" MEANS A BUSINESS USE OR ACTIVITY AT A SCALE GREATER THAN HOME INDUSTRY INVOLVING MANUFACTURING, FABRICATION, ASSEMBLY, WAREHOUSING, OR STORAGE.

(c) "MINIMUM STANDARDS" MEANS THE KEY CORRIDORS MINIMUM STANDARDS ESTABLISHED IN SUBSECTION (5) OF THIS SECTION.

(d) "MIXED-INCOME MULTIFAMILY HOUSING" MEANS MULTIFAMILY HOUSING IN WHICH AT LEAST TEN PERCENT OF THE HOUSING UNITS ARE SET ASIDE FOR HOUSEHOLDS THAT EARN NO MORE THAN EIGHTY PERCENT OF THE AREA MEDIAN INCOME. FOR THE PURPOSES OF THIS SUBSECTION (1)(d), "MIXED-INCOME MULTIFAMILY HOUSING" MEANS A SUBJECT JURISDICTION WITH A LOCAL INCLUSIONARY ZONING ORDINANCE THAT APPLIES IN KEY CORRIDORS MAY APPLY ITS ORDINANCE'S PROVISIONS INCLUDING AREA MEDIAN INCOME THRESHOLDS AND REQUIREMENTS FOR THE PERCENTAGE OF UNITS THAT MUST BE SET ASIDE FOR HOUSEHOLDS BELOW THAT AREA MEDIAN INCOME.

(e) "MODEL CODE" MEANS THE KEY CORRIDORS MODEL CODE PROMULGATED BY THE DEPARTMENT OF LOCAL AFFAIRS PURSUANT TO SUBSECTION (4) OF THIS SECTION.

(f) "SUBJECT JURISDICTION" MEANS A TIER ONE URBAN MUNICIPALITY.

(2) **Key corridors map.** (a) (I) NO LATER THAN MARCH 31, 2024, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TRANSPORTATION SHALL CREATE A KEY CORRIDORS MAP THAT DESIGNATES KEY CORRIDORS.

(II) THE MULTI-AGENCY ADVISORY COMMITTEE SHALL PROVIDE RECOMMENDATIONS TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TRANSPORTATION CONCERNING THE CREATION OF THE KEY CORRIDORS MAP PURSUANT TO SECTION 29-33-305.

(b) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TRANSPORTATION SHALL INCLUDE THE FOLLOWING AREAS WITHIN TIER ONE URBAN MUNICIPALITIES IN THE KEY CORRIDORS MAP:

(I) AREAS WITHIN ONE-HALF MILE OF A BUS STOP ON A LIMITED ACCESS HIGHWAY SERVED BY AN EXISTING OR PLANNED COMMUTER BUS RAPID TRANSIT SERVICE; AND

(II) AREAS WITHIN ONE-QUARTER MILE OF:

(A) A BUS STOP NOT ON A LIMITED ACCESS HIGHWAY SERVED BY AN EXISTING OR PLANNED COMMUTER BUS RAPID TRANSIT SERVICE;

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(B) A ROADWAY SERVED BY AN EXISTING OR PLANNED URBAN BUS RAPID TRANSIT SERVICE;

(C) A ROADWAY SERVED BY A BUS ROUTE THAT IS SCHEDULED TO RUN EVERY FIFTEEN MINUTES OR LESS DURING THE HIGHEST FREQUENCY SERVICE HOURS AND IS AT LEAST ONE MILE LONG; OR

(D) A BUS STOP SERVED BY A BUS ROUTE THAT IS SCHEDULED TO RUN EVERY FIFTEEN MINUTES OR LESS DURING THE HIGHEST FREQUENCY SERVICE HOURS, IS AT LEAST ONE MILE LONG, AND THAT RUNS ON A LIMITED ACCESS HIGHWAY.

(c) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TRANSPORTATION SHALL DESIGNATE AN AREA AS A KEY CORRIDOR BASED ON:

(I) TRANSIT SERVICE LEVELS AS OF JANUARY 1, 2023;

(II) TRANSIT SERVICE LEVELS PLANNED AND APPROVED BY A TRANSIT AGENCY'S BOARD AS OF JANUARY 1, 2023, FOR IMPLEMENTATION BEFORE JANUARY 1, 2028; OR

(III) FUTURE TRANSIT SERVICE LEVELS, PLANNED AS OF JANUARY 1, 2023, AS DESCRIBED IN FEDERALLY REQUIRED TRANSPORTATION PLANS.

(d) IN DESIGNATING KEY CORRIDORS, THE DEPARTMENT OF TRANSPORTATION SHALL NOT RELY ON PLANNING DOCUMENTS ADOPTED AFTER JANUARY 1, 2023.

(e) WHERE THE REQUIREMENTS OF THIS SECTION APPLY TO PARCELS OR LOTS TO WHICH PART 2 OF THIS ARTICLE 33 OR SECTIONS 29-33-302 AND 29-33-304 ALSO APPLY, THE REQUIREMENTS OF THIS SECTION SHALL SUPERSEDE WHERE THERE IS CONFLICT WITH OTHER RELEVANT SECTIONS OR PART 2.

(3) **Applicability.** (a) IF A SUBJECT JURISDICTION ADOPTS THE MODEL CODE, OR THE MODEL CODE IS OTHERWISE IN EFFECT, THE MODEL CODE SHALL APPLY TO ALL ELIGIBLE PARCELS.

(b) UNLESS A SUBJECT JURISDICTION DECIDES OTHERWISE, LOCAL LAWS ADOPTED PURSUANT TO THIS SECTION ONLY APPLY TO PARCELS THAT ARE NOT:

(I) A STANDARD EXEMPT PARCEL;

(II) THE PORTION OF A PARCEL THAT INCLUDES LAND THAT IS A PARK AND OPEN SPACE, AS DEFINED IN SECTION 29-7.5-103 (2);

(III) A PARCEL THAT IS SUBJECT TO A CONSERVATION EASEMENT; OR

(IV) ON A SITE THAT:

(A) IS CURRENTLY USED FOR AN INDUSTRIAL USE;

(B) CURRENTLY ALLOWS INDUSTRIAL USES;

(C) IS DESIGNATED FOR HEAVY INDUSTRIAL USE IN THE LATEST VERSION OF A SUBJECT JURISDICTION'S MASTER PLAN;

(D) IS OWNED BY, USED AS, OR OPERATED BY AN AIRPORT; OR

(E) IS CURRENTLY USED AS A MOBILE HOME PARK, AS DEFINED IN SECTION 38-12-201.5 (6).

(c) THE REQUIREMENTS OF THIS SECTION SHALL NOT APPLY TO A TIER ONE URBAN MUNICIPALITY WITH BOTH A POPULATION OF LESS THAN TWENTY-FIVE THOUSAND AND AN ANNUAL MEDIAN HOUSEHOLD INCOME OF LESS THAN FIFTY-FIVE THOUSAND DOLLARS, IF THE MUNICIPALITY SENDS A LETTER TO THE DEPARTMENT OF LOCAL AFFAIRS, IN A FORM AND MANNER DETERMINED BY THE DEPARTMENT, INDICATING THAT THE MUNICIPALITY DOES NOT INTEND TO COMPLY WITH THIS SECTION.

(4) **Model code.** (a) (I) NO LATER THAN JUNE 30, 2024, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS SHALL PROMULGATE A KEY CORRIDOR MODEL CODE.

(II) THE MULTI-AGENCY ADVISORY COMMITTEE SHALL PROVIDE RECOMMENDATIONS TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS ON THE MODEL CODE PURSUANT TO SECTION 29-33-305.

(b) AT A MINIMUM, THE MODEL CODE MUST INCLUDE:

(I) A REQUIREMENT THAT SUBJECT JURISDICTIONS ALLOW MIXED-INCOME MULTIFAMILY HOUSING AS A USE BY RIGHT IN KEY CORRIDORS WITH DENSITIES UP TO AT LEAST:

(A) FORTY DWELLING UNITS PER ACRE NET DENSITY IN AREAS DESIGNATED IN A KEY CORRIDORS MAP DUE TO THEIR PROXIMITY TO COMMUTER BUS RAPID TRANSIT SERVICE OR URBAN BUS RAPID TRANSIT SERVICE; AND

(B) THIRTY DWELLING UNITS PER ACRE NET DENSITY FOR ALL OTHER AREAS DESIGNATED AS A KEY CORRIDOR;

(c) AFFORDABLE UNITS WITHIN MIXED-INCOME MULTIFAMILY HOUSING DEVELOPMENTS MUST BE OF A SIMILAR SIZE AS THE OTHER UNITS IN THE DEVELOPMENT.

(d) THE MODEL CODE MUST NOT ALLOW MINIMUM PARKING

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REQUIREMENTS IN CONNECTION WITH THE CONSTRUCTION OR PERMITTING OF MULTIFAMILY HOUSING IN KEY CORRIDORS THAT ARE GREATER THAN ONE-HALF OF A PARKING SPACE PER DWELLING UNIT, WHICH MAY BE ROUNDED UP.

(5) **Minimum standards.** (a) NOTWITHSTANDING ANY LOCAL LAW TO THE CONTRARY, A SUBJECT JURISDICTION THAT DOES NOT ADOPT THE MODEL CODE SHALL CREATE A ZONING DISTRICT OR DISTRICTS WITHIN KEY CORRIDORS IN WHICH MULTIFAMILY HOUSING IS ALLOWED AS A USE BY RIGHT.

(b) (I) THE MINIMUM AREA OF THE ZONING DISTRICT OR DISTRICTS REQUIRED BY SUBSECTION (5)(a) OF THIS SECTION AND ALLOWED BY SUBSECTION (5)(e) OF THIS SECTION MUST IN TOTAL BE GREATER THAN OR EQUAL TO THE GREATER OF:

(A) TWENTY-FIVE PERCENT OF THE AREA OF ELIGIBLE PARCELS IN KEY CORRIDORS IN THE SUBJECT JURISDICTION; OR

(B) TEN PERCENT OF THE TOTAL AREA OF ELIGIBLE PARCELS IN THE SUBJECT JURISDICTION.

(II) A SUBJECT JURISDICTION MAY CHOOSE TO INCLUDE PARCELS THAT ARE NOT ELIGIBLE PARCELS IN THE CALCULATION OF THE AREA OF ELIGIBLE PARCELS IN KEY CORRIDORS IN THE SUBJECT JURISDICTION.

(c) (I) WITHIN THE ZONING DISTRICT OR DISTRICTS REQUIRED BY SUBSECTION (5)(a) OF THIS SECTION, A SUBJECT JURISDICTION SHALL ALLOW MULTIFAMILY HOUSING AS A USE BY RIGHT AT AN AVERAGE NET DENSITY OF UP TO AT LEAST TWENTY-FIVE DWELLING UNITS PER ACRE.

(II) IN SATISFYING THE NET DENSITY REQUIREMENTS OF SUBSECTION (5)(c)(I) OF THIS SECTION, A SUBJECT JURISDICTION SHALL NOT INCLUDE MIDDLE HOUSING AREAS AS DETERMINED PURSUANT TO SECTION 39-22-304 (2)(b).

(d) SUBJECT JURISDICTIONS MAY ESTABLISH MULTIPLE ZONING DISTRICTS THAT ALLOW DIFFERENT DENSITIES OF MULTIFAMILY HOUSING, SO LONG AS THE AVERAGE NET DENSITY IS MET ACROSS ALL OF THE ZONING DISTRICT OR DISTRICTS REQUIRED BY SUBSECTION (5)(a) OF THIS SECTION IN THE SUBJECT JURISDICTION. SUBJECT JURISDICTIONS ARE ENCOURAGED TO LOCATE DISTRICTS IN CENTERS OR ALONG CORRIDORS THAT ARE PLANNED FOR MIXED-USE, WALKABLE AREAS.

(e) NOTWITHSTANDING ANY LOCAL LAW TO THE CONTRARY, A SUBJECT JURISDICTION THAT DOES NOT ADOPT THE MODEL CODE MAY MEET THE AVERAGE NET DENSITY REQUIREMENTS ESTABLISHED IN THE MINIMUM STANDARDS BY ADOPTING LOCAL LAWS APPLICABLE TO A ZONING DISTRICT OR ZONING DISTRICTS COVERING AREAS OUTSIDE OF KEY CORRIDORS, SO LONG AS THE ZONING DISTRICT OR ZONING DISTRICTS SATISFY THE AREA REQUIREMENTS OF SUBSECTION (5)(b) OF THIS SECTION, AND IF EITHER:

(I) SIGNIFICANT DEVELOPMENT CONSTRAINTS EXIST; OR

(II) THE SUBJECT JURISDICTION HAS ESTABLISHED PLANNING AREAS FOR TRANSIT-COMPATIBLE USE IN OTHER AREAS.

(f) NOTWITHSTANDING ANY LOCAL LAW TO THE CONTRARY, A SUBJECT JURISDICTION THAT DOES NOT ADOPT THE MODEL CODE SHALL NOT, IN THE DISTRICTS IT ESTABLISHES PURSUANT TO SUBSECTION (5)(d)(I) OF THIS SECTION:

(I) APPLY STANDARDS THAT MAKE THE PERMITTING, SITING, OR CONSTRUCTION OF MULTIFAMILY HOUSING IN KEY CORRIDORS PHYSICALLY IMPOSSIBLE OR PRACTICALLY DIFFICULT;

(II) ADOPT, ENACT, OR ENFORCE LOCAL LAWS THAT MAKE THE DENSITY REQUIREMENTS ESTABLISHED IN SUBSECTION (5)(c) OF THIS SECTION PHYSICALLY IMPOSSIBLE OR PRACTICALLY DIFFICULT; OR

(III) APPLY MINIMUM OFF-STREET VEHICLE PARKING REQUIREMENTS IN CONNECTION WITH THE CONSTRUCTION OR PERMITTING OF MULTIFAMILY HOUSING IN KEY CORRIDORS THAT ARE GREATER THAN ONE-HALF OF A PARKING SPACE PER DWELLING UNIT, WHICH MAY BE ROUNDED UP.

(g) THE DEPARTMENT OF LOCAL AFFAIRS MAY PROMULGATE RULES AS IT DEEMS NECESSARY TO UPDATE THE MINIMUM STANDARDS OR MODEL CODE, UTILIZING A PUBLIC HEARING AND COMMENT PROCESS.

(h) THE DEPARTMENT OF LOCAL AFFAIRS MAY PROVIDE TECHNICAL ASSISTANCE OR FUNDING TO METROPOLITAN PLANNING ORGANIZATIONS AND SUBJECT JURISDICTIONS TO ADOPT MINIMUM STANDARDS FOR KEY CORRIDORS THAT SUPPORT REGIONAL PLANNING GOALS.

(6) **Adoption of model code and minimum standards.** (a) NO LATER THAN JUNE 30, 2025, A SUBJECT JURISDICTION SHALL EITHER:

(I) ADOPT LOCAL LAWS CONCERNING KEY CORRIDORS THAT SATISFY THE MINIMUM STANDARDS; OR

(II) ADOPT THE MODEL CODE.

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(b) IF A SUBJECT JURISDICTION DOES NOT SATISFY THE REQUIREMENTS OF SUBSECTION (6)(a) OF THIS SECTION BEFORE DECEMBER 31, 2025, THE MODEL CODE GOES INTO EFFECT IMMEDIATELY FOR THE ELIGIBLE PARCELS IN THE SUBJECT JURISDICTION AND REMAINS IN EFFECT UNTIL THE DEPARTMENT OF LOCAL AFFAIRS DETERMINES THAT THE SUBJECT JURISDICTION HAS ADOPTED LAWS THAT COMPLY WITH THE MINIMUM STANDARDS AND THE SUBJECT JURISDICTION SHALL NOT DENY OR CONDITION THE APPROVAL OF AN APPLICATION FOR A MULTIFAMILY HOUSING PROJECT ON ANY ELIGIBLE PARCEL ON ANY BASIS THAT IS INCONSISTENT WITH THE MODEL CODE.

(c) IF A SUBJECT JURISDICTION ADOPTS THE MODEL CODE OR THE MODEL CODE IS OTHERWISE IN EFFECT FOR A SUBJECT JURISDICTION PURSUANT TO SUBSECTION (6)(b) OF THIS SECTION, THE SUBJECT JURISDICTION'S KEY CORRIDOR DECISIONS SHALL BE CONSISTENT WITH THE MODEL CODE AND THE SUBJECT JURISDICTION SHALL:

(I) USE OBJECTIVE PROCEDURES TO DETERMINE WHETHER A PROJECT SATISFIES THE MODEL CODE AND, IF THE SUBJECT JURISDICTION DETERMINES THAT THE PROJECT SATISFIES THE MODEL CODE, THE SUBJECT JURISDICTION SHALL APPROVE THE PROJECT; AND

(II) NOT ADOPT, ENACT, OR ENFORCE ANY LOCAL LAWS THAT CONTRAVENE THE MODEL CODE.

(7) **Subject jurisdiction restrictions.** (a) NOTHING IN THIS PART 3 PREVENTS A SUBJECT JURISDICTION FROM:

(I) REQUIRING PARKING SPACES IN ACCORDANCE WITH THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ., AS AMENDED;

(II) ADOPTING GENERALLY-APPLICABLE REQUIREMENTS FOR THE PAYMENT OF IMPACT FEES OR OTHER SIMILAR DEVELOPMENT CHARGES IN CONFORMANCE WITH THE REQUIREMENTS OF SECTION 29-20-104.5 OR THE MITIGATION OF IMPACTS IN CONFORMANCE WITH THE REQUIREMENTS OF SECTION PART 2 OF ARTICLE 20 OF TITLE 29;

(III) APPLYING A LOCAL INCLUSIONARY ZONING ORDINANCE IN KEY CORRIDORS IN ACCORDANCE WITH THE REQUIREMENTS OF SECTION 29-20-104 (e.5) AND (e.7) AND SUBJECT TO PART 2 OF ARTICLE 20 OF TITLE 29;

(IV) IMPOSING REQUIREMENTS ON THE SHORT-TERM RENTAL OF HOUSING IN KEY CORRIDORS;

(V) PERMITTING MIXED-USE DEVELOPMENT IN A KEY CORRIDOR;

(VI) ALLOWING COMMERCIAL ONLY DEVELOPMENTS IN A KEY CORRIDOR; OR

(VII) APPLYING THE STANDARDS AND PROCEDURES OF A HISTORIC DISTRICT TO A PARCEL ON WHICH HOUSING IN KEY CORRIDORS IS ALLOWED IN THAT HISTORIC DISTRICT, INCLUDING RULES RELATING TO DEMOLITION.

29-33-304. Middle housing applicability - middle housing model code - middle housing minimum standards - adoption of model code or minimum standards - subject jurisdiction restrictions - definitions.

(1) **Definitions.** AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "MIDDLE HOUSING AREA" MEANS THE AREA WITHIN A MIDDLE HOUSING SUBJECT JURISDICTION THAT IS IDENTIFIED BY THE SUBJECT JURISDICTION PURSUANT TO SUBSECTION (2)(b) OF THIS SECTION.

(b) "MINIMUM STANDARDS" MEANS THE MIDDLE HOUSING MINIMUM STANDARDS ESTABLISHED IN SUBSECTION (4) OF THIS SECTION.

(c) "MODEL CODE" MEANS THE MIDDLE HOUSING MODEL CODE PROMULGATED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS PURSUANT TO SUBSECTION (3) OF THIS SECTION.

(2) **Applicability.** (a) (I) THE REQUIREMENTS OF THIS SECTION SHALL ONLY APPLY IN TIER ONE URBAN MUNICIPALITIES.

(II) THE REQUIREMENTS OF THIS SECTION SHALL NOT APPLY TO A TIER ONE URBAN MUNICIPALITY WITH BOTH A POPULATION OF LESS THAN TWENTY-FIVE THOUSAND AND AN ANNUAL MEDIAN HOUSEHOLD INCOME OF LESS THAN FIFTY-FIVE THOUSAND DOLLARS, IF THE MUNICIPALITY SENDS A LETTER TO THE DEPARTMENT OF LOCAL AFFAIRS, IN A FORM AND MANNER DETERMINED BY THE DEPARTMENT, INDICATING THAT THE MUNICIPALITY DOES NOT INTEND TO COMPLY WITH THIS SECTION.

(b) (I) A TIER ONE URBAN MUNICIPALITY THAT ADOPTS LOCAL LAWS THAT SATISFY THE MINIMUM STANDARDS SHALL CREATE ZONING DISTRICTS THAT CONSTITUTE A MIDDLE HOUSING AREA. THE TOTAL AREA OF THE ZONING DISTRICTS WITHIN THE APPLICABLE HOUSING AREA MUST BE EQUAL TO OR

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GREATER THAN THE GREATER OF:

(A) THE TOTAL AREA OF LAND IN WHICH SINGLE-UNIT DETACHED DWELLINGS ARE ALLOWED AS A USE BY RIGHT WITHIN THE TIER ONE URBAN MUNICIPALITY THAT IS EITHER A KEY CORRIDOR OR A TRANSIT-ORIENTED AREA; OR

(B) THIRTY PERCENT OF THE TOTAL AREA OF LAND IN WHICH SINGLE-UNIT DETACHED DWELLINGS ARE ALLOWED AS A USE BY RIGHT WITHIN THE TIER ONE URBAN MUNICIPALITY.

(II) A TIER ONE URBAN MUNICIPALITY MAY LOCATE A MIDDLE HOUSING AREA WITHIN OR ADJACENT TO TRANSIT-ORIENTED AREAS AND KEY CORRIDORS; AND IN WALKABLE MIXED-USE NEIGHBORHOOD CENTERS. IN DETERMINING THE LOCATION OF A MIDDLE HOUSING AREAS, A TIER ONE MUNICIPALITY SHALL CONSIDER THE NARRATIVE ANALYSIS THAT IT COMPLETED OF ANY AREA AT ELEVATED RISK OF RESIDENTIAL DISPLACEMENT PURSUANT TO SECTION 29-33-105 (4)(g).

(c) UNLESS A TIER ONE URBAN MUNICIPALITY DECIDES OTHERWISE, LOCAL LAWS ADOPTED PURSUANT TO THIS SECTION MUST NOT APPLY TO STANDARD EXEMPT PARCELS.

(3) **Model code.** (a) (I) NO LATER THAN JUNE 30, 2024, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS SHALL PROMULGATE A HOUSING MODEL CODE.

(II) THE MULTI-AGENCY ADVISORY COMMITTEE SHALL PROVIDE RECOMMENDATIONS TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS ON THE MODEL CODE PURSUANT TO SECTION 29-33-305.

(b) THE MODEL CODE MUST, AT A MINIMUM, ESTABLISH OBJECTIVE STANDARDS FOR ALL THE ELEMENTS IN THE MINIMUM STANDARDS TO BE ALLOWED AS A USE BY RIGHT IN ANY PART OF A TIER ONE URBAN MUNICIPALITY THAT IS BOTH:

(I) WITHIN ONE MILE OF FIXED ROUTE SYSTEM, AS DEFINED IN 49 CFR 37; AND

(II) IN AN AREA THAT A TIER ONE URBAN MUNICIPALITY ALLOWS SINGLE-UNIT DETACHED DWELLINGS AS A USE BY RIGHT.

(c) THE MODEL CODE MUST NOT ALLOW MINIMUM OFF-STREET VEHICLE PARKING REQUIREMENTS IN CONNECTION WITH THE CONSTRUCTION OR PERMITTING OF MIDDLE HOUSING THAT ARE GREATER THAN ONE-HALF OF A PARKING SPACE PER DWELLING UNIT, WHICH MAY BE ROUNDED UP.

(4) **Minimum standards.** (a) NOTWITHSTANDING ANY LOCAL LAW TO THE CONTRARY, A TIER ONE URBAN MUNICIPALITY THAT DOES NOT ADOPT THE MODEL CODE SHALL:

(I) ALLOW MIDDLE HOUSING AS A USE BY RIGHT IN THE APPLICABLE HOUSING AREA IDENTIFIED BY THE MUNICIPALITY;

(II) ONLY ADOPT OR ENFORCE LOCAL LAWS CONCERNING MIDDLE HOUSING THAT USE OBJECTIVE STANDARDS AND PROCEDURES;

(III) ALLOW ADDITIONS TO, OR THE CONVERSION OF, AN EXISTING SINGLE-UNIT DETACHED DWELLING TO CREATE MIDDLE HOUSING SO LONG AS THE ADDITION OR CONVERSION DOES NOT INCREASE NONCONFORMANCE WITH APPLICABLE OBJECTIVE STANDARDS, UNLESS LOCAL LAWS ALLOW FOR SUCH AN INCREASE IN NONCONFORMANCE; AND

(IV) ALLOW PROPERTIES ON WHICH MIDDLE HOUSING IS ALLOWED TO BE SUBDIVIDED USING OBJECTIVE STANDARDS AND PROCEDURES.

(b) NOTWITHSTANDING ANY LOCAL LAW TO THE CONTRARY, A TIER ONE URBAN MUNICIPALITY THAT DOES NOT ADOPT THE MODEL CODE SHALL NOT:

(I) APPLY STANDARDS PERTAINING TO ARCHITECTURAL COMPATIBILITY, BUILDING MATERIALS, OR LANDSCAPING THAT ARE MORE RESTRICTIVE THAN THE STANDARDS THAT THE SUBJECT JURISDICTION APPLIES TO A SINGLE-UNIT DETACHED DWELLING IN THE SAME ZONING DISTRICT;

(II) APPLY MINIMUM SETBACKS, LOT WIDTHS, LOT DEPTHS, OR LOT SIZE STANDARDS TO MIDDLE HOUSING THAT ARE MORE RESTRICTIVE THAN THE STANDARDS THAT THE TIER ONE URBAN MUNICIPALITY WOULD APPLY TO SINGLE-UNIT DETACHED DWELLINGS ON THE SAME PROPERTY;

(III) APPLY LOWER MAXIMUM HEIGHT STANDARDS TO MIDDLE HOUSING THAN THE TIER ONE URBAN MUNICIPALITY WOULD APPLY TO SINGLE-UNIT DETACHED DWELLINGS ON THE SAME PROPERTY;

(IV) APPLY LIMITS ON THE SCALE OF MIDDLE HOUSING BUILDINGS THROUGH FLOOR AREA RATIOS, LOT OR BUILDING COVERAGE, OR OTHER SIMILAR STANDARDS THAT ARE MORE RESTRICTIVE THAN THE STANDARDS THAT THE SUBJECT JURISDICTION APPLIES TO A SINGLE-UNIT DETACHED DWELLINGS IN THE

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SAME ZONING DISTRICT;

(V) AMEND, DEVELOP, OR INTERPRET A LOCAL LAW APPLICABLE TO MIDDLE HOUSING IN A MANNER THAT INTERFERES WITH THE INTENT OF THIS SECTION; OR

(VI) APPLY MINIMUM OFF-STREET VEHICLE PARKING REQUIREMENTS IN CONNECTION WITH THE CONSTRUCTION OR PERMITTING OF MIDDLE HOUSING THAT ARE GREATER THAN ONE-HALF OF A PARKING SPACE PER DWELLING UNIT, WHICH MAY BE ROUNDED UP IN THE CASE OF AN ODD-NUMBER OF DWELLING UNITS.

(c) THE DEPARTMENT OF LOCAL AFFAIRS MAY PROMULGATE RULES AS IT DEEMS NECESSARY TO UPDATE THE MINIMUM STANDARDS OR MODEL CODE, UTILIZING A PUBLIC HEARING AND COMMENT PROCESS.

(5) Adoption of model code or minimum standards. (a) (I) NO LATER THAN JUNE 30, 2025, A TIER ONE URBAN MUNICIPALITY SHALL EITHER:

(A) ADOPT LOCAL LAWS CONCERNING MIDDLE HOUSING THAT SATISFY THE MINIMUM STANDARDS; OR

(B) ADOPT THE MODEL CODE.

(II) IF A TIER ONE URBAN MUNICIPALITY DOES NOT SATISFY THE REQUIREMENTS OF SUBSECTION (5)(a)(I) OF THIS SECTION BEFORE DECEMBER 31, 2025, THE MODEL CODE GOES INTO EFFECT IMMEDIATELY FOR THE PARCELS DESCRIBED IN SUBSECTION (2) OF THIS SECTION, AND THE TIER ONE URBAN MUNICIPALITY SHALL NOT DENY OR CONDITION APPROVAL OF AN APPLICATION FOR A MIDDLE HOUSING PROJECT ON ANY APPLICABLE PARCEL ON ANY BASIS THAT IS INCONSISTENT WITH THE MODEL CODE, AS SPECIFIED IN SECTION 29-33-304, IN THE SUBJECT JURISDICTION AND REMAINS IN EFFECT UNTIL THE DEPARTMENT OF LOCAL AFFAIRS DETERMINES THAT THE TIER ONE URBAN MUNICIPALITY HAS ADOPTED LAWS THAT COMPLY WITH THE MINIMUM STANDARDS.

(b) IF A TIER ONE URBAN MUNICIPALITY ADOPTS THE MODEL CODE, OR THE MODEL CODE IS OTHERWISE IN EFFECT, THE MUNICIPALITY SHALL:

(I) USE OBJECTIVE PROCEDURES TO DETERMINE WHETHER A PROJECT SATISFIES THE MODEL CODE AND, IF THE SUBJECT JURISDICTION DETERMINES THAT THE PROJECT SATISFIES THE MODEL CODE, THE SUBJECT JURISDICTION SHALL APPROVE THE MIDDLE HOUSING PROJECT;

(II) MAKE MIDDLE HOUSING DECISIONS CONSISTENT WITH THE MODEL CODE; AND

(III) NOT ADOPT, ENACT, OR ENFORCE ANY LOCAL LAWS THAT CONTRAVENE THE MODEL CODE.

(6) Subject jurisdiction restrictions. (a) NOTHING IN THIS SECTION PREVENTS A TIER ONE URBAN MUNICIPALITY FROM:

(I) REQUIRING PARKING SPACES IN ACCORDANCE WITH THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ., AS AMENDED, OR TO OTHERWISE PROVIDE PARKING SIGNED FOR USE BY PERSONS EXPERIENCING DISABILITIES;

(II) ADOPTING GENERALLY-APPLICABLE REQUIREMENTS FOR THE PAYMENT OF IMPACT FEES OR OTHER SIMILAR DEVELOPMENT CHARGES IN CONFORMANCE WITH THE REQUIREMENTS OF SECTION 29-20-104.5 OR THE MITIGATION OF IMPACTS IN CONFORMANCE WITH THE REQUIREMENTS OF SECTION PART 2 OF ARTICLE 20 OF TITLE 29;

(III) APPLYING A LOCAL INCLUSIONARY ZONING ORDINANCE TO MIDDLE HOUSING IN ACCORDANCE WITH THE REQUIREMENTS OF SECTION 29-20-104 (e.5) AND (e.7) AND SUBJECT TO PART 2 OF ARTICLE 20 OF TITLE 29;

(IV) IMPOSING REQUIREMENTS ON THE SHORT-TERM RENTAL OF MIDDLE HOUSING;

(V) ALLOWING SINGLE-UNIT DETACHED DWELLINGS IN AN AREA ZONED FOR SINGLE-UNIT DETACHED DWELLINGS; OR

(VI) APPLYING THE STANDARDS AND PROCEDURES OF A HISTORIC DISTRICT TO A PARCEL ON WHICH MIDDLE HOUSING IS ALLOWED IN THAT HISTORIC DISTRICT, INCLUDING RULES RELATING TO DEMOLITION.

(b) NOTHING IN THIS SECTION REQUIRES A TIER ONE URBAN MUNICIPALITY TO PERMIT AN ACCESSORY DWELLING UNIT PROJECT AND A MIDDLE HOUSING PROJECT ON THE SAME PARCEL OR LOT.

29-33-305. Public comment and hearing process. (1) IN DEVELOPING RECOMMENDATIONS CONCERNING GUIDANCE FOR THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS, THE MULTI-AGENCY ADVISORY COMMITTEE CREATED IN SECTION 29-33-103 (1), RURAL RESORT AREA SUBCOMMITTEE CREATED IN SECTION 29-33-103 (8), OR THE URBAN AREA

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SUBCOMMITTEE CREATED IN SECTION 29-33-103 (9), SHALL CONDUCT A PUBLIC COMMENT AND HEARING PROCESS ABOUT CREATING:

- (a) A MODEL FOR TRANSIT-ORIENTED AREAS PURSUANT TO SECTION 29-33-302 (3)(a)(I);
- (b) A KEY CORRIDORS MAP PURSUANT TO SECTION 29-33-303 (2)(a);
- (c) A KEY CORRIDOR MODEL CODE PURSUANT TO SECTION 29-33-303 (4)(a); AND
- (d) A MODEL CODE FOR MIDDLE HOUSING PURSUANT TO SECTION 29-33-304 (3)(a)(I).

(2) IN DEVELOPING RECOMMENDATIONS TO PROVIDE TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS ON THE MODEL CODE, THE MULTI-AGENCY ADVISORY COMMITTEE SHALL:

- (a) PROVIDE PUBLIC NOTICE AND HOLD AT LEAST TWO PUBLIC MEETINGS AT WHICH MEMBERS OF THE PUBLIC HAVE AN OPPORTUNITY TO COMMENT ON THE MODEL CODE;
- (b) ALLOW THE SUBMISSION OF WRITTEN COMMENTS ON THE MODEL CODE;
- (c) CONDUCT OUTREACH TO AND SOLICIT FEEDBACK FROM LOCAL GOVERNMENTS AND REGIONAL PLANNING AGENCIES; AND
- (d) CONSULT WITH EXPERTS IN DISABILITY RIGHTS, RACIAL EQUITY AND HOMELESSNESS PREVENTION, AFFORDABLE HOUSING, FAIR HOUSING, PLANNING, ZONING, AND RELATED FIELDS.

29-33-306. Exemption or extension. (1) NO LATER THAN JUNE 30, 2024, A TIER ONE MUNICIPALITY MAY NOTIFY THE DEPARTMENT OF LOCAL AFFAIRS THAT AN EXEMPTION OR AN EXTENSION IS NECESSARY FROM THE REQUIREMENTS OF SECTIONS 29-33-302 (5), 29-33-303 (6), OR 29-33-304 (5).

(2) THE NOTICE MUST DEMONSTRATE THAT THE WATER, SEWER, WASTEWATER, OR STORMWATER SERVICES ARE CURRENTLY DEFICIENT IN SPECIFIC GEOGRAPHIC AREAS OF THE SUBJECT JURISDICTION OR IN THE SUBJECT JURISDICTION AS A WHOLE, OR THE SUBJECT JURISDICTION EXPECTS THEM TO BECOME DEFICIENT IN THE NEXT FIVE YEARS. AS USED IN THIS SUBSECTION (2), "DEFICIENT" INCLUDES, IN REFERENCE TO THE SUBJECT JURISDICTION'S WATER SUPPLY MASTER PLAN, WATER DISTRIBUTION AND WASTEWATER COLLECTION MASTER PLAN, WASTEWATER MASTER PLAN, OR STORMWATER MASTER PLAN, IF APPLICABLE, ISSUES CONCERNING:

- (a) WATER SUPPLY;
 - (b) WASTEWATER TREATMENT CAPACITY;
 - (c) WATER DISTRIBUTION AND WASTEWATER COLLECTION CAPACITY;
- OR
- (d) STORMWATER MANAGEMENT CAPACITY.

(3) IF A SUBJECT JURISDICTION SUBMITS A NOTICE TO THE DEPARTMENT OF LOCAL AFFAIRS PURSUANT TO SUBSECTION (2) OF THIS SECTION, THE SUBJECT JURISDICTION MAY INCLUDE A PLAN OF ACTION TO REMEDY THE DEFICIENT WATER SUPPLY, WATER OR WASTEWATER TREATMENT CAPACITY, WATER DISTRIBUTION AND WASTEWATER COLLECTION CAPACITY, OR STORMWATER MANAGEMENT CAPACITY IN THE SPECIFIC AREAS IDENTIFIED IN A CAPITAL IMPROVEMENT PLAN IN THE NOTICE.

(4) THE DEPARTMENT OF LOCAL AFFAIRS MAY ADOPT RULES OR PROMULGATE GUIDANCE AS NECESSARY TO IMPLEMENT THIS SECTION.

29-33-307. Report. (1) NO LATER THAN DECEMBER 30, 2025, A TIER ONE URBAN MUNICIPALITY SUBJECT TO SHALL SUBMIT TO THE DEPARTMENT OF LOCAL AFFAIRS, IN A FORM AND MANNER DETERMINED BY THE DEPARTMENT OF LOCAL AFFAIRS, REPORTS CONCERNING THE IMPLEMENTATION OF THE MODEL CODES REQUIRED BY SECTIONS 29-33-302 (3), 29-33-303 (4), AND 29-33-304 (3) OR LOCAL LAWS THAT COMPLY WITH THE MINIMUM STANDARDS DESCRIBED IN SECTIONS 29-33-302 (4), 29-33-303 (5), AND 29-33-304 (4).

(b) WITHIN NINETY DAYS OF RECEIVING A REPORT DESCRIBED IN SUBSECTION (7)(a) OF THIS SECTION, THE DEPARTMENT OF LOCAL AFFAIRS SHALL REVIEW AND APPROVE THE SUBMITTED REPORTS OR REJECT THE REPORTS AND PROVIDE FEEDBACK TO THE TIER ONE URBAN MUNICIPALITY. THE DEPARTMENT OF LOCAL AFFAIRS MAY GRANT A JURISDICTION AN ADDITIONAL ONE HUNDRED TWENTY DAYS TO CORRECT THE RELEVANT LOCAL LAWS AND RESUBMIT REPORTS.

(c) IF THE DEPARTMENT OF LOCAL AFFAIRS REJECTS A TIER ONE URBAN MUNICIPALITY'S REPORT, THE RELEVANT MODEL CODE GOES INTO EFFECT IMMEDIATELY FOR THE TIER ONE URBAN MUNICIPALITY UNTIL THE DEPARTMENT OF LOCAL AFFAIRS DETERMINES THAT THE TIER ONE URBAN MUNICIPALITY HAS

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ADOPTED LAWS THAT COMPLY WITH THE RELEVANT MINIMUM STANDARDS."

Strike pages 54 through 84.

Page 85, strike lines 1 through 14.

Page 85, after line 14 insert:

SECTION 3. In Colorado Revised Statutes, 24-34-104, **add** (34)(a)(VIII) as follows:

24-34-104. General assembly review of regulatory agencies and functions for repeal, continuation, or reestablishment - legislative declaration - repeal. (34) (a) The following agencies, functions, or both, are scheduled for repeal on September 1, 2033:

(VIII) THE MULTI-AGENCY ADVISORY COMMITTEE CREATED IN SECTION 29-33-103."

Renumber succeeding sections accordingly.

Page 88, line 2, after "CORRIDORS" insert "IN THE JURISDICTIONS AND AREAS TO WHICH ARTICLE 33 OF TITLE 29 APPLIES AND".

Page 88, after line 2 insert:

"(b) ANY PROVISION OF A PLANNED UNIT DEVELOPMENT APPROVED PRIOR TO THE ADOPTION OF SUBSECTION (5.5)(a) OF THIS SECTION, AND WHICH FAILS TO CONFORM TO THE REQUIREMENTS OF THAT SUBSECTION, SHALL BE DEEMED TO BE SUPERSEDED BY THE ADOPTION OF A LOCAL REGULATION OR IMPLEMENTATION OF A MODEL CODE PURSUANT TO ARTICLE 33 OF TITLE 29. NOTWITHSTANDING THIS SUBSECTION (5.5)(b), A LOCAL GOVERNMENT MAY ADOPT CONFORMING AMENDMENTS TO ANY SUCH PLANNED UNIT DEVELOPMENT."

Reletter succeeding paragraph accordingly.

Page 88, line 7, strike "CORRIDOR" and substitute "CORRIDORS".

Page 88, line 10, strike "29-33-102 (18)." and substitute "29-33-102 (22)."

Page 88, line 12, strike "29-33-102 (36)." and substitute "29-33-102 (39)."

Page 88, line 22, strike "29-33-102 (30)." and substitute "29-33-102 (35)."

Page 89, strike lines 1 through 27 and substitute:

"(b) "LOCAL GOVERNMENT" MEANS A HOME RULE OR STATUTORY CITY, TOWN, TERRITORIAL CITY OR TOWN, CITY AND COUNTY, OR COUNTY OR HOME RULE COUNTY.

SECTION 10. In Colorado Revised Statutes, 30-28-106, **repeal and reenact, with amendments,** (3)(a); and **add** (3)(a.5), (8), and (9) as follows:

30-28-106. Adoption of master plan - contents. (3) (a) THE MASTER PLAN OF A COUNTY OR REGION, WITH THE ACCOMPANYING MAPS, PLATS, CHARTS, AND DESCRIPTIVE AND EXPLANATORY MATTER, MUST SHOW THE COUNTY OR REGIONAL PLANNING COMMISSION'S RECOMMENDATIONS FOR THE DEVELOPMENT OF THE TERRITORY COVERED BY THE PLAN. THE MASTER PLAN OF A COUNTY OR REGION IS AN ADVISORY DOCUMENT TO GUIDE LAND DEVELOPMENT DECISIONS; HOWEVER, THE PLAN OR ANY PART THEREOF MAY BE MADE BINDING BY INCLUSION IN THE COUNTY'S OR REGION'S ADOPTED SUBDIVISION, ZONING, PLATTING, PLANNED UNIT DEVELOPMENT, OR OTHER SIMILAR LAND DEVELOPMENT REGULATIONS AFTER SATISFYING NOTICE, DUE PROCESS, AND HEARING REQUIREMENTS FOR LEGISLATIVE OR QUASI-JUDICIAL PROCESSES AS APPROPRIATE. A MASTER PLAN ADOPTED ON OR AFTER JUNE 30, 2024, MUST INCLUDE:

(I) NATURAL AND AGRICULTURAL LAND PRIORITIES IN ACCORDANCE WITH THE NATURAL AND AGRICULTURAL LAND PRIORITIES REPORT CREATED IN SECTION 29-33-110;

(II) A HOUSING ELEMENT;

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(III) FOR COUNTIES WITH A POPULATION OF GREATER THAN TWO HUNDRED FIFTY THOUSAND, A BUILDABLE LANDS ANALYSIS THAT IS CONDUCTED IN THE SAME MANNER AND ON THE SAME TIMELINE AS THE ANALYSIS REQUIRED IN SECTION 29-33-105 (4)(d);

(IV) (A) THE GENERAL LOCATION AND EXTENT OF AN ADEQUATE AND SUITABLE SUPPLY OF WATER;

(B) IN COMPLETING A WATER SUPPLY ELEMENT, THE PLANNING COMMISSION SHALL CONSULT WITH THE ENTITIES THAT SUPPLY WATER FOR USE WITHIN THE COUNTY OR REGION TO ENSURE COORDINATION ON WATER SUPPLY AND FACILITY PLANNING, AND THE WATER SUPPLY ELEMENT MUST IDENTIFY WATER SUPPLIES AND FACILITIES SUFFICIENT TO MEET THE NEEDS OF THE PUBLIC AND PRIVATE INFRASTRUCTURE REASONABLY ANTICIPATED OR IDENTIFIED IN THE PLANNING PROCESS;

(C) THE WATER SUPPLY ELEMENT MUST INCLUDE WATER CONSERVATION POLICIES, TO BE DETERMINED BY THE COUNTY, WHICH MAY INCLUDE GOALS SPECIFIED IN THE STATE WATER PLAN ADOPTED PURSUANT TO SECTION 37-60-106.3 AND MAY INCLUDE POLICIES TO IMPLEMENT WATER CONSERVATION AND OTHER STATE WATER PLAN GOALS AS A CONDITION OF DEVELOPMENT APPROVALS, INCLUDING SUBDIVISIONS, PLANNED UNIT DEVELOPMENTS, SPECIAL USE PERMITS, AND ZONING CHANGES.

(D) THE DEPARTMENT OF LOCAL AFFAIRS CREATED IN SECTION 24-1-125 MAY HIRE AND EMPLOY ONE FULL-TIME EMPLOYEE TO PROVIDE EDUCATIONAL RESOURCES AND ASSISTANCE TO COUNTIES THAT INCLUDE WATER CONSERVATION POLICIES IN THEIR MASTER PLANS AS DESCRIBED IN SUBSECTION (3)(a)(IV)(C) OF THIS SECTION.

(a.5) AFTER CONSIDERATION OF EACH OF THE FOLLOWING, WHERE APPLICABLE OR APPROPRIATE, THE MASTER PLAN MAY INCLUDE:

(I) THE GENERAL LOCATION, CHARACTER, AND EXTENT OF EXISTING, PROPOSED, OR PROJECTED STREETS OR ROADS, RIGHTS-OF-WAY, VIADUCTS, BRIDGES, WATERWAYS, WATERFRONTS, PARKWAYS, HIGHWAYS, MASS TRANSIT ROUTES AND CORRIDORS, AND ANY TRANSPORTATION PLAN PREPARED BY ANY METROPOLITAN PLANNING ORGANIZATION THAT COVERS ALL OR A PORTION OF THE COUNTY OR REGION AND THAT THE COUNTY OR REGION HAS RECEIVED NOTIFICATION OF OR, IF THE COUNTY OR REGION IS NOT LOCATED IN AN AREA COVERED BY A METROPOLITAN PLANNING ORGANIZATION, ANY TRANSPORTATION PLAN PREPARED BY THE DEPARTMENT OF TRANSPORTATION THAT THE COUNTY OR REGION HAS RECEIVED NOTIFICATION OF AND THAT APPLIES TO THE COUNTY OR REGION;

(II) THE GENERAL LOCATION OF PUBLIC PLACES OR FACILITIES, INCLUDING PUBLIC SCHOOLS, CULTURALLY, HISTORICALLY, OR ARCHAEOLOGICALLY SIGNIFICANT BUILDINGS, SITES, AND OBJECTS, PLAYGROUNDS, FORESTS, RESERVATIONS, SQUARES, PARKS, AIRPORTS, AVIATION FIELDS, MILITARY INSTALLATIONS, AND OTHER PUBLIC WAYS, GROUNDS, OPEN SPACES, TRAILS, AND DESIGNATED FEDERAL, STATE, AND LOCAL WILDLIFE AREAS. FOR PURPOSES OF THIS SECTION, "MILITARY INSTALLATION" HAS THE SAME MEANING AS SPECIFIED IN SECTION 29-20-105.6 (2)(b).

(III) THE GENERAL LOCATION AND EXTENT OF PUBLIC UTILITIES, TERMINALS, CAPITAL FACILITIES, AND TRANSFER FACILITIES, WHETHER PUBLICLY OR PRIVATELY OWNED, FOR WATER, LIGHT, POWER, SANITATION, TRANSPORTATION, COMMUNICATION, HEAT, AND OTHER PURPOSES, AND ANY PROPOSED OR PROJECTED NEEDS FOR CAPITAL FACILITIES AND UTILITIES, INCLUDING THE PRIORITIES, ANTICIPATED COSTS, AND FUNDING PROPOSALS FOR SUCH FACILITIES AND UTILITIES;

(IV) THE ACCEPTANCE, WIDENING, REMOVAL, EXTENSION, RELOCATION, NARROWING, VACATION, ABANDONMENT, MODIFICATION, OR CHANGE OF USE OF ANY OF THE PUBLIC WAYS, RIGHTS-OF-WAY, INCLUDING THE COORDINATION OF SUCH RIGHTS-OF-WAY WITH THE RIGHTS-OF-WAY OF OTHER COUNTIES, REGIONS, OR MUNICIPALITIES, GROUNDS, OPEN SPACES, BUILDINGS, PROPERTIES, UTILITIES, OR TERMINALS, REFERRED TO IN SUBSECTIONS (1)(a.5)(I) THROUGH (1)(a.5)(IV) OF THIS SECTION;

(V) METHODS FOR ASSURING ACCESS TO APPROPRIATE CONDITIONS FOR SOLAR, WIND, OR OTHER ALTERNATIVE ENERGY SOURCES, INCLUDING GEOTHERMAL ENERGY USED FOR WATER HEATING OR SPACE HEATING OR COOLING IN A SINGLE BUILDING, FOR SPACE HEATING FOR MORE THAN ONE BUILDING THROUGH A PIPELINE NETWORK, OR FOR ELECTRICITY GENERATION;

(VI) THE GENERAL CHARACTER, LOCATION, AND EXTENT OF COMMUNITY CENTERS, TOWNSITES, HOUSING DEVELOPMENTS, WHETHER PUBLIC

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OR PRIVATE, THE EXISTING, PROPOSED, OR PROJECTED LOCATION OF RESIDENTIAL NEIGHBORHOODS AND SUFFICIENT LAND FOR FUTURE HOUSING DEVELOPMENT FOR THE EXISTING AND PROJECTED ECONOMIC AND OTHER NEEDS OF ALL CURRENT AND ANTICIPATED RESIDENTS OF THE COUNTY OR REGION, AND URBAN CONSERVATION OR REDEVELOPMENT AREAS. IF A COUNTY OR REGION HAS ENTERED INTO A REGIONAL PLANNING AGREEMENT, SUCH AGREEMENT MAY BE INCORPORATED BY REFERENCE INTO THE MASTER PLAN.

(VII) THE GENERAL SOURCE AND EXTENT OF FORESTS, AGRICULTURAL AREAS, FLOOD CONTROL AREAS, AND OPEN DEVELOPMENT AREAS FOR PURPOSES OF CONSERVATION, FOOD AND WATER SUPPLY, SANITARY AND DRAINAGE FACILITIES, FLOOD CONTROL, OR THE PROTECTION OF URBAN DEVELOPMENT;

(VIII) A LAND CLASSIFICATION AND UTILIZATION PROGRAM;

(IX) PROJECTIONS OF POPULATION GROWTH AND HOUSING NEEDS TO ACCOMMODATE THE PROJECTED POPULATION FOR SPECIFIED INCREMENTS OF TIME. THE COUNTY OR REGION MAY BASE THESE PROJECTIONS UPON DATA FROM THE DEPARTMENT OF LOCAL AFFAIRS AND UPON THE COUNTY'S OR REGION'S LOCAL OBJECTIVES.

(X) THE LOCATION OF AREAS CONTAINING STEEP SLOPES, GEOLOGICAL HAZARDS, ENDANGERED OR THREATENED SPECIES, WETLANDS, FLOODPLAINS, FLOODWAYS, AND FLOOD RISK ZONES, HIGHLY ERODIBLE LAND OR UNSTABLE SOILS, AND WILDFIRE HAZARDS. FOR PURPOSES OF DETERMINING THE LOCATION OF SUCH AREAS, THE PLANNING COMMISSION SHALL CONSIDER THE FOLLOWING SOURCES FOR GUIDANCE:

(A) THE COLORADO GEOLOGICAL SURVEY FOR DEFINING AND MAPPING GEOLOGICAL HAZARDS;

(B) THE UNITED STATES FISH AND WILDLIFE SERVICE OF THE UNITED STATES DEPARTMENT OF THE INTERIOR AND THE PARKS AND WILDLIFE COMMISSION CREATED IN SECTION 33-9-101, FOR LOCATING AREAS INHABITED BY ENDANGERED OR THREATENED SPECIES;

(C) THE UNITED STATES ARMY CORPS OF ENGINEERS AND THE UNITED STATES FISH AND WILDLIFE SERVICE NATIONAL WETLANDS INVENTORY FOR DEFINING AND MAPPING WETLANDS;

(D) THE FEDERAL EMERGENCY MANAGEMENT AGENCY FOR DEFINING AND MAPPING FLOODPLAINS, FLOODWAYS, AND FLOOD RISK ZONES;

(E) THE NATURAL RESOURCES CONSERVATION SERVICE OF THE UNITED STATES DEPARTMENT OF AGRICULTURE FOR DEFINING AND MAPPING UNSTABLE SOILS AND HIGHLY ERODIBLE LAND; AND

(F) THE COLORADO STATE FOREST SERVICE FOR LOCATING WILDFIRE HAZARD AREAS.

(8) IN ADOPTING OR AMENDING A MASTER PLAN, THE COMMISSION SHALL IDENTIFY, PROVIDE NOTICE TO, AND CONSULT WITH RELEVANT ENTITIES TO ENSURE THAT THE ADOPTION OR AMENDING OF THE MASTER PLAN IS AN INCLUSIVE PROCESS.

(9) NO MORE THAN THIRTY DAYS AFTER ADOPTING OR AMENDING THE MASTER PLAN, THE COMMISSION SHALL SUBMIT THE MASTER PLAN TO THE DIVISION OF LOCAL GOVERNMENT IN THE DEPARTMENT OF LOCAL AFFAIRS. THE DIVISION OF LOCAL GOVERNMENT SHALL REVIEW THESE MASTER PLANS TO ENSURE THEY COMPLY WITH THE REQUIREMENTS OF THIS SECTION."

Strike page 90.

Page 91, strike lines 1 through 8.

Page 91, line 24, strike "(5)(b)(I)(C);" and substitute "(5)(b)(I)(A) and (5)(b)(I)(B)".

Page 91, lines 24 and 25, strike "(5)(b)(I.5); and **repeal** (5)(b)(II)" and substitute "(5)(b)(I.5)".

Page 92, strike lines 1 through 24 and substitute:

"(III) "MANUFACTURED HOME" HAS THE SAME MEANING AS SET FORTH IN SECTION 24-32-3302 (20).

(IV) "MODULAR HOME" HAS THE SAME MEANING AS SET FORTH IN SECTION 24-32-3302 (25)."

Page 93, strike lines 2 through 10 and substitute:

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"(A) Homes certified by the division of housing created in section 24-32-704 or a party authorized to act on its behalf; THE APPROVAL PROCESSES OF MODULAR HOMES SHALL BE BASED ON OBJECTIVE STANDARDS AND ADMINISTRATIVE REVIEW THAT ARE EQUIVALENT TO THAT REQUIRED FOR SITE-BUILT HOMES, UNLESS A MUNICIPALITY REGULATES SITE-BUILT HOMES THROUGH A SUBJECTIVE REVIEW PROCESS, IN WHICH CASE A MUNICIPALITY MAY USE AN EQUIVALENT REVIEW PROCESS FOR A MODULAR HOME AND A SITE-BUILT HOME;

(B) Homes certified by the United States department of housing and urban development through its office of manufactured housing programs, a successor agency, or a party authorized to act on its behalf. THE APPROVAL PROCESSES OF MANUFACTURED HOMES SHALL BE BASED ON OBJECTIVE STANDARDS AND ADMINISTRATIVE REVIEW THAT ARE EQUIVALENT TO THAT REQUIRED FOR SITE-BUILT HOMES, UNLESS A MUNICIPALITY REGULATES SITE-BUILT HOMES THROUGH A SUBJECTIVE REVIEW PROCESS, IN WHICH CASE A MUNICIPALITY MAY USE AN EQUIVALENT REVIEW PROCESS FOR A MANUFACTURED HOME AND A SITE-BUILT HOME. or".

Page 93, line 11, before "(I.5)" insert "(b)".

Page 93, strike lines 23 through 27.

Page 94, strike lines 1 and 2.

Page 94, strike lines 3 through 27 and substitute:

"SECTION 13. In Colorado Revised Statutes, 31-23-206, **repeal and reenact, with amendments,** (1); and **add** (1.5), (8), and (9) as follows:

31-23-206. Master plan. (1) IT IS THE DUTY OF THE COMMISSION TO MAKE AND ADOPT A MASTER PLAN FOR THE PHYSICAL DEVELOPMENT OF THE MUNICIPALITY, INCLUDING ANY AREAS OUTSIDE ITS BOUNDARIES, SUBJECT TO THE APPROVAL OF THE GOVERNMENTAL BODY HAVING JURISDICTION THEREOF, THAT IN THE COMMISSION'S JUDGMENT BEAR RELATION TO THE PLANNING OF THE MUNICIPALITY. THE MASTER PLAN OF A MUNICIPALITY IS AN ADVISORY DOCUMENT TO GUIDE LAND DEVELOPMENT DECISIONS; HOWEVER, THE PLAN OR ANY PART THEREOF MAY BE MADE BINDING BY INCLUSION IN THE MUNICIPALITY'S ADOPTED SUBDIVISION, ZONING, PLATTING, PLANNED UNIT DEVELOPMENT, OR OTHER SIMILAR LAND DEVELOPMENT REGULATIONS AFTER SATISFYING NOTICE, DUE PROCESS, AND HEARING REQUIREMENTS FOR LEGISLATIVE OR QUASI-JUDICIAL PROCESSES AS APPROPRIATE. WHEN A COMMISSION DECIDES TO ADOPT A MASTER PLAN, THE COMMISSION SHALL CONDUCT PUBLIC HEARINGS, AFTER NOTICE OF SUCH PUBLIC HEARINGS HAS BEEN PUBLISHED IN A NEWSPAPER OF GENERAL CIRCULATION IN THE MUNICIPALITY IN A MANNER SUFFICIENT TO NOTIFY THE PUBLIC OF THE TIME, PLACE, AND NATURE OF THE PUBLIC HEARING, PRIOR TO FINAL ADOPTION OF A MASTER PLAN IN ORDER TO ENCOURAGE PUBLIC PARTICIPATION IN AND AWARENESS OF THE DEVELOPMENT OF SUCH PLAN AND SHALL ACCEPT AND CONSIDER ORAL AND WRITTEN PUBLIC COMMENTS THROUGHOUT THE PROCESS OF DEVELOPING THE PLAN. THE PLAN, ADOPTED OR AMENDED ON OR AFTER JUNE 30, 2024, WITH THE ACCOMPANYING MAPS, PLATS, CHARTS, AND DESCRIPTIVE MATTER, MUST INCLUDE:

(a) A HOUSING ELEMENT THAT USES BEST AVAILABLE DATA, SUCH AS THE MOST RECENT LOCAL HOUSING NEEDS PLAN CREATED PURSUANT TO SECTION 29-33-104 OR OTHER RECENT HOUSING ANALYSES;

(b) NATURAL AND AGRICULTURAL LAND PRIORITIES IN ACCORDANCE WITH THE NATURAL AND AGRICULTURAL LAND PRIORITIES REPORT CREATED IN SECTION 29-33-110;

(c) A BUILDABLE LANDS ANALYSIS THAT IS CONDUCTED IN THE SAME MANNER AS THE ANALYSIS REQUIRED IN SECTION 29-33-105 (4)(d);

(d) (I) THE GENERAL LOCATION AND EXTENT OF AN ADEQUATE AND SUITABLE SUPPLY OF WATER;

(II) IN COMPLETING THE WATER SUPPLY ELEMENT, THE PLANNING COMMISSION SHALL CONSULT WITH THE ENTITIES THAT SUPPLY WATER FOR USE WITHIN THE MUNICIPALITY TO ENSURE COORDINATION ON WATER SUPPLY AND FACILITY PLANNING, AND THE WATER SUPPLY ELEMENT MUST IDENTIFY WATER SUPPLIES AND FACILITIES SUFFICIENT TO MEET THE NEEDS OF THE PUBLIC AND PRIVATE INFRASTRUCTURE REASONABLY ANTICIPATED OR IDENTIFIED IN THE

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PLANNING PROCESS;

(III) THE WATER SUPPLY ELEMENT MUST INCLUDE WATER CONSERVATION POLICIES, TO BE DETERMINED BY THE MUNICIPALITY, WHICH MAY INCLUDE GOALS SPECIFIED IN THE STATE WATER PLAN ADOPTED PURSUANT TO SECTION 37-60-106.3 AND MAY INCLUDE POLICIES TO IMPLEMENT WATER CONSERVATION AND OTHER STATE WATER PLAN GOALS AS A CONDITION OF DEVELOPMENT APPROVALS, INCLUDING SUBDIVISIONS, PLANNED UNIT DEVELOPMENTS, SPECIAL USE PERMITS, AND ZONING CHANGES;

(V) NOTHING IN THIS SUBSECTION (1)(d) SHALL BE CONSTRUED TO SUPERSEDE, ABROGATE, OR OTHERWISE IMPAIR THE ALLOCATION OF WATER PURSUANT TO THE STATE CONSTITUTION OR LAWS, THE RIGHT TO BENEFICIALLY USE WATER PURSUANT TO DECREES, CONTRACTS, OR OTHER WATER USE AGREEMENTS, OR THE OPERATION, MAINTENANCE, REPAIR, REPLACEMENT, OR USE OF ANY WATER FACILITY.

(e) THE MOST RECENT VERSION OF THE PLAN REQUIRED BY SECTION 31-12-105 (1)(e) OR A SIMILAR ELEMENT ANALYZING AND MAKING A PLAN FOR AREAS OF POTENTIAL GROWTH WITHIN THREE MILES OF THE MUNICIPAL BOUNDARY.

(1.5) A MASTER PLAN MAY INCLUDE:

(a) THE GENERAL SOURCE, CHARACTER, AND EXTENT OF EXISTING, PROPOSED, OR PROJECTED STREETS, ROADS, RIGHTS-OF-WAY, BRIDGES, WATERWAYS, WATERFRONTS, PARKWAYS, HIGHWAYS, MASS TRANSIT ROUTES AND CORRIDORS, AND ANY TRANSPORTATION PLAN PREPARED BY ANY METROPOLITAN PLANNING ORGANIZATION THAT COVERS ALL OR A PORTION OF THE MUNICIPALITY AND THAT THE MUNICIPALITY HAS RECEIVED NOTIFICATION OF OR, IF THE MUNICIPALITY IS NOT LOCATED IN AN AREA COVERED BY A METROPOLITAN PLANNING ORGANIZATION, ANY TRANSPORTATION PLAN PREPARED BY THE DEPARTMENT OF TRANSPORTATION THAT THE MUNICIPALITY HAS RECEIVED NOTIFICATION OF AND THAT COVERS ALL OR A PORTION OF THE MUNICIPALITY;

(b) THE GENERAL LOCATION OF PUBLIC PLACES OR FACILITIES, INCLUDING PUBLIC SCHOOLS, CULTURALLY, HISTORICALLY, OR ARCHAEOLOGICALLY SIGNIFICANT BUILDINGS, SITES, AND OBJECTS, PLAYGROUNDS, SQUARES, PARKS, AIRPORTS, AVIATION FIELDS, MILITARY INSTALLATIONS, AND OTHER PUBLIC WAYS, GROUNDS, OPEN SPACES, TRAILS, AND DESIGNATED FEDERAL, STATE, AND LOCAL WILDLIFE AREAS. FOR PURPOSES OF THIS SECTION, "MILITARY INSTALLATION" HAS THE SAME MEANING AS SPECIFIED IN SECTION 29-20-105.6 (2)(b).

(c) THE GENERAL LOCATION AND EXTENT OF PUBLIC UTILITIES TERMINALS, CAPITAL FACILITIES, AND TRANSFER FACILITIES, WHETHER PUBLICLY OR PRIVATELY OWNED OR OPERATED, FOR WATER, LIGHT, SANITATION, TRANSPORTATION, COMMUNICATION, POWER, AND OTHER PURPOSES, AND ANY PROPOSED OR PROJECTED NEEDS FOR CAPITAL FACILITIES AND UTILITIES, INCLUDING THE PRIORITIES, ANTICIPATED COSTS, AND FUNDING PROPOSALS FOR SUCH FACILITIES AND UTILITIES;

(d) THE ACCEPTANCE, REMOVAL, RELOCATION, WIDENING, NARROWING, VACATING, ABANDONMENT, MODIFICATION, CHANGE OF USE, OR EXTENSION OF ANY OF THE PUBLIC WAYS, RIGHTS-OF-WAY, INCLUDING THE COORDINATION OF SUCH RIGHTS-OF-WAY WITH THE RIGHTS-OF-WAY OF OTHER MUNICIPALITIES, COUNTIES, OR REGIONS, GROUNDS, OPEN SPACES, BUILDINGS, PROPERTY, UTILITY, OR TERMINALS, REFERRED TO IN SUBSECTIONS (1.5) (a) THROUGH (a) OF THIS SECTION AND SUBSECTION (1)(d) OF THIS SECTION;

(e) A ZONING PLAN FOR THE CONTROL OF THE HEIGHT, AREA, BULK, LOCATION, AND USE OF BUILDINGS AND PREMISES. SUCH A ZONING PLAN MAY PROTECT AND ASSURE ACCESS TO APPROPRIATE CONDITIONS FOR SOLAR, WIND, OR OTHER ALTERNATIVE ENERGY SOURCES, INCLUDING GEOTHERMAL ENERGY USED FOR WATER HEATING OR SPACE HEATING OR COOLING IN A SINGLE BUILDING, FOR SPACE HEATING FOR MORE THAN ONE BUILDING THROUGH A PIPELINE NETWORK, OR FOR ELECTRICITY GENERATION; HOWEVER, REGULATIONS AND RESTRICTIONS OF THE HEIGHT, NUMBER OF STORIES, SIZE OF BUILDINGS AND OTHER STRUCTURES, AND THE HEIGHT AND LOCATION OF TREES AND OTHER VEGETATION SHALL NOT APPLY TO EXISTING BUILDINGS, STRUCTURES, TREES, OR VEGETATION EXCEPT FOR NEW GROWTH ON SUCH VEGETATION.

(f) THE GENERAL CHARACTER, LOCATION, AND EXTENT OF COMMUNITY CENTERS, HOUSING DEVELOPMENTS, WHETHER PUBLIC OR PRIVATE, THE EXISTING, PROPOSED, OR PROJECTED LOCATION OF RESIDENTIAL

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NEIGHBORHOODS AND SUFFICIENT LAND FOR FUTURE HOUSING DEVELOPMENT FOR THE EXISTING AND PROJECTED ECONOMIC AND OTHER NEEDS OF ALL CURRENT AND ANTICIPATED RESIDENTS OF THE MUNICIPALITY, AND REDEVELOPMENT AREAS. IF A MUNICIPALITY HAS ENTERED INTO A REGIONAL PLANNING AGREEMENT, SUCH AGREEMENT MAY BE INCORPORATED BY REFERENCE INTO THE MASTER PLAN.

(g) A MASTER PLAN FOR THE EXTRACTION OF COMMERCIAL MINERAL DEPOSITS PURSUANT TO SECTION 34-1-304;

(h) A PLAN FOR THE LOCATION AND PLACEMENT OF PUBLIC UTILITIES THAT FACILITATES THE PROVISION OF SUCH UTILITIES TO ALL EXISTING, PROPOSED, OR PROJECTED DEVELOPMENTS IN THE MUNICIPALITY;

(i) PROJECTIONS OF POPULATION GROWTH AND HOUSING NEEDS TO ACCOMMODATE THE PROJECTED POPULATION FOR SPECIFIED INCREMENTS OF TIME. THE MUNICIPALITY MAY BASE THESE PROJECTIONS UPON DATA FROM THE DEPARTMENT OF LOCAL AFFAIRS AND UPON THE MUNICIPALITY'S LOCAL OBJECTIVES.

(j) THE AREAS CONTAINING STEEP SLOPES, GEOLOGICAL HAZARDS, ENDANGERED OR THREATENED SPECIES, WETLANDS, FLOODPLAINS, FLOODWAYS, AND FLOOD RISK ZONES, HIGHLY ERODIBLE LAND OR UNSTABLE SOILS, AND WILDFIRE HAZARDS. FOR PURPOSES OF DETERMINING THE LOCATION OF SUCH AREAS, THE PLANNING COMMISSION SHALL CONSIDER THE FOLLOWING SOURCES FOR GUIDANCE:

(I) THE COLORADO GEOLOGICAL SURVEY FOR DEFINING AND MAPPING GEOLOGICAL HAZARDS;

(II) THE UNITED STATES FISH AND WILDLIFE SERVICE OF THE UNITED STATES DEPARTMENT OF THE INTERIOR AND THE PARKS AND WILDLIFE COMMISSION CREATED IN SECTION 33-9-101, FOR LOCATING AREAS INHABITED BY ENDANGERED OR THREATENED SPECIES;

(III) THE UNITED STATES ARMY CORPS OF ENGINEERS AND THE UNITED STATES FISH AND WILDLIFE SERVICE NATIONAL WETLANDS INVENTORY FOR DEFINING AND MAPPING WETLANDS;

(IV) THE FEDERAL EMERGENCY MANAGEMENT AGENCY FOR DEFINING AND MAPPING FLOODPLAINS, FLOODWAYS, AND FLOOD RISK ZONES;

(V) THE NATURAL RESOURCES CONSERVATION SERVICE OF THE UNITED STATES DEPARTMENT OF AGRICULTURE FOR DEFINING AND MAPPING UNSTABLE SOILS AND HIGHLY ERODIBLE LAND; AND

(VI) THE COLORADO STATE FOREST SERVICE FOR LOCATING WILDFIRE HAZARD AREAS.

(8) IN ADOPTING OR AMENDING A MASTER PLAN, THE COMMISSION SHALL IDENTIFY, PROVIDE NOTICE TO, AND CONSULT WITH RELEVANT ENTITIES TO ENSURE THAT THE ADOPTING OR AMENDING OF THE MASTER PLAN IS AN INCLUSIVE PROCESS.

(9) NO MORE THAN THIRTY DAYS AFTER ADOPTING OR AMENDING THE MASTER PLAN, THE COMMISSION SHALL SUBMIT THE MASTER PLAN TO THE DIVISION OF LOCAL GOVERNMENT IN THE DEPARTMENT OF LOCAL AFFAIRS. THE DIVISION OF LOCAL GOVERNMENT SHALL REVIEW THESE MASTER PLANS TO ENSURE THEY COMPLY WITH THE REQUIREMENTS OF THIS SECTION."

Strike page 95.

Page 96, strike lines 1 through 20.

Page 96, line 24, strike "29-33-102 (33)" and substitute "29-33-102 (38)".

Page 96, line 25, strike "29-33-102 (34)" and substitute "29-33-102 (39)".

Page 98, line 6, strike "LESS LANDSCAPED" and substitute "SMALLER IRRIGATED LANDSCAPE".

Page 100, strike lines 3 through 27 and substitute:

"(d) **Water loss program requirements.** (I) NO LATER THAN JANUARY 1, 2025, THE BOARD SHALL ADOPT GUIDELINES FOR THE CONDUCT OF STANDARDIZED VALIDATED WATER LOSS AUDITS BY COVERED ENTITIES.

(II) NO LATER THAN JUNE 30, 2026, EACH COVERED ENTITY SHALL SUBMIT A COMPLETED AND VALIDATED WATER LOSS AUDIT REPORT FOR THE PREVIOUS CALENDAR YEAR. FOR REPORTS SUBMITTED IN SUBSEQUENT YEARS,

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EACH COVERED ENTITY SHALL SUBMIT A COMPLETED AND VALIDATED WATER LOSS AUDIT REPORT COVERING THE PREVIOUS CALENDAR YEAR NO LATER THAN JUNE 30 CONCURRENT WITH SECTION 37-60-126 (4.5)(a).".

Strike page 101.

Page 102, strike lines 1 through 18.

Page 103, line 2, strike "CORRIDORS." and substitute "CORRIDORS IN THE JURISDICTION AND AREAS TO WHICH ARTICLE 33 OF TITLE 29 APPLIES.".

Page 103, line 3, strike "ACCESSORY DWELLING UNITS OR MIDDLE HOUSING" and substitute "ACCESSORY DWELLING UNITS, MIDDLE HOUSING, HOUSING IN TRANSIT-ORIENTED AREAS, AND HOUSING IN KEY CORRIDORS".

Page 103, line 13, strike "29-33-102 (18)" and substitute "29-33-102 (22)".

Page 103, line 15, strike "29-33-102 (36)" and substitute "29-33-102 (41)".

Page 104, after line 2 insert:

"(c) SUBSECTION (3)(a) OF THIS SECTION SHALL NOT APPLY TO REASONABLE RESTRICTIONS ON ACCESSORY DWELLING UNITS. AS USED IN THIS SUBSECTION (3)(c), "REASONABLE RESTRICTION" MEANS A RESTRICTION THAT DOES NOT UNREASONABLY INCREASE THE COST TO CONSTRUCT, EFFECTIVELY PROHIBIT THE CONSTRUCTION OF, OR EXTINGUISH THE ABILITY TO OTHERWISE CONSTRUCT, AN ACCESSORY DWELLING UNIT CONSISTENT WITH THE PROVISIONS OF THIS SECTION.".

Page 104, line 6, after "DECEMBER 31, 2024," insert "OR BEFORE THE NEXT REGIONAL TRANSPORTATION PLANNING CYCLE BEGINS,".

Page 105, strike lines 4 through 6 and substitute "- revenue sources for fund - use of fund. (2) (e) FEE REVENUES FROM THE MULTIMODAL TRANSPORTATION OPTIONS FUND GENERATED ON OR AFTER JANUARY 1, 2025, AND OTHER STATE FUNDS TRANSFERRED TO THE MULTIMODAL TRANSPORTATION OPTIONS FUND ON OR AFTER JULY 1, 2024, SHALL".

Page 105, line 9, strike "OBJECTIVES." and substitute "OBJECTIVES, AS DETERMINED IN SECTION 29-33-108.".

Page 105, line 12, strike "29-33-111 (3)," and substitute "29-33-112 (3)".

Page 105, line 14, after "appropriation." insert "Any unexpended and unencumbered money appropriated to the department of local affairs for state fiscal year 2023-24 remains available for expenditure by the division of local government in the department of local affairs or local government grantees through state fiscal year 2026-27 without further appropriation for the department of local affairs and local grantees to comply with planning requirements in the legislation.".

Strike "29-33-105" and substitute "29-33-106" on: **Page 34**, line 22; and **Page 39**, line 7.

Strike "29-33-106" and substitute "29-33-107" on: **Page 35**, line 11; and **Page 39**, line 9.

Strike "29-33-107" and substitute "29-33-108" on: **Page 39**, line 11; and **Page 104**, line 17.

Strike "29-33-108" and substitute "29-33-109" on: **Page 30**, line 18; **Page 33**, line 3; **Page 37**, line 5; and **Page 44**, line 3.

Page 2, strike lines 104 and 105.

Page 2, line 106, strike "HIGHWAY ACCESS CODE,".

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Judiciary After consideration on the merits, the Committee recommends that **SB23-282** be referred to the Committee of the Whole with favorable recommendation.

Call of the Senate. Call raised.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB23-294 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Bockenfeld, Sirota--Concerning increases in the amount of transfers from the general fund to the capital construction fund to be made on July 1, 2023. Appropriations

HB23-1136 by Representative(s) Ortiz and Hartsook; also Senator(s) Winter F. and Liston--Concerning health insurance coverage for a prosthetic device necessary for a covered person to engage in certain types of activities, and, in connection therewith, making an appropriation. Health & Human Services

HB23-1162 by Representative(s) Woodrow; also Senator(s) Rodriguez--Concerning the regulation of consumer legal funding transactions, and, in connection therewith, authorizing the administrator of the "Uniform Consumer Credit Code" to adopt rules regulating creditor-imposed charges for certain consumer credit transactions that are secured by a consumer's potential proceeds from a settlement or judgment obtained in an associated legal claim. Business, Labor, & Technology

HB23-1209 by Representative(s) Boesenecker and McCormick; also Senator(s) Jaquez Lewis--Concerning the analysis of a universal health-care system, and, in connection therewith, making an appropriation. Health & Human Services

HB23-1215 by Representative(s) Sirota and Boesenecker; also Senator(s) Mullica and Cutter--Concerning limitations on hospital facility fees, and, in connection therewith, making an appropriation. Health & Human Services

HB23-1218 by Representative(s) Brown and Titone; also Senator(s) Jaquez Lewis--Concerning requiring that a health-care facility inform patients as part of the informed consent process of services that the health-care facility refuses to provide to patients when the refusal is for nonmedical reasons, and, in connection therewith, making an appropriation. Health & Human Services

HB23-1237 by Representative(s) Velasco; also Senator(s) Will and Exum--Concerning inclusive language access in local emergency situations, and, in connection therewith, making an appropriation. State, Veterans, & Military Affairs

Committee of the Whole On motion of Senator Coleman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Coleman was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-172 by Senator(s) Winter F. and Gonzales, Buckner, Cutter, Danielson, Hinrichsen, Jaquez Lewis, Marchman, Moreno, Sullivan; also Representative(s) Weissman and Bacon, deGruy Kennedy, Dickson, Epps, Froelich, Garcia, Jodeh, Kipp, Lindsay, Mabrey, Michaelson Jenet, Titone, Vigil, Willford, Woodrow--Concerning protections for Colorado workers against discriminatory employment practices.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 6, page(s) 704-707 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 14, page(s) 828-831 and placed in members' bill files.)

Amendment No. 3(L.018), by Senator Winter.

Amend the Judiciary Committee Report, dated April 5, 2023, page 3, line 35, strike "WRITTEN OR ORAL COMPLAINTS" and substitute "COMPLAINTS MAINTAINED IN WRITING".

Page 4, line 3, after "PARTY," insert "IF THE COMPLAINT WAS NOT MADE ANONYMOUSLY,".

Page 4, line 16, strike "AND".

Page 4, strike line 17 and substitute "U.S.C. SEC. 1981a; AND THE UNITED STATES CONSTITUTION AND AMENDMENTS TO THE CONSTITUTION.

(c) RECORDS IN AN EMPLOYER'S DESIGNATED REPOSITORY MAINTAINED IN ACCORDANCE WITH SUBSECTION (1.5)(a)(III) OF THIS SECTION ARE NOT PUBLIC RECORDS, AS DEFINED IN SECTION 24-72-202 (6), AND, FOR PURPOSES OF AN EMPLOYER THAT IS SUBJECT TO PART 2 OF ARTICLE 72 OF TITLE 24, RECORDS IN A DESIGNATED REPOSITORY ARE CONSIDERED PERSONNEL RECORDS, AS DEFINED IN SECTION 24-72-202 (4.5), AND ARE NOT OPEN TO PUBLIC INSPECTION PURSUANT TO SECTION 24-72-204 (3)(a)(II)(A). ADDITIONALLY, IN ACCORDANCE WITH SECTION 24-72-204 (3)(a)(X), ANY RECORD OF A SEXUAL HARASSMENT COMPLAINT OR INVESTIGATION IS NOT OPEN TO PUBLIC INSPECTION EXCEPT AS SPECIFIED IN SAID SECTION 24-72-204 (3)(a)(X).".

Page 5, line 22, strike "PRACTICES;" and substitute "PRACTICES, WHETHER WRITTEN OR ORAL;".

Amendment No. 4(L.019), by Senator Winter.

Amend corrected printed bill, page 6, line 15, strike "and (1)(f);" and substitute "(1)(f), (1)(h)(I), and (1)(h)(II) introductory portion;".

Page 10, after line 12 insert:

"(h) (I) For any employer to discharge an employee or to refuse to hire OR PROMOTE a person solely on the basis that such employee or person is married to or plans to marry another employee of the employer; but this subparagraph (f) shall SUBSECTION (1)(h)(I) DOES not apply to employers with twenty-five or fewer employees.

(II) It shall IS not be unfair or discriminatory for an employer to discharge an employee or to refuse to hire OR PROMOTE a person for the reasons stated in subparagraph (f) of this paragraph (h) SUBSECTION (1)(h)(I) OF THIS SECTION under circumstances where:".

Page 10, line 23, after "EMPLOYEE," insert "AS DESCRIBED IN SUBSECTION (1.3)(a)(III) OF THIS SECTION,".

Page 14, lines 2 and 3, strike "FOR INJUNCTIVE RELIEF AND".

Amendment No. 5(L.020), by Senator Winter.

Amend the Judiciary Committee Report, dated April 5, 2023, page 3, line 23, strike "CONDUCTS" and substitute "TAKES".

Page 3, line 24, strike "INVESTIGATIONS OF" and substitute "ACTION TO

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INVESTIGATE OR ADDRESS".

Amendment No. 6(L.028), by Senator Winter.

Amend the Appropriations Committee Report, dated April 14, 2023, page 4, line 41, strike ""PRACITCES," and substitute ""PRACTICES,".

Laid over until later in the day Wednesday, April 19, retaining its place on the calendar.

HB23-1077 by Representative(s) Willford and Garcia, Duran; also Senator(s) Winter F. and Jaquez Lewis--Concerning a requirement to obtain a patient's informed consent before performing an intimate examination of the patient under specified circumstances, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 31, page(s) 646-649 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 745 and placed in members' bill files.)

Amendment No. 3(L.009), by Senator Winter.

Amend reengrossed bill, page 11, line 6, after "(a)" insert "(I)".

Page 11, line 9, after "THE" insert "AGGRIEVED INDIVIDUAL MAY FILE A COMPLAINT WITH THE DEPARTMENT. THE DEPARTMENT MAY RECEIVE AND INVESTIGATE COMPLAINTS FILED PURSUANT TO THIS SUBSECTION (4)(a) AGAINST A HEALTH-CARE FACILITY AND, AS APPROPRIATE, MAY REFER MATTERS RELATED TO A LICENSED HEALTH-CARE PROVIDER OR A STUDENT OR TRAINEE UNDER THE SUPERVISION OF A LICENSED HEALTH-CARE PROVIDER TO THE APPROPRIATE REGULATOR.

(II) IF THE DEPARTMENT DETERMINES, AFTER A HEARING ON THE MATTER IN ACCORDANCE WITH THE REQUIREMENTS AND PROCEDURES SPECIFIED IN ARTICLE 4 OF TITLE 24, THAT A HEALTH-CARE FACILITY HAS VIOLATED THIS SECTION OR HAS RETALIATED AGAINST AN INDIVIDUAL, INCLUDING A WHISTLEBLOWER, FOR FILING A COMPLAINT WITH THE DEPARTMENT OR A REGULATOR REGARDING A VIOLATION OF THIS SECTION OR FOR OTHERWISE COMPLAINING TO ANY OTHER PERSON, THE".

Page 11, line 12, strike "APPROPRIATE," and substitute "APPROPRIATE.

(III) THE STATE BOARD OF HEALTH MAY ADOPT RULES AS NECESSARY TO ENFORCE THIS SECTION."

Page 11, strike lines 13 and 14.

Amendment No. 4(L.010), by Senator Winter.

Amend the Health and Human Services Committee Report, dated March 30, 2023, page 1, strike lines 13 and 14 and substitute:

"Page 3 of the reengrossed bill, line 22, strike "PROVIDE".

Page 3 of the bill, strike lines 23 and 24 and substitute "RECORD MUST BE PROVIDED TO THE PATIENT PRIOR TO DISCHARGE; OR".

Page 3 of the report, strike lines 28 through 30 and substitute "OBTAINING THE PATIENT'S CONSENT, AND THE RECORD MUST BE PROVIDED TO THE PATIENT PRIOR TO DISCHARGE; OR".

Amendment No. 5(L.011), by Senator Smallwood.

Amend reengrossed bill, page 6, strike lines 13 through 16 and substitute:

"(b) A PATIENT WHO HAS BEEN SUBJECTED TO AN INTIMATE EXAMINATION IN VIOLATION OF THIS SECTION MAY FILE A CIVIL ACTION FOR DAMAGES IN A COURT OF COMPETENT JURISDICTION. SUCH ACTION IS NOT A

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MEDICAL MALPRACTICE ACTION, AND THE LIMITATION ON DAMAGES FOR NONECONOMIC LOSS OR INJURY ESTABLISHED PURSUANT TO SECTION 13-21-102.5 APPLIES TO ANY AWARD TO THE PATIENT FOR NONECONOMIC DAMAGES."

Page 11, strike lines 15 through 18 and substitute:

"(b) A PATIENT WHO HAS BEEN SUBJECTED TO AN INTIMATE EXAMINATION IN VIOLATION OF THIS SECTION MAY FILE A CIVIL ACTION FOR DAMAGES IN A COURT OF COMPETENT JURISDICTION. SUCH ACTION IS NOT A MEDICAL MALPRACTICE ACTION, AND THE LIMITATION ON DAMAGES FOR NONECONOMIC LOSS OR INJURY ESTABLISHED PURSUANT TO SECTION 13-21-102.5 APPLIES TO ANY AWARD TO THE PATIENT FOR NONECONOMIC DAMAGES."

As amended, ordered revised and placed on the calendar for third reading and final passage.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB23-172, SB23-200, HB23-1190, and HB23-1224) of Wednesday, April 19 was laid over until later in the day Wednesday, April 19, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Bridges, the report of the Committee of the Whole was adopted on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1077 as amended.

Laid over until later in the day Wednesday, April 19: SB23-172, SB23-200, HB23-1190, HB23-1224.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-266, SB23-276, and SB23-265 were made Special Orders at 8:47 p.m.

Committee of the Whole

The hour of 8:47 p.m. having arrived, Senator Bridges moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Bridges was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

- SB23-266** by Senator(s) Priola; also Representative(s) Brown and Kipp--Concerning a requirement that the commissioner of agriculture designate neonicotinoid pesticides as limited-use pesticides. 1
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Amendment No. 1, Agriculture & Natural Resources Committee Amendment. 5
(Printed in Senate Journal, April 14, page(s) 839-840 and placed in members' bill files.) 6
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As amended, ordered engrossed and placed on the calendar for third reading and final 8
passage. 9
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- SB23-265** by Senator(s) Van Winkle; also Representative(s) Snyder--Concerning a prohibition on a regulator imposing discipline against a person based on certain activities involving marijuana. 12
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Amendment No. 1(L.001), by Senator VanWinkle. 16
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Amend printed bill, page 3, strike lines 19 and 20. 18
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Renumber succeeding section accordingly. 20
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As amended, ordered engrossed and placed on the calendar for third reading and final 22
passage. 23
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- SB23-276** by Senator(s) Fenberg; --Concerning modifications to laws regarding elections. 26
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Amendment No. 1, State, Veterans & Military Affairs Committee Amendment. 28
(Printed in Senate Journal, April 14, page(s) 816-817 and placed in members' bill files.) 29
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Amendment No. 2, Appropriations Committee Amendment. 31
(Printed in Senate Journal, April 18, page(s) 877-878 and placed in members' bill files.) 32
33
Amendment No. 3(L.019), by Senator Fenberg. 34
35
Amend printed bill, page 77, line 15, strike "(a)". 36
37
Page 77, line 17, strike "1-45-111.7 (2)(a)," and substitute "1-45-111.7 (2)(a)". 38
39
Page 77, strike lines 18 through 27. 40
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Page 78, strike lines 1 through 3. 42
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Page 80, line 6, strike "YEAR." and substitute "YEAR, IF THE SOURCE IS A PERSON 44
OR ENTITY THAT IS REGULATED BY THE STATE OR PAYS FOR A LOBBYIST THAT 45
CONDUCTS LOBBYING AT THE GENERAL ASSEMBLY OR AT A STATE REGULATORY 46
BODY." 47
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Amendment No. 4(L.011), by Senator Fenberg. 49
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Amend printed bill, page 8, line 27, strike "EXPLANATION, IN BOTH ENGLISH 51
AND" and substitute "EXPLANATION IN ENGLISH". 52
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Page 9, line 1, strike "SPANISH,". 54
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Page 54, line 15, strike "AND". 56
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Page 54, line 16, after "TO" insert "OR MADE ELECTRONIC TABLETS AVAILABLE 58
TO". 59
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Page 54, line 23, strike "MANNER." and substitute "MANNER; AND 61
(d) THE NUMBER OF CONFINED ELIGIBLE VOTERS WHO REGISTERED TO 62
VOTE IN THE PRIOR YEAR AND THE NUMBER OF CONFINED ELIGIBLE VOTERS WHO 63
VOTED IN THE LAST NOVEMBER ELECTION." 64
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Amendment No. 5(L.015), by Senator Fenberg. 66
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Amend printed bill, page 23, strike line 25 and substitute "(1)(b.5)(I) introductory portion and (1)(b.7); and **repeal**".

Page 25, strike lines 1 through 6.

Page 41, line 11, strike "CALLS OR".

Page 41, strike lines 12 and 13 and substitute "CALLS, EXCEPT FOR CALLS TO OR FROM THE MULTILINGUAL BALLOT HOTLINE ESTABLISHED PURSUANT TO SECTION 1-5-904, OR TAKE ANY PICTURES OR VIDEOS OTHER THAN IMAGES OF THE ELECTOR'S OWN PERSON OR BALLOT."

Page 48, line 12, strike "(4.3)(a)(II),".

Page 49, strike lines 19 through 27.

Page 50, strike lines 1 through 16 and substitute:

"(II) THE COUNTY CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL, WITHIN TWENTY-FOUR HOURS OF RECEIVING AN ELIGIBLE ELECTOR'S IDENTIFICATION IN COMPLIANCE WITH SUBSECTION (3.5)(b) OF THIS SECTION, SHALL UPDATE THE STATEWIDE VOTER REGISTRATION SYSTEM TO INDICATE THAT THE ELIGIBLE ELECTOR HAS CURED THE DEFICIENCY ON THEIR BALLOT. THE CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL IS NOT REQUIRED TO UPDATE THE STATEWIDE VOTER REGISTRATION SYSTEM PURSUANT TO THIS SUBSECTION (3.5)(d)(II) ON A SATURDAY, SUNDAY, OR LEGAL HOLIDAY UNLESS, ON THE THURSDAY IMMEDIATELY FOLLOWING ELECTION DAY, THE CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL'S REVIEW OF THE REMAINING NUMBER OF LETTERS ISSUED BUT NOT RETURNED PURSUANT TO SUBSECTION (3.5)(d)(I) OF THIS SECTION AND SECTIONS 1-7.5-107.3 (1.5)(a) AND 1-7.5-107.3 (2)(a) INDICATES THAT THE MARGIN FOR ANY BALLOT CONTEST OR BALLOT QUESTION IS GREATER THAN THE REMAINING NUMBER OF LETTERS ISSUED OR INDICATES THAT THE REMAINING NUMBER OF LETTERS ISSUED TO VOTERS ELIGIBLE TO VOTE ON A PARTICULAR BALLOT CONTEST OR BALLOT QUESTION COULD NOT POTENTIALLY MOVE THE MARGIN OF THAT BALLOT CONTEST OR BALLOT QUESTION INTO A MANDATORY RECOUNT PURSUANT TO SECTION 1-10.5-101 (1)(b), IF RETURNED.

(III) FOR STATE-CERTIFIED BALLOT CONTESTS AND BALLOT MEASURES, THE SECRETARY OF STATE'S OFFICE SHALL COMPLETE THE REVIEW PURSUANT TO SUBSECTION (4.3)(a)(II) OF THIS SECTION."

Page 52, strike lines 5 through 27.

Page 53, strike lines 1 through 14 and substitute:

1-7.5-107.3. Verification of signatures - rules. (1.5) (d) (I) THE COUNTY CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL, WITHIN TWENTY-FOUR HOURS OF RECEIVING THE ELIGIBLE ELECTOR'S SIGNED FORM AND IDENTIFICATION IN COMPLIANCE WITH SUBSECTION (1.5)(b) OF THIS SECTION, SHALL UPDATE THE STATEWIDE VOTER REGISTRATION SYSTEM TO INDICATE THAT THE ELIGIBLE ELECTOR HAS CURED THE DEFICIENCY ON THEIR BALLOT. THE CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL IS NOT REQUIRED TO UPDATE THE STATEWIDE VOTER REGISTRATION SYSTEM PURSUANT TO THIS SUBSECTION (1.5)(d) ON A SATURDAY, SUNDAY, OR A LEGAL HOLIDAY UNLESS, ON THE THURSDAY IMMEDIATELY FOLLOWING ELECTION DAY, THE CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL'S REVIEW OF THE REMAINING NUMBER OF LETTERS ISSUED BUT NOT RETURNED PURSUANT TO SUBSECTIONS (1.5)(a) AND (2)(a) OF THIS SECTION AND SECTION 1-7.5-107.3 (3.5)(a) INDICATES THAT THE MARGIN FOR ANY BALLOT CONTEST OR BALLOT QUESTION IS GREATER THAN THE REMAINING NUMBER OF LETTERS ISSUED TO VOTERS ELIGIBLE TO VOTE ON A PARTICULAR BALLOT CONTEST OR BALLOT QUESTION COULD NOT POTENTIALLY MOVE THE MARGIN OF THAT BALLOT CONTEST OR BALLOT QUESTION INTO A MANDATORY RECOUNT PURSUANT TO SECTION 1-10.5-101 (1)(b), IF RETURNED.

(II) FOR STATE-CERTIFIED BALLOT CONTESTS AND BALLOT MEASURES, THE SECRETARY OF STATE'S OFFICE SHALL COMPLETE THE REVIEW PURSUANT TO SUBSECTION (1.5)(d)(I) OF THIS SECTION.

(2) (d) (I) THE COUNTY CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL, WITHIN TWENTY-FOUR HOURS OF RECEIVING AN ELIGIBLE

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ELECTOR'S SIGNED FORM AND IDENTIFICATION IN COMPLIANCE WITH SUBSECTION (2)(a) OF THIS SECTION, SHALL UPDATE THE STATEWIDE VOTER REGISTRATION SYSTEM TO INDICATE THAT THE ELIGIBLE ELECTOR HAS CURED THE DEFICIENCY ON THEIR BALLOT. THE CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL IS NOT REQUIRED TO UPDATE THE STATEWIDE VOTER REGISTRATION SYSTEM PURSUANT TO THIS SUBSECTION (2)(d) ON A SATURDAY, SUNDAY, OR LEGAL HOLIDAY UNLESS, ON THE THURSDAY IMMEDIATELY FOLLOWING ELECTION DAY, THE CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL'S REVIEW OF THE REMAINING NUMBER OF LETTERS ISSUED BUT NOT RETURNED PURSUANT TO SUBSECTIONS (1.5)(a) AND (2)(a) OF THIS SECTION AND SECTION 1-7.5-107.3 (1.5)(a) INDICATES THAT THE MARGIN FOR ANY BALLOT CONTEST OR BALLOT QUESTION IS GREATER THAN THE REMAINING NUMBER OF LETTERS ISSUED OR INDICATES THAT THE REMAINING NUMBER OF LETTERS ISSUED TO VOTERS ELIGIBLE TO VOTE ON A PARTICULAR BALLOT CONTEST OR BALLOT QUESTION COULD NOT POTENTIALLY MOVE THE MARGIN OF THAT BALLOT CONTEST OR BALLOT QUESTION INTO A MANDATORY RECOUNT PURSUANT TO SECTION 1-10.5-101 (1)(b), IF RETURNED.

(II) FOR STATE-CERTIFIED BALLOT CONTESTS AND BALLOT MEASURES, THE SECRETARY OF STATE'S OFFICE SHALL COMPLETE THE REVIEW PURSUANT TO SUBSECTION (2)(d)(I) OF THIS SECTION."

Amendment No. 6(L.020), by Senator Fenberg.

Amend printed bill, page 27, line 18, strike "JULY 1, 2024," and substitute "JANUARY 1, 2025,".

Page 81, line 2, strike "July 1, 2024." and substitute "January 1, 2025.".

Amendment No. 7(L.023), by Senator Fenberg.

Amend printed bill, page 5, strike lines 13 through 20.

ReNUMBER succeeding sections accordingly.

Page 14, strike lines 16 through 21.

ReNUMBER succeeding sections accordingly.

Page 16, strike lines 4 through 27.

Page 17, strike lines 1 through 4.

ReNUMBER succeeding sections accordingly.

Page 18, strike lines 22 through 27.

Strike pages 19 through 21.

Page 22, strike lines 1 through 3.

ReNUMBER succeeding sections accordingly.

Page 24, strike lines 6 through 14.

Page 25, strike lines 18 through 27.

Page 26, strike lines 1 through 17.

ReNUMBER succeeding sections accordingly.

Page 30, strike lines 1 through 19.

ReNUMBER succeeding sections accordingly.

Page 31, strike lines 21 through 27.

Strike pages 32 through 35.

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Page 36, strike line 1.	1
Renumber succeeding sections accordingly.	2
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Page 41, strike lines 14 through 27.	4
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Strike page 42.	6
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Page 43, strike lines 1 through 13.	8
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Page 43, strike lines 26 and 27.	10
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Strike pages 44 and 45.	12
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Page 46, strike lines 1 through 21.	14
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Renumber succeeding sections accordingly.	16
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Page 47, line 5, strike "(1)(a), (1)(b), and".	18
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Page 47, strike lines 9 through 17.	20
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Page 47, strike lines 21 through 27.	22
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Page 48, strike lines 1 through 10.	24
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Renumber succeeding sections accordingly.	26
	27
Page 48, line 12, strike "(3)(a)(I)".	28
	29
Page 48, line 17, strike "(3) (a) (I) Not sooner than twenty-two".	30
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Page 48, strike lines 18 through 27.	32
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Page 49, strike lines 1 through 5.	34
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Page 55, strike lines 5 through 13.	36
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Page 58, strike line 27.	38
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Page 59, strike lines 1 through 8.	40
	41
Renumber succeeding sections accordingly.	42
	43
Page 60, strike lines 22 through 27.	44
	45
Strike pages 61 and 62.	46
	47
Page 63, strike lines 1 through 12.	48
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Renumber succeeding sections accordingly.	50
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Page 64, strike lines 13 through 27.	52
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Page 65, strike line 1.	54
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Renumber succeeding sections accordingly.	56
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Page 65, strike lines 18 through 27.	58
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Page 66, strike line 1.	60
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Renumber succeeding sections accordingly.	62
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Page 68, strike lines 2 through 27.	64
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Strike pages 69 through 71.	66
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Page 72, strike lines 1 through 20.

Renumber succeeding sections accordingly.

Amend the proposed committee amendment (SB 276 L.015), line 2, strike "(1)(b.7); and **repeal**" and substitute (1)(b.7), and (5)(b)".

Amend the State, Veterans, and Military Affairs Committee Report, dated April 13, 2023, page 1, strike lines 10 through 12.

Amendment No. 8(L.017), by Senator Kirkmeyer.

Amend printed bill, page 17, line 6, strike "(2)(c) introductory portion,".

Page 18, strike lines 4 through 8.

Page 66, line 3, strike "(2)(c) introductory portion,".

Page 66, strike lines 21 through 25.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Bridges, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-266 as amended, SB23-265 as amended, SB23-276 as amended.

Committee of the Whole

On motion of Senator Bridges, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Bridges was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-172

by Senator(s) Winter F. and Gonzales, Buckner, Cutter, Danielson, Hinrichsen, Jaquez Lewis, Marchman, Moreno, Sullivan; also Representative(s) Weissman and Bacon, deGruy Kennedy, Dickson, Epps, Froelich, Garcia, Jodeh, Kipp, Lindsay, Mabrey, Michaelson Jenet, Titone, Vigil, Willford, Woodrow--Concerning protections for Colorado workers against discriminatory employment practices.

(Amended in general orders as printed in Senate journal, April 19, page 958-959.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB23-200, HB23-1190, and HB23-1224) of Wednesday, April 19, was laid over until Thursday, April 20, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Bridges, the report of the Committee of the Whole was adopted on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-172 as amended.
Laid over until Thursday, April 20: HB23-1190, HB23-1224, SB23-200.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Education

The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

**MEMBERS OF THE
PRIVATE OCCUPATIONAL SCHOOL BOARD**

for terms expiring July 1, 2026:

Scott Cardona of Denver, Colorado to serve as a representative of the general public, who is an owner or operator of a business within Colorado that employs students who are enrolled in schools that are subject to administration by the private occupational school division, appointed;

Jessica Shay Houtz of Federal Heights, Colorado to serve as a representative of the general public, who is an owner or operator of a business within Colorado that employs students who are enrolled in schools that are subject to administration by the private occupational school division, reappointed;

Ellen Mary Wamser of Lakewood, Colorado, to serve as a representative of the general public and who is employed by a lending institution located in Colorado and is familiar with the Colorado college access network, reappointed.

Education

After consideration on the merits, the Committee recommends that **SB23-287** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 5, strike lines 7 and 8 and substitute:

"SECTION 2. In Colorado Revised Statutes, 22-54-104, **amend** (5)(g)(I) introductory portion, (5)(g)(II) introductory portion, (5)(g)(III) introductory portion, (5)(g)(IV), and (5)(g)(V); and **add** (5)(a)(XXX), (5)(g)(I)(N), (5)(g)(II.7), and (5)(g)(VIII) as follows:"

Page 5, line 9, strike "- definitions." and substitute "- definitions - repeal."

Page 5, lines 14 and 15, strike "and each budget year thereafter," and substitute "~~and each budget year thereafter~~ THROUGH THE 2023-24 BUDGET YEAR,".

Page 5, line 21, strike "and each budget year thereafter," and substitute "~~and each budget year thereafter~~ THROUGH THE 2023-24 BUDGET YEAR,".

Page 6, lines 1 through 3, strike "NINE BILLION SEVENTY MILLION NINE HUNDRED THIRTY-THREE THOUSAND ONE HUNDRED TWENTY-NINE DOLLARS (\$9,070,933,129);" and substitute "NINE BILLION ONE HUNDRED ONE MILLION SIX HUNDRED THOUSAND NINE HUNDRED TWENTY-TWO DOLLARS (\$9,101,600,922);".

Page 6, after line 16 insert:

"(II) For the 2010-11 budget year ~~and each budget year thereafter~~ THROUGH THE 2023-24 BUDGET YEAR, the department of education shall:

(II.7) FOR THE 2024-25 BUDGET YEAR AND EACH BUDGET YEAR THEREAFTER, THE DEPARTMENT OF EDUCATION SHALL NOT REDUCE TOTAL PROGRAM FUNDING THROUGH THE APPLICATION OF A BUDGET STABILIZATION FACTOR.

(III) For the 2010-11 budget year ~~and each budget year thereafter~~ THROUGH THE 2023-24 BUDGET YEAR, except as otherwise provided in ~~subparagraphs (IV) and (V) of this paragraph~~ (g) SUBSECTIONS (5)(g)(IV) AND (5)(g)(V) OF THIS SECTION, a district's total program ~~shall be~~ IS the greater of:

(IV) For the 2010-11 budget year ~~and each budget year thereafter~~ THROUGH THE 2023-24 BUDGET YEAR, the total program funding for a district that levies the number of mills calculated pursuant to section 22-54-106 (2)(a)(II), (2.1)(b)(I)(C), or (2.1)(c)(I), whichever is applicable, is the amount calculated pursuant to subsection (2) of this section for the applicable budget year. Any such district shall use the revenues generated by the number of mills that the district levies pursuant to section 22-54-106 (2)(a)(II), (2.1)(b)(I)(C), or (2.1)(c)(I), whichever is applicable, to replace any categorical program support funds that the district would otherwise be eligible to receive from the state; except that the amount of categorical program support funds that the district is required to replace must not exceed an amount equal to the district's reduction amount. The department shall use the amount of categorical program support funds replaced by property tax revenue pursuant to this subsection (5)(g)(IV) to make payments of categorical program support funds to eligible districts as specified in section 22-54-107 (4).

(V) For the 2010-11 budget year ~~and each budget year thereafter~~ THROUGH THE 2023-24 BUDGET YEAR, if a district levies the number of mills calculated pursuant to section 22-54-106 (2)(a)(I), (2.1)(b)(I)(A), (2.1)(b)(I)(B), or (2.1)(b)(II), or (2.1)(c)(II), (2.1)(c)(III), or (2.1)(c)(IV), whichever is applicable, and the district's reduction amount exceeds the district's state share of total program funding, such district's total program funding is the amount calculated pursuant to subsection (2) of this section for the applicable budget year, minus the district's state aid. Any such district shall use the revenues generated by the number of mills that the district levies pursuant to section 22-54-106 (2)(a)(I), (2.1)(b)(I)(A), (2.1)(b)(I)(B), or (2.1)(b)(II), or (2.1)(c)(II), (2.1)(c)(III), or (2.1)(c)(IV), whichever is applicable, to replace any categorical program support funds that the district would otherwise be eligible to receive from the state; except that the amount of categorical program support funds that the district is required to replace must not exceed an amount equal to the remainder of the district's reduction amount after the reduction to the district's total program has been applied pursuant to this subsection (5)(g)(V). The department of education shall use the amount of categorical program support funds replaced by property tax revenue pursuant to this subsection (5)(g)(V) to make payments of categorical program support funds to eligible districts as specified in section 22-54-107 (4).

(VIII) THIS SUBSECTION (5)(g) IS REPEALED, EFFECTIVE JULY 1, 2024."

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Page 15, line 2, strike "PLAN." and substitute "PLAN, AND QUALIFIED PERSONNEL NECESSARY TO PROVIDE THE SCREENINGS."

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Page 15, line 9, strike "PLAN" and substitute "PLAN, AND QUALIFIED PERSONNEL NECESSARY TO PROVIDE THE SCREENINGS,".

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Page 16, strike lines 6 through 11.

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Page 16, strike lines 18 and 19, and substitute:

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"(b) BOARD DIRECTORS AND SCHOOL LEADERS, BY VIRTUE OF THEIR ROLES WITHIN A PUBLIC CHARTER SCHOOL, ARE DEEMED PUBLIC SERVANTS;"

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Page 16, strike lines 21 and 22, and substitute:

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"(c) A SCHOOL LEADER OF A CHARTER SCHOOL HAS THE SAME OR SIMILAR AUTHORITY AS A SCHOOL DISTRICT SUPERINTENDENT."

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Page 17, strike lines 17 and 18, and substitute "PROVISION IN ARTICLES 30 OR 121 THROUGH 137 OF TITLE 7, AND ANY STATUTE INCORPORATED BY REFERENCE THEREIN, THE LAW THAT IS SPECIFICALLY APPLICABLE TO CHARTER SCHOOLS CONTROLS."

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Page 18, line 27, strike "(11.3) and".

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Page 19, line 1, strike "(11.5)" and substitute "(11.3), (11.5), and (11.7)".

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Page 20, lines 3 and 4, strike "MEASURE USING ACTUAL STUDENT DATA FOR EACH DISTRICT AND CHARTER SCHOOL." and substitute "MEASURE."

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Page 20, after line 21, add:

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"(11.7) PURSUANT TO HOUSE BILL 22-1202, FOR THE 2022-23 BUDGET YEAR, THE GENERAL ASSEMBLY APPROPRIATED ONE HUNDRED SIXTY-THREE THOUSAND THREE HUNDRED THIRTY-EIGHT DOLLARS FROM THE GENERAL FUND FOR THE PURPOSES OF THIS SECTION. ANY UNEXPENDED MONEY REMAINING AT THE END OF THE END OF THE 2022-23 BUDGET YEAR FROM THIS APPROPRIATION MAY BE USED BY THE DEPARTMENT IN THE 2023-24 BUDGET YEAR WITHOUT FURTHER APPROPRIATION FOR THE PURPOSES OF THIS SECTION."

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Page 21, strike lines 22 through 26 and substitute:

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"(B) ONE MEMBER WHO IS A SCHOOL LEADER OF A CHARTER SCHOOL WHOSE PERCENTAGE OF AT-RISK PUPILS IS GREATER THAN THE STATEWIDE AVERAGE PERCENTAGE OF AT-RISK PUPILS;"

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Page 29, line 7, strike "CHARTER SCHOOL," and substitute "INCLUDING A CHARTER SCHOOL".

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Page 29, line 13, strike "EDUCATION" and substitute "LOCAL AFFAIRS".

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Page 29, after line 25 insert:

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"SECTION 19. In Colorado Revised Statutes, 22-30.5-513.1, amend (2) as follows:

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22-30.5-513.1. Mill levy equalization - fund created - legislative declaration - definitions. (2) (a) The mill levy equalization fund, referred to in this section as the "fund", is hereby created in the state treasury. The fund consists of any amount that the general assembly ~~may appropriate~~ APPROPRIATES TO THE FUND PURSUANT TO SUBSECTION (2)(a.5) OF THIS SECTION OR MAY ADDITIONALLY APPROPRIATE or transfer to the fund. The state treasurer shall credit to the fund all interest and income derived from the deposit and investment of money in the fund.

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(a.5) (I) BEGINNING IN THE 2024-25 BUDGET YEAR AND EACH BUDGET YEAR THEREAFTER, THE GENERAL ASSEMBLY SHALL APPROPRIATE FROM THE GENERAL FUND THE AMOUNT NECESSARY EACH BUDGET YEAR TO FUND FULL MILL LEVY EQUALIZATION FOR ALL INSTITUTE CHARTER SCHOOLS FOR THE APPLICABLE BUDGET YEAR.

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(II) THE AMOUNT REQUIRED TO FUND MILL LEVY EQUALIZATION FOR ALL INSTITUTE CHARTER SCHOOLS IS DETERMINED IN ACCORDANCE WITH THE FOLLOWING FORMULA:

(THE ACCOUNTING DISTRICT'S TOTAL ADDITIONAL MILL LEVY REVENUE / THE ACCOUNTING DISTRICT'S FUNDED PUPIL COUNT) X EACH INSTITUTE CHARTER SCHOOL'S FUNDED PUPIL COUNT

(III) AS USED IN THIS SUBSECTION (2)(a.5), UNLESS THE CONTEXT OTHERWISE REQUIRES:

(A) "ACCOUNTING DISTRICT'S FUNDED PUPIL COUNT" HAS THE SAME MEANING SET FORTH IN SECTION 22-30.5-513 (1)(e).

(B) "ADDITIONAL MILL LEVY REVENUE" HAS THE SAME MEANING SET FORTH IN SECTION 22-32-108.5 (2)(a).

(b) ~~Subject to annual appropriation by the general assembly~~ The institute shall annually distribute the money appropriated or transferred to the fund to the institute charter schools on an equal per-pupil basis; except that, in any budget year, an institute charter school shall not receive a per pupil amount that is greater than the total amount of additional mill levy revenue, as defined in section 22-32-108.5, that the accounting district for the institute charter school is authorized to collect, divided by the funded pupil count, as defined in section 22-54-103, of the accounting district for the applicable budget year. The money distributed pursuant to this section is in addition to money distributed to institute charter schools pursuant to section 22-30.5-513. THE INSTITUTE HAS CONTINUOUS SPENDING AUTHORITY OF ALL INTEREST AND INCOME IN THE FUND.

SECTION 20. In Colorado Revised Statutes, **add** 22-54-102.5 as follows:

22-54-102.5. Annual school finance bill. BEGINNING WITH THE LEGISLATIVE SESSION CONVENING AFTER JANUARY 1, 2024, FOR THE 2024-25 BUDGET YEAR AND EACH BUDGET YEAR THEREAFTER, THE GENERAL ASSEMBLY SHALL INTRODUCE A BILL PRESCRIBING ALL OR A SUBSTANTIAL PORTION OF THE TOTAL FUNDING FOR PUBLIC SCHOOLS PURSUANT TO THIS ARTICLE 54 PRIOR TO THE INTRODUCTION OF THE ANNUAL GENERAL APPROPRIATION BILL."

Renumber succeeding sections accordingly.

Page 30, line 15, strike "20" and substitute "22".

DELIVERY TO THE GOVERNOR

To the Governor for signature on Wednesday, April 19, 2023, at 1:15 PM: SB22-083, 219, 228, and 229.

**MEMORANDUM
REPORT FROM THE SENATE AND HOUSE
COMMITTEES ON DELAYED BILLS**

Pursuant to Joint Rule 23 (c), the Senate and House Committees on Delayed Bills, acting jointly, extend the following deadline for Senate Bill 23-287, Concerning Public School Finance:

The Wednesday, April 19 deadline (the 101st 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 Monday, May 8, 2023 (the 120th legislative day).

This memorandum shall be printed in the journal of each house as is required by Joint Rule 23 (c).

(signed)
Senator Fenberg
President of the Senate

(signed)
Representative McCluskie
Speaker of the House of Representatives

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(signed)
Senator Moreno
Senate Majority Leader

(signed)
Representative Duran
House Majority Leader

(signed)
Senator Lundeen
Senate Minority Leader

(signed)
Representative Lynch
House Minority Leader

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On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m., Thursday, April 20, 2023.

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Approved:

Steve Fenberg
President of the Senate

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Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 102nd Legislative Day

 Thursday, April 20, 2023

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Prayer	By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora.	11
		12
Call to Order	By the President at 10:00 a.m.	13
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Roll Call	Present--30	15
	Excused--5, Buckner, Gardner, Hinrichsen, Marchman, Priola	16
	Present later---5, Buckner, Gardner, Hinrichsen, Marchman, Priola	17
		18
Quorum	The President announced a quorum present.	19
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Pledge	By Senator Gonzales.	21
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Approval of the Journal	On motion of Senator Mullica, the Journal of Wednesday, April 19, 2023, was approved as corrected by the Secretary.	23
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SENATE SERVICES REPORT

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Correctly Printed: SB23-294.
 Correctly Engrossed: SB23-172, 265, 266, and 276.
 Correctly Reengrossed: SB23-025, 056, 195, 252, 253, and 269.
 Correctly Revised: HB23-1077, 1100, and 1235.
 Correctly Rerevised: HB23-1068 and 1186.
 Correctly Enrolled: SB23-004, 090, and 241.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

		42
		43
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		45
SB23-295	by Senator(s) Roberts and Will, Bridges, Pelton B., Rich; also Representative(s) McCluskie and Catlin, Holtorf, Lukens, McCormick, McLachlan, Soper, Velasco--Concerning the creation of the Colorado river drought task force.	46
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Agriculture & Natural Resources

At the order of the President, Senators Gardner and Marchman were added to the current roll call.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

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HB23-1232	by Representative(s) McCluskie and Jodeh; also Senator(s) Roberts--Concerning clarification of the scope of the authority of the division of housing to spend money for certain types of grants.	63
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The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	25	NO	7	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	N	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	E	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

HB23-1100 by Representative(s) Ricks and Garcia, Mabrey; also Senator(s) Jaquez Lewis and Gonzales--Concerning restrictions on governmental participation in civil immigration detention.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	19	NO	13	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	E	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coleman, Cutter, Exum, Fields, Marchman, Moreno, and Winter F.

HB23-1077 by Representative(s) Willford and Garcia, Duran; also Senator(s) Winter F. and Jaquez Lewis--Concerning a requirement to obtain a patient's informed consent before performing an intimate examination of the patient under specified circumstances, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	E	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Bridges, Coleman, Cutter, Danielson, Exum, Fenberg, Gardner, Ginal, Gonzales, Hansen, Kirkmeyer, Kolker, Liston, Lundeen, Moreno, Pelton B., Pelton R., Rich, Roberts, Rodriguez, Smallwood, Sullivan, Will, and Zenzinger.

At the order of the President, Senator Buckner was added to the current roll call.

SB23-265 by Senator(s) Van Winkle; also Representative(s) Snyder--Concerning a prohibition on a regulator imposing discipline against a person based on certain activities involving marijuana.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	1	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	E	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coleman, Cutter, Danielson, Exum, Fields, Gonzales, Jaquez Lewis, Kolker, Liston, Marchman, Moreno, Rodriguez, Smallwood, Sullivan, and Winter F.

SB23-172 by Senator(s) Winter F. and Gonzales, Buckner, Cutter, Danielson, Hinrichsen, Jaquez Lewis, Marchman, Moreno, Sullivan; also Representative(s) Weissman and Bacon, deGruy Kennedy, Dickson, Epps, Froelich, Garcia, Jodeh, Kipp, Lindsay, Mabrey, Michaelson Jenet, Titone, Vigil, Willford, Woodrow--Concerning protections for Colorado workers against discriminatory employment practices, and, in connection therewith, making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Gardner was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.030) , by Senator Gardner.

Amend engrossed bill, page 12, line 12, after "EMPLOYEES;" add "AND".

Page 12, strike lines 13 through 19.

Renumber succeeding subparagraph accordingly.

Page 13, strike lines 7 through 17.

Page 16, line 22, after "**keeping -**" insert "**repository of discrimination complaints -**".

Page 17, after line 2 insert:

"(2) (a) AN EMPLOYER SHALL MAINTAIN AN ACCURATE, DESIGNATED REPOSITORY OF ALL WRITTEN OR ORAL COMPLAINTS OF DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICES, AS DESCRIBED IN SECTION 24-34-402 (1)(a), THAT INCLUDES THE DATE OF THE COMPLAINT, THE IDENTITY OF THE COMPLAINING PARTY, IF THE COMPLAINT WAS NOT MADE ANONYMOUSLY, THE IDENTITY OF THE ALLEGED PERPETRATOR, AND THE SUBSTANCE OF THE COMPLAINT.

(b) RECORDS OF COMPLAINTS IN AN EMPLOYER'S DESIGNATED REPOSITORY MAINTAINED IN ACCORDANCE WITH THIS SUBSECTION (2) ARE NOT PUBLIC RECORDS, AS DEFINED IN SECTION 24-72-202 (6), AND, FOR PURPOSES OF AN EMPLOYER THAT IS SUBJECT TO PART 2 OF ARTICLE 72 OF TITLE 24, RECORDS IN A DESIGNATED REPOSITORY ARE CONSIDERED PERSONNEL RECORDS, AS DEFINED IN SECTION 24-72-202 (4.5), AND ARE NOT OPEN TO PUBLIC INSPECTION PURSUANT TO SECTION 24-72-204 (3)(a)(II)(A). ADDITIONALLY, IN ACCORDANCE WITH SECTION 24-72-204 (3)(a)(X), ANY RECORD OF A SEXUAL HARASSMENT COMPLAINT OR INVESTIGATION IS NOT OPEN TO PUBLIC INSPECTION EXCEPT AS SPECIFIED IN SAID SECTION 24-72-204 (3)(a)(X)."

Renumber succeeding subsection accordingly.

The amendment was **passed** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	E	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	E	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

At the order of the President *pro tem*, Senators Hinrichsen and Priola were added to the current roll call.

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Coleman, Exum, Fields, Hansen, Kolker, Mullica, Priola, Roberts, and Rodriguez.

HB23-1235 by Representative(s) Sirota; also Senator(s) Buckner--Concerning technical modifications to the department of early childhood.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Coleman, Cutter, Exum, Fenberg, Fields, Gonzales, Marchman, Priola, Sullivan, Winter F., and Zenzinger.

SB23-266 by Senator(s) Priola and Jaquez Lewis; also Representative(s) Brown and Kipp--Concerning a requirement that the commissioner of agriculture designate neonicotinoid pesticides as limited-use pesticides.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Danielson, Fenberg, Hansen, Marchman, Sullivan, and Winter F.

SB23-276

by Senator(s) Fenberg; also Representative(s) Sirota--Concerning modifications to laws regarding elections, and, in connection therewith, making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, President Fenberg was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.024) by President Fenberg.

Amend engrossed bill, page 22, line 4, strike "JANUARY 1, 2025," and substitute "JULY 1, 2024,".

Page 23, line 1, strike "24-21-104.5." and substitute "24-21-104.5; EXCEPT THAT FOR THE 2024 GENERAL ELECTION, THE GENERAL ASSEMBLY SHALL APPROPRIATE TWO MILLION FIVE HUNDRED THOUSAND DOLLARS FROM THE GENERAL FUND TO THE DEPARTMENT OF STATE CASH FUND FOR THE PURPOSE OF REIMBURSING COUNTIES AS REQUIRED BY THIS SECTION.".

Page 33, line 25, strike "(c) (I)" and substitute "(4.3) (c) (I)".

Page 56, strike line 16 and substitute "except that section 52 of this act takes effect January 1, 2024, and sections 17, 18, and 27 of this act take effect July 1, 2024.".

The amendment was **passed** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	29	NO	6	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fields, Hinrichsen, Jaquez Lewis, Kirkmeyer, Priola, Sullivan, and Winter F.

Committee of the Whole On motion of Senator Gonzales, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Gonzales was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1024 by Representative(s) Gonzales-Gutierrez and Epps; also Senator(s) Exum and Van Winkle--Concerning measures to increase family resiliency through providing greater supports and protections for children placed with kin, including relatives, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate journal, April 12, page(s) 772-773, was **lost**.)

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1027 by Representative(s) Joseph and Weissman, Bradley, English, Marshall, Velasco; also Senator(s) Winter F., Marchman--Concerning family time provided pursuant to the children's code, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- CONSENT CALENDAR

On motion of Senator Gonzales, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1024, HB23-1027.

Committee of the Whole On motion of Senator Gonzales, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Gonzales was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1012 by Representative(s) Amabile; also Senator(s) Rodriguez, Simpson--Concerning issues related to juvenile competency to proceed, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1130 by Representative(s) Michaelson Jenet, Young; also Senator(s) Rodriguez, Buckner, Fields--Concerning requirements for prescription drug coverage for serious mental illness, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1002 by Representative(s) Mabrey and Jodeh; also Senator(s) Roberts--Concerning the affordability of epinephrine auto-injectors, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.

(Printed in Senate Journal, April 12, page(s) 772 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 18, page(s) 878 and placed in members' bill files.)

Amendment No. 3(L.010), by Senator Roberts.

Amend the Health and Human Services Committee Report, dated April 12, 2023, page 1, strike lines 2 through 6 and substitute:

""(4) THE COVERAGE REQUIRED BY THIS SECTION MAY BE OFFERED THROUGH A HIGH DEDUCTIBLE PLAN THAT QUALIFIES FOR A HEALTH SAVINGS ACCOUNT PURSUANT TO 26 U.S.C. SEC. 223 OF THE FEDERAL "INTERNAL REVENUE CODE OF 1986"; EXCEPT THAT A CARRIER MAY APPLY DEDUCTIBLE AMOUNTS FOR THE REQUIRED COVERAGE IF THE COVERAGE IS NOT CONSIDERED BY THE UNITED STATES DEPARTMENT OF THE TREASURY TO BE PREVENTIVE OR TO HAVE AN ACCEPTABLE DEDUCTIBLE AMOUNT."."

Page 2 of the report, strike lines 2 through 9 and substitute:

"Page 10 of the bill, strike lines 8 through 10 and substitute "RECEIPT OF THE CLAIM, EITHER:

(I) REIMBURSE THE PHARMACY IN AN AMOUNT THAT THE PHARMACY PAID FOR THE NUMBER OF EPINEPHRINE AUTO-INJECTORS DISPENSED THROUGH THE PROGRAM; OR

(II) SEND THE PHARMACY A REPLACEMENT SUPPLY OF THE SAME NUMBER OF EPINEPHRINE AUTO-INJECTORS IN AN AMOUNT EQUAL TO OR GREATER THAN THE NUMBER OF EPINEPHRINE AUTO-INJECTORS DISPENSED THROUGH THE PROGRAM PURSUANT TO SUBSECTION (6) OF THIS SECTION."."

Amendment No. 4(L.011), by Senator Roberts.

Amend reengrossed bill, page 4, strike lines 7 through 9 and substitute:

"(2) FOR HEALTH BENEFIT PLANS ISSUED OR RENEWED ON OR AFTER JANUARY 1, 2024, IF A CARRIER PROVIDES COVERAGE FOR PRESCRIPTION EPINEPHRINE AUTO-INJECTORS, THE CARRIER SHALL CAP THE TOTAL AMOUNT".

Amendment No. 5(L.012), by Senator Roberts.

Amend the Health and Human Services Committee Report, dated April 12, 2023, page 1, strike lines 2 through 6 and substitute:

""(4) THE COVERAGE REQUIRED BY THIS SECTION MAY BE OFFERED THROUGH A HIGH DEDUCTIBLE PLAN THAT QUALIFIES FOR A HEALTH SAVINGS ACCOUNT PURSUANT TO 26 U.S.C. SEC. 223 OF THE FEDERAL "INTERNAL REVENUE CODE OF 1986"; EXCEPT THAT A CARRIER MAY APPLY DEDUCTIBLE

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AMOUNTS FOR THE REQUIRED COVERAGE IF THE COVERAGE IS NOT CONSIDERED BY THE UNITED STATES DEPARTMENT OF THE TREASURY TO BE PREVENTIVE OR TO HAVE AN ACCEPTABLE DEDUCTIBLE AMOUNT."."

Page 2 of the report, strike lines 2 through 9 and substitute:

"Page 10 of the bill, strike lines 8 through 10 and substitute "RECEIPT OF THE CLAIM, EITHER:

(I) REIMBURSE THE PHARMACY IN AN AMOUNT THAT THE PHARMACY PAID FOR THE NUMBER OF EPINEPHRINE AUTO-INJECTORS DISPENSED THROUGH THE PROGRAM; OR

(II) SEND THE PHARMACY A REPLACEMENT SUPPLY OF THE SAME NUMBER OF EPINEPHRINE AUTO-INJECTORS IN AN AMOUNT EQUAL TO THE NUMBER OF EPINEPHRINE AUTO-INJECTORS DISPENSED THROUGH THE PROGRAM PURSUANT TO SUBSECTION (6) OF THIS SECTION."."

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB23-200 by Senator(s) Winter F.; also Representative(s) Froelich--Concerning the utilization of automated vehicle identification systems for increased traffic law enforcement by certain jurisdictions.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, April 6, page(s) 695-696 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 14, page(s) 831-832 and placed in members' bill files.)

Amendment No. 3(L.006), by Senator Winter.

Amend printed bill, page 3, after line 10 insert:

"(1.4) NOTHING IN THIS SECTION APPLIES TO THE USE OF AUTOMATED VEHICLE IDENTIFICATION SYSTEMS FOR THE PURPOSE OF COLLECTING TOLLS, FEES, OR CIVIL PENALTIES IN ACCORDANCE WITH PART 5 OF ARTICLE 4 OF TITLE 43 AND SECTION 43-4-808."

Page 8 of the bill, strike lines 1 through 3 and substitute:

"(VIII) FINAL ORDERS MAY BE APPEALED AS TO MATTERS OF LAW AND FACT TO THE COUNTY COURT IN THE COUNTY WHERE THE ALLEGED VIOLATION OCCURRED. THE APPEAL SHALL BE A DE NOVO HEARING."

Page 15 of the bill, line 6, after "SECTION." add "THE STATE, COUNTY, CITY AND COUNTY, OR MUNICIPALITY ISSUING THE VIOLATION SHALL DISCLOSE THE TWENTY-FIVE DOLLAR ADMINISTRATION FEE IN THE FINAL ORDER OF LIABILITY. FEES COLLECTED PURSUANT TO THIS SECTION SHALL BE TRANSMITTED TO THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO THE COLORADO DRIVES VEHICLE SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2)."

Page 17 of the bill, line 25, strike "TAKE PHOTOGRAPHS" and substitute "RETAIN DATA".

Page 18 of the bill, line 9, before "OR," insert "FOR TRANSFERRING DATA TO A NEW VENDOR OR OPERATING SYSTEM,".

Page 18 of the bill, before line 16, insert:

"SECTION 2. Effective date. This act takes effect upon passage; except that sections 42-4-110.5 (2)(a)(V)(G), (3)(a)(I), (3)(a)(II), and (3)(b), Colorado Revised Statutes, as enacted in section 1 of this act, take effect June 1, 2024."

Re-number succeeding section accordingly.

Amend the Transportation and Energy Committee Report, dated April 5, 2023, page 1, line 4, strike "MAY" and substitute "WILL".

Page 1 of the report, line 6, strike the third "THE" and substitute "A TWENTY-FIVE DOLLAR ADMINISTRATION FEE IS ADDED TO ANY UNPAID

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VIOLATION SUBJECT TO THIS SECTION."."

Page 1 of the report, strike lines 7 and 8.

Page 1 of the report, line 23, strike "PERMANENT".

Page 2 of the report, line 6, strike "OR"." and substitute "AND".

Page 2 of the report, line 9, strike "PAID; OR"." and substitute "PAID".

Page 2 of the report, line 16, strike "lines 2 and 20;" and substitute "line 20;".

Amendment No. 4(L.003), by Senator Pelton B.

Amend the Transportation & Energy Committee Report, dated April 5, 2023, page 1, after line 11, insert:

"Page 8 of the printed bill, strike lines 4 through 27.

Strike pages 9 and 10 of the bill.

Page 11 of the bill, strike lines 1 through 8.

Page 2 of the report, after line 9 insert:

"Page 15 of the bill, lines 11 and 12, strike "~~by such driver~~ INVOLVING THE MOTOR VEHICLE" and substitute "by ~~such~~ THE driver".

Page 15 of the bill, line 15, strike "~~driver~~ THE REGISTERED OWNER OF THE MOTOR VEHICLE" and substitute "THE driver".

Page 15 of the bill, lines 21 and 22, strike "~~by a driver~~ INVOLVING THE MOTOR VEHICLE," and substitute "by ~~a~~ THE driver,".

Page 15 of the bill, lines 22 and 23, strike "~~by the driver~~ INVOLVING THE MOTOR VEHICLE," and substitute "by the driver,".

Page 16 of the bill, line 17, strike "~~driver~~ REGISTERED OWNER" and substitute "driver".

Page 16 of the bill, line 22, strike "~~driver's~~ REGISTERED OWNER'S" and substitute "driver's".

Page 17 of the bill, lines 13 and 14, strike "registered owner" and substitute "~~registered owner~~ DRIVER".

Page 2 of the report, after line 14 insert:

"Strike "REGISTERED OWNER" and substitute "DRIVER", on: **Page 5**, line 21; **Page 6**, lines 7 and 16; **Page 7**, lines 3, 7, 18, 20, 23, and 27.

Amendment No. 5(L.007), by Senator Pelton B.

Amend the Transportation & Energy Committee Report, dated April 5, 2023, page 1, strike lines 22 and 23 and substitute "CODE, OR A TRAFFIC VIOLATION UNDER STATE LAW. BEFORE A COUNTY OR MUNICIPALITY DESIGNATES AN AUTOMATED VEHICLE IDENTIFICATION CORRIDOR, THE MUNICIPALITY MUST:

(A) POST A PERMANENT SIGN IN A CONSPICUOUS PLACE NOT FEWER THAN THREE HUNDRED FEET BEFORE THE BEGINNING OF THE CORRIDOR AND A PERMANENT SIGN NOT FEWER THAN THREE HUNDRED FEET BEFORE EACH CAMERA WITHIN THE CORRIDOR THEREAFTER;

(B) ILLUSTRATE, THROUGH DATA COLLECTED WITHIN THE PAST FIVE YEARS, INCIDENTS OF CRASHES, SPEEDING, RECKLESS DRIVING, OR COMMUNITY COMPLAINTS ON A STREET DESIGNATED AS AN AUTOMATED VEHICLE IDENTIFICATION CORRIDOR; AND

(C) COORDINATE BETWEEN THE LOCAL JURISDICTION, THE DEPARTMENT OF TRANSPORTATION, AND THE COLORADO STATE PATROL."."

Page 2 of the report, strike lines 1 and 2 and substitute:

"Page 14 of the printed bill, after line 16 insert:

"(IV) A COUNTY OR MUNICIPALITY IMPLEMENTING AN AUTOMATED

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VEHICLE IDENTIFICATION CORRIDOR PURSUANT TO SUBSECTION (2)(g)(I) OF THIS SECTION SHALL PUBLISH A REPORT ON ITS WEBSITE DISCLOSING THE NUMBER OF CITATIONS AND REVENUE GENERATED BY THE AUTOMATED VEHICLE IDENTIFICATION CORRIDOR."."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-259 by Senator(s) Roberts and Baisley; also Representative(s) Weinberg and Snyder-- Concerning the extension of credit for participation in limited gaming.

Amendment No. 1(L.008), by Senator Roberts.

Amend printed bill, page 5, after line 13 insert:

"(7) THE MINIMUM AMOUNT OF AN EXTENSION OF CREDIT MADE PURSUANT TO THIS SECTION IS ONE THOUSAND DOLLARS."

On a substitute amendment, Senator Sullivan moved L.004 to **SB23-259**. The amendment was **lost**.

Amendment No. 2(L.001), by Senator Roberts.

Amend printed bill, page 5, after line 13 insert:

"(7) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO ALTER THE RIGHTS OR OBLIGATIONS OF A LENDER UNDER OTHER APPLICABLE LAWS. LENDERS SHALL COMPLY WITH THE "UNIFORM CONSUMER CREDIT CODE", ARTICLES 1 TO 9 OF TITLE 5, TO THE EXTENT IT IS APPLICABLE."

Amendment No. 3(L.002), by Senator Roberts.

Amend printed bill, page 4, line 16, after "ALL" insert "CIVIL".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the General Orders -- Second Reading of Bills Calendar (HB23-1224, SB23-261, HB23-1187, and HB23-1190) of Thursday, April 20, was laid over until Friday, April 21, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Gonzales, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-200 as amended, SB23-259 as amended, HB23-1012, HB23-1130, HB23-1002 as amended.

Laid over until Friday, April 21: HB23-1224, SB23-261, HB23-1187, HB23-1190.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader , the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
WORKERS' COMPENSATION
COST CONTAINMENT BOARD

for terms expiring December 13, 2025:

Patrick Hagge of Fort Collins, Colorado, to serve as an executive with good risk management experience in the insurance industry, reappointed;

Steve Carpenter of Frederick, Colorado, to serve as an executive with good risk management experience in the insurance industry, appointed;

Tom Jensen of Gypsum, Colorado, to serve as an executive with good risk management experience in the insurance industry, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
COLORADO CIVIL RIGHTS COMMISSION

effective March 14, 2023, for terms expiring March 13, 2027:

Sergio Cordova of Littleton, Colorado, to serve as a representative of an employee association, reappointed;

Daniel Ward of Centennial, Colorado, to serve as a majority owner of a business with five to fifty employees, reappointed;

Geta Asfew of Highlands Ranch, Colorado, to serve as a majority owner of a business with more than fifty employees, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE BOARD OF ASSESSMENT APPEALS

for terms beginning June 30, 2022, expiring June 30, 2023:

Monte Mullins of Alamosa, Colorado, reappointed;

Samuel M. Forsyth of Colorado Springs, Colorado, reappointed.

Jess Ketchum of Pagosa Springs, Colorado, appointed;

for a term beginning June 30, 2022, expiring June 30, 2025:

Valerie Bartell of Longmont, Colorado, occasioned by the resignation of Ann Louesa Maricle, appointed;

for a term beginning June 30, 2022, expiring June 30, 2026:

Amy J. Williams, MAI of Hayden, Colorado, a member engaged in agriculture, reappointed.

Table with 8 columns: YES, 35, NO, 0, EXCUSED, 0, ABSENT, 0. Rows list names and their corresponding counts for each category.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Local Government & Housing

After consideration on the merits, the Committee recommends that HB23-1266 be referred to the Committee of the Whole with favorable recommendation.

Health & Human Services

The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE UNIVERSITY OF COLORADO HOSPITAL AUTHORITY BOARD OF DIRECTORS

Lynette Crow-Iverson, from the 5th Congressional District, for a term effective November 3, 2022, and continuing until May 31, 2025 (or until a successor is appointed by the Board of Regents), appointed.

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Health & Human Services The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
COLORADO HEALTHCARE AFFORDABILITY
AND SUSTAINABILITY ENTERPRISE

for a term expiring May 15, 2025:

Jon Alford of Denver, Colorado, to serve as a member employed by a safety-net hospital in Colorado, occasioned by the resignation of Barbara Carveth of Arvada, Colorado, appointed.

Health & Human Services The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
STATE BOARD OF HEALTH

effective March 2, 2023, for a term expiring March 1, 2027:

Lisa Neal-Graves of Parker, Colorado, to serve as a resident of the Fourth Congressional District, and as a Democrat, reappointed.

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **HB23-1075** be **referred** to the Committee on Appropriations with favorable recommendation.

Agriculture & Natural Resources The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
STATE AGRICULTURAL COMMISSION

for terms expiring March 1, 2027:

Kathryn Bedell of Grand Junction, Colorado, to serve as a member at large, reappointed;

Colleen Pepler of Platteville, Colorado, to serve as a member at large, reappointed;

Elena Miller-ter Kuile of La Jara, Colorado, to serve as a member of Agricultural District Three, appointed;

Harrison Topp of Hotchkiss, Colorado, to serve as a member at large, appointed;

Jeffery McCullough of Monte Vista, Colorado, to serve as a member of Agricultural District Three, appointed.

Finance After consideration on the merits, the Committee recommends that **SB23-267** be **referred** to the Committee on Appropriations with favorable recommendation.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB23-286** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 2, strike "(6)(a)(I),".

Page 3, strike lines 16 through 23.

Page 4, line 2, after "**amend**" insert "(1)(a),".

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Page 4, strike line 5 and substitute:

"24-72-203. Public records open to inspection. (1) (a) All public records shall be open for inspection by any person at reasonable times, except as provided in this part 2 or as otherwise provided by law, but the official custodian of any public records may make such rules with reference to the inspection of such records as are reasonably necessary for the protection of such records and the prevention of unnecessary interference with the regular discharge of the duties of the custodian or the custodian's office. A CUSTODIAN OF PUBLIC RECORDS SHALL NOT REQUIRE A REQUESTER TO PROVIDE THE CUSTODIAN WITH ANY FORM OF IDENTIFICATION TO REQUEST OR INSPECT RECORDS PURSUANT TO THIS PART 2.

(3.5) (a) Except".

Page 4, strike lines 15 through 17 and substitute "CUSTODIAN SHALL TRANSMIT A DIGITAL COPY OF THE PUBLIC RECORD IN THAT DIGITAL FORMAT BY ELECTRONIC COMMUNICATION OR BY ANOTHER MUTUALLY-AGREED UPON TRANSMISSION METHOD IF THE SIZE OF THE RECORD PREVENTS TRANSMISSION BY ELECTRONIC COMMUNICATION."

Page 5, strike lines 12 through 18 and substitute:

"(VII) Electronic mail COMMUNICATION addresses, TELEPHONE NUMBERS, OR HOME ADDRESSES provided by a person to an ELECTED OFFICIAL, agency, institution, or political subdivision of the state for the purposes of future electronic communications to the person from the ELECTED OFFICIAL, agency, institution, or political subdivision; and".

Page 6, line 15, strike "(6)(c) and".

Page 7, strike lines 13 through 15.

Page 7, line 21, after "PAYMENT," add "THE CUSTODIAN MAY REQUIRE A REQUESTER TO PAY ANY SERVICE CHARGE OR FEE IMPOSED BY THE PROCESSOR OF A CREDIT CARD OR ELECTRONIC PAYMENT." Alright EGH

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB23-1206** be **postponed indefinitely**.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1243** be **referred** to the Committee of the Whole with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-289** be **referred** to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1197** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **SB23-291** be **referred** to the Committee on Appropriations with favorable recommendation.

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **HB23-1036** be **referred** to the Committee on Appropriations with favorable recommendation.

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **HB23-1060** be **referred** to the Committee on Appropriations with favorable recommendation.

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Health & Human Services	After consideration on the merits, the Committee recommends that SB23-288 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	1 2 3 4 5
Health & Human Services	After consideration on the merits, the Committee recommends that HB23-1227 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation.	6 7 8 9
	Amend reengrossed bill, page 3, line 18, after "RULE." add "THE COMMISSIONER SHALL SET REGISTRATION FEES AT AMOUNTS THAT ARE COMMENSURATE WITH THE AMOUNTS OF REGISTRATION FEES ASSESSED IN OTHER STATES.".	10 11 12 13
Agriculture & Natural Resources	After consideration on the merits, the Committee recommends that SB23-275 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	14 15 16 17
	Amend printed bill, page 3, line 19, strike "volunteers, known as friend groups," and substitute "volunteers".	18 19 20 21
	Page 7, line 2, strike "MANAGEMENT".	22
	Page 7, line 4, strike "MANAGEMENT".	23
	page 7, line 14, strike "FOUR" and substitute "FIVE".	24
	Page 7, line 19, strike "AND".	25
	Page 7, line 21, strike "DESIGNEE." and substitute "DESIGNEE; AND (V) THE MINORITY LEADER OF THE SENATE OR THE MINORITY LEADER'S DESIGNEE.".	26 27 28 29 30 31 32
	Page 8, line 25, after "MADE," insert "ALL REAL PROPERTY TRANSACTIONS, THE ACREAGE OF AND A DESCRIPTION OF EACH PROPERTY TRANSACTION,".	33 34 35
	Page 10, line 24, strike "LANDOWNER." and substitute "LANDOWNER OR GRAZING RIGHTS HOLDER.".	36 37 38
	Page 10, line 26, strike "TWELVE" and substitute "FOURTEEN".	39
	Page 11, lines 4 and 5, strike "OFFICE OF ECONOMIC DEVELOPMENT AND INTERNATIONAL TRADE;" and substitute "COLORADO TOURISM OFFICE;".	40 41 42
	Page 11, line 13, strike "A REPRESENTATIVE OF A" and substitute "TWO REPRESENTATIVES OF".	43 44 45
	Page 11, strike line 14 and substitute "ORGANIZATIONS;".	46
	Page 11, line 15, strike "REPRESENTATIVE OF RESIDENTS" and substitute "RESIDENT".	47 48 49
	Page 11, line 21, strike "A REPRESENTATIVE" and substitute "TWO REPRESENTATIVES".	50 51 52
	Page 12, line 22, strike "2025." and substitute "2026.".	53
	Page 13, line 3, strike "AND".	54 55
	Page 13, lines 6 and 7, strike "FEED FACILITIES, OR WATER FACILITIES," and substitute "NATURAL FEED SOURCES, OR NATURAL WATER SOURCES,".	56 57 58
	Page 13, line 8, strike "POPULATIONS." and substitute "POPULATIONS; AND (c) COORDINATING WITH LOCAL ORGANIZATIONS ASSOCIATED WITH A HERD MANAGEMENT AREA.".	59 60 61 62 63 64
	Page 13, line 12, strike "MANAGE" and substitute "PROVIDE STATE-WIDE SUPPORT AND COORDINATION IN THE MANAGEMENT OF".	65 66 67
		68 69

Page 14, line 5, strike "AND".

Page 14, strike line 7 and substitute "PROGRAM; AND
(h) COLLABORATE WITH, COORDINATE WITH, AND SUPPORT LOCAL HERD
MANAGEMENT AREA ORGANIZATIONS IN PERFORMING FERTILITY CONTROL OR
OTHER ON-RANGE ACTIVITIES."

Page 14, lines 20 and 21, strike "FERTILITY CONTROL METHODS;" and substitute
"IMMUNOCONTRACEPTIVE FERTILITY CONTROL VACCINES;"

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB23-279** 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 4, strike "FIREARM, OR".

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB23-008, 070, 074, 085, 086, 154, 182, 214, 238, and 240;
HB23-1011, 1025, 1039, 1052, 1089, 1143, 1167, and 1183.

MESSAGE FROM THE GOVERNOR

Thursday, April 20th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-216 - Colorado Universal Preschool Program Funding
Approved on Thursday, April 20th, 2023 at 3:00 p.m.

SB23-217 - Separating Fees In Records & Reports Cash Fund
Approved on Thursday, April 20th, 2023 at 3:00 p.m.

SB23-219 - Supports To Students & Facility Schools
Approved on Thursday, April 20th, 2023 at 1:30 p.m.

SB23-221 - Healthy School Meals For All Program Fund
Approved on Thursday, April 20th, 2023 at 1:30 p.m.

SB23-222 - Medicaid Pharmacy & Outpatient Services Copayment
Approved on Thursday, April 20th, 2023 at 1:30 p.m.

SB23-226 - Extending Transitional Jobs Program
Approved on Thursday, April 20th, 2023 at 1:30 p.m.

SB23-228 - Office Of Administrative Services For Independent Agencies
Approved on Thursday, April 20th, 2023 at 3:00 p.m.

SB23-235 - DOL Funds For Unanticipated State Legal Needs
Approved on Thursday, April 20th, 2023 at 3:00 p.m.

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SB23-237 - Transfer To Water Plan Implementation Cash Fund
Approved on Thursday, April 20th, 2023 at 3:00 p.m.

SB23-243 - Gen Fund Transfers To Capital Construction Fund
Approved on Thursday, April 20th, 2023 at 3:00 p.m.

SB23-244 - Technology Accessibility Cleanup
Approved on Thursday, April 20th, 2023 at 3:00 p.m.

SB23-245 - Transfer To Revenue Loss Restoration Cash Fund
Approved on Thursday, April 20th, 2023 at 3:00 p.m.

SB23-246 - State Emergency Reserve
Approved on Thursday, April 20th, 2023 at 3:00 p.m.

Sincerely,
(signed)
Jared Polis
Governor

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Friday,
April 21, 2023.

Approved:

James Coleman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 103rd Legislative Day

 Friday, April 21, 2023

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Prayer	By Minority Leader Lundeen.	11
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Call to Order	By the President at 9:00 a.m.	13
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Roll Call	Present--33	15
	Excused--2, Bridges, Fields	16
	Excused later--3, Cutter, Smallwood, Van Winkle	17
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Quorum	The President announced a quorum present.	19
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Pledge	By Senator Gonzales.	21
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Approval of the Journal	On motion of Senator Marchman, the Journal of Thursday, April 20, 2023, was approved as corrected by the Secretary.	23
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SENATE SERVICES REPORT

Correctly Printed: SB23-295.
 Correctly Engrossed: SB23-200 and 259.
 Correctly Reengrossed: SB23-172, 265, 266, and 276.
 Correctly Revised: HB23-1002, 1012, 1024, 1027, and 1130.
 Correctly Rerevised: HB23-1077, 1100, 1232, and 1235.

COMMITTEE OF REFERENCE REPORTS

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Agriculture & Natural Resources	After consideration on the merits, the Committee recommends that SB23-201 be postponed indefinitely .	44
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Finance	After consideration on the merits, the Committee recommends that SB23-290 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	49
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	Amend printed bill, page 9, strike line 14 and substitute "THEREWITH, BUSINESS PROMOTION, OR COMMERCIAL ACTIVITY."	53
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	Page 13, line 12, strike "OR".	56
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	Page 13, line 13, strike "44." and substitute "44, OR FOR STATE OR LOCAL LAW ENFORCEMENT AGENCIES TO ACCESS RECORDS AND INFORMATION FOR OTHER STATE OR LOCAL LAW ENFORCEMENT."	58
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	Page 15, line 15, strike "TRADITIONAL" and substitute "TRADITIONAL, TRIBAL,".	62
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	Page 19, line 1, strike "INDIGENOUS" and substitute "TRIBAL OR INDIGENOUS".	64
		65
	Page 19, line 5, strike "TRADITIONAL" and substitute "TRADITIONAL, TRIBAL, OR".	66
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- Page 19, line 27, strike "EFFECT," and substitute "BENEFITS, HARMS,". 1
- Page 21, line 25, after "EXISTING" insert "AND CURRENT". 2
- Page 22, line 23, strike "**Indigenous**" and substitute "**Federally recognized American tribes and Indigenous**". 3
- Page 22, line 24, strike "AN" and substitute "THE FEDERALLY RECOGNIZED AMERICAN TRIBES AND". 4
- Page 25, lines 8 and 9, strike "DOES NOT RECEIVE REMUNERATION,". 5
- Page 40, strike line 5 and substitute "THEREWITH, BUSINESS PROMOTION, OR COMMERCIAL ACTIVITY.". 6
- Page 41, line 10, after "OF" insert "OR IMPAIRMENT FROM". 7
- Page 41, line 13, after "OF" insert "OR IMPAIRMENT FROM". 8
- Page 47, line 4, strike "TRADITIONAL" and substitute "TRADITIONAL, TRIBAL,". 9
- Page 53, line 7, strike "INSTRUCTIONS" and substitute "GUIDANCE". 10
- Page 75, line 19, after "SECTION," insert "ARTICLE 170 OF TITLE 12, OR ARTICLE 50 OF TITLE 44,". 11
- Page 78, after line 10, insert: 12
- "(11) NOTWITHSTANDING ANY OTHER LAW TO THE CONTRARY, THE OFFENSES PROVIDED FOR IN THIS SECTION DO NOT APPLY TO A PERSON POSSESSING, DISPLAYING, CULTIVATING, PURCHASING, OR SELLING A LIVING PLANT FOR ORNAMENTAL PURPOSES ONLY THAT WAS COMMONLY AND LAWFULLY SOLD PRIOR TO THE EFFECTIVE DATE OF THIS SECTION. FOR PURPOSES OF THIS SECTION, A "LIVING PLANT" DOES NOT INCLUDE MUSHROOMS OR OTHER FUNGAL MATTER." 13
- Renumber succeeding subsections accordingly. 14
- Page 78, line 27, strike "(11)(b)," and substitute "(12)(b)," 15
- Page 79, line 3, strike "(11)(b)(I)" and substitute "(12)(b)(I)". 16
- Before "INDIGENOUS" insert "THE FEDERALLY RECOGNIZED AMERICAN TRIBES AND" on **Page 4**, line 10; **Page 5**, lines 1, 7, 13, and 20; **Page 14**, line 3; **Page 23**, lines 5, 14, and 22; and **Page 50**, line 25. 17
- Before "INDIGENOUS" insert "TRIBAL AND" on: **Page 5**, line 5; **Page 22**, line 11; and **Page 23**, lines 1 and 17. 18

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

SB23-296 by Senator(s) Winter F. and Marchman; also Representative(s) Bacon--Concerning protections for students against discriminatory practices at school. Education

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

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Senate in recess. Senate reconvened.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

HJR23-1021 by Representative(s) Michaelson Jenet and Weinberg; also Senator(s) Gardner and Ginal-- Concerning the commemoration of the Holocaust.

On motion of Senator Gardner, selected portions of the resolution were read at length and **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

Senate in recess. Senate reconvened.

**THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR**

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1024 by Representative(s) Gonzales-Gutierrez and Epps; also Senator(s) Exum and Van Winkle-- Concerning measures to increase family resiliency through providing greater supports and protections for children placed with kin, including relatives, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Danielson, Gonzales, Jaquez Lewis, Marchman, and Priola.

HB23-1027 by Representative(s) Joseph and Weissman, Bradley, English, Marshall, Velasco; also Senator(s) Winter F., Marchman--Concerning family time provided pursuant to the children's code, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Gonzales, Hansen, Hinrichsen, Kolker, Moreno, and Priola.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1012 by Representative(s) Amabile; also Senator(s) Rodriguez, Simpson--Concerning issues related to juvenile competency to proceed, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	11	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coleman, Cutter, Exum, Gonzales, Moreno, and Priola.

HB23-1130 by Representative(s) Michaelson Jenet, Young; also Senator(s) Rodriguez and Kolker, Buckner, Fields--Concerning requirements for prescription drug coverage for serious mental illness, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	28	NO	5	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coleman, Cutter, Fenberg, Ginal, Gonzales, Moreno, Priola, Sullivan, Van Winkle, and Winter F.

HB23-1002 by Representative(s) Mabrey and Jodeh; also Senator(s) Roberts--Concerning the affordability of epinephrine auto-injectors, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	24	NO	9	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Ginal, Hansen, Hinrichsen, Kolker, Marchman, Moreno, Priola, Sullivan, and Winter F.

SB23-200 by Senator(s) Winter F.; also Representative(s) Froelich and Herod--Concerning the utilization of automated vehicle identification systems for increased traffic law enforcement by certain jurisdictions, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	11	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	E	Gonzales	Y	Moreno	N	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coleman, Cutter, Fenberg, Gonzales, Hansen, Marchman, and Priola.

SB23-259 by Senator(s) Roberts and Baisley; also Representative(s) Weinberg and Snyder--
Concerning the extension of credit for participation in limited gaming.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	25	NO	8	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	N	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	N	Sullivan	N
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Governor's Appointments -- Consent Calendar.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Moreno, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE
BOARD OF REAL ESTATE APPRAISERS

for a term expiring July 1, 2024:

Clinton Taylor of Lakewood, Colorado, to serve as a representative of real estate appraisers with experience in appraisal management, occasioned by the resignation of Chris Andrew Brownlee of Grand Junction, Colorado, appointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
STATE HOUSING BOARD

for terms expiring January 31, 2027:

Monique Terpstra of Mack, Colorado, to serve as a member of an advocacy group for persons with disabilities, member of the Third Congressional District, and as a member of the No Labels political party, appointed;

Nancy Jackson, PhD, of Aurora, Colorado, to serve as a member of the Sixth Congressional District and as a member of the Democratic political party, appointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
BOARD OF MORTGAGE LOAN ORIGINATORS

for a term expiring August 10, 2027:

Aaron Salladay of Colorado Springs, Colorado, to serve as a mortgage loan originator, appointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
PRIVATE OCCUPATIONAL SCHOOL BOARD

for terms expiring July 1, 2026:

Scott Cardona of Denver, Colorado to serve as a representative of the general public, who is an owner or operator of a business within Colorado that employs students who are enrolled in schools that are subject to administration by the private occupational school division, appointed;

Jessica Shay Houtz of Federal Heights, Colorado to serve as a representative of the general public, who is an owner or operator of a business within Colorado that employs students who are enrolled in schools that are subject to administration by the private occupational school division, reappointed;

Ellen Mary Wamser of Lakewood, Colorado, to serve as a representative of the general public and who is employed by a lending institution located in Colorado and is familiar with the Colorado college access network, reappointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

COMMITTEE OF REFERENCE REPORTS (cont'd)

Appropriations

After consideration on the merits, the Committee recommends that **SB23-064** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 7, line 10, strike "2027." and substitute "2030."

Page 7, strike lines 19 and 20 and substitute "SUBSECTION (1)(c); SHALL BEGIN TO OPERATE IN OTHER JUDICIAL DISTRICTS BEGINNING JULY 1, 2025; AND SHALL OPERATE IN EVERY JUDICIAL DISTRICT IN THE STATE NO LATER THAN DECEMBER 31, 2030."

Page 7, line 22, strike "2028." and substitute "2031."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-075** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, line 14, after "SECTION." add "THIS SUBSECTION (4.5)(a) DOES NOT APPLY TO CRIMINAL JUSTICE RECORDS THAT SOLELY INVOLVE TRAFFIC OFFENSES."

Page 4, after line 9 insert:

"SECTION 2. Appropriation. (1) For the 2023-24 state fiscal year, \$387,449 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:

- (a) \$337,479 for trial court programs, which amount is based on an assumption that the department will require an additional 5.6 FTE; and
- (b) \$49,970 for use by courts administration for capital outlay."

Re-number succeeding section accordingly.

Page 1, line 103, strike "PUBLIC." and substitute "PUBLIC, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-092** 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 5 insert:

"SECTION 6. Appropriation. (1) For the 2023-24 state fiscal year, \$4,516,267 General Fund is appropriated to the department of agriculture for use by the commissioner's office and administrative services. To implement this act, the office may use this appropriation as follows:

- (a) \$412,680 for personal services, which amount is based on an assumption that the office will require an additional 1.0 FTE;

- (b) \$186,665 for operating expenses;
- (c) \$3,862,422 for agrivoltaics grants; and
- (e) \$54,500 for the task force.

(2) Any money appropriated in subsection 1 of this section not expended prior to July 1, 2024, is further appropriated to the office for the same purpose until expended or June 30, 2026, whichever comes first.

(3) For the 2023-24 state fiscal year, \$30,322 General Fund is appropriated to the department of revenue. To implement this act, the department may use this appropriation as follows:

- (a) \$7,392 for use by taxations services for personal services; and
- (b) \$22,930 for tax administration IT system (GenTax) support."

Renumber succeeding section accordingly.

Page 1, line 102, strike "AGRICULTURE." and substitute "AGRICULTURE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-148** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Strike the Local Government and Housing Committee Report, dated March 9, 2023.

Strike the Finance Committee Report, dated March 28, 2023.

Amend printed bill, strike everything below the enacting clause and substitute:

"SECTION 1. In Colorado Revised Statutes, 25-18.5-103, amend (2)(a) introductory portion and (2)(a)(I) as follows:

25-18.5-103. Discovery of illegal drug laboratory - property owner - cleanup - liability. (2) (a) Except as specified in paragraph (b) of this subsection (2) SUBSECTION (2)(b) OF THIS SECTION, once a property owner has received certificates of compliance from a contractor and a consultant in accordance with section 25-18.5-102 (1)(e), or has demolished the property, or has met the clean-up standards and documentation requirements of this section as it existed before August 7, 2013, the property owner:

(I) Shall furnish copies of the certificates of compliance to the governing body AND THE DEPARTMENT; and

SECTION 2. In Colorado Revised Statutes, 25-18.5-106, add (2) as follows:

25-18.5-106. Powers and duties of department. (2) ON AND AFTER JANUARY 1, 2024, THE DEPARTMENT SHALL CREATE AND MAKE AVAILABLE TO THE PUBLIC AN ONLINE DATABASE OF ANY RESIDENTIAL REAL PROPERTY, AS DEFINED IN SECTION 38-35.7-103 (5), THAT HAS BEEN USED AS AN ILLEGAL DRUG LABORATORY THAT MANUFACTURED METHAMPHETAMINE. THE DEPARTMENT SHALL REMOVE A RESIDENTIAL REAL PROPERTY FROM THE DATABASE FIVE YEARS AFTER THE LATER DATE ON THE CERTIFICATES OF COMPLIANCE ISSUED BY A CONTRACTOR AND A CONSULTANT IN ACCORDANCE WITH SECTION 25-18.5-102 (1)(e).

SECTION 3. In Colorado Revised Statutes, add 25-18.5-110 as follows:

25-18.5-110. Reporting - rules. (1) UPON DISCOVERING AN ILLEGAL DRUG LABORATORY THAT MANUFACTURED METHAMPHETAMINE ON A RESIDENTIAL REAL PROPERTY, AS DEFINED IN SECTION 38-35.7-103 (5), A LAW ENFORCEMENT AGENCY AND A CERTIFIED INDUSTRIAL HYGIENIST SHALL NOTIFY THE DEPARTMENT OF THE FACT. THE NOTICE MUST INCLUDE THE PROPERTY'S ADDRESS, THE NAME OF THE PROPERTY OWNER, AND ANY OTHER INFORMATION REQUIRED BY RULE ADOPTED PURSUANT TO SUBSECTION (2) OF THIS SECTION.

(2) THE BOARD MAY ADOPT RULES AS NECESSARY TO SPECIFY ANY ADDITIONAL INFORMATION THAT MUST BE INCLUDED IN THE NOTICE REQUIRED BY SUBSECTION (1) OF THIS SECTION.

SECTION 4. In Colorado Revised Statutes, 38-12-505, amend (1)(b)(XI) and (1)(b)(XII); and add (1)(b)(XIII) as follows:

38-12-505. Uninhabitable residential premises. (1) A residential premises is deemed uninhabitable if:

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(b) It substantially lacks any of the following characteristics: 1
 (XI) Locks on all exterior doors and locks or security devices on 2
 windows designed to be opened that are maintained in good working order; or 3
 (XII) Compliance with all applicable building, housing, and health 4
 codes, the violation of which would constitute a condition that materially 5
 interferes with the life, health, or safety of the tenant; OR 6
 (XIII) REMEDIATION IN COMPLIANCE WITH ARTICLE 18.5 OF TITLE 25 IF 7
 THE RESIDENTIAL PREMISES WAS USED AS AN ILLEGAL DRUG LABORATORY, AS 8
 DEFINED IN SECTION 25-18.5-101 (8), THAT MANUFACTURED 9
 METHAMPHETAMINE. 10

SECTION 5. In Colorado Revised Statutes, 38-35.7-103, amend (4) 11
 and (5) as follows: 12

38-35.7-103. Disclosure - methamphetamine laboratory. (4) If the 13
 seller becomes aware that the property was an illegal METHAMPHETAMINE drug 14
 laboratory, and remediates the property in accordance with the standards 15
 established by PURSUANT TO section 25-18.5-102, ~~C.R.S.~~, and receives 16
 certificates of compliance under section 25-18.5-102 (1)(e), ~~C.R.S.~~, then: 17

(a) The seller ~~shall not be~~ IS NOT required to disclose that the property 18
 was used as a ~~methamphetamine~~ AN ILLEGAL METHAMPHETAMINE DRUG 19
 laboratory to a buyer; and 20

(b) FIVE YEARS AFTER THE LATER DATE ON THE CERTIFICATES OF 21
 COMPLIANCE ISSUED PURSUANT TO SECTION 25-18.5-102 (1)(e), the property is 22
 no longer eligible for inclusion in any government-sponsored informational 23
~~service~~ INCLUDED IN THE DATABASE listing properties that have been used for 24
~~the production of~~ AS AN ILLEGAL methamphetamine DRUG LABORATORY IN 25
 ACCORDANCE WITH SECTION 25-18.5-106 (2). 26

(5) For purposes of this section, "residential real property" OR 27
 "PROPERTY" includes a manufactured home; mobile home; condominium; 28
 townhome; home sold by the owner, a financial institution, or the federal 29
 department of housing and urban development; rental property, including an 30
 apartment; and short-term residence such as a motel or hotel. 31

SECTION 6. Appropriation. For the 2023-24 state fiscal year, 32
 \$106,798 is appropriated to the department of public health and environment 33
 for use by the hazardous materials and waste management division. This 34
 appropriation is from the general fund and is based on an assumption that the 35
 division will require an additional 1.4 FTE. To implement this act, the division 36
 may use this appropriation for program costs. 37

SECTION 7. Act subject to petition - effective date - applicability. 38

(1) This act takes effect at 12:01 a.m. on the day following the expiration of 39
 the ninety-day period after final adjournment of the general assembly; except that, 40
 if a referendum petition is filed pursuant to section 1 (3) of article V of the state 41
 constitution against this act or an item, section, or part of this act within such 42
 period, then the act, item, section, or part will not take effect unless approved 43
 by the people at the general election to be held in November 2024 and, in such 44
 case, will take effect on the date of the official declaration of the vote thereon 45
 by the governor. 46

(2) This act applies to residential properties on which an illegal 47
 methamphetamine drug laboratory has been discovered on or after the 48
 applicable effective date of this act." 49

Page 1 of the bill, line 101, strike "DRUGS." and substitute "DRUGS, AND, IN 51
 CONNECTION THEREWITH, MAKING AN APPROPRIATION." 52

Appropriations

After consideration on the merits, the Committee recommends that **SB23-198** be amended 55
 as follows, and as so amended, be referred to the Committee of the Whole with favorable 56
 recommendation. 57

Amend printed bill, page 24, after line 7 insert: 58
 59

"SECTION 4. Appropriation. (1) For the 2023-24 state fiscal year, 61
 \$276,384 is appropriated to the department of public health and environment. 62
 This appropriation is from the general fund. To implement this act, the 63
 department may use this appropriation as follows: 64

(a) \$189,420 for use by the air pollution control division for personal 65
 services related to stationary sources, which amount is based on an assumption 66
 that the division will require an additional 2.5 FTE; 67

(b) \$23,520 for use by the air pollution control division for operating expenses related to stationary sources; and

(c) \$63,444 for legal services.

(2) For the 2023-24 state fiscal year, \$63,444 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)(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 public health and environment."

Renumber succeeding sections accordingly.

Page 1, line 103, strike "TARGETS." and substitute "TARGETS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-262** 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 15 insert:

"SECTION 2. Appropriation. For the 2023-24 state fiscal year, \$50,000 is appropriated to the department of natural resources for use by the Colorado water conservation board. This appropriation is from the Colorado water conservation board construction fund created in section 37-60-121 (1)(a), C.R.S. To implement this act, the board may use this appropriation for operating expenses."

Renumber succeeding section accordingly.

Page 1, line 104, strike "BASIN." and substitute "BASIN, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-283** 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 1, strike "EIGHTY-SIX" and substitute "EIGHTY-FOUR".

Page 3, after line 24 insert:

"SECTION 3. In Colorado Revised Statutes, 23-41-104, **amend** (2) as follows:

23-41-104. Control - management. (2) The board of trustees may lease, for terms not exceeding ~~eighty~~ NINETY-NINE years, real or personal property, or both, to state or federal governmental agencies, persons, or entities, public or private, for the construction, use, operation, maintenance, and improvement of research and development facilities, health and recreation facilities, dormitories, and living, dining, and group housing buildings and facilities or for any of such purposes and to buy land and construct buildings and facilities therefor. Neither the grounds so leased nor any of the improvements constructed on the grounds shall be used in any manner that discriminates against anyone because of race, creed, color, religion, national origin, ancestry, sex, sexual orientation, gender identity, or gender expression. The board of trustees may borrow money in conjunction with the construction and leases and assist in effecting any of those purposes. Any actions taken prior to May 27, 1965, by the board of trustees consistent with any power granted in this subsection (2) are ratified and validated."

Renumber succeeding section accordingly.

Page 3, before line 25 insert:

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"SECTION Appropriation. For the 2023-24 state fiscal year, \$84,000,000 is appropriated to a department as defined by section 24-75-232 (2)(a), C.R.S., and to the office of the governor for use by a department or the office of the governor. This appropriation is from the "Infrastructure Investment and Jobs Act" cash fund created in section 24-75-232 (3), C.R.S. To implement this act, a department or the office of the governor may use this appropriation for the purposes specified in section 24-75-232 (5), C.R.S. and is based on the assumption the office will require an additional 4.8 FTE. Any money appropriated in this section not expended prior to July 1, 2024, is further appropriated to a department and the office of the governor through the 2026-27 state fiscal year for the same purpose."

Re-number succeeding section accordingly.

Page 1, line 102, strike "ACTS." and substitute "ACTS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-291** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 20, before line 10 insert:

"SECTION 7. Appropriation. (1) For the 2023-24 state fiscal year, \$1,265,551 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) \$233,630 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) \$23,385 for use by the public utilities commission for operating expenses;

(c) \$271,406 for use by the office of the utility consumer advocate for personal services, which amount is based on an assumption that the office will require an additional 2.5 FTE;

(d) \$23,385 for use by the office of the utility consumer advocate for operating expenses; and

(e) \$713,745 for the purchase of legal services.

(2) For the 2023-24 state fiscal year, \$713,745 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of regulatory agencies under subsection (1)(e) of this section and is based on an assumption that the department of law will require an additional 3.8 FTE. 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 2023-24 state fiscal year, \$142,749 is appropriated to the department of law. This appropriation is from the legal services cash fund created in section 24-31-108 (4), C.R.S., from revenue received from the Colorado energy office in the office of the governor that originates as custodial federal funds that the Colorado energy office has authority to expend. The appropriation to the department of law 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 Colorado energy office in the office of the governor."

Re-number succeeding section accordingly.

Page 1, line 102, strike "UTILITIES." and substitute "UTILITIES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1042** be referred to the Committee of the Whole with favorable recommendation.

Appropriations	After consideration on the merits, the Committee recommends that HB23-1067 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5
Appropriations	After consideration on the merits, the Committee recommends that HB23-1108 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	6 7 8 9
	Amend Senate Judiciary Committee Report, dated April 17, 2023, page 5, line 23, after "CONFLICT." add "THE WORKING GROUP MUST ALSO CONSIDER THE DATA DESCRIBED IN SUBSECTION (13)(c) OF THIS SECTION."	10 11 12 13
	Page 5, after line 23, insert:	14
	"(c) THE OFFICE OF THE STATE COURT ADMINISTRATOR SHALL PROVIDE THE FOLLOWING DATA TO THE WORKING GROUP AS SOON AS PRACTICABLE BUT NOT LATER THAN NOVEMBER 1, 2023:	15 16 17
	(I) THE NUMBER OF DOMESTIC RELATIONS CASES IN EACH JUDICIAL DISTRICT AND THE NUMBER OF DOMESTIC RELATIONS CASES AS A PERCENTAGE OF THE TOTAL NUMBER OF CASES IN EACH DISTRICT;	18 19 20
	(II) THE NUMBER OF CASES IN EACH JUDICIAL DISTRICT IN WHICH A PARTY SEEKS TO REOPEN A CLOSED DOMESTIC RELATIONS CASE; AND	21 22
	(III) THE STATUS OF REPRESENTATION FOR PARTIES IN DOMESTIC RELATIONS CASES IN EACH JUDICIAL DISTRICT, INCLUDING:	23 24
	(A) THE NUMBER OF CASES IN WHICH BOTH PARTIES WERE REPRESENTED BY COUNSEL AT THE COMMENCEMENT OF THE CASE AND THE NUMBER OF CASES IN WHICH ONLY ONE PARTY WAS REPRESENTED BY COUNSEL AT THE COMMENCEMENT OF THE CASE;	25 26 27 28
	(B) THE NUMBER OF CASES IN WHICH THERE WAS A SUBSEQUENT ENTRY OF APPEARANCE BY COUNSEL IN A CASE IN WHICH ONE OR BOTH PARTIES PROCEEDED WITHOUT REPRESENTATION BY COUNSEL AT THE COMMENCEMENT OF THE CASE;	29 30 31 32
	(C) THE NUMBER OF CASES IN WHICH THERE WAS A WITHDRAWAL BY COUNSEL; AND	33 34
	(D) THE NUMBER OF CASES IN WHICH AN ATTORNEY WAS NOT COUNSEL OF RECORD BUT PROVIDED SERVICES TO A PARTY TO THE CASE."	35 36 37
	Reletter succeeding paragraphs accordingly.	38 39
	Page 6, line 16, strike "department." and substitute "department for use by courts administration."	40 41 42
	Page 6, line 18, strike "DCJ administrative services." and substitute "general courts administration."	43 44 45 46
Appropriations	After consideration on the merits, the Committee recommends that HB23-1213 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	47 48 49 50
Appropriations	After consideration on the merits, the Committee recommends that HB23-1228 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	51 52 53 54 55
Appropriations	After consideration on the merits, the Committee recommends that HB23-1246 be referred to the Committee of the Whole with favorable recommendation.	56 57 58 59 60 61 62 63 64 65 66 67

Business, Labor, & Technology The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE BOARD OF ASSESSMENT APPEALS

for terms beginning June 30, 2022 expiring June 30, 2023:

Claudia Crane of Crestone, Colorado, reappointed;

John DeRungs of Denver, Colorado, reappointed.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-248, SB23-278, HB23-1217, HB23-1067, HB23-1213, and HB23-1228 were made Special Orders--Consent Calendar at 11:20 a.m.

Committee of the Whole The hour of 11:20 a.m. having arrived, Senator Coleman moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Coleman was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-248 by Senator(s) Rodriguez; --Concerning consumer protection in certain credit transactions.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 12, page(s) 756-758 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-278 by Senator(s) Simpson and Mullica, Hinrichsen; also Representative(s) Lindsay and Story, Catlin--Concerning a modification to the requirement that a portion of every capital construction appropriation be allocated for the acquisition of works of art.

Ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1217 by Representative(s) Froelich; also Senator(s) Fields--Concerning relief for crime victims whose motor vehicles have been towed because of the crime, and, in connection therewith, requiring the transportation legislation review committee study the issue and make legislative recommendations.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1067 by Representative(s) Young and Bradfield; also Senator(s) Cutter--Concerning creation of a family and community intervener program to support children experiencing deafblindness, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

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HB23-1213 by Representative(s) Young and Bradfield; also Senator(s) Mullica--Concerning the distribution of stop the bleed materials to schools, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1228 by Representative(s) McCluskie and Willford; also Senator(s) Zenzinger and Smallwood--Concerning nursing facility reimbursement rate setting, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS -- CONSENT CALENDAR

On motion of Senator Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-248 as amended, SB23-278, HB23-1217, HB23-1067, HB23-1213, HB23-1228.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Hansen to replace Senator Bridges as Senate conferee on the first conference committee on **SB23-220** with Senator Zenzinger, Chair, and Senator Kirkmeyer.

Committee of the Whole On motion of Senator Coleman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Coleman was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1224 by Representative(s) Brown and Jodeh; also Senator(s) Roberts--Concerning changes to the "Colorado Standardized Health Benefit Plan Act".

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 12, page(s) 773 and placed in members' bill files.)

Amendment No. 2(L.020), by Senator Roberts.

Amend the Health and Human Service Committee Report, dated April 12, 2023, page 2, strike lines 1 and 2 and substitute "PURSUANT TO SUCH SUBSECTION. THE PUBLIC HEARING IS NOT SUBJECT TO 24-4-105 EXCEPT FOR SUBSECTIONS (13), (14), AND (15) OF SUCH SECTION."

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB23-261

by Senator(s) Danielson and Exum, Buckner, Coleman, Cutter, Fenberg, Fields, Gonzales, Hinrichsen, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, Winter F.; also Representative(s) Duran and Willford, Amabile, Bacon, Boesenecker, Brown, deGruy Kennedy, Dickson, Epps, Froelich, Garcia, Gonzales-Gutierrez, Hamrick, Jodeh, Joseph, Kipp, Lieder, Lindsay, Lindstedt, Mabrey, Marshall, Martinez, Michaelson, Jenet, Ortiz, Parenti, Ricks, Sharbini, Sirota, Snyder, Titone, Valdez, Velasco, Vigil, Woodrow, Young--Concerning the creation of the direct care workforce stabilization board to develop recommendations regarding direct care workers.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 12, page(s) 758-759 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 18, page(s) 877 and placed in members' bill files.)

Amendment No. 3(L.023), by Senator Danielson.

Amend printed bill, page 10, line 11, strike "AND".

Page 10, after line 11 insert:

"(VIII) DATA AND ANALYSIS THAT THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING SHALL PROVIDE TO THE BOARD REGARDING THE DIRECT CARE WORKFORCE THAT SERVES RECIPIENTS OF THE MEDICAL ASSISTANCE PROGRAM ESTABLISHED PURSUANT TO ARTICLES 4, 5, AND 6 OF TITLE 25.5 AND CONTEXT, EXPERTISE, OR FEEDBACK THAT THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING SHALL PROVIDE TO THE BOARD, WHEN RELEVANT TO THE RECOMMENDATIONS THE BOARD IS DEVELOPING, THAT IS SPECIFIC TO THE POTENTIAL IMPACTS OF THE RECOMMENDATIONS ON THE MEDICAL ASSISTANCE PROGRAM ESTABLISHED PURSUANT TO ARTICLES 4, 5, AND 6 OF TITLE 25.5; AND".

Re-number succeeding subparagraph accordingly.

Amendment No. 4(L.026), by Senator Danielson.

Amend printed bill, page 3, line 15, strike "25.5." and substitute "25.5; EXCEPT THAT, SUCH ELIGIBLE PERSON IS A DIRECT CARE EMPLOYER FOR PURPOSES OF APPOINTMENT OF DIRECT CARE EMPLOYERS TO THE BOARD PURSUANT TO SECTION 8-7.5-103 (2)(a)(I)(B)."

Amendment No. 5(L.025), by Senator Danielson.

Amend printed bill, page 5, line 26, strike "DISABILITIES" and substitute "DISABILITIES, ONE MEMBER FROM AN ORGANIZATION REPRESENTING OLDER ADULTS,".

Amendment No. 6(L.024), by Senator Zenzinger.

Amend printed bill, page 9, after line 10 insert:

"(IV) INVESTIGATE THE ADEQUACY OF THE REIMBURSEMENT RATE AVAILABLE THROUGH THE MEDICAL ASSISTANCE PROGRAM ESTABLISHED IN ARTICLES 4, 5, AND 6 OF TITLE 25.5;".

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Renumber succeeding subparagraphs accordingly.

Page 9, after line 25 insert:

"(II) DATA CONCERNING THE REIMBURSEMENT RATE THROUGH THE MEDICAL ASSISTANCE PROGRAM ESTABLISHED IN ARTICLES 4, 5, AND 6 OF TITLE 25.5;"

Renumber succeeding subparagraphs accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1187 by Representative(s) Bacon and Amabile; also Senator(s) Gonzales and Fields--Concerning alternatives in the criminal justice system for pregnant persons.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 16, page(s) 471-472 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 18, page(s) 878-879 and placed in members' bill files.)

Amendment No. 3(L.031), by Senator Gonzales.

Amend reengrossed bill, page 6, line 11, strike "UNTIL".

Page 17, line 20, strike "UNTIL".

Amendment No. 4(L.027), by Senator Gonzales.

Amend reengrossed bill, page 11, after line 2 insert:

"(e) FOLLOWING THE HEARING CONDUCTED PURSUANT TO SUBSECTION (7)(b) OF THIS SECTION, THE COURT MAY ORDER A STAY OF EXECUTION OF THE SENTENCE FOR ANY PERIOD OF TIME THROUGH THE END OF THE PREGNANCY OR THE POSTPARTUM PERIOD. THE COURT SHALL ORDER A DATE, TIME, AND PLACE FOR THE DEFENDANT TO APPEAR TO SERVE THE SENTENCE UPON COMPLETION OF THE STAY OF EXECUTION.

(f) IF THE COURT GRANTS A STAY OF EXECUTION PURSUANT TO SUBSECTION (7)(e) OF THIS SECTION, THE COURT SHALL ORDER THE BOND AND THE CONDITIONS OF THE BOND TO REMAIN IN EFFECT UNTIL THE DATE THE PREGNANT OR POSTPARTUM DEFENDANT IS ORDERED TO START SERVING THE DEFENDANT'S SENTENCE."

Reletter succeeding paragraphs accordingly.

Page 22, after line 7 insert:

"(e) FOLLOWING THE HEARING CONDUCTED PURSUANT TO SUBSECTION (7)(b) OF THIS SECTION, THE COURT MAY ORDER A STAY OF EXECUTION OF THE SENTENCE FOR ANY PERIOD OF TIME THROUGH THE END OF THE PREGNANCY OR THE POSTPARTUM PERIOD. THE COURT SHALL ORDER A DATE, TIME, AND PLACE FOR THE JUVENILE TO APPEAR TO SERVE THE SENTENCE UPON COMPLETION OF THE STAY OF EXECUTION.

(f) IF THE COURT GRANTS A STAY OF EXECUTION PURSUANT TO SUBSECTION (7)(e) OF THIS SECTION, THE COURT SHALL ORDER THE BOND AND THE CONDITIONS OF THE BOND TO REMAIN IN EFFECT UNTIL THE DATE THE PREGNANT OR POSTPARTUM JUVENILE IS ORDERED TO START SERVING THE JUVENILE'S SENTENCE."

Reletter succeeding paragraphs accordingly.

Amendment No. 5(L.028), by Senator Gonzales.

Amend reengrossed bill, page 24, strike lines 13 through 15 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; 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 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1190 by Representative(s) Boesenecker and Sirota; also Senator(s) Winter F.--Concerning a right of first refusal to purchase qualifying multifamily residential property by a local government.

Laid over until Monday, April 24, retaining its place on the calendar.

HB23-1225 by Representative(s) deGruy Kennedy and Dickson; also Senator(s) Jaquez Lewis and Buckner--Concerning the prescription drug affordability board, and, in connection therewith, modifying the affordability review process, allowing the board to establish upper payment limits for an unlimited number of prescription drugs, clarifying which board functions are subject to judicial review, authorizing an individual to request an independent external review of a denial of a request for benefits for a prescription drug that has been withdrawn from sale or distribution in the state, and extending the repeal date of the board.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 19, page(s) 919 and placed in members' bill files.)

Amendment No. 2(L.021), by Senator Jaquez Lewis.

Amend reengrossed bill, page 3, line 16, after "(3) (c)" insert "(I)".

Page 3, after line 18 insert:

"(II) STAFF MEMBERS AND CONTRACTORS OF THE DIVISION, ON BEHALF OF THE BOARD, SHALL DISCLOSE ANY CONFLICT OF INTEREST RELATED TO A PRESCRIPTION DRUG FOR WHICH THE BOARD IS CONDUCTING AN AFFORDABILITY REVIEW OR ESTABLISHING AN UPPER PAYMENT LIMIT.

(III) NOTWITHSTANDING SUBSECTION (3)(d) OF THIS SECTION AND THE REPORTING REQUIREMENTS SET FORTH IN SECTION 10-16-1414 (1)(f), A CONFLICT OF INTEREST DISCLOSED BY A STAFF MEMBER OR BY A CONTRACTOR OF THE DIVISION, WHICH DISCLOSURE PERTAINS TO A PERSONAL ASSOCIATION, MUST REMAIN CONFIDENTIAL. THE BOARD, UPON REVIEW OF SUCH A DISCLOSURE, MAY DIRECT THE STAFF MEMBER OR CONTRACTOR TO RECUSE THEMSELVES BASED ON THE CONFLICT OF INTEREST."

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB23-274 by Senator(s) Winter F.; also Representative(s) Dickson--Concerning water quality regulation in the state, and, in connection therewith, transferring fee-setting authority to the water quality control commission and modifying the membership of the commission.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, April 19, page(s) 908-909 and placed in members' bill files.)

Amendment No. 2(L.004), by Senator Winter.

Amend printed bill, page 18, after line 26 insert:

"SECTION 12. In Colorado Revised Statutes, 24-31-101, **amend** (1)(s) and (1)(t); and **add** (1)(u) as follows:

24-31-101. Powers and duties of attorney general. (1) The attorney

general:

(s) May bring or intervene in a civil action, conduct investigations, and issue civil investigation demands pursuant to the "Colorado False Claims Act", part 12 of this article 31; and

(t) May bring a civil action to enforce section 25-7-144; AND

(u) NOTWITHSTANDING ANY OTHER PROVISIONS OF LAW, MAY, IF THE ATTORNEY GENERAL HAS CAUSE TO BELIEVE THAT A PERSON CREATES AN IMMINENT AND SUBSTANTIVE ENDANGERMENT TO THE PUBLIC HEALTH, WATER QUALITY, OR ENVIRONMENT IN VIOLATION OF STATE LAW, REQUEST A TEMPORARY RESTRAINING ORDER, PRELIMINARY INJUNCTION, PERMANENT INJUNCTION, OR ANY OTHER RELIEF NECESSARY TO PROTECT THE PUBLIC HEALTH."

Renumber succeeding sections accordingly.

Amendment No. 3(L.003), by Senator Winter.

Amend the Finance Committee Report, dated April 18, 2023, page 2, strike line 20 and substitute:

"(c) IN CONDUCTING STAKEHOLDER OUTREACH, THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT SHALL DISCUSS WITH STAKEHOLDERS THE OPTIONS FOR SETTING A CAP ON THE AMOUNT OF FEE INCREASES.

(d) THROUGH THE STAKEHOLDER PROCESS, THE".

Page 17 of the printed bill, line 24, strike "AND".

Page 17 of the bill, line 27, strike "STRUCTURE." and substitute "STRUCTURE; AND

(III) A SUMMARY OF OPTIONS FOR SETTING A CAP ON THE AMOUNT OF FEE INCREASES AND THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT'S RECOMMENDATIONS ON SETTING A CAP BASED ON STAKEHOLDER FEEDBACK."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1026 by Representative(s) English, Joseph; also Senator(s) Fields--Concerning family time for grandparents.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 19, page(s) 918-919 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1233 by Representative(s) Mauro and Valdez, Brown, Woodrow; also Senator(s) Priola and Winter F.--Concerning energy efficiency, and, in connection therewith, requiring the state electrical board to adopt rules facilitating electric vehicle charging at multifamily buildings, limiting the ability of the state electrical board to prohibit the installation of electric vehicle charging stations, forbidding private prohibitions on electric vehicle charging and parking, requiring local governments to count certain spaces served by an electric vehicle charging station for minimum parking requirements, forbidding local governments from prohibiting the installation of electric vehicle charging stations, exempting electric vehicle chargers from business personal property tax, and authorizing electric vehicle charging systems along highway rights-of-way.

Laid over until Monday, April 24, retaining its place on the calendar.

SB23-282 by Senator(s) Gardner and Gonzales; also Representative(s) Weissman and Soper-- Concerning the creation of "Jury Appreciation Day".

Ordered engrossed and placed on the calendar for third reading and final passage.

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SB23-284 by Senator(s) Bridges and Danielson; also Representative(s) Jodeh--Concerning requirements for contraception insurance coverage that increases consistent access to the contraception most suited to the individual.

Laid over until later in the day, Friday, April 21, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB23-261 by Senator(s) Danielson and Exum, Buckner, Coleman, Cutter, Fenberg, Fields, Gonzales, Hinrichsen, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, Winter F.; also Representative(s) Duran and Willford, Amabile, Bacon, Boesenecker, Brown, deGruy Kennedy, Dickson, Epps, Froelich, Garcia, Gonzales-Gutierrez, Hamrick, Jodeh, Joseph, Kipp, Lieder, Lindsay, Lindstedt, Mabrey, Marshall, Martinez, Michaelson, Jenet, Ortiz, Parenti, Ricks, Sharbini, Sirota, Snyder, Titone, Valdez, Velasco, Vigil, Woodrow, Young--Concerning the creation of the direct care workforce stabilization board to develop recommendations regarding direct care workers.

Senator Lundeen moved to amend the Report of the Committee of the Whole to show that the following amendment to SB 23-261 did pass, and that SB 23-261, as amended, did pass.

Amend printed bill, page 11, line 1, strike "board" and substitute "department".

Page 11, line 2, after "board." add "If the board engages in any outreach to direct care workers or direct care consumers, the board must include a disclosure that any information provided by a direct care worker or direct care consumer is public."

Page 11, line 15, strike "enlist assistance from the" and substitute "request that the department".

Page 11, strike lines 16 through 19.

Page 11, line 25, strike "board" and substitute "department".

Page 12, line 1, strike "A department or other entity".

Page 12, strike lines 2 through 4 and substitute "As part of the option included in the notice, the department shall include a disclosure that any information provided by a direct care worker or direct care consumer is public."

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	11	NO	20	EXCUSED	4	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	E	Gonzales	N	Moreno	N	Smallwood	E
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	E	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator Will moved to amend the Report of the Committee of the Whole to show that the following Will floor amendment, (L.028) to SB 23-261, did pass.

Amend printed bill, page 9, after line 10 insert:

"(IV) Investigate current barriers to higher wages and benefits and improved working conditions for direct care workers, including inadequate reimbursement through the medical assistance program established in articles 4, 5, and 6 of title 25.5; the ability of the market to support higher cash pay rates; the high costs of doing business, including high overhead costs, the costs of workers' compensation, liability, and unemployment insurance, and regulatory compliance costs; and the long-term viability of the direct care industry, with careful consideration given to the viability of the direct care industry in rural areas of the state;"

Renumber succeeding subparagraphs accordingly.

Page 9, after line 25 insert:

"(II) Data concerning current barriers to higher wages and benefits and improved working conditions for direct care workers, including inadequate reimbursement through the medical assistance program established in articles 4, 5, and 6 of title 25.5; the ability of the market to support higher cash pay rates; the high costs of doing business, including high overhead costs, the costs of workers' compensation, liability, and unemployment insurance, and regulatory compliance costs; and the long-term viability of the direct care industry, including the viability of the direct care industry in rural areas of the state;"

Renumber succeeding subparagraphs accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	11	NO	20	EXCUSED	4	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	E	Gonzales	N	Moreno	N	Smallwood	E
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	E	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

HB23-1225 by Representative(s) deGruy Kennedy and Dickson; also Senator(s) Jaquez Lewis and Buckner--Concerning the prescription drug affordability board, and, in connection therewith, modifying the affordability review process, allowing the board to establish upper payment limits for an unlimited number of prescription drugs, clarifying which board functions are subject to judicial review, authorizing an individual to request an independent external review of a denial of a request for benefits for a prescription drug that has been withdrawn from sale or distribution in the state, and extending the repeal date of the board.

Senator Kirkmeyer moved to amend the Report of the Committee of the Whole to show that the following Simpson floor amendment, (L.022) to HB 23-1225, did pass.

Amend reengrossed bill, page 8, strike lines 13 through 18.

Renumber succeeding sections accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	13	NO	18	EXCUSED	4	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	N	Simpson	Y
Bridges	E	Gonzales	N	Moreno	N	Smallwood	E
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Majority Leader Moreno, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	31	NO	0	EXCUSED	4	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-261 as amended, SB23-274 as amended, SB23-282, HB23-1224, HB23-1187 as amended, HB23-1225 as amended, HB23-1026 as amended
 Laid over until later in the day, Friday, April 21: SB23-284.
 Laid over until Monday, April 24: HB23-1190, HB23-1233.

Committee of the Whole On motion of Senator Hinrichsen, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Hinrichsen was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-284 by Senator(s) Bridges and Danielson; also Representative(s) Jodeh--Concerning requirements for contraception insurance coverage that increases consistent access to the contraception most suited to the individual.

Amendment No. 1(L.002), by Senator Danielson.

Amend printed bill, page 3, lines 8 and 9, strike "WHICH CONTRACEPTION MUST BE".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	31	NO	0	EXCUSED	4	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	E	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-284 as amended.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-064, SB23-075, SB23-092, SB23-148, SB23-198, SB23-262, HB23-1042, and HB23-1108 were made Special Orders at 5:42 p.m.

Committee of the Whole

The hour of 5:42 p.m. having arrived, Senator Hinrichsen moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Hinrichsen was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-148 by Senator(s) Cutter; --Concerning property used to illegally manufacture drugs.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, March 10, page(s) 408-410 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, March 29, page(s) 598 and placed in members' bill files.)

Amendment No. 3, Appropriations Committee Amendment.
(Printed in Senate Journal, April 21, page(s) 997-998 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-064 by Senator(s) Gardner and Ginal; also Representative(s) Snyder--Concerning the office of public guardianship.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 7, page(s) 163 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 21, page(s) 996 and placed in members' bill files.)

Amendment No. 3(L.006), by Senator Gardner.

Amend printed bill, page 5, line 16, after "RESIDENCY;" insert "DISABILITY;".

Page 7, line 4, strike "(1.5)" and substitute "(1.5), (4.5)".

Page 11, after line 25 insert:

"(4.5) NO LATER THAN JUNE 30, 2030, BUT NO EARLIER THAN JULY 1, 2027, THE STATE AUDITOR SHALL CONDUCT OR CAUSE TO BE CONDUCTED A PERFORMANCE AUDIT OF THE OFFICE."

Amendment No. 4(L.005), by Senator Gardner.

Amend printed bill, page 7, strike line 4 and substitute "and (5); **repeal** (6); and **add** (1.5), (6.5), (6.7), and (7) as follows:".

Page 8, line 1, strike "SUBSECTION (6) OF".

Page 12, line 8, strike "(a)".

Page 12, line 14, strike "~~adult~~. THE" and substitute "~~adult~~.
(6.5) (a) THE".

Page 13, after line 17 insert:

"(6.7) (a) THE OFFICE IS AN INCLUDED AGENCY FOR THE PURPOSES OF ARTICLE 100 OF THIS TITLE 13 AND RECEIVES ADMINISTRATIVE AND FISCAL SUPPORT SERVICES FROM THE OFFICE OF ADMINISTRATIVE SERVICES FOR INDEPENDENT AGENCIES. THE OFFICE AND JUDICIAL DEPARTMENT SHALL OPERATE PURSUANT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE OFFICE AND THE JUDICIAL DEPARTMENT IN EFFECT ON THE DAY BEFORE THE EFFECTIVE DATE OF THIS SUBSECTION (6.7) UNTIL THE OFFICE BEGINS RECEIVING ADMINISTRATIVE AND FISCAL SUPPORT SERVICES FROM THE OFFICE OF ADMINISTRATIVE SERVICES FOR INDEPENDENT AGENCIES. THE OFFICE AND JUDICIAL DEPARTMENT MAY AMEND THE EXISTING MEMORANDUM OF UNDERSTANDING."

Page 16, after line 10 insert:

"SECTION 11. Effective date. (1) Except as otherwise provided in this section, this act takes effect upon passage.

(2) Section 13-94-105 (6.5), Colorado Revised Statutes, enacted in section 5 of this act, takes effect only if Senate Bill 23-228 does not become law.

(3) Section 13-94-105 (6.7), Colorado Revised Statutes, enacted in section 5 of this act, takes effect only if Senate Bill 23-228 becomes law, in which case section 13-94-105 (6.7) takes effect on the effective date of this act or Senate Bill 23-228, whichever is later."

Renumber succeeding section accordingly.

Strike "(6)(a)" and substitute "(6.5)(a)" on: **Page 12**, line 18; and **Page 13**, line 15.

Strike "(6)(b)" and substitute "(6.5)(b)" on: **Page 13**, lines 13 and 16.

Amendment No. 5(L.008), by Senator Gardner.

Amend printed bill, page 14, strike lines 20 through 23 and substitute:

"SECTION 8. In Colorado Revised Statutes, **amend** 13-94-108 as follows:

13-94-108. Office of public guardianship cash fund - created - gifts, grants, and donations. (1) The office of public guardianship cash fund, referred to in this section as the "fund", is created in the state treasury. The fund consists of any money ~~that the office receives from gifts, grants, or donations; as well as any other money~~ appropriated to the fund by the general assembly.

(2) The money in the fund is annually appropriated to the judicial".

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Page 15, after line 3, insert:

"(3) The office may seek, and accept, AND EXPEND gifts, grants, or donations from private or public sources for the purposes of this article 94; except that the office may not accept a gift, grant, or donation that is subject to conditions that are inconsistent with this article 94 or any other law of the state. ~~The office shall transmit all private and public money received through gifts, grants, or donations to the state treasurer, who shall credit the same to the fund.~~".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-075 by Senator(s) Fields and Exum; also Representative(s) Ricks--Concerning the deletion of children's identifying information from criminal justice records released to the public.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 14, page(s) 218-219 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 21, page(s) 996 and placed in members' bill files.)

Amendment No. 3(L.007), by Senator Gardner.

Amend printed bill, page 4, after line 9 insert:

"SECTION 2. In Colorado Revised Statutes, 24-4.1-302, **add** (2)(a.3) 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:

(a.3) ANY HEARING FOR THE DISCLOSURE OF THE NAME AND IDENTIFYING INFORMATION OF A CHILD VICTIM OR CHILD WITNESS PURSUANT TO SECTION 24-72-304 (4.5)(a.5).

SECTION 3. In Colorado Revised Statutes, 24-4.1-302.5, **add** (1)(d)(I.5) as follows:

24-4.1-302.5. Rights afforded to victims - definitions. (1) In order to preserve and protect a victim's rights to justice and due process, each victim of a crime has the following rights:

(d) The right to be heard at any court proceeding:

(I.5) INVOLVING A HEARING FOR THE DISCLOSURE OF THE NAME AND IDENTIFYING INFORMATION OF A CHILD VICTIM OR CHILD WITNESS PURSUANT TO SECTION 24-72-304 (4.5)(a.5).

SECTION 4. In Colorado Revised Statutes, 24-4.1-303, **add** (11)(b.3) as follows:

24-4.1-303. Procedures for ensuring rights of victims of crimes.

(11) The district attorney shall inform a victim of the following:

(b.3) ANY HEARING FOR THE DISCLOSURE OF THE NAME AND IDENTIFYING INFORMATION OF A CHILD VICTIM OR CHILD WITNESS PURSUANT TO SECTION 24-72-304 (4.5)(a.5)."

Renumber succeeding section accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-092 by Senator(s) Simpson and Hansen; also Representative(s) McCormick and Soper-- Concerning opportunities for voluntary emission reductions in agriculture.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, April 14, page(s) 841-845 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 21, page(s) 996-997 and placed in members' bill files.)

Amendment No. 3(L.012), by Senator Hansen.

Amend the Agriculture and Natural Resources Committee Report, dated April 13, 2023, page 3, after line 1 insert:

"(b) THE TASK FORCE MUST INCLUDE ONE OR MORE REPRESENTATIVES OF EACH OF THE FOLLOWING:

- (I) AGRICULTURAL PRODUCERS AND AGRICULTURAL ASSOCIATIONS;
- (II) UTILITIES;
- (III) DEVELOPERS, OWNERS, OPERATORS, OR OTHER BUSINESSES CRITICAL TO THE CREATION OR MANAGEMENT OF SOLAR ENERGY FACILITIES;
- (IV) A RESEARCH INSTITUTION OR NATIONAL LAB, LOCATED IN THE STATE, THAT HAS AGRIVOLTAIC EXPERIENCE;
- (V) ENVIRONMENTAL ADVOCACY ORGANIZATIONS IN THE STATE; AND
- (VI) INDEPENDENT POWER PRODUCERS."

Reletter succeeding paragraph accordingly.

Amendment No. 4(L.013), by Senator Hansen.

Amend the Agriculture and Natural Resources Committee Report, dated April 13, 2023, page 6, strike lines 6 through 38.

Page 7, strike lines 1 to 6 and substitute:

""SECTION 7. In Colorado Revised Statutes, 39-27-102.5, **add** (11) as follows:

39-27-102.5. Exemptions on tax imposed - ex-tax purchases - definitions - repeal. (11) (a) AS USED IN THIS SUBSECTION (11), UNLESS THE CONTEXT OTHERWISE REQUIRES:

(I) "BIODIESEL" MEANS A FUEL COMPRISED OF MONO-ALKYL ESTERS OF LONG-CHAIN FATTY ACIDS GENERALLY DERIVED FROM VEGETABLE OILS OR ANIMALFATS, DESIGNATED AS B100, AND MEETS THE REQUIREMENTS OF ASTM D6751, WHICH IS THE "STANDARD SPECIFICATION FOR BIODIESEL FUEL BLEND STOCK (B100) FOR MIDDLE DISTILLATE FUELS".

(II) "RENEWABLE DIESEL" MEANS A HYDROCARBON DIESEL VEHICLE FUEL PRODUCED FROM NONPETROLEUM RENEWABLE RESOURCES SUCH AS VEGETABLE OILS, INCLUDING SOY, CORN, AND CANOLA, ANIMAL OR POULTRY FAT, USED COOKING OIL, MUNICIPAL SOLID WASTE, AND WASTEWATER SLUDGE AND OILS. "RENEWABLE DIESEL" MEETS OR EXCEEDS ALL MINIMUM STANDARDS SET FORTH IN ASTM D975, WHICH IS THE "STANDARD SPECIFICATION FOR DIESEL FUEL". "RENEWABLE DIESEL" IS NOT BIODIESEL.

(b) (I) ON AND AFTER JANUARY 1, 2024, THROUGH DECEMBER 31, 2029, BIODIESEL AND RENEWABLE DIESEL BLENDS IN AMOUNTS OF FIVE PERCENT (B5) BIODIESEL OR RENEWABLE DIESEL OR GREATER ARE EXEMPT FROM THE EXCISE TAX IMPOSED PURSUANT TO THIS PART 1. IN THE CASE OF A BLENDED SPECIAL FUEL THAT CONTAINS BIODIESEL OR RENEWABLE DIESEL, THE TAX IMPOSED UNDER SECTION 39-27-102 (1)(a)(II)(B) IS REDUCED BY THE PROPORTION THAT THE GALLONS OF BIODIESEL OR RENEWABLE DIESEL BEAR TO THE TOTAL GALLONS OF BLENDED SPECIAL FUEL."

Page 7, line 7, strike "(b)" and substitute "(II)".

Page 7, strike line 10 and substitute "(11)(b)".

Page 7, line 11, strike "(3) (a)" and substitute "(c) (I)".

Page 7, strike lines 16 and 17 and substitute:

- "(II) A SALES INVOICE MUST:
- (A) IDENTIFY A BIODIESEL, RENEWABLE DIESEL, BIODIESEL BLEND,".

Page 7, strike lines 23 through 31 and substitute:

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"(B) LIST THE VOLUME IN GALLONS, ROUNDED TO THE NEAREST WHOLE GALLON, OR THE PERCENTAGE, ROUNDED TO THE NEAREST WHOLE PERCENTAGE, OF THE BIODIESEL OR RENEWABLE DIESEL OR TAXABLE PETROLEUM-BASED DIESEL FUEL CONTAINED IN THE BLENDED SPECIAL FUEL PRODUCT.

(C) INCLUDE THE AMOUNT OF TAX PER GALLON THAT APPLIES TO THE BIODIESEL BLEND OR RENEWABLE DIESEL BLEND.

(d) (I) A BLENDER MUST PROVIDE TO A PURCHASER OF BIODIESEL,"

Page 7, line 35, strike "(3)(b)" and substitute "(11)(c)(II)".

Page 7, strike lines 37 through 42 and substitute:

"(A) THE NAME OF THE SELLER;

(B) THE NAME OF THE PURCHASER; AND

(C) THE DATE OF TRANSFER OF THE BLENDED SPECIAL FUEL PRODUCT.

(II) ANY PERSON CLAIMING THE TAX EXEMPTION PURSUANT TO SUBSECTION (11)(b) OF THIS SECTION MUST MAINTAINS THE CERTIFICATION".

Page 8, strike line 2 and substitute:

"FOUR YEARS.

(e) ON OR BEFORE SEPTEMBER 15, 2024, AND ON OR BEFORE SEPTEMBER 15 FOR EACH YEAR THEREAFTER THROUGH 2029, THE DEPARTMENT SHALL REPORT TO THE STATE TREASURER ON THE AMOUNT OF SPECIAL FUEL TAX REVENUE LOST DUE TO THE TAX EXEMPTION SET FORTH IN THIS SUBSECTION (11) IN THE PREVIOUS STATE FISCAL YEAR.

(f) THIS SUBSECTION (11) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2030.

SECTION 8. In Colorado Revised Statutes, 24-75-219, **add** (7)(i) as follows:

24-75-219. Transfers - transportation - capital construction - definitions - repeal. (7) In addition to any other transfers required by this section:

(i) (I) ON OCTOBER 1, 2024, AND ON OCTOBER 1 OF EACH YEAR THEREAFTER THROUGH 2029, THE STATE TREASURER SHALL TRANSFER FROM THE GENERAL FUND TO THE HIGHWAY USERS TAX FUND, CREATED IN SECTION 43-4-201, THE AMOUNT OF MONEY THAT THE DEPARTMENT OF REVENUE REPORTS TO THE STATE TREASURER PURSUANT TO SECTION 39-27-102.5 (11)(e).

(II) THIS SUBSECTION (7)(i) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2030.

SECTION 9. In Colorado Revised Statutes, 43-4-205, **amend** (6.7) as follows:

43-4-205. Allocation of fund. (6.7) Money transferred from the general fund to the highway users tax fund pursuant to section 24-75-219 (5)(b.5) AND (7)(i) must be allocated and expended in accordance with the formula specified in subsection (6)(b) of this section."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-198 by Senator(s) Winter F.; also Representative(s) Weissman--Concerning the verification of clean energy plans to ensure that the plans achieve the state's greenhouse gas emission reduction targets.

Amendment No. 1, Transportation & Energy Committee Amendment.

(Printed in Senate Journal, April 6, page(s) 696-699 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 21, page(s) 998-999 and placed in members' bill files.)

Amendment No. 3(L.008), by Senator Winter.

Amend printed bill, page 15, line 24, strike "AFTER JANUARY 1, 2021," and substitute "ON OR AFTER DECEMBER 1, 2020,".

Page 20, after line 23 insert:

"(G) A WHOLESale POWER MARKETER THAT SUPPLIES ELECTRICITy TO ANY ENTITY SHALL, UPON THE REQUEST OF THE ENTITY, PROVIDE ANY EMISSIONS DATA IN ITS POSSESSION RELATING TO THE ENTITY THAT IS NECESSARY FOR THE ENTITY TO DEVELOP AND SUBMIT A CLEAN ENERGY PLAN TO THE DIVISION. IN COMPLYING WITH THIS SUBSECTION (1)(e)(VIII.7)(G), A PERSON MAY WITHHOLD ANY PROPRIETARY OR CONFIDENTIAL INFORMATION OR TRADE SECRETS. IF THE WHOLESale POWER MARKETER DOES NOT POSSESS THE EMISSIONS DATA, THE ENTITY SHALL DISCLOSE IN ITS CLEAN ENERGY PLAN THAT THE ENTITY DOES NOT POSSESS THE EMISSIONS DATA AND SHALL NOT BE PENALIZED FOR THE UNAVAILABILITY OF THE EMISSIONS DATA. IF THE EMISSIONS DATA IS UNAVAILABLE, THE ENTITY FILING THE CLEAN ENERGY PLAN SHALL MAKE A REASONABLE ESTIMATE OF EMISSIONS."

Amendment No. 4(L.009), by Senator Winter.

Amend the Transportation and Energy Committee Report, dated April 5, 2023, page 3, strike lines 4 through 8 and substitute:

"Page 18, strike lines 25 and 26 and substitute "PRODUCER, ANY ENTITY FOR WHICH ALL OF ITS GREENHOUSE GAS EMISSIONS ARE INCLUDED IN ANOTHER ENTITY'S CLEAN ENERGY PLAN OR PLAN PURSUANT TO SUBSECTION (1)(e)(VIII)(I) OF THIS SECTION, ANY ENTITY THAT SUPPLIES CAPACITY OR ENERGY TO ELECTRIC UTILITIES LOCATED IN THE STATE SOLELY THROUGH AN ORGANIZED MARKET THAT ELECTRIC UTILITIES IN THE STATE CAN PARTICIPATE IN, AND ANY ENTITY THAT IS REQUIRED BY ANOTHER PROVISION OF THIS SECTION TO FILE A CLEAN ENERGY PLAN OR HAS VOLUNTARILY FILED A CLEAN ENERGY PLAN."."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-262 by Senator(s) Priola; also Representative(s) Ricks and Soper--Concerning requiring the Colorado water conservation board to study the feasibility of water desalination as a potential contributing solution to the crisis of water scarcity in the Colorado river basin.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, April 21, page(s) 999 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1108 by Representative(s) Duran and Evans; also Senator(s) Hansen and Gardner--Concerning the creation of a task force to study victim and survivor awareness and responsiveness training requirements for judicial personnel, and, in connection therewith, making an appropriation.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, April 17, page(s) 867-870 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 21, page(s) 1001 and placed in members' bill files.)

Amendment No. 3(L.011), by Senator Hansen.

Amend Senate Judiciary Committee Report, dated April 17, 2023, page 5, line 32, strike "FAMILY LAW SECTION OF THE".

Page 5, line 33, after "TWO" insert "FAMILY LAW".

Page 5, lines 34 and 35, strike "EXECUTIVE COUNCIL OF THE FAMILY LAW SECTION OF THE".

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Amendment No. 4(L.009), by Senator Gardner.

Amend the Senate Judiciary Committee Report, dated April 17, 2023, page 6, line 2, strike "REQUIREMENTS" and substitute "STANDARDS".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1042 by Representative(s) Bacon and Sharbini; also Senator(s) Gonzales--Concerning narrowing admissibility standards for juvenile statements to protect the voluntariness of such statements, and, in connection therewith, making an appropriation.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, April 18, page(s) 886 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB23-1042 by Representative(s) Bacon and Sharbini; also Senator(s) Gonzales--Concerning narrowing admissibility standards for juvenile statements to protect the voluntariness of such statements, and, in connection therewith, making an appropriation.

Senator Gardner moved to amend the Report of the Committee of the Whole to show that the following Gardner floor amendment, (L.021) to HB 23-1042, did pass.

Amend reengrossed bill, page 3, after line 12 insert:

"(d) This subsection (8) does not apply to statements or admissions made during a public safety emergency or to protect a person from an imminent threat of death or serious bodily injury or in furtherance of an investigation into a missing person."

Reletter succeeding paragraph accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	12	NO	18	EXCUSED	5	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	N	Simpson	Y
Bridges	E	Gonzales	N	Moreno	N	Smallwood	E
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	E
Cutter	E	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	E	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	30	NO	0	EXCUSED	5	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	E	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	E
Cutter	E	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-148 as amended, SB23-064 as amended, SB23-075 as amended, SB23-092 as amended, SB23-198 as amended, SB23-262 as amended, HB23-1108 as amended, HB23-1042 as amended

MESSAGE FROM THE HOUSE

April 21, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1267, 1076, 1138, 1174, amended as printed in House Journal, April 18, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1252 and 1288, amended as printed in House Journal, April 19, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1274.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-039, 151, 012, 017, amended as printed in House Journal, April 19, 2023.

The House has passed on Third Reading and returns herewith SB23-206, 204, and 099.

The House has adopted the First Report of the Second Conference Committee on HB23-1101, as printed in House Journal, April 17, 2023, and has repassed the bill as amended.

MESSAGE FROM THE REVISOR OF STATUTES

April 21, 2023
We herewith transmit:

Without comment, HB23-1274.
Without comment, as amended, HB23-1076, 1138, 1174, 1252, 1267, and 1288.
Without comment, as amended, SB23-012, 017, 039, and 151.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Friday, April 21, 2023, at 10:12 A.M.:
SB23-008, 070, 074, 085, 086, 154, 182, 214, 238, and 240.

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB23-028

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 SB23-028, concerning
the penalty for committing any of certain offenses involving the operation of a
commercial vehicle, has met and reports that it has agreed upon the following:

That the Senate accede to the House amendments made to the bill and
that the rerevised bill be adopted without change.

Respectfully submitted,

Senate Committee:
(signed)
Julie Gonzales, Chair
Nick Hinrichsen

House Committee:
(signed)
Elisabeth Epps, Chair
Emily Sirota
Mike Weissman

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB23-220

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 SB23-220, concerning
the use of money previously allocated for public schools, and, in connection
therewith, reducing an appropriation, 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, with the following changes:

Amend reengrossed bill, page 3, strike line 18 and substitute: "(2)(g); and **add**
(2)(i) as follows:".

Page 3, after line 26, insert:

"(2) (i) ON JUNE 1, 2023, THE STATE TREASURER SHALL TRANSFER
FIFTEEN MILLION DOLLARS FROM THE STATE EDUCATION FUND TO THE
ASSISTANCE FUND."

2. That, under the authority granted the committee to consider matters
not at issue between the two houses, the following amendments be
recommended:

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Amend reengrossed bill, page 2, after line 1, add:

"SECTION 1. Legislative Declaration. (1) Due to exceptional, unanticipated construction inflation caused by the COVID-19 pandemic and supply chain disruptions, some school districts that were awarded capital construction assistance grants by the capital construction assistance board for capital construction projects during the 2020-2021, 2021-2022, and 2022-2023 fiscal year award cycles have been unable to complete the projects as planned;

(2) Because of unanticipated construction inflation, the previously allocated capital construction assistance grants do not have the same purchasing power as expected at the time of the awards; and

(3) Therefore, the General Assembly finds, determines, and declares that one-time supplemental funding should be provided to assist some grantee school districts in completing projects that have already been approved by the capital construction assistance board, state board of education, and capital development committee for fiscal years 2020-2021, 2021-2022, and 2022-2023 that are facing unanticipated construction inflation pressure and related cost overruns."

Renumber succeeding sections accordingly.

Page 2, line 3, strike "(15)(a)(I)" and substitute "(9)(a)(III), (9)(a)(V), (9)(b)(III), (9)(b)(V), and (15)(a)(I); **repeal** (9)(a)(VI) and (9)(b)(VI); and **add** (9.5)".

Page 2, line 7, after "**repeal.**" insert:

"(9) Except as otherwise provided in subsections (10) and (15) of this section, the board may recommend and the state board may approve financial assistance that does not involve a financed purchase of an asset or certificate of participation agreement for or recommend to the capital development committee the approval of financial assistance that involves a financed purchase of an asset or certificate of participation agreement for a public school facility capital construction project only if the applicant provides matching money in an amount equal to a percentage of the total financing for the project determined by the board after consideration of the applicant's financial capacity, as determined by the following factors:

(a) With respect to a school district's application for financial assistance:

(III) The ~~school district's bond redemption fund mill levy~~ TOTAL DOLLAR AMOUNT OF ALL SCHOOL DISTRICT MILLS, PER CAPITA, relative to the statewide average;

(V) The school district's current available bond capacity remaining;

AND

~~(VI) The school district's unreserved fund balance as a percentage of its annual budget; and~~

(b) With respect to a board of cooperative services' application for financial assistance:

(III) The average ~~bond redemption fund mill levy~~ TOTAL DOLLAR AMOUNT OF ALL SCHOOL DISTRICT MILLS, PER CAPITA, of all members of the board of cooperative services participating in the capital construction project relative to the statewide average;

(V) The average available bond capacity remaining of all members of the board of cooperative services participating in the capital construction project; AND

~~(VI) The average unreserved fund balance as a percentage of the annual budget of all members of the board of cooperative services participating in the capital construction project; and~~

(9.5) (a) FOR THE 2023-24 STATE FISCAL YEAR, THE BOARD SHALL ALLOCATE FORTY NINE MILLION SEVEN HUNDRED FIVE THOUSAND TWO HUNDRED TWENTY DOLLARS OF THE ANNUAL APPROPRIATION FOR PUBLIC SCHOOL CAPITAL CONSTRUCTION ASSISTANCE BOARD CASH GRANTS FOR THE PURPOSE OF FUNDING SUPPLEMENTAL GRANTS RELATED SOLELY TO COST OVERRUNS IN PROJECTS APPROVED PURSUANT TO THIS PART 1 THAT ARE CAUSED BY COVID-19 PANDEMIC-RELATED INFLATIONARY PRESSURES AND SUPPLY CHAIN DISRUPTIONS. THIS FUNDING IS AVAILABLE FOR SUPPLEMENTAL GRANTS THAT ARE REQUESTED THROUGH THE REGULAR 2023-24 GRANT CYCLE. ANY MONEY REMAINING FOR SUPPLEMENTAL GRANTS AFTER AWARDS FOR

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SUPPLEMENTAL GRANTS ARE MADE DURING THE REGULAR GRANT CYCLE SHALL BE AVAILABLE FOR A SECOND 2023-24 SUPPLEMENTAL GRANT CYCLE DESCRIBED IN SUBSECTION (9.5)(b) OF THIS SECTION. NOTWITHSTANDING OTHER DEADLINES IN THIS SECTION TO THE CONTRARY, THE SECOND GRANT CYCLE MUST PROVIDE FOR ADDITIONAL REQUESTS FOLLOWING THE TIMELINES AND REQUIREMENTS ESTABLISHED BY THE BOARD AND SUBJECT TO SUBSECTIONS (9.5)(b) AND (9.5)(c) OF THIS SECTION. ANY MONEY REMAINING AFTER THE SUPPLEMENTAL GRANTS ARE AWARDED IN THE SECOND 2023-24 GRANT CYCLE MUST BE AWARDED TO FUND NEW PROJECTS UNDER THIS PART 1 THAT WERE NOT AWARDED FUNDING IN THE INITIAL GRANT ROUND CONDUCTED PURSUANT TO SUBSECTION (7)(a) OF THIS SECTION.

(b) ENTITIES THAT WERE AWARDED CAPITAL CONSTRUCTION ASSISTANCE GRANTS FOR FISCAL YEAR 2020-21 OR FISCAL YEAR 2021-22 THAT HAVE NOT BEEN ABLE TO COMPLETE THEIR PROJECTS AS PLANNED DUE TO INFLATION AND FOR WHOM INFLATIONARY NEEDS WERE NOT ADEQUATELY ADDRESSED THROUGH SUPPLEMENTAL GRANTS AWARDED IN THE FISCAL YEAR 2022-23 AWARD CYCLE ARE ELIGIBLE TO APPLY THROUGH JUNE 15, 2023, FOR FUNDING THROUGH THE SECOND 2023-24 FISCAL YEAR GRANT CYCLE. THE BOARD SHALL DETERMINE THE REQUIREMENTS OF THE SUPPLEMENTAL GRANT PROCESS FOR SUPPLEMENTAL PROJECTS AND DETERMINE AWARDS NO LATER THAN AUGUST 17, 2023. SUPPLEMENTAL GRANT REQUESTS MUST BE SUBMITTED ON AN APPLICATION PROVIDED BY THE DIVISION. SUPPLEMENTAL GRANTS MUST BE AWARDED AS NECESSARY TO PRESERVE THE INTEGRITY OF THE PROJECT GOALS AS INITIALLY APPROVED BY THE BOARD AND THE STATE BOARD WITHOUT EXPANSION OF INITIAL PROJECT SCOPE.

(c) NOTWITHSTANDING SUBSECTION (7)(a) OF THIS SECTION OR ANY OTHER PROVISION OF THIS PART 1 TO THE CONTRARY, THE BOARD HAS THE SOLE POWER TO AWARD SUPPLEMENTAL GRANTS PURSUANT TO THIS SUBSECTION (9.5) AND IS NOT REQUIRED TO OBTAIN THE APPROVAL OF THE STATE BOARD OR ANY OTHER ENTITY BEFORE AWARDED SUPPLEMENTAL GRANTS.

(d) EXCEPT AS PROVIDED IN SUBSECTIONS (9.5)(b) AND (9.5)(c) OF THIS SECTION, THE SECOND 2023-24 FISCAL YEAR GRANT CYCLE MUST COMPLY WITH THE PROVISIONS OF THIS ARTICLE 43.7.

(e) THIS SUBSECTION (9.5) IS REPEALED JULY 1, 2027."

Page 3, after line 26, insert:

"SECTION 5. In Colorado Revised Statutes, 36-1-116, **add** (1)(b)(II)(F) as follows:

36-1-116. Disposition of rentals, royalties, and timber sale proceeds.

(F) FOR THE 2022-23 STATE FISCAL YEAR, IN ADDITION TO THE MONEY CREDITED TO THE PUBLIC SCHOOL CAPITAL CONSTRUCTION ASSISTANCE FUND CREATED IN SECTION 22-43.7-104 (1) PURSUANT TO SECTION 22-43.7- 104 (2)(b)(I), TEN MILLION DOLLARS OF ROYALTIES AND OTHER PAYMENTS FOR THE DEPLETION OR EXTRACTION OF A NATURAL RESOURCE ON THE LANDS SHALL BE CREDITED TO THE PUBLIC SCHOOL CAPITAL CONSTRUCTION ASSISTANCE FUND."

Page 4, line 5, strike "\$25,294,780." and substitute "\$294,780."

Re-number succeeding section accordingly.

Page 4, after line 5, insert:

"SECTION 7. Effective date. (1) This act takes effect upon passage; except that sections 22-43.7-109 (9)(a)(III), (9)(a)(V), (9)(b)(III), and (9)(b)(V), Colorado Revised Statutes, as amended in section 2 of this act, and 22-43.7-109 (9)(a)(VI) and (9)(b)(VI), Colorado Revised Statutes, as repealed in section 2 of this act, take effect September 1, 2023.

(2) Sections 22-43.7-109 (9)(a)(III), (9)(a)(V), (9)(b)(III), and (9)(b)(V), Colorado Revised Statutes, as amended in section 2 of this act, and 22-43.7-109 (9)(a)(VI) and (9)(b)(VI), Colorado Revised Statutes, as repealed in section 2 of this act, apply to grants funded on or after July 1, 2024."

Re-number succeeding section accordingly.

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Respectfully submitted,

Senate Committee:
(signed)
Rachel Zenzinger, Chair
Chris Hansen
Barbara Kirkmeyer

House Committee:
(signed)
Shannon Bird, Chair
Emily Sirota
Rod Bockenfeld



On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m., Monday, April 24, 2023.

Approved:

James Coleman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

106th Legislative Day

Monday, April 24, 2023

Prayer	By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.	10
Call to Order	By the President at 10:00 a.m.	11
Roll Call	Present--34 Excused--1, Liston	12
Quorum	The President announced a quorum present.	13
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	On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 1 (b) was suspended to allow a person other than a Senator to lead the Pledge of Allegiance.	22
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Pledge	By Caroline Kolker with Girl Scout Troop #66597, Centennial.	27
Approval of the Journal	On motion of Senator Mullica, the Journal of Friday, April 21, 2023, was approved as corrected by the Secretary.	28
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SENATE SERVICES REPORT

Correctly Printed: SB23-296.
 Correctly Engrossed: SB23-064, 075, 092, 148, 198, 248, 261, 262, 274, 278, 282, and 284.
 Correctly Reengrossed: SB23-200 and 259.
 Correctly Revised: HB23-1026, 1042, 1067, 1108, 1187, 1213, 1217, 1224, 1225, and 1228; HJR23-1021.
 Correctly Rerevised: HB23-1002, 1012, 1024, 1027, and 1130.
 Correctly Enrolled: SB23-099, 204, and 206.

MESSAGE FROM THE HOUSE

April 21, 2023
 Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1081 and 1247, amended as printed in House Journal, April 19, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1242, 1240, 1222, 1278, 1133, 1199, and 1270 amended as printed in House Journal, April 20, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1271.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-058 and 094, amended as printed in House Journal, April 19, 2023.

The House has passed on Third Reading and returns herewith SB23-006 and 087.

**THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR**

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-248 by Senator(s) Rodriguez and Liston; also Representative(s) Mabrey and Weinberg-- Concerning consumer protection in certain credit transactions.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	3	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Exum, Hinrichsen, Priola, and Winter F.

SB23-278 by Senator(s) Simpson and Mullica, Hinrichsen; also Representative(s) Lindsay and Story, Catlin--Concerning a modification to the requirement that a portion of every capital construction appropriation be allocated for the acquisition of works of art.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Gonzales, and Sullivan.

HB23-1217 by Representative(s) Froelich; also Senator(s) Fields--Concerning relief for crime victims whose motor vehicles have been towed because of the crime, and, in connection therewith, requiring the transportation legislation review committee study the issue and make legislative recommendations.

The question being "Shall the bill pass?", the roll call was taken with the following result:

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YES	27	NO	7	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Danielson, Exum, Gonzales, Hansen, Hinrichsen, Priola, Rodriguez, Sullivan, and Zenzinger.

HB23-1067 by Representative(s) Young and Bradfield; also Senator(s) Cutter and Ginal--Concerning creation of a family and community intervener program to support children experiencing deafblindness, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Exum, Kolker, Moreno, Priola, Winter F., and Zenzinger.

HB23-1213 by Representative(s) Young and Bradfield; also Senator(s) Mullica--Concerning the distribution of stop the bleed materials to schools, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Exum, Fenberg, Ginal, Hansen, Hinrichsen, Priola, Roberts, and Sullivan.

HB23-1228 by Representative(s) McCluskie and Willford; also Senator(s) Zenzinger and Smallwood-- Concerning nursing facility reimbursement rate setting, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	2	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Ginal, Hansen, Marchman, Mullica, Pelton B., Pelton R., and Will.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1224 by Representative(s) Brown and Jodeh; also Senator(s) Roberts--Concerning changes to the "Colorado Standardized Health Benefit Plan Act".

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Fenberg, Fields, Hinrichsen, Priola, Sullivan, and Winter F.

SB23-261 by Senator(s) Danielson and Exum, Buckner, Coleman, Cutter, Fenberg, Fields, Gonzales, Hinrichsen, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, Winter F.; also Representative(s) Duran and Willford, Amabile, Bacon, Boesenecker, Brown, deGruy Kennedy, Dickson, Epps, Froelich, Garcia, Gonzales-Gutierrez, Hamrick, Jodeh, Joseph, Kipp, Lieder, Lindsay, Lindstedt, Mabrey, Marshall, Martinez, Michaelson Jenet, Ortiz, Parenti, Ricks, Sharbini, Sirota, Snyder, Titone, Valdez, Velasco, Vigil, Woodrow, Young--Concerning the creation of the direct care workforce stabilization board to develop recommendations regarding direct care workers, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Ginal, and Jaquez Lewis.

HB23-1187 by Representative(s) Bacon and Amabile; also Senator(s) Gonzales and Fields--Concerning alternatives in the criminal justice system for pregnant persons.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Exum, Jaquez Lewis, Kolker, Marchman, Moreno, Priola, Rodriguez, and Winter F.

HB23-1225 by Representative(s) deGruy Kennedy and Dickson; also Senator(s) Jaquez Lewis and Buckner--Concerning the prescription drug affordability board, and, in connection therewith, modifying the affordability review process, allowing the board to establish upper payment limits for an additional number of prescription drugs, clarifying which board functions are subject to judicial review, authorizing an individual to request an independent external review of a denial of a request for benefits for a prescription drug that has been withdrawn from sale or distribution in the state, and extending the repeal date of the board.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	12	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	N
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coleman, Cutter, and Priola.

SB23-274

by Senator(s) Winter F.; also Representative(s) Dickson--Concerning water quality regulation in the state, and, in connection therewith, transferring fee-setting authority to the water quality control commission and modifying the membership of the commission.

A majority of those elected to the Senate having voted in the affirmative, Senator Winter was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.005) , by Senator Winter.

Amend engrossed bill, page 20, strike lines 22 through 27.

Page 21, strike lines 1 through 9.

Re-number succeeding sections accordingly.

The amendment was **passed** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	26	NO	8	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Jaquez Lewis and Priola.

HB23-1026

by Representative(s) English, Joseph; also Senator(s) Fields--Concerning family time for grandparents.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Exum, Ginal, Hansen, Kolker, Marchman, Moreno, Priola, Rodriguez, and Sullivan.

SB23-282 by Senator(s) Gardner and Gonzales; also Representative(s) Weissman and Soper-- Concerning the creation of "Jury Appreciation Day".

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	3	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	N	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

SB23-284 by Senator(s) Bridges and Danielson; also Representative(s) Jodeh--Concerning requirements for contraception insurance coverage that increases consistent access to the contraception most suited to the individual.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	24	NO	10	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Roberts, Rodriguez, Sullivan, Winter F., and Zenzinger.

SB23-148 by Senator(s) Cutter; also Representative(s) Lindsay--Concerning property used to illegally manufacture drugs, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Exum, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Marchman, Moreno, and Priola.

SB23-064 by Senator(s) Gardner and Ginal; also Representative(s) Snyder and Armagost--Concerning the office of public guardianship.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	2	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Coleman, Hansen, and Mullica.

SB23-075 by Senator(s) Fields and Exum; also Representative(s) Ricks and Titone--Concerning the deletion of children's identifying information from criminal justice records released to the public, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Gardner, Ginal, Gonzales, Hansen, Jaquez Lewis, Lundeen, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, Smallwood, Will, and Winter F.

SB23-092 by Senator(s) Simpson and Hansen; also Representative(s) McCormick and Soper--Concerning opportunities for voluntary emission reductions in agriculture, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

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YES	31	NO	3	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Gonzales, Hinrichsen, Jaquez Lewis, Marchman, Mullica, Pelton B., Pelton R., Priola, Roberts, Will, and Winter F.

SB23-198

by Senator(s) Winter F. and Cutter; also Representative(s) Weissman--Concerning the verification of clean energy plans to ensure that the plans achieve the state's greenhouse gas emission reduction targets, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coleman, Exum, Fields, Gonzales, Hansen, Jaquez Lewis, Marchman, Moreno, Priola, and Sullivan.

SB23-262

by Senator(s) Priola and Mullica; also Representative(s) Ricks and Soper--Concerning requiring the Colorado water conservation board to study the feasibility of water desalination as a potential contributing solution to the crisis of water scarcity in the Colorado river basin, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	12	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	E	Roberts	N	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Jaquez Lewis.

HB23-1108 by Representative(s) Duran and Evans; also Senator(s) Hansen and Gardner--Concerning the creation of a task force to study victim and survivor awareness and responsiveness training requirements for judicial personnel, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Exum, Fields, Hinrichsen, Kolker, Marchman, Mullica, Pelton B., Priola, Simpson, and Sullivan.

HB23-1042 by Representative(s) Bacon and Sharbini; also Senator(s) Gonzales--Concerning narrowing admissibility standards for juvenile statements to protect the voluntariness of such statements, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fields, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Priola, Rodriguez, and Winter F.

MESSAGE FROM THE REVISOR OF STATUTES

April 24, 2023
We herewith transmit:

Without comment, HB23-1271.
Without comment, as amended, HB23-1081, 1133, 1199, 1222, 1240, 1242, 1247, 1270, and 1278.
Without comment, as amended, SB23-058 and 094.

COMMITTEE OF REFERENCE REPORTS

Appropriations After consideration on the merits, the Committee recommends that **SB23-003** 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 January 25, 2023, page 2, strike line 3 and substitute "Page 10 of the bill, strike line 7 and substitute "SHALL SELECT AN EDUCATION PROVIDER AS A GRANT RECIPIENT."."

Page 2 of the report, strike lines 6 through 8.

Page 8 of the printed bill, lines 16 and 17, strike "AND EACH JULY 1 EVERY THREE YEARS THEREAFTER,".

Page 8 of the bill, line 21, strike "AND EACH JULY 31 THEREAFTER," and substitute "JULY 31, 2026, AND MARCH 30, 2027,".

Page 9 of the bill, strike lines 4 through 10 and substitute:

"(5) (a) FOR THE 2023-24 BUDGET YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE FIVE MILLION DOLLARS TO THE DEPARTMENT FROM THE GENERAL FUND FOR PURPOSES OF THE COLORADO ADULT HIGH SCHOOL PROGRAM.

(b) ANY UNEXPENDED OR UNENCUMBERED MONEY APPROPRIATED PURSUANT TO SUBSECTION (5)(a) OF THIS SECTION REMAINS AVAILABLE FOR EXPENDITURE FOR THE SAME PURPOSE UNTIL THE CLOSE OF THE 2026-27 BUDGET YEAR WITHOUT FURTHER APPROPRIATION."

Page 10 of the bill, line 8, strike "DECEMBER 31, 2023," and substitute "JANUARY 15, 2024,".

Page 10 of the bill, strike lines 12 through 18.

Page 10 of the bill, strike line 20 and substitute "NOVEMBER 30, 2025, NOVEMBER 30, 2026, AND JUNE 30, 2027, THE" .

Page 11 of the bill, after line 6 insert:

"22-10-205. Repeal of part. THIS PART 2 IS REPEALED, EFFECTIVE JULY 1, 2027.

SECTION 2. Appropriation. (1) For the 2023-24 state fiscal year, \$5,000,000 is appropriated to the department of education. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$4,798,852 for the Colorado adult high school program, which amount is based on an assumption that the department will require an additional 1.0 FTE; and

(b) \$21,148 for legal services.

(2) For the 2023-24 state fiscal year, \$21,148 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of education under subsection (1)(b) of this section 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 education."

Renumber succeeding section accordingly.

Page 1 of the bill, line 103, strike "EDUCATION." and substitute "EDUCATION, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION." .

Appropriations

After consideration on the merits, the Committee recommends that **SB23-014** 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 5, strike "OFFICE OF".

Page 3, line 6, after "PREVENTION" substitute "PROGRAM".

Page 3, strike lines 13 and 14.

Reletter succeeding paragraphs accordingly.

Page 4, line 9, strike "EATING" and substitute "EATING, PREVENT DISORDERED EATING IN COLORADO,".

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Page 4, strike lines 16 through 19.

Re-number succeeding subsections accordingly.

Page 4, after line 21 insert:

"(2) "DISORDERED EATING PREVENTION PROGRAM" OR "PROGRAM" MEANS THE DISORDERED EATING PREVENTION PROGRAM CREATED IN SECTION 25-20.5-2003."

Re-number succeeding subsections accordingly.

Page 4, strike lines 26 and 27.

Page 5, strike line 1.

Page 5, strike lines 4 through 27 and substitute:

"25-20.5-2003. Disordered eating prevention program - creation - reports. (1) ON OR BEFORE JULY 1, 2024, THE DISORDERED EATING PREVENTION PROGRAM IS CREATED IN THE DEPARTMENT WITHIN THE PREVENTION SERVICES DIVISION, ESTABLISHED IN SECTION 25-20.5-103.

(2) THE DIVISION SHALL:

(a) CREATE AND MAINTAIN AN EXTERNAL-FACING RESOURCE THAT IS UPDATED ANNUALLY AND INCLUDES KEY INFORMATION ABOUT DISORDERED EATING, INCLUDING RISK FACTORS AND PREVENTION FACTORS. THE EXTERNAL-FACING RESOURCE MUST BE CULTURALLY SENSITIVE, AND, WHEN POSSIBLE, AVAILABLE IN BOTH ENGLISH AND SPANISH.

(b) COLLABORATE WITH THE OFFICE OF SUICIDE PREVENTION, CREATED IN SECTION 25-1.5-101 (1)(w), AND OTHER PROGRAMS WITHIN THE DIVISION TO ALIGN WORK FOCUSED ON DISORDERED EATING, FACILITATE PUBLIC OUTREACH, AND INCREASE AWARENESS REGARDING DISORDERED EATING PREVENTION WITH A FOCUS ON IMPACTED COMMUNITIES, SUCH AS YOUTH, PEOPLE OF COLOR, AND LESBIAN, GAY, BISEXUAL AND TRANSGENDER INDIVIDUALS;

(c) PARTNER WITH THE DEPARTMENT OF EDUCATION TO INFORM TEACHERS, ADMINISTRATORS, SCHOOL STAFF, STUDENTS AND PARENTS ON DISORDERED EATING PREVENTION; AND

(d) COORDINATE THE DISORDERED EATING PREVENTION RESEARCH GRANT PROGRAM.

(3) THE DIVISION MAY:

(a) CONTRACT WITH A THIRD-PARTY TO CONDUCT FOCUS GROUPS, INTERVIEW KEY INDIVIDUALS, CONDUCT SURVEYS, AND ESTABLISH A COLLABORATIVE GROUP TO DISCUSS KEY ISSUES REGARDING DISORDERED EATING PREVENTION;

(b) PARTNER WITH THE BEHAVIORAL HEALTH ADMINISTRATION, CREATED IN SECTION 27-50-102; AND

(c) IDENTIFY DISORDERED EATING PREVENTION STRATEGIES, INCLUDING DISMANTLING DISCRIMINATION AND BIAS WITH REGARD TO WEIGHT."

Strike page 6.

Re-number succeeding subsections accordingly.

Page 7, line 5, strike "2024," and substitute "2025,".

Page 7, line 6, strike "OFFICE OF DISORDERED EATING PREVENTION" and substitute "DIVISION".

Page 7, lines 10 and 11, strike "THE COMMISSION PURSUANT TO SECTION 25-20.5-2004 (4) AND".

Page 7, line 14, strike "OFFICE OF DISORDERED EATING PREVENTION" and substitute "DIVISION".

Page 7, strike lines 17 through 27.

Strike pages 8 and 9.

Page 10, strike lines 1 through 15.

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Page 10, line 16, strike "**25-1.5-2005**" and substitute "**25-20.5-2004**".

Page 11, strike lines 4 through 13 and substitute "APPLICANTS TO CONDUCT RESEARCH ON THE ROOT CAUSES OF DISORDERED EATING AND EXAMINE THE RISK FACTORS AND PROTECTIVE FACTORS FOR DISORDERED EATING IN YOUTH AND YOUTH ADULTS.

(b) ON OR BEFORE OCTOBER 1, 2024, THE DIVISION SHALL ADOPT GUIDELINES FOR THE GRANT".

Page 11, line 19, strike "AND".

Page 11, line 25, strike "GRANTEES." and substitute "GRANTEES; AND".

Page 11, after line 25 insert:

"(IV) ESTABLISH REPORTING PROCEDURES FOR GRANT RECIPIENTS.".

Page 11, strike lines 26 and 27.

Page 12, strike line 1.

Page 12, strike lines 3 and 4 and substitute "TO THE DIVISION. THE REPORT MUST INCLUDE A SUMMARY OF".

Page 12, strike lines 20 through 27.

Page 13, strike lines 1 through 14.

Page 13, before line 15 insert:

SECTION 4. Appropriation. For the 2023-24 state fiscal year, \$26,679 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 0.2 FTE. To implement this act, the division may use this appropriation for the disordered eating prevention program related to family and community health.".

Renumber succeeding section accordingly.

Strike "DEPARTMENT" and substitute "DIVISION" on: **Page 7**, lines 1 and 12; **Page 10**, line 26; **Page 11**, line 1; and **Page 12**, lines 6 and 16.

Page 1, line 101, strike "OFFICE OF".

Page 1, line 102, after "PREVENTION" insert "PROGRAM".

Page 1, line 103, strike "ENVIRONMENT." and substitute "ENVIRONMENT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

Appropriations

After consideration on the merits, the Committee recommends that **SB23-164** 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 16 insert:

SECTION 5. Appropriation. (1) For the 2023-24 state fiscal year, \$136,515 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 additional 1.6 FTE. To implement this act, the division may use this appropriation for sex offender supervision.

(2) For the 2023-24 state fiscal year, \$36,494 is appropriated to the judicial department for use by courts administration. 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 general courts administration.

SECTION 6. Appropriation - adjustments to 2023 long bill. To implement this act, the general fund appropriation made in the annual general appropriation act for the 2023-24 state fiscal year to the judicial department for

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use by the probation and related services for probation programs is decreased by \$114,477, and the related FTE is decreased by 1.6 FTE."

Renumber succeeding section accordingly.

Page 1, line 105, strike "AGENCIES." and substitute "AGENCIES AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB23-176 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 line 27.

Page 4 of the bill, strike lines 1 through 5 and substitute:

"SECTION 3. In Colorado Revised Statutes, add part 7 to article 280 of title 12 as follows:

REGULATION OF DIETARY SUPPLEMENTS FOR WEIGHT LOSS

12-280-701. Definitions. AS USED IN THIS PART 7, UNLESS THE CONTEXT OTHERWISE REQUIRES:"

Page 5 of the bill, line 7, strike "44-8-102." and substitute "12-280-702."

Page 5 of the bill, line 18, strike "DEPARTMENT," and substitute "BOARD,"

Page 5 of the bill, line 23, strike "ARTICLE 8," and substitute "PART 7,"

Amend the Health and Human Services Committee Report, dated March 23, 2023, page 3, strike lines 14 through 27 and substitute "Page 5 of the bill, strike lines 18 through 27."

Strike pages 4 and 5 of the report and substitute:

"Strike pages 6 through 8 of the bill.

Page 9 of the bill, strike lines 1 through 9.

Renumber succeeding section accordingly."

Appropriations

After consideration on the merits, the Committee recommends that SB23-267 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 21 insert:

"SECTION 3. Appropriation. For the 2023-24 state fiscal year, \$250,000 is appropriated to the department of natural resources for use by the division of parks and wildlife. This appropriation is from the parks and outdoor recreation cash fund created in section 33-10-111 (1), C.R.S. To implement this act, the division may use this appropriation for payment to the chatfield water authority and related administrative costs."

Renumber succeeding section accordingly.

Page 1, line 105, strike "AUTHORITY." and substitute "AUTHORITY AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB23-271 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 13 insert:

"SECTION 13. Appropriation. (1) For the 2023-24 state fiscal year, \$1,277,463 is appropriated to the department of public health and environment. This appropriation consists of \$575,289 from the general fund, \$405,576 from the wholesale food manufacturing and storage protection cash fund created in section 25-5-426 (5), C.R.S., and \$296,598 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) \$681,555, which consists of \$575,289 from general fund and \$106,266 from the marijuana tax cash fund, for administration and support related to disease control and public health response, which amount is based on an assumption that the department will require an additional 1.9 FTE;

(b) \$405,576 from the wholesale food manufacturing and storage protection cash fund for environmental health programs, which amount is based on an assumption that the department will require an additional 3.5 FTE; and

(c) \$190,332 from the marijuana tax cash fund for for the purchase of legal services.

(2) For the 2023-24 state fiscal year, \$198,900 is appropriated to the department of revenue. This appropriation is from the marijuana cash fund created in section 44-10-801 (1)(a), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) \$141,800 for marijuana enforcement, which amount is based on an assumption that the department will require an additional 1.5 FTE; and

(b) \$57,100 for the purchase of legal services.

(3) For the 2023-24 state fiscal year, \$247,432 is appropriated to the department of law. This appropriation is from reappropriated funds received from the departments of public health and environment and revenue under subsection (1)(c) and (2)(b) 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 departments of public health and environment and revenue."

Renumber succeeding sections accordingly.

Page 1, line 102, strike "CANNABINOIDS." and substitute "CANNABINOIDS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB23-280 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 11, strike "STATE" and substitute "STATE, TO MAKE EMPLOYER CONTRIBUTIONS TO A MULTIPLE EMPLOYER HEALTH TRUST IN ORDER TO PARTICIPATE IN THE VOLUNTARY FIREFIGHTER CANCER BENEFITS PROGRAM PURSUANT TO PART 4 OF ARTICLE 5 OF TITLE 29, AND".

Page 21, after line 16 insert:

"SECTION 7. In Colorado Revised Statutes, 29-5-402, amend (2) and (3); and add (4.5) as follows:

29-5-402. Definitions. As used in this part 4, unless the context otherwise requires:

(2) "Covered individual" means a firefighter, HAZARDOUS MATERIALS TROOPER, part-time firefighter, or volunteer firefighter who meets the coverage requirements in section 29-5-403 (12).

(3) "Employer" means a municipality, special district, fire authority, or county improvement district that employs one or more firefighters, part-time firefighters, or volunteer firefighters. Beginning July 1, 2020, "employer" also means the division of fire prevention and control created in section 24-33.5-1201 AND THE DEPARTMENT OF PUBLIC SAFETY CREATED IN SECTION 24-33.5-1603. "Employer" does not include a power authority created pursuant to section 29-1-204 or a municipally owned utility.

(4.5) "HAZARDOUS MATERIALS TROOPER" MEANS A PERSON EMPLOYED BY THE COLORADO STATE PATROL TO SUPPORT THE REGULATION OF HAZARDOUS MATERIALS ON HIGHWAYS IN THE STATE.

SECTION 8. In Colorado Revised Statutes, 29-5-403, amend (12)(a); and add (12)(b)(1.5) as follows:

29-5-403. Required benefits - conditions of receiving benefits. (12) (a) In order for a covered individual to be eligible for the benefits in this section, prior to the diagnosis of cancer and no more than five years for a

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firefighter or HAZARDOUS MATERIALS TROOPER AND no more than ten years for a volunteer firefighter or part-time firefighter after the firefighter, volunteer firefighter, or part-time firefighter became employed by an employer, the firefighter, HAZARDOUS MATERIALS TROOPER, volunteer firefighter, or part-time firefighter must have had a medical examination that would reasonably have found an illness or injury that could have caused the cancer and no illness or injury was found.

(b) In addition to subsection (12)(a) of this section, in order for a covered individual to be eligible for the benefits in this section, the following conditions must be met:

(I.5) THE HAZARDOUS MATERIALS TROOPER:

(A) HAS AT LEAST FIVE YEARS OF CONTINUOUS, FULL-TIME EMPLOYMENT AS A HAZARDOUS MATERIALS TROOPER; AND

(B) IS DIAGNOSED WITH CANCER WITHIN TEN YEARS AFTER CEASING EMPLOYMENT AS A HAZARDOUS MATERIALS TROOPER; OR".

Renumber succeeding sections accordingly.

Page 43, after line 7 insert:

"SECTION 12. Appropriation. (1) For the 2023-24 state fiscal year, \$576,346 is appropriated to the department of revenue. This appropriation is from General Fund. To implement this act, the department may use this appropriation as follows:

(a) \$166,239 for personal services related to taxation services, which amount is based on an assumption that the division will require an additional 2.5 FTE;

(b) \$22,845 for operating expenses related to taxation services;

(c) \$333,303 for tax administration IT system (GenTax) support;

(d) \$29,912 for DRIVES maintenance and support; and

(e) \$24,047 for the purchase of document management services.

(2) For the 2023-24 state fiscal year, \$24,047 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 document management services for the department of revenue.

(3) For the 2023-24 state fiscal year, \$224,592 is appropriated to the department of law. This appropriation is from the legal services cash fund created in section 24-31-108 (4), C.R.S., from revenue received from the department of public health and environment that is continuously appropriated to the department from the clean fleet enterprise diesel truck emissions reduction grant program cash fund created in section 25-7.5-103 (5)(a), C.R.S. The appropriation to the department of law 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 public health and environment."

Renumber succeeding section accordingly.

Page 2, line 103 strike "AND".

Page 2, line 104 strike "PROJECTS." and substitute "PROJECTS, AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-285** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 47, after line 4 insert:

"SECTION 43. Appropriation. (1) For the 2023-24 state fiscal year, \$1,200,480 is appropriated to the department of natural resources. This appropriation is from the energy and carbon management cash fund created in section 34-60-122 (5)(a), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) \$1,108,857 for use by the energy and carbon management commission for program costs, which amount is based on an assumption that the commission will require an additional 7.0 FTE;

(b) \$7,031 for use by the division of water resources for water

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administration related to division operations; and
 (c) \$84,592 for the purchase of legal services.
 (2) For the 2023-24 state fiscal year, \$7,031 is appropriated to the department of natural resources for use by the division of water resources. This appropriation is from reappropriated funds received from the department of natural resources under subsection (1)(b) of this section. To implement this act, the division may use this appropriation for water administration related to division operations.
 (3) For the 2023-24 state fiscal year, \$84,592 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of natural resources under subsection (1)(c) of this section and is based on an assumption that the department of law will require an additional 0.4 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of natural resources."

Renumber succeeding sections accordingly.

Page 1, line 104, strike "COMMISSION AND" and substitute "COMMISSION,".

Page 1, line 108, strike "FACILITIES." and substitute "FACILITIES, AND MAKING AN APPROPRIATION.".

Appropriations

After consideration on the merits, the Committee recommends that **SB23-290** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 87, after line 19 insert:

"SECTION 40. Appropriation. (1) For the 2023-24 state fiscal year, \$733,658 General Fund is appropriated to the department of revenue. To implement this act, the department may use this appropriation as follows:

- (a) \$536,826 for marijuana enforcement, which amount is based on an assumption that the department will require an additional 4.7 FTE;
- (b) \$6,500 for tax administration IT system (GenTax) support; and
- (c) \$190,332 for the purchase of legal services.

(2) For the 2023-24 state fiscal year, \$190,332 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 1.0 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 2023-24 state fiscal year, \$101,150 is appropriated to the department of law. This appropriation is from the legal services cash fund created in section 24-31-108 (4), C.R.S., from revenue received from the department of regulatory agencies that is continuously appropriated to the department of regulatory agencies from the regulated natural medicine access program fund created in section 12-170-106(1), C.R.S. The appropriation to the department of law is based on an assumption that the department of law will require an additional 0.5 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of regulatory agencies.

(4) For the 2023-24 state fiscal year, \$838,402 General Fund is appropriated to the department of public health and environment for use by the division of disease control and public health response. This appropriation is based on an assumption that division will require an additional 4.1 FTE. To implement this act, the division may use this appropriation for the natural medicine program related to laboratory services."

Renumber succeeding sections accordingly.

Page 1, line 101, strike "MEDICINE." and substitute "MEDICINE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

Appropriations

After consideration on the merits, the Committee recommends that **SB23-294** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1003** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Health & Human Services Committee report, dated April 13, 2023, page 3, line 28, strike ""behavioral health administration." and substitute ""department of human services".

Page 4, strike line 3 and substitute "Page 10, strike line 7 and substitute "mental health screening program related to community-based mental health services.".

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1008** 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 16 insert:

"SECTION 2. In Colorado Revised Statutes, 25-20.5-104, add (2.5) as follows:

25-20.5-104. Functions of division. (2.5) (a) FOR STATE FISCAL YEAR 2023-24, THE GENERAL ASSEMBLY SHALL APPROPRIATE TWO HUNDRED AND FIFTY THOUSAND DOLLARS TO THE DIVISION FOR THE DIVISION TO PARTNER WITH A STATEWIDE NONPROFIT ORGANIZATION TO PROVIDE HEALTHY EATING PROGRAM INCENTIVES AMONG COLORADO'S LOW-INCOME POPULATIONS. THESE PROGRAM INCENTIVES MUST ATTEMPT TO IMPROVE ACCESS TO FRESH COLORADO-GROWN FRUITS AND VEGETABLES AMONG COLORADO'S LOW-INCOME POPULATIONS.

(b) THE STATEWIDE NONPROFIT ORGANIZATION SELECTED BY THE DIVISION FOR THE PARTNERSHIP DESCRIBED IN THIS SUBSECTION (2.5) SHALL HAVE EXPERIENCE IN SUPPORTING HEALTHY EATING INCENTIVES PROGRAMS, SUCH AS PROGRAMS AT LOCAL FARMERS MARKETS, AND EXPERIENCE WITH COORDINATING HEALTHY EATING PROGRAMS AND FUNDING BETWEEN LOCAL, STATE, AND FEDERAL PROGRAMS.

(c) IN PROVIDING THE PROGRAM INCENTIVES DESCRIBED IN THIS SUBSECTION (2.5), BOTH THE DIVISION AND THE NONPROFIT SHALL MINIMIZE THEIR ADMINISTRATIVE EXPENSES. THE DIVISION SHALL NOT USE MORE THAN TEN THOUSAND DOLLARS AND THE NONPROFIT SHALL NOT USE MORE THAN FIVE PERCENT OF THE AMOUNT TRANSFERRED PURSUANT TO SUBSECTION (2.5)(a) OF THIS SECTION FOR THEIR ADMINISTRATIVE EXPENSES.

(d) THE DIVISION SHALL USE THE FUNDING PROVIDED IN SUBSECTION (2.5)(a) OF THIS SECTION TO SUPPLEMENT, NOT SUPPLANT, OTHER GENERAL FUND APPROPRIATIONS TO THE DIVISION.

(e) ALL BUT SEVENTY-SEVEN THOUSAND SEVEN HUNDRED AND FIFTY TWO DOLLARS OF THE AMOUNT TRANSFERRED PURSUANT TO SUBSECTION (2.5)(a) OF THIS SECTION MUST BE EXPEND FOR HEALTHY EATING PROGRAM INCENTIVES AMONG COLORADO'S LOW-INCOME POPULATIONS.

(f) THIS SUBSECTION (2.5) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2025."

ReNUMBER succeeding sections accordingly.

Page 13, line 7, strike "\$337,878" and substitute "\$360,413".

Page 13, line 10, strike "\$88,286" and substitute "\$98,185".

Page 13, after line 12 insert:

"(b) \$45,579 for use by the commissioner's office for operating expenses;"

Page 13, line 13, strike "(b)" and substitute "(c)".

Page 13, line 15, strike "(c) \$205,181" and substitute "(d) \$172,238".

Page 13, line 17, strike "1.8 FTE" and substitute "2.0 FTE".

Page 13, line 20, strike "(1)(b)" and substitute "(1)(c)".

Page 13, strike lines 23 through 27 and substitute:

"(3) For the 2023-24 state fiscal year, \$250,000 is appropriated to the department of public health and environment for use by the prevention services

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division. This appropriation is from the general fund. To implement this act, the division may use this appropriation for chronic disease and cancer prevention grants for the purposes specified in 25-20.5-104 (2.5)(a), C.R.S."

Page 14, strike lines 1 through 4.

Page 1, line 106, after "PROGRAM," insert "PROVIDING FUNDING FOR HEALTHY EATING PROGRAM INCENTIVES,".

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1036** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1234** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 9, line 7, strike "section." and substitute "section and is based on an assumption that the Colorado energy office will require an additional 0.4 FTE."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-287** 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 12 insert:

"SECTION 5. In Colorado Revised Statutes, add 22-54-146 as follows:

22-54-146. Hold-harmless at-risk funding - 2023-24 budget year - repeal. (1) FOR THE 2023-24 BUDGET YEAR, A DISTRICT'S AT-RISK FUNDING, AS DETERMINED PURSUANT TO SECTION 22-54-104 (4), IS THE GREATER OF THE DISTRICT'S AT-RISK FUNDING AMOUNT FOR THE 2022-23 BUDGET YEAR OR THE DISTRICT'S AT-RISK FUNDING AMOUNT FOR THE 2023-24 BUDGET YEAR.

(2) IF, PURSUANT TO SUBSECTION (1) OF THIS SECTION, A DISTRICT'S AT-RISK FUNDING AMOUNT FOR THE 2022-23 BUDGET YEAR WAS GREATER THAN THE DISTRICT'S AT-RISK FUNDING AMOUNT FOR THE 2023-24 BUDGET YEAR, ANY ADDITIONAL AMOUNT OWED TO THAT DISTRICT FOR AT-RISK FUNDING FOR THE 2023-24 BUDGET YEAR MUST BE PAID AFTER MID-YEAR REVISIONS ARE MADE TO REPLACE PROJECTIONS WITH ACTUAL FIGURES.

(3) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2025."

Renumber succeeding sections accordingly.

Page 14 of the bill, after line 19 insert:

"SECTION 9. In Colorado Revised Statutes, 22-20-114, add (8) as follows:

22-20-114. Funding of programs - legislative declaration - repeal.

(8) (a) FOR THE 2023-24 BUDGET YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE TEN MILLION DOLLARS TO THE DEPARTMENT FROM THE STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION TO BE DISTRIBUTED PURSUANT TO THE REQUIREMENTS SET FORTH IN SUBSECTION (8)(b) OF THIS SECTION TO PRESCHOOL PROVIDERS THAT ARE A SCHOOL OF A SCHOOL DISTRICT, DISTRICT CHARTER SCHOOL, OR AN INSTITUTE CHARTER SCHOOL.

(b) A PRESCHOOL PROVIDER THAT IS A SCHOOL OF A SCHOOL DISTRICT, DISTRICT CHARTER SCHOOL, OR AN INSTITUTE CHARTER SCHOOL MUST ONLY RECEIVE FUNDING PURSUANT TO THIS SUBSECTION (8) IF THE DEPARTMENT DETERMINES THAT, EVEN WITH THE FUNDING RECEIVED PURSUANT TO SECTION 26.5-4-208, THE ELIGIBLE PRESCHOOL PROVIDER IS PROJECTED, BASED ON ELIGIBLE CHILDREN ENROLLED IN THE UNIVERSAL PRESCHOOL PROGRAM CREATED IN SECTION 26.5-4-204, TO RECEIVE LESS THAN THE PRESCHOOL PROVIDER'S TOTAL PRESCHOOL FUNDING FOR ALL PRESCHOOL POSITIONS IN THE 2022-23 FISCAL YEAR. THIS FUNDING IS INTENDED TO ENSURE THAT ADMINISTRATIVE UNITS CAN MEET THE FEDERAL MAINTENANCE OF EFFORT REQUIREMENTS PURSUANT TO THE IDEA. IF THE TOTAL AMOUNT OF FUNDING

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DISTRIBUTED TO ELIGIBLE PRESCHOOL PROVIDERS IS LESS THAN TEN MILLION DOLLARS, THE DEPARTMENT SHALL TRANSFER THE DIFFERENCE BETWEEN THE DISTRIBUTED AMOUNT AND THE TEN MILLION DOLLARS TO THE STATE TREASURER WHO SHALL CREDIT THE MONEY RECEIVED TO THE STATE EDUCATION FUND.

(c) THIS SUBSECTION (8) IS REPEALED, EFFECTIVE JULY 1, 2024."

Renumber succeeding sections accordingly.

Page 20 of the bill, line 27, strike "NO LATER THAN JULY 1, 2023".

Page 21 of the bill, line 1, strike "THE COMMISSIONER" and substitute "THE COMMISSIONER".

Page 21 of the bill, line 2, after "FORCE." insert "THE PURPOSE OF THE TASK FORCE IS TO EXAMINE AND MAKE RECOMMENDATIONS CONCERNING MAKING THE SCHOOL FINANCE FORMULA SIMPLER, LESS REGRESSIVE, AND MORE ADEQUATE, UNDERSTANDABLE, TRANSPARENT, EQUITABLE, AND STUDENT-CENTERED."

Page 23 of the bill, strike lines 5 through 10 and substitute:

(3) THE TASK FORCE SHALL MEET AT THE CALL OF".

Page 23 of the bill, line 11, strike "AT LEAST SIX TIMES" and substitute "NOT MORE THAN EIGHT TIMES".

Page 23 of the bill, line 12, after "2023." insert "MEETINGS MAY BE HELD IN PERSON, THROUGH THE USE OF AUDIO-VISUAL COMMUNICATION TECHNOLOGY, OR BOTH."

Page 23 of the bill, line 27, strike "TASK FORCE FACILITATION, STAKEHOLDER" and substitute "TASK FORCE FACILITATION AND STAKEHOLDER".

Page 24 of the bill, line 1, strike "INPUT, AND SCHOOL FINANCE POLICY" and substitute "INPUT".

Page 24 of the bill, strike lines 4 through 9 and substitute:

"(6) THE TASK FORCE SHALL MAKE FINDINGS AND RECOMMENDATIONS REGARDING THE FOLLOWING CHANGES TO THE SCHOOL FINANCE FORMULA TO OCCUR FOR THE 2024-25 BUDGET YEAR:"

Page 24 of the bill, lines 10 and 11, strike "MAKING THE FORMULA SIMPLER AND MORE UNDERSTANDABLE AND TRANSPARENT, INCLUDING ELIMINATING" and substitute "ELIMINATING".

Page 24 of the bill, lines 14 and 15, strike "REDUCING THE REGRESSIVE IMPACT OF THE FORMULA, INCLUDING RECALIBRATING" and substitute "RECALIBRATING".

Page 25 of the bill, line 10, strike "DECEMBER 15, 2023," and substitute "JANUARY 31, 2024,".

Page 25 of the bill, line 18, strike "NOT LATER THAN DECEMBER 15, 2023, THE" and substitute "THE".

Page 25 of the bill, line 23, strike "NOT LATER THAN FEBRUARY 1, 2024, THE" and substitute "THE".

Page 26 of the bill, line 8, strike "JANUARY 1, 2025," and substitute "JANUARY 3, 2025,".

Page 26 of the bill, after line 13 insert:

"(9) ANY MONEY APPROPRIATED FOR THE 2023-24 BUDGET YEAR BY THE GENERAL ASSEMBLY TO THE DEPARTMENT OF EDUCATION FOR THE PURPOSES OF THIS SECTION THAT REMAINS UNSPENT AT THE END OF THE 2023-24 BUDGET YEAR MAY BE USED BY THE DEPARTMENT OF EDUCATION THROUGH THE 2024-25 BUDGET YEAR WITHOUT FURTHER APPROPRIATION AND MUST NOT BE USED FOR ANY OTHER PURPOSE THAN THE PURPOSES SET FORTH

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IN THIS SECTION."

Renumber succeeding subsections accordingly.

Page 27 of the bill, after line 6, add:

"SECTION 15. In Colorado Revised Statutes, 22-43.7-109, amend (9)(c) as follows:

22-43.7-109. Financial assistance for public school capital construction - application requirements - evaluation criteria - local match requirements - technology grants - career and technical education capital construction grants - rules - definitions - repeal. (9) Except as otherwise provided in subsections (10) and (15) of this section, the board may recommend and the state board may approve financial assistance that does not involve a financed purchase of an asset or certificate of participation agreement for or recommend to the capital development committee the approval of financial assistance that involves a financed purchase of an asset or certificate of participation agreement for a public school facility capital construction project only if the applicant provides matching money in an amount equal to a percentage of the total financing for the project determined by the board after consideration of the applicant's financial capacity, as determined by the following factors:

(c) (I) With respect to a charter school's application for financial assistance, AND SUBJECT TO ADJUSTMENT PURSUANT TO SUBSECTIONS (II) THROUGH (V) OF THIS SUBSECTION:

~~(I) The weighted average of the match percentages for the school districts of residence for the students enrolled in a district charter school or fifty percent of the average of the match percentages for all school districts in the state for an institute charter school;~~

(A) FOR A DISTRICT CHARTER SCHOOL THAT IS OCCUPYING A DISTRICT FACILITY AND PAYING ONLY THE DIRECT COSTS OF OCCUPANCY FOR ITS FACILITY PURSUANT TO SECTION 22-30.5-104 (7)(c), THE MATCH PERCENTAGE OF THE DISTRICT CHARTER SCHOOL'S AUTHORIZING DISTRICT;

(B) FOR DISTRICT CHARTER SCHOOLS THAT ARE NOT INCLUDED IN SUBSECTION (9)(c)(I)(A) OF THIS SECTION, SEVENTY-FIVE PERCENT OF THE MATCH PERCENTAGE OF THE DISTRICT CHARTER SCHOOL'S AUTHORIZING SCHOOL DISTRICT; OR

(C) FIFTY PERCENT OF THE AVERAGE MATCH PERCENTAGES FOR ALL SCHOOL DISTRICTS IN THE STATE FOR AN INSTITUTE CHARTER SCHOOL;

(II) Whether the A DISTRICT charter school's authorizer retains no more than ten percent of its capacity to issue bonds pursuant to article 42 of this title;

~~(III) Whether the charter school is operating in a district-owned facility at the time it submits its application;~~

~~(IV) (III) In the ten years preceding the year in which the charter school submits the application, the number of times the charter school has attempted to obtain or has obtained SOUGHT OR BEEN AFFORDED:~~

~~(A) Bond proceeds pursuant to section 22-30.5-404 through inclusion in a ballot measure submitted by the charter school's authorizer to the registered electors of the school district;~~

~~(B) Proceeds from a special mill levy for capital needs pursuant to section 22-30.5-405;~~

~~(C) (A) Grant funding for capital needs from a source other than the assistance fund; and~~

~~(D) (B) Funding, INCLUDING FINANCING, for capital construction, OTHER THAN STATE AID PURSUANT TO SECTION 22-54-124 from bonds issued on its behalf by the Colorado educational and cultural facilities authority created and existing pursuant to section 23-15-104 (1)(a), C.R.S., or from some ANY other source of financing;~~

~~(E) (IV) If the charter school is a district charter school, the student enrollment of the DISTRICT charter school as a percentage of the student enrollment of the charter school's authorizing school district; AND~~

~~(F) (V) The percentage of students enrolled in the charter school who are eligible for the federal free and reduced-cost lunch program in relation to the overall percentage of students enrolled in the public schools in the state who are eligible for the federal free and reduced-cost lunch program.~~

~~(G) The percentage of the per pupil revenue received by the charter school that the charter school spends on facility costs other than facilities operation and maintenance; and~~

~~(H) The charter school's unreserved fund balance as a percentage of its annual budget."~~

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Renumber succeeding sections accordingly.

Amend the Education Committee Report, dated April 19, 2023, page 5, strike lines 13 through 21.

Renumber succeeding sections accordingly.

Page 30 of the bill, after line 8 add:

"SECTION 24. Appropriation. For the 2023-24 state fiscal year, \$10,000,000 is appropriated to the department of education. This appropriation is from the state education fund created in section 17 (4) of article IX of the state constitution. To implement this act, the department may use this appropriation for state aid for charter school facilities."

Renumber succeeding sections accordingly.

Page 30 of the bill, strike lines 9 through 12 and substitute:

"SECTION 25. Appropriation. For the 2023-24 state fiscal year, \$500,000 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 special education programs for children with disabilities for the implementation of section 22-20-108 (4.8), C.R.S.

SECTION 26. Appropriation. (1) For the 2023-24 state fiscal year, \$220,256,759 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 as follows:

- (a) \$188,490,019 for the state share of districts' total program funding;
 - (b) \$30,000,000 for additional funding for rural districts and institute charter schools;
 - (c) \$1,058,115 for special education programs for gifted and talented children to support universal screening pursuant to section 22-20-205 (5)(a), C.R.S.;
 - (d) \$408,625 for administration related to public school finance for the implementation of section 22-54-104.7, C.R.S., which amount is based on an assumption that the department will require an additional 0.7 FTE; and
 - (e) \$300,000 for distributions to eligible schools pursuant to section 22-1-133 (7)(b)(II), C.R.S.
- (2) Any money appropriated in subsection (1)(d) not expended prior to July 1, 2024, is further appropriated to the department for the 2024-25 state fiscal year for the same purpose.

SECTION 27. Appropriation. For the 2023-24 state fiscal year, \$23,376,536 is appropriated to the department of education. This appropriation is from the mill levy override match fund created in section 22-54-107.9 (6), C.R.S. To implement this act, the department may use this appropriation for mill levy override matching pursuant to section 22-54-107.9, C.R.S.

SECTION 28. Appropriation to the department of education for the fiscal year beginning July 1, 2023. Section 2 of SB 23-214, amend Part IV (3)(A) Footnote 10, as follows:

Section 2. Appropriation.

10 Department of Education, School District Operations, Public School Finance, State Share of Districts' Total Program Funding -- Pursuant to Section 22-35-108.5 (2)(b)(II), C.R.S., the purpose of this footnote is to specify what portion of this appropriation is intended to be available for the Teacher Recruitment Education and Preparation (TREP) Program for FY 2023-24. It is the General Assembly's intent that the Department of Education be authorized to utilize up to ~~\$2,348,000~~ \$2,396,500 of this appropriation to fund qualified students designated as TREP Program participants. This amount is calculated based on an estimated 250 FTE TREP Program participants funded at a rate of ~~\$8,686~~ \$9,586 per FTE pursuant to Section 22-54-104 (4.7), C.R.S.

SECTION 29. Appropriation. For the 2023-24 state fiscal year, \$10,000,000 is appropriated to the department of education. This appropriation

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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 distributions to eligible preschool providers pursuant to section 22-20-114 (8)(b), C.R.S."

Renumber succeeding sections accordingly.

Page 5 of the committee report, line 23, strike ""22"." and substitute ""25".".

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (HB23-1190, HB23-1233, HB23-1266, HB23-1243, and SB23-279) of Monday, April 24, was laid over until Tuesday, April 25, retaining its place on the calendar.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-003, SB23-014, SB23-164, SB23-176, SB23-267, SB23-280, SB23-283, SB23-285, SB23-290, and SB23-294 were made Special Orders at 1:21 p.m.

Committee of the Whole The hour of 1:21 p.m. having arrived, Senator Danielson moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Danielson was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-003 by Senator(s) Buckner and Gardner; also Representative(s) Weissman--Concerning a Colorado department of education partnership with a nonprofit entity to create a program for adult education.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, January 26, page(s) 101-102 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 1032-1033 and placed in members' bill files.)

Amendment No. 3(L.003), by Senator Gardner.

Amend printed bill, page 7, line 18, after "PLAN" insert "IN COLLABORATION WITH INSTITUTIONS OF HIGHER EDUCATION".

Amendment No. 4(L.004), by Senator Gardner.

Amend the Education Committee Report, dated January 25, 2023, page 1, strike lines 8 and 9 and substitute:

"Page 7, line 16, after "INDUSTRY-RECOGNIZED" insert "AND CAREER AND TECHNICAL EDUCATION"."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-176 by Senator(s) Moreno and Cutter; --Concerning measures to improve outcomes for individuals with an eating disorder.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 24, page(s) 567-569 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 1035-1036 and placed in members' bill files.)

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Amendment No. 3(L.009), by Senator Moreno.

Amend the Appropriations Committee Report, dated April 24, 2023, page 1, strike lines 11 and 12.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-267 by Senator(s) Van Winkle and Cutter; also Representative(s) Titone and Bradley-- Concerning a water quality fee to be paid for admission to Chatfield state park, and, in connection therewith, requiring the division of parks and wildlife to collect the fee and transfer the amount of the fee to the Chatfield watershed authority.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, April 12, page(s) 769 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 1036 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-280 by Senator(s) Mullica; also Representative(s) Snyder--Concerning the mitigation of certain transportation-related environmental hazards, and, in connection therewith, creating the fuels impact enterprise to administer programs and impose fees that are related to the transportation of fuel within the state, modifying the clean fleet enterprise so that it administers programs and imposes fees that are designed to reduce emissions from diesel trucks, creating a tax credit for the conversion, lease, or purchase of clean commercial vehicles, modifying the fee collected for the distribution to the perfluoroalkyl and polyfluoroalkyl substances cash fund, modifying the petroleum storage tank fund, allowing the Colorado state patrol to conform hazard materials routing regulations to transportation commission rules, and phasing out the use of certain diesel trucks on state projects.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, April 19, page(s) 905-907 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 1037-1038 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-283 by Senator(s) Zenzinger; --Concerning mechanisms to utilize federal funding under federal infrastructure-related acts.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 21, page(s) 999-1000 and placed in members' bill files.)

Amendment No. 2(L.006), by Senator Zenzinger.

Amend printed bill, page 2, line 3, strike "and (5)(b)(II);" and substitute "(5)(b)(II), and (7)(a) introductory portion;"

Page 3, after line 11, insert:

" **24-75-232. "Infrastructure Investment and Jobs Act" cash fund - creation - allowable uses - report - legislative declaration - definitions - repeal.**

24-75-232. "Infrastructure Investment and Jobs Act" cash fund - creation - allowable uses - report - legislative declaration - definitions - repeal. (7) (a) On or before October 1, 2022, and on or before October 1 A QUARTERLY BASIS BEGINNING ON JULY 1, 2023 of every year thereafter, the office shall submit a report to the joint budget committee of the general assembly, the senate committee on transportation and energy or any successor committee, and the house of representatives committees on transportation and local government and energy and environment or any successor committees. The report must include:

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As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-285

by Senator(s) Priola and Hansen; also Representative(s) McCormick--Concerning energy and carbon management regulation in Colorado, and, in connection therewith, changing the name of the oil and gas conservation commission to the energy and carbon management commission and broadening the commission's regulatory authority to include the regulation of certain geothermal resource operations and intrastate underground natural gas storage facilities.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.

(Printed in Senate Journal, April 19, page(s) 919-921 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 24, page(s) 1038-1039 and placed in members' bill files.)

Amendment No. 3(L.005), by Senator Hansen.

Amend printed bill, page 4, strike line 3 and substitute "(1); and **add** (6) as follows:".

Page 4, after line 8 insert:

"(6) THE REVISOR OF STATUTES IS AUTHORIZED TO CHANGE ALL REFERENCES TO THE OIL AND GAS CONSERVATION COMMISSION THAT APPEAR IN THE COLORADO REVISED STATUTES TO THE ENERGY AND CARBON MANAGEMENT COMMISSION."

Page 4, line 10, strike "(5)(a)" and substitute "(5)(a); and **add** (5)(d)".

Page 5, after line 11 insert:

"(d) THE REVISOR OF STATUTES IS AUTHORIZED TO CHANGE ALL REFERENCES TO THE OIL AND GAS CONSERVATION AND ENVIRONMENTAL RESPONSE FUND THAT APPEAR IN THE COLORADO REVISED STATUTES TO THE ENERGY AND CARBON MANAGEMENT CASH FUND."

Amendment No. 4(L.006), by Senator Hansen.

Amend printed bill, page 30, line 15, after "OTHER" insert "UNDERGROUND".

Amendment No. 5(L.007), by Senator Simpson.

Amend printed bill, page 7, strike line 25 and substitute "(1)(a) and (1)(b); and **repeal** (1)(c) as follows:".

Page 7, after line 27 insert:

"(a) The development of geothermal resources is in the public interest because it enhances local economies and provides an alternative to conventional fuel sources; AND"

Page 8, line 5, strike "RIGHTS; AND" and substitute "RIGHTS.

(c) ~~While the doctrine of prior appropriation is, and always has been, expressly recognized with respect to geothermal resources, such doctrine should be modified to permit the full economic development of the resource.~~

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-290

by Senator(s) Fenberg; --Concerning natural medicine.

Amendment No. 1, Finance Committee Amendment.

(Printed in Senate Journal, April 21, page(s) 989-990 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 24, page(s) 1039 and placed in members' bill files.)

Amendment No. 3(L.014), by Senator Fenberg.

Amend the printed bill, page 13, line 22, strike "THREE" and substitute "FIVE".

Page 48, line 8, strike "THREE" and substitute "FIVE".

Page 79, line 26, after "44." insert "NOTHING IN THIS SECTION PRECLUDES REMUNERATION FOR BONA FIDE HARM REDUCTION SERVICES OR BONA FIDE SUPPORT SERVICES USED CONCURRENTLY WITH THE SHARING OF NATURAL MEDICINE OR NATURAL MEDICINE PRODUCT, PROVIDED THAT THERE IS NO ADVERTISEMENT RELATED TO THE SHARING OF NATURAL MEDICINE, NATURAL MEDICINE PRODUCT, OR THE SERVICES PROVIDED."

Page 82, before line 1 insert:

"SECTION 33. In Colorado Revised Statutes, 19-2.5-103, amend (1)(a)(I) and (5) as follows:

19-2.5-103. Jurisdiction. (1) Except as otherwise provided by law, the juvenile court has exclusive original jurisdiction in proceedings:

(a) Concerning any juvenile ten years of age or older who has violated:

(I) Any federal or state law, except nonfelony state traffic, game and fish, and parks and recreation laws or rules; the offense specified in section 18-13-122, concerning the illegal possession or consumption of ethyl alcohol or marijuana by an underage person or illegal possession of marijuana paraphernalia by an underage person; the offenses specified in section 18-18-406 (5)(b)(I) and (5)(b)(II), concerning marijuana and marijuana concentrate; THE OFFENSES SPECIFIED IN SECTION 18-18-434 CONCERNING NATURAL MEDICINE AND NATURAL MEDICINE PRODUCT; and the civil infraction in section 18-7-109 (3), concerning exchange of a private image by a juvenile;

(5) Notwithstanding any other provision of this section to the contrary, the juvenile court and the county court have concurrent jurisdiction over a juvenile who is under eighteen years of age and who is charged with a violation of section 18-13-122, 18-18-406 (5)(b)(I) and (5)(b)(II), 18-18-428, 18-18-429, 18-18-430, ~~18-18-434~~, or 42-4-1301; except that, if the juvenile court accepts jurisdiction over such a juvenile, the county court jurisdiction terminates."

ReNUMBER succeeding sections accordingly.

Amendment No. 4(L.015), by Senator Fenberg.

Amend printed bill, page 63, line 5, strike "TRANSFER" and substitute "KNOWINGLY TRANSFER".

Page 74, line 4, after "WHO" insert "KNOWINGLY".

Page 74, line 7, after "OR" insert "KNOWINGLY".

Page 74, strike lines 8 through 12 and substitute: "THE PERSON OWNS, OCCUPIES, OR CONTROLS, COMMITS A DRUG PETTY OFFENSE, AND UPON CONVICTION THEREOF, IS SUBJECT TO A FINE OF NOT MORE THAN ONE THOUSAND DOLLARS."

Page 74, after line 12 insert:

"(b) (I) EXCEPT AS PROVIDED IN SUBSECTION (3)(b)(II) OF THIS SECTION, A PERSON WHO KNOWINGLY CULTIVATES NATURAL MEDICINE ON THE PRIVATE PROPERTY, OR KNOWINGLY ALLOWS SUCH CULTIVATION ON THE PRIVATE PROPERTY THAT THE PERSON OWNS, OCCUPIES, OR CONTROLS, COMMITS A DRUG PETTY OFFENSE, AND UPON CONVICTION THEREOF, IS SUBJECT TO A FINE OF NOT MORE THAN ONE THOUSAND DOLLARS."

Page 74, line 13, strike "(b)" and substitute "(II)".

Page 74, line 13, strike "(3)(a)" and substitute "(3)(b)".

Page 74, line 17, strike "(I)" and substitute "(A)".

Page 74, line 19, strike "(II)" and substitute "(B)".

Page 77, line 1, strike "PURSUANT TO SECTION 18-18-405".

Page 77, line 16, strike "OR REASONABLE SUSPICION".

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Page 77, line 19, strike "OR REASONABLE SUSPICION".

Page 77, line 22, strike "OR REASONABLE SUSPICION".

Page 87, line 20, strike "2023." and substitute "2023, and applies to offenses committed on or after July 1, 2023."

Amendment No. 5(L.016), by Senator Fenberg.

Amend the printed bill, page 75, after line 24 insert:

"(b) UNLESS EXPRESSLY LIMITED BY THIS SECTION, A PERSON WHO PERFORMS TESTING ON NATURAL MEDICINE OR NATURAL MEDICINE PRODUCT, AND POSSESSES NATURAL MEDICINE OR NATURAL MEDICINE PRODUCT IN CONJUNCTION THEREWITH, FOR ANOTHER PERSON WHO IS TWENTY-ONE YEARS OF AGE OR OLDER WHO SUBMITS FOR TESTING NATURAL MEDICINE OR NATURAL MEDICINE PRODUCT INTENDED FOR PERSONAL USE, DOES NOT VIOLATE STATE LAW, OR COUNTY, MUNICIPALITY, OR CITY AND COUNTY ORDINANCE, RULE, OR RESOLUTION, ARTICLE 170 OF TITLE 12, OR ARTICLE 50 OF TITLE 44, IF:

(I) THE PERSON PERFORMING THE TESTING PROVIDES WRITTEN NOTICE TO THE PERSON SUBMITTING FOR TESTING NATURAL MEDICINE OR NATURAL MEDICINE PRODUCT INTENDED FOR PERSONAL USE, THAT THE PERSON IS NOT LICENSED BY THE STATE TO CONDUCT TESTING; AND

(II) THE PERSON WHO SUBMITS FOR TESTING NATURAL MEDICINE OR NATURAL MEDICINE PRODUCT PROVIDES A SIGNED STATEMENT THAT THE NATURAL MEDICINE OR NATURAL MEDICINE PRODUCT IS INTENDED FOR PERSONAL USE ONLY."

Reletter succeeding paragraphs accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-294 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Bockenfeld, Sirota--Concerning increases in the amount of transfers from the general fund to the capital construction fund to be made on July 1, 2023.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB23-014 by Senator(s) Moreno; also Representative(s) Lindsay--Concerning establishing the office of disordered eating prevention in the department of public health and environment.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, April 24, page(s) 1033-1035 and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Ginal.

Amend printed bill, page 3, line 16, strike "AND YOUTH" and substitute "YOUTH; AND OLDER COLORADANS".

Page 4, line 13, strike "AND YOUTH." and substitute "YOUTH; AND OLDER COLORADANS."

Page 10, line 22, strike "YOUTH AND" and substitute "YOUTH, ADULTS, AND OLDER COLORADANS OR SERVES YOUTH, ADULTS, AND OLDER COLORADANS WHO HAVE DISORDERED EATING".

Page 10, strike line 23.

Amend the Appropriations Committee Report, dated April 24, 2023, page 2, line 18, after "YOUTH," insert "OLDER COLORADANS,".

Page 3 of the report, strike line 13 and substitute "EATING IN YOUTH, ADULTS, AND OLDER COLORADANS."

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Amendment No. 3(L.004), by Senator Moreno.

Amend the Appropriations Committee Report, dated April 24, 2023, page 3, line 19, strike "ESTABLISH REPORTING" and substitute "REPORTING".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-164

by Senator(s) Gonzales and Gardner; also Representative(s) Bacon and Weissman-- Concerning the continuation of the sex offender management board, and, in connection therewith, implementing the recommendations contained in the 2022 sunset report by the department of regulatory agencies.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, April 18, page(s) 879-886 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 24, page(s) 1036 and placed in members' bill files.)

Amendment No. 3(L.038), by Senator Gonzales.

Amend the Judiciary Committee Report, dated April 17, 2023, page 6, line 20, strike "PROBATION OR COMMUNITY".

Amendment No. 4(L.039), by Senator Gardner.

Amend the Judiciary Committee Report, dated April 17, 2023, page 1, line 19, strike "SUBSECTIONS (2)(a)(I) TO (2)(a)(III)" and substitute "SUBSECTION (2)(a)(I), (2)(a)(II), OR (2)(a)(IV)".

Page 2 of the report, line 2, strike "SEXUAL" and substitute "SEX".

Page 2 of the report, line 33, strike "OFFENSE, AND IF SUCH PERSON HAS" and substitute "OFFENSE".

Page 2 of the report, strike lines 34 through 36 and substitute "AND, IF THE".

Page 5 of the report, line 13, strike "BOARD" and substitute "BOARDS".

Page 6 of the report, line 20, strike "PROBATION OR COMMUNITY".

Page 6 of the report, lines 25 and 26, strike "AS A RECORD OF THE INMATE'S TREATMENT" and substitute "AS, IF APPLICABLE, WHETHER THE INMATE IS ENROLLED IN OR HAS PARTICIPATED IN TRACK I OR TRACK II TREATMENT,".

Page 8 of the report, line 15, strike "PREVANT" and substitute "PREVENT".

Page 8 of the report, line 35, strike "NECESSARY".

Page 11 of the report, line 31, strike "(2)(a)(II)" and substitute "(2)(a)(II), 16-11.7-102 (2)(a)(IV)(C),".

Page 5 of the printed bill, strike lines 16 through 24 and substitute:

"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, or safety."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

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**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS**

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-003 as amended, SB23-176 as amended, SB23-267 as amended, SB23-280 as amended, SB23-283 as amended, SB23-285 as amended, SB23-290 as amended, SB23-294, SB23-014 as amended, SB23-164 as amended.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-012 by Senator(s) Winter F. and Hinrichsen; also Representative(s) Catlin and Froelich, Boesenecker, Lindsay--Concerning the enforcement of safety requirements for intrastate motor vehicle carriers, and, in connection therewith, making an appropriation.

Senator Hinrichsen moved that the Senate concur in House amendments to **SB23-012**, as printed in House journal, April 19, page(s) 1331. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-017 by Senator(s) Winter F.; also Representative(s) Willford and Joseph--Concerning the addition of qualifying uses of paid sick leave, and, in connection therewith, making an appropriation.

Senator Winter moved that the Senate concur in House amendments to **SB23-017**, as printed in House journal, April 19, page(s) 1333. The motion was **adopted** by the following roll call vote:

YES	32	NO	2	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-039 by Senator(s) Buckner; also Representative(s) Amabile--Concerning measures to reduce family separation caused by a parent's detention, and, in connection therewith, making an appropriation.

Senator Buckner moved that the Senate concur in House amendments to **SB23-039**, as printed in House journal, April 19, page(s) 1330-1331. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	25	NO	9	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Exum.

SB23-151 by Senator(s) Fields; also Representative(s) Jodeh and Ortiz--Concerning the continuation of the health equity commission, and, in connection therewith, implementing the recommendation contained in the 2022 sunset report by the department of regulatory agencies.

Senator Fields moved that the Senate concur in House amendments to **SB23-151**, as printed in House journal, April 19, page(s) 1331. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Exum.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Moreno, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE
UNIVERSITY OF COLORADO
HOSPITAL AUTHORITY BOARD OF DIRECTORS

Lynette Crow-Iverson, from the 5th Congressional District, for a term effective November 3, 2022, and continuing until May 31, 2025 (or until a successor is appointed by the Board of Regents), appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
COLORADO HEALTHCARE AFFORDABILITY
AND SUSTAINABILITY ENTERPRISE

for a term expiring May 15, 2025:

Jon Alford of Denver, Colorado, to serve as a member employed by a safety-net hospital in Colorado, occasioned by the resignation of Barbara Carveth of Arvada, Colorado, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
STATE BOARD OF HEALTH

effective March 2, 2023, for a term expiring March 1, 2027:

Lisa Neal-Graves of Parker, Colorado, to serve as a resident of the Fourth Congressional District, and as a Democrat, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
STATE AGRICULTURAL COMMISSION

for terms expiring March 1, 2027:

Kathryn Bedell of Grand Junction, Colorado, to serve as a member at large, reappointed;

Colleen Pepler of Platteville, Colorado, to serve as a member at large, reappointed;

Elena Miller-ter Kuile of La Jara, Colorado, to serve as a member of Agricultural District Three, appointed;

Harrison Topp of Hotchkiss, Colorado, to serve as a member at large, appointed;

Jeffery McCullough of Monte Vista, Colorado, to serve as a member of Agricultural District Three, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	E	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: **HB23-1015, 1094, 1219; HJR23-1021.**

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Judiciary

After consideration on the merits, the Committee recommends that **HB23-1032** 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 "his" and substitute "his THAT THE PERSON'S".

Trans-
portation &
Energy

After consideration on the merits, the Committee recommends that **HB23-1216** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 3, line 7, after "THE" insert "VISUAL".

Page 3, strike lines 9 and 10 and substitute "INDIVIDUAL NO LESS FREQUENTLY THAN EVERY FIVE CALENDAR YEARS WITH INTERVALS NOT TO EXCEED SIXTY-THREE MONTHS AND".

Page 3, line 24, after "INSTALLED" insert "BY THE OWNER OR OPERATOR".

Page 4, line 6, after "OPERATOR" insert "USE BEST EFFORTS TO".

Page 4, line 21, after "OWNERSHIP," insert "USE BEST EFFORTS TO".

Page 4, line 24, strike "OWNERSHIP;" and substitute "OWNERSHIP IF THE OWNER

OR OPERATOR IS AWARE OF THE CHANGE;"

Page 5, strike lines 2 and 3 and substitute "EITHER MAINTAIN PROOF OF EFFORTS TO OBTAIN THE CUSTOMER'S SIGNATURE OR DOCUMENT THE CUSTOMER'S REFUSAL TO PROVIDE A SIGNATURE."

Page 5, strike line 9 and substitute "REQUIRES, OR AS OTHERWISE DEFINED IN COMMISSION RULES:"

Page 6, strike lines 4 through 7 and substitute:

"(h) "SERVICE LINE" HAS THE MEANING SET FORTH IN 49 CFR 192.3."

Transportation & Energy After consideration on the merits, the Committee recommends that **HB23-1276** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Transportation & Energy After consideration on the merits, the Committee recommends that **HB23-1102** be referred to the Committee on Appropriations with favorable recommendation.

Education After consideration on the merits, the Committee recommends that **SB23-293** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Education After consideration on the merits, the Committee recommends that **SB23-281** 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 2 and 3, strike "23-64-112, amend (1)(m)" and substitute "23-2-103.3, add (8)".

Page 2, strike lines 4 through 19 and substitute:

"23-2-103.3. Authorization to operate in Colorado - renewal - enrollment agreement. (8) ALL HIGHER EDUCATION INSTITUTIONS THAT ARE NOT REGIONALLY ACCREDITED SHALL PROVIDE ALL INCOMING STUDENTS WITH AN ENROLLMENT AGREEMENT OR CONTRACT BEFORE THE STUDENT ENROLLS. THE AGREEMENT MUST INCLUDE, AT A MINIMUM, A CONSPICUOUS NOTICE OUTLINING THE FOLLOWING INFORMATION REGARDING LIMITED CREDIT TRANSFERABILITY:

(a) IF APPLICABLE, INFORMATION ABOUT WHERE STUDENTS CAN OBTAIN CREDIT FOR CREDENTIALS A STUDENT RECEIVES AS PART OF THE STATEWIDE CREDIT FOR PRIOR LEARNING POLICY, AS SET FORTH IN SECTION 23-5-145.5, OR ANY OTHER ARTICULATION AGREEMENT THE INSTITUTION MAY HAVE; AND

(b) A STATEMENT THAT INDIVIDUAL CREDITS OR CREDENTIALS OBTAINED AT THE INSTITUTION MAY NOT TRANSFER TO OTHER COLLEGES OR UNIVERSITIES AND THAT STUDENTS SHOULD CONFIRM WHETHER OR NOT THE CREDITS WILL TRANSFER IF THE STUDENT PLANS TO TRANSFER CREDITS."

Page 1, line 102, strike "PRIVATE OCCUPATIONAL SCHOOL" and substitute "NON-REGIONALLY-ACCREDITED HIGHER EDUCATION INSTITUTION."

Transportation & Energy After consideration on the merits, the Committee recommends that **HB23-1161** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 48, after line 23 insert:

"SECTION 15. In Colorado Revised Statutes, 35-10-112, repeal (3) as follows:

35-10-112. Notification requirements - registry of pesticide-sensitive persons - preemption - rules. (3) ~~No county, city and county, municipality, home rule county, home rule city and county, or home rule municipality shall enact or impose any notification requirements upon commercial applicators~~

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~~which are more stringent than those imposed by this article, except that each county, city and county, municipality, home rule county, home rule city and county, and home rule municipality shall retain the authority to impose any notification requirements upon private individuals, property owners, and the general public. Any such notification requirement imposed by any county, city and county, municipality, home rule county, home rule city and county, or home rule municipality on private individuals, property owners, or the general public shall not be held to be applicable to any commercial applicator, nor shall any commercial applicator be exposed to any liability for a failure to comply with any such notification requirement.~~

SECTION 16. In Colorado Revised Statutes, 35-10-112.5, **amend** (1)(b), (1)(e), and (3)(a) introductory portion; and **add** (3)(a)(V), (3)(a)(VI), and (3)(a.5) as follows:

35-10-112.5. Statewide uniformity of pesticide control and regulation - exceptions. (1) The general assembly hereby determines that:

(b) A system of pesticide regulation that is ~~consistent and~~ coordinated, that creates statewide uniform standards, and that conforms with both state and federal technical standards and requirements is essential to the public health, safety, and welfare; ~~and finds that local regulation of pesticides that is inconsistent with and adopts different standards from federal and state requirements does not assist in achieving these benefits;~~

(e) Pesticide regulation is a matter of statewide AND LOCAL concern.

(3) (a) Nothing in this ~~article~~ ARTICLE 10 may be construed to limit the authority of a local government as defined by state law to:

(V) REGULATE THE APPLICATION OF PESTICIDES ON PROPERTIES LOCATED WITHIN THE BOUNDARIES OF THE LOCAL GOVERNMENT, EXCEPT THAT A LOCAL GOVERNMENT SHALL NOT:

(A) ADOPT REGULATIONS LIMITING THE APPLICATION OF PESTICIDES TO PREVENT OR OTHERWISE CONTROL INVASIVE SPECIES OR NOXIOUS WEEDS, OR TO PROTECT SENSITIVE WILDLIFE, INCLUDING APPLICATIONS THAT MAY BE NECESSARY FOR THE IMPLEMENTATION OF MANAGEMENT PLANS ON PROPERTIES OWNED OR MANAGED BY THE STATE GOVERNMENT;

(B) ADOPT REGULATIONS LIMITING THE USE OF PESTICIDES IN THE PRODUCTION OF AGRICULTURAL PRODUCTS, INCLUDING FOR THE PURPOSES OF GROWING FEED FOR LIVESTOCK, MANAGING LIVESTOCK, AND MAINTAINING AGRICULTURAL WATER SUPPLY FACILITIES SUCH AS IRRIGATION DITCHES AND OTHER WATER INFRASTRUCTURE; OR

(C) ADOPT REGULATIONS LIMITING THE USE OF PESTICIDES BY A PUBLIC UTILITY, AS DEFINED IN SECTION 40-1-103 (1)(a), ON PROPERTY OWNED OR CONTROLLED BY THE PUBLIC UTILITY, INCLUDING FOR THE PURPOSE OF PROTECTING UTILITY INFRASTRUCTURE OR MANAGING VEGETATION FOR THE OPERATION OF UTILITY INFRASTRUCTURE;

(D) ADOPT REGULATIONS LIMITING THE USE OF PESTICIDES BY A WATER CONSERVANCY DISTRICT CREATED PURSUANT TO ARTICLE 45 OF TITLE 37; A WATER CONSERVATION DISTRICT CREATED PURSUANT TO ARTICLES 46 TO 50 OF TITLE 37; A MUNICIPAL WATER SERVICE PROVIDER; AN IRRIGATION DISTRICT FORMED PURSUANT TO ARTICLE 41, 42, OR 43 OF TITLE 37; OR A DITCH OR RESERVOIR COMPANY, IN THE OPERATION AND MAINTENANCE OF WATER SUPPLY COLLECTION, CONVEYANCE, OR DISTRIBUTION FACILITIES THAT WHOLLY OR PARTIALLY SUPPLY WATER FOR AGRICULTURAL, INDUSTRIAL, OR MUNICIPAL USE; OR

(E) APPROVE ANY ORDINANCE THAT REGULATES PESTICIDES AND IS NOT GUIDED BY PEER REVIEWED SCIENCE; OR

(VI) ENFORCE REGULATIONS ENACTED PURSUANT TO SUBSECTION (3)(a)(V) OF THIS SECTION.

(a.5) A VIOLATION OF ANY REGULATION ADOPTED BY A LOCAL GOVERNMENT PURSUANT TO SUBSECTION (3)(a)(V) OF THIS SECTION DOES NOT ITSELF CONSTITUTE A VIOLATION OF ANY OTHER PROVISION OF THIS ARTICLE 10."

Renumber succeeding section accordingly.

Trans-
portation &
Energy

After consideration on the merits, the Committee recommends that **HB23-1263** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 3, line 18, strike "THE" and substitute "UPON REQUEST OF THE CHILD'S PARENT, GUARDIAN, OR LEGAL CUSTODIAN, THE".

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Page 3, line 20, after "INTO" insert "A WRITTEN TRANSLATION OR AN ORAL RECORDING IN".

Page 3, line 22, after "CUSTODIAN." add "THE IEP TEAM SHALL VERBALLY INFORM THE CHILD'S PARENT, GUARDIAN, OR LEGAL CUSTODIAN OF THE RIGHT TO REQUEST TRANSLATION SERVICES.".

Judiciary After consideration on the merits, the Committee recommends that **HB23-1155** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary After consideration on the merits, the Committee recommends that **HB23-1178** 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 14, strike "AN APPROVED" and substitute "A" and after "PROFESSIONAL" insert "APPROVED BY THE DOMESTIC VIOLENCE OFFENDER MANAGEMENT BOARD".

MESSAGE FROM THE HOUSE

April 24, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1078, amended as printed in House Journal, April 19, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1286, 1210, 1254, 1255, 1223, 1258, 1057, 1069, 1292, 1272, 1013, 1088, 1269, 1147, 1300, 1017, and 1226, amended as printed in House Journal, April 21, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1277, 1290, and 1298.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-149, 049, 175, 177, and 005, amended as printed in House Journal, April 21, 2023.

The House has passed on Third Reading and returns herewith SB23-163, 187, 157, 160, 072, 044, and 161.

MESSAGE FROM THE REVISOR OF STATUTES

April 24, 2023
We herewith transmit:

Without comment, HB23-1277, 1290, and 1298.

Without comment, as amended, HB23-1013, 1017, 1057, 1069, 1078, 1088, 1147, 1210, 1223, 1226, 1254, 1255, 1258, 1269, 1272, 1286, 1292, and 1300.

Without comment, as amended, SB23-005, 049, 149, 175, and 177.

INTRODUCTION OF BILLS -- FIRST READING

SB23-297 by Senator(s) Zenzinger and Pelton R.; also Representative(s) McLachlan and Catlin-- Concerning the expansion of the America 250 - Colorado 150 commission, and, in connection therewith, making an appropriation.
Appropriations

- SB23-298** by Senator(s) Gardner and Roberts; also Representative(s) McCormick and Bockenfeld--
Concerning allowing certain public hospitals to improve access to health care through
collaboration.
Health & Human Services
- SB23-299** by Senator(s) Cutter; --Concerning the requirement to acquire epinephrine auto-injectors
for placement at institutions of higher education.
Education
- SB23-300** by Senator(s) Pelton B.; also Representative(s) Sharbini--Concerning the updating of
obsolete cross references in the statutes that govern fire and police pensions.
State, Veterans, & Military Affairs
- SB23-301** by Senator(s) Bridges; also Representative(s) deGruy Kennedy and Soper--Concerning
voting in presidential primary elections.
State, Veterans, & Military Affairs
- HB23-1081** by Representative(s) Lindstedt and Taggart; also Senator(s) Hinrichsen--Concerning the
expansion of the tax credit for conversion costs for employee business ownership.
Finance
- HB23-1133** by Representative(s) Lindsay and Amabile; also Senator(s) Gonzales and Rodriguez--
Concerning the cost of communications services for persons in custody, and, in connection
therewith, making an appropriation.
Judiciary
- HB23-1138** by Representative(s) Amabile and Soper; also Senator(s) Rodriguez--Concerning
procedures related to adult competency proceedings.
Judiciary
- HB23-1174** by Representative(s) Amabile and Brown; also Senator(s) Baisley and Roberts--Concerning
homeowner's insurance, and, in connection therewith, requiring certain reports related to
the cost of reconstructing a home, increasing the notice requirement before an insurer can
cancel or refuse to renew a homeowner's insurance policy, creating guaranteed
replacement cost coverage in homeowner's insurance, and making an appropriation.
Business, Labor, & Technology
- HB23-1199** by Representative(s) Froelich and Soper; also Senator(s) Winter F.--Concerning measures
to provide additional access to services for victims of sexual assault.
Judiciary
- HB23-1240** by Representative(s) Brown and Amabile; also Senator(s) Fenberg--Concerning a sales and
use tax exemption for construction and building materials used for repairing and rebuilding
residential structures damaged or destroyed by a declared wildfire disaster in 2020, 2021, or
2022, and, in connection therewith, making an appropriation.
Finance
- HB23-1245** by Representative(s) Parenti and Willford; also Senator(s) Priola and Rodriguez--
Concerning requirements under the "Fair Campaign Practices Act" for municipal elections.
State, Veterans, & Military Affairs
- HB23-1247** by Representative(s) Lukens and Winter T.; also Senator(s) Roberts and Pelton R.--
Concerning a requirement that the Colorado energy office conduct studies to assess
advanced energy solutions in rural Colorado, and, in connection therewith, making an
appropriation.
Transportation & Energy
- HB23-1249** by Representative(s) Armagost and Gonzales-Gutierrez, Amabile, Bacon, Boesenecker,
Bradfield, deGruy Kennedy, Duran, Epps, Garcia, Jodeh, Joseph, Lindstedt, Mabrey,
Martinez, Ortiz, Sharbini, Velasco, Vigil, Woodrow; also Senator(s) Simpson and
Coleman, Gonzales, Hinrichsen, Moreno--Concerning measures to improve outcomes for
young children by replacing justice involvement with community-based services, and, in
connection therewith, making an appropriation.
Judiciary
- HB23-1252** by Representative(s) Lieder and Kipp; also Senator(s) Exum--Concerning the
implementation of measures to advance thermal energy service.
Transportation & Energy

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- HB23-1259** by Representative(s) Daugherty and Evans; also Senator(s) Zenzinger and Simpson--
Concerning provisions in the open meetings law for an executive session of a local public
body, and, in connection therewith, creating a local public body's right to cure a violation of
the open meetings law for an executive session, adding prerequisites for a person to
challenge a violation by a local public body of the open meetings law for an executive
session, and permitting a local public body to recover costs and attorney fees in an action
for a violation by a local public body of the executive session provisions if the local
public body has cured the violation.
State, Veterans, & Military Affairs1
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- HB23-1267** by Representative(s) McCluskie and Soper; also Senator(s) Roberts--Concerning increased
penalties for speeding violations on highways with steep downhill grades, and, in
connection therewith, making an appropriation.
Transportation & Energy11
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- HB23-1270** by Representative(s) Garcia and Lindsay; also Senator(s) Gonzales--Concerning the
creation of the urgent incident response fund for the purpose of reimbursing certain
governmental entities for the costs of responding to urgent incidents, and, in connection
therewith, making an appropriation.
State, Veterans, & Military Affairs16
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- HB23-1274** by Representative(s) McCormick and Catlin; also Senator(s) Roberts and Will--Concerning
an appropriation for species conservation trust fund projects.
Appropriations22
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- HB23-1285** by Representative(s) Valdez; also Senator(s) Priola--Concerning the requirement that a
store use fees collected from single-use bags to purchase certain items for the store.
Finance26
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- HB23-1288** by Representative(s) McCluskie and Amabile; also Senator(s) Roberts--Concerning fair
access to insurance coverage for persons unable to obtain insurance coverage for their real
property.
Business, Labor, & Technology30
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On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Tuesday,
April 25, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

107th Legislative Day Tuesday, April 25, 2023

- Prayer By Senator Gardner.
- Call to Order By the President at 9:00 a.m.
- Roll Call Present--35
- Quorum The President announced a quorum present.
- Pledge By Senator Smallwood.
- Approval of the Journal On motion of Senator Mullica, the Journal of Monday, April 24, 2023, was approved as corrected by the Secretary.

SENATE SERVICES REPORT

- Correctly Printed:** SB23-297, 298, 299, 300 and 301.
- Correctly Engrossed:** SB23-003, 014, 164, 176, 267, 280, 283, 285, 290, and 294.
- Correctly Reengrossed:** SB23-064, 075, 092, 148, 198, 248, 261, 262, 274, 278, 282, and 284.
- Correctly Rerevised:** HB23-1026, 1042, 1067, 1108, 1187, 1213, 1217, 1224, 1225, and 1228.
- Correctly Enrolled:** SB23-012, 017, 039 and 151.

COMMITTEE OF REFERENCE REPORTS

- Education After consideration on the merits, the Committee recommends that **HB23-1212** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.
 - Amend reengrossed bill, page 3, line 5, strike "**positions.**" and substitute "**positions - report.**".
 - Page 4, after line 18 insert:
 - "(5) UPON COMPLETION OF THE PROGRAM, THE DEPARTMENT SHALL PROVIDE A DETAILED REPORT OF THE DIRECT AND INDIRECT COSTS FOR THE OPERATION AND ADMINISTRATION OF THE PROGRAM TO THE HOUSE OF REPRESENTATIVES EDUCATION COMMITTEE AND THE SENATE EDUCATION COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, TO ALLOW THE GENERAL ASSEMBLY TO EVALUATE THE EFFICACY OF THE PROGRAM AND ITS POTENTIAL FOR BROADER APPLICATION IN THE STATE."
- Education After consideration on the merits, the Committee recommends that **HB23-1231** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.
 - Amend reengrossed bill, page 21, line 23, strike "(4)" and substitute "(4); and **add (7.5)**".

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Page 22, after line 25 insert:

"(7.5) FOR THE 2023-24 BUDGET YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE ONE MILLION SIX HUNDRED THOUSAND DOLLARS FROM THE GENERAL FUND TO THE DEPARTMENT FOR PURPOSES OF THE PROGRAM."

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

Senate in recess. Senate reconvened.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-003 by Senator(s) Buckner and Gardner; also Representative(s) Weissman and Wilson-- Concerning a Colorado department of education partnership with a nonprofit entity to create a program for adult education, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	3	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	N
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coleman, Cutter, Exum, Fields, Hinrichsen, Lundeen, Priola, and Winter F.

SB23-176 by Senator(s) Moreno and Cutter; also Representative(s) deGruy Kennedy--Concerning measures to improve outcomes for individuals with an eating disorder.

A majority of those elected to the Senate having voted in the affirmative, Senator Moreno was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.010), by Senator Moreno.

Amend engrossed bill, page 3, after line 16 insert:

"(3) THE COMMISSIONER MAY PROMULGATE RULES AS NECESSARY TO IMPLEMENT AND ENFORCE THIS SECTION."

The amendment was **passed** on the following roll call vote:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Exum, Fenberg, Hansen, Kolker, Marchman, Mullica, Priola, Roberts, and Winter F.

SB23-280

by Senator(s) Mullica; also Representative(s) Snyder--Concerning the mitigation of certain transportation-related environmental hazards, and, in connection therewith, creating the fuels impact enterprise to administer programs and impose fees that are related to the transportation of fuel within the state, modifying the clean fleet enterprise so that it administers programs and imposes fees that are designed to reduce emissions from diesel trucks, creating a tax credit for the conversion, lease, or purchase of clean commercial vehicles, modifying the fee collected for the distribution to the perfluoroalkyl and polyfluoroalkyl substances cash fund, modifying the petroleum storage tank fund, allowing the Colorado state patrol to conform hazard materials routing regulations to transportation commission rules, phasing out the use of certain diesel trucks on state projects, and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Priola and Rodriguez.

SB23-283 by Senator(s) Zenzinger and Bridges; also Representative(s) Bird and Sirota--Concerning mechanisms to utilize federal funding under federal infrastructure-related acts, and, in connection therewith, making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Zenzinger was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.007), by Senator Zenzinger.

Amend engrossed bill, page 3, strike lines 14 through 18.

Page 3, line 19, strike "- definitions - repeal."

The amendment was **passed** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Fenberg, Hansen, Hinrichsen, Mullica, Priola, Roberts, and Winter F.

SB23-285 by Senator(s) Priola and Hansen; also Representative(s) McCormick and Dickson--Concerning energy and carbon management regulation in Colorado, and, in connection therewith, changing the name of the oil and gas conservation commission to the energy and carbon management commission, broadening the commission's regulatory authority to include the regulation of certain geothermal resource operations and intrastate underground natural gas storage facilities, and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	25	NO	10	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Gonzales.

SB23-290 by Senator(s) Fenberg; also Representative(s) Amabile--Concerning natural medicine, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	25	NO	10	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Ginal, Jaquez Lewis, Marchman, and Priola.

SB23-294 by Senator(s) Zenzinger and Kirkmeyer, Bridges; also Representative(s) Bird and Bockenfeld, Sirota--Concerning increases in the amount of transfers from the general fund to the capital construction fund to be made on July 1, 2023.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Pelton B., Priola, Simpson, and Will.

SB23-014 by Senator(s) Moreno; also Representative(s) Lindsay--Concerning establishing the disordered eating prevention program in the department of public health and environment, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Fields, Ginal, Hansen, Jaquez Lewis, Mullica, Priola, and Winter F.

SB23-164

by Senator(s) Gonzales and Gardner; also Representative(s) Bacon and Weissman-- Concerning the continuation of the sex offender management board, and, in connection therewith, implementing the recommendations contained in the 2022 sunset report by the department of regulatory agencies and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Exum, Fields, Hansen, Kolker, Lundeen, Pelton B., Priola, Rich, and Smallwood.

SB23-267

by Senator(s) Van Winkle and Cutter; also Representative(s) Titone and Bradley-- Concerning a water quality fee to be paid for admission to Chatfield state park, and, in connection therewith, requiring the division of parks and wildlife to collect the fee and transfer the amount of the fee to the Chatfield watershed authority and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	4	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Kolker and Sullivan.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-287 was made Special Orders at 11:28 a.m.

Committee of the Whole

The hour of 11:28 a.m. having arrived, Senator Exum moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Exum was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-287 by Senator(s) Zenzinger and Lundeen; also Representative(s) McLachlan and Kipp-- Concerning the financing of public schools, and, in connection therewith, making an appropriation.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 19, page(s) 966-969 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 1041-1045 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB23-287 by Senator(s) Zenzinger and Lundeen; also Representative(s) McLachlan and Kipp-- Concerning the financing of public schools, and, in connection therewith, making an appropriation.

Senator Kirkmeyer moved to amend the Report of the Committee of the Whole to show that the following Kirkmeyer floor amendment, (L.041) to SB 23-287, did pass.

Amend the Education Committee Report, dated April 19, 2023, page 1, strike lines 13 through 17 and substitute:

"Page 6 of the printed bill, lines 1 through 3, strike "NINE BILLION SEVENTY MILLION NINE HUNDRED THIRTY-THREE THOUSAND ONE HUNDRED TWENTY-NINE DOLLARS (\$9,070,933,129);" and substitute "NINE BILLION TWO HUNDRED FIFTY-FOUR MILLION SIXTY-FIVE THOUSAND NINE HUNDRED FORTY DOLLARS (\$9,254,065,940);".

Page 29 of the printed bill, line 27, strike "\$2,500,000" and substitute "\$24,293,804".

Page 30 of the printed bill, line 4, strike "\$2,500,000" and substitute "\$24,293,804".

Page 6 of the Appropriations Committee Report, dated April 24, 2023, line 13, strike "\$220,256,759" and substitute "\$361,500,243".

Page 6 of the Appropriations Committee Report, line 17, strike "\$188,490,019" and substitute "\$329,733,503".

Page 7 of the Appropriations Committee Report, line 12, strike "\$2,396,500"

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and substitute "\$2,434,500".

Page 7 of the Appropriations Committee Report, line 15, strike "\$9,586" and substitute "\$9,738".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	13	NO	22	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	Y	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Exum, the report of the Committee of the Whole was **adopted** on the following roll call vote:

The Committee of the Whole took the following action:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Passed on second reading: SB23-287 as amended.

Committee of the Whole On motion of Senator Exum, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Exum was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-291 by Senator(s) Fenberg and Cutter; also Representative(s) deGruy Kennedy and Martinez-- Concerning the public utilities commission's regulation of energy utilities.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 21, page(s) 1000 and placed in members' bill files.)

Amendment No. 2(L.011), by Senator Fenberg.

Amend printed bill, page 19, line 24, strike "MAY" and substitute "SHALL".

Page 19, line 25, after "PECUNIARY" insert "OR TANGIBLE".

Amendment No. 3(L.013), by Senator Fenberg.

Amend printed bill, page 15, after line 23 insert:

"(c) THE INDEPENDENT THIRD PARTY SHALL CONDUCT AN ANALYSIS OF, AND INCLUDE POLICY RECOMMENDATIONS RELATED TO, THE POTENTIAL IMPACTS OF STRANDED OR UNDERUTILIZED NATURAL GAS INFRASTRUCTURE ON UTILITY EMPLOYEES WHO WORK FOR, OR CONTRACT WORKERS WHO PERFORM WORK FOR, INVESTOR-OWNED GAS UTILITIES. IN CONDUCTING THE STUDY, THE INDEPENDENT THIRD PARTY SHALL CONSULT WITH APPROPRIATE LABOR ORGANIZATIONS THAT REPRESENT UTILITY EMPLOYEES WHO WORK FOR, AND CONTRACT WORKERS WHO PERFORM WORK FOR, INVESTOR-OWNED GAS UTILITIES AND OTHER RELEVANT STAKEHOLDERS."

Page 17, strike line 14 and substitute "REMOVE EXISTING GAS INFRASTRUCTURE;

(d) THE IMPACT ON STAFFING, INCLUDING ANY REQUIREMENTS AND PROCEDURES FOR UTILITY EMPLOYEES AND CONTRACT WORKERS;

(e) THE IMPACT ON CRITICAL REPAIRS, SCHEDULED MAINTENANCE, LEAK MITIGATION, AND OTHER RELATED ACTIVITIES; AND".

Reletter succeeding paragraph accordingly.

Page 17, strike lines 17 through 21 and substitute:

"(3) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO MEAN THAT A UTILITY CANNOT CHARGE AN INDIVIDUAL CUSTOMER FOR EXCAVATION OR CONSTRUCTION ACTIVITIES TO REMOVE EXISTING GAS INFRASTRUCTURE IF THE CUSTOMER HAS DECLINED THE MORE COST-EFFECTIVE METHODS TO DISCONNECT SERVICE."

Amendment No. 4(L.008), by Senator Fenberg.

Amend printed bill, page 6, line 17, after "**prohibitions -**" insert "**reporting -**".

Page 8, after line 8 insert:

"(3) SUBSECTIONS (2)(g) AND (2)(h) OF THIS SECTION SHALL NOT BE CONSTRUED TO APPLY TO A UTILITY EMPLOYEE'S OR CONTRACT WORKER'S ACTIVITIES RESULTING FROM ANY VOLUNTARY DUES DEDUCTIONS THAT ARE PROCESSED THROUGH STANDARD PAYROLL PROCESSES."

Reletter succeeding subsections accordingly.

Page 8, line 12, strike "SHALL" and substitute "MAY".

Page 8, strike lines 13 through 15 and substitute "AGAINST THE UTILITY."

Page 8, after line 20 insert:

"(5) THE COMMISSION SHALL REQUIRE A UTILITY TO FILE AN ANNUAL REPORT WITH THE COMMISSION TO ENSURE THE UTILITY'S COMPLIANCE WITH THIS SECTION. THE REPORT MUST INCLUDE THE PURPOSE, PAYEE, AND AMOUNT OF ANY EXPENSES ASSOCIATED WITH THE COSTS AND ACTIVITIES THAT ARE NOT PERMITTED TO BE RECOVERED FROM CUSTOMERS PURSUANT TO THIS SECTION."

Reletter succeeding subsection accordingly.

Amendment No. 5(L.012), by Senator Fenberg.

Amend printed bill, page 10, line 17, strike "AN ANNUAL GAS COST ADJUSTMENT FILING." and substitute "THE UTILITY'S GAS COST ADJUSTMENT FILINGS."

Page 10, line 21, after the period add "THE PLAN MAY INCLUDE OTHER ELEMENTS SUCH AS PHYSICAL HEDGING, FINANCIAL HEDGING, FUEL STORAGE,

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OR LONG-TERM CONTRACTING."

Page 10, line 22, strike "MAY ALLOW ANY" and substitute "SHALL ALLOW ANY PRUDENTLY INCURRED".

Page 10, line 26, strike "TIMELINE," and substitute "TIMELINE OF NO MORE THAN FIVE YEARS WITH FINANCING COSTS,".

Page 11, strike lines 3 through 27.

Page 12, strike lines 1 through 12 and substitute "DETERMINATION OF THE BEST INTERESTS OF A UTILITY'S RATEPAYERS, IN SO FAR AS THE COMMISSION FINDS THAT THE PLAN IS IN THE PUBLIC INTEREST.

(2) (a) ON OR BEFORE JANUARY 1, 2025, THE COMMISSION SHALL ADOPT RULES TO ESTABLISH MECHANISMS TO ALIGN THE FINANCIAL INCENTIVES OF AN INVESTOR-OWNED ELECTRIC OR GAS UTILITY WITH THE INTERESTS OF THE UTILITY'S CUSTOMERS REGARDING INCURRED FUEL COSTS.

(b) THE MECHANISMS ESTABLISHED BY RULE PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION MUST BE DESIGNED TO PROTECT CUSTOMERS AND TO IMPROVE THE UTILITY'S MANAGEMENT OF FUEL COSTS. THE COMMISSION MAY TAILOR THE MECHANISMS TO APPLY TO DIFFERENT UTILITIES BASED ON A UTILITY'S SIZE OR ABILITY TO IMPLEMENT THE MECHANISMS.

(c) THE COMMISSION MAY ESTABLISH A SYMMETRICAL INCENTIVE FOR THE UTILITY TO SUCCESSFULLY IMPLEMENT THE MECHANISMS.

(3) IN ADOPTING THE RULES PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION, THE COMMISSION:

(a) SHALL CONSIDER:

(I) SYMMETRICALLY ALLOCATING AN AMOUNT OF FUEL PRICE RISK TO THE INVESTOR-OWNED ELECTRIC OR GAS UTILITY, SUBJECT TO REASONABLE PARAMETERS, INCLUDING:

(A) A RANGE OF OUTCOMES WITHIN WHICH NO RISK SHARING OCCURS; AND

(B) A CAP ON ANY INCENTIVE OR COST SHARE THAT RESULTS FROM THE RISK-MITIGATION MECHANISM; AND

(II) MECHANISMS TO IMPROVE ELECTRICITY PRODUCTION COST EFFICIENCY WHILE MINIMIZING FUEL COSTS, SUCH AS SYMMETRICALLY ALLOCATING A PORTION OF IMPROVEMENTS OR DEGRADATIONS IN ELECTRICITY PRODUCTION PER DOLLAR OF FUEL OR PER DOLLAR OF ACQUISITION COSTS INCURRED; AND

(b) MAY CONSIDER, TO THE EXTENT SUCH INFORMATION IS RELEVANT:

(I) THE FINANCIAL HEALTH OF THE UTILITY AND CORRESPONDING IMPACTS ON CUSTOMER AFFORDABILITY; AND

(II) THE UTILITY'S ABILITY TO MAKE INVESTMENTS TO ACHIEVE THE STATE'S ENERGY POLICY OBJECTIVES IN AN AFFORDABLE MANNER FOR CUSTOMERS.

(4) NOTHING IN THIS SECTION:

(a) SHALL BE CONSTRUED TO AUTOMATICALLY SHIFT RISK TO THE INVESTOR-OWNED ELECTRIC OR GAS UTILITY; OR

(b) WARRANTS AN AUTOMATIC ADJUSTMENT TO THE AMOUNT OF ALLOWABLE RETURN ON EQUITY OR ANY OTHER RATE-MAKING METRIC."

Page 13, strike lines 10 through 27.

Page 14, strike lines 1 through 5 and substitute:

"(2) AFTER COMPLETION OF THE INVESTIGATION, THE COMMISSION SHALL HOLD A HEARING, AT WHICH THE COMMISSION SHALL CONSIDER THE INFORMATION GATHERED IN THE INVESTIGATION AND PUBLIC COMMENTS, TO DETERMINE WHETHER ALTERNATIVE COST-RECOVERY MECHANISMS OR ACTIONS TAKEN BY A NATURAL GAS UTILITY THAT SERVES MORE THAN FIVE HUNDRED THOUSAND CUSTOMERS IN THE STATE ARE NECESSARY AND APPROPRIATE OR COULD MITIGATE IMPACTS ON NONPARTICIPATING INCOME-QUALIFIED CUSTOMERS."

Renumber succeeding subsection accordingly.

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Amendment No. 6(L.014), by Senator Fenberg.

Amend printed bill, page 3, line 7, after "FUTURE" insert "CARBON-BASED".

Page 4, line 6, after "**filings -**" insert "**rules -**".

Page 4, line 8, strike "MECHANISMS, GUIDELINES, OR".

Page 4, line 10, strike "MECHANISMS, GUIDELINES, OR".

Page 4, strike lines 16 and 17 and substitute:

"(III) SETTING AN OVERALL PERCENTAGE OF THE UTILITY'S EXPENSES IN A RATE CASE THAT ARE NOT RECOVERABLE;

(IV) ESTABLISHING DISCOVERY PARAMETERS AND WHAT INFORMATION IN A COMMISSION PROCEEDING MUST BE DISCLOSED TO INTERVENERS OR".

Renumber succeeding subparagraph accordingly.

Page 5, after line 4 insert:

"(b) BEFORE THE COMMISSION MAY DETERMINE THAT AN INVESTOR-OWNED UTILITY'S APPLICATION TO MODIFY BASE RATES IS COMPLETE, THE COMMISSION SHALL CERTIFY THAT, FOR COMPARISON OF TEST YEARS AND OTHER PURPOSES, THE FILING INCLUDES SUFFICIENT INFORMATION, INCLUDING A COMPREHENSIVE COST AND REVENUE REQUIREMENT ANALYSIS BASED ON ACTUAL, AUDITABLE, HISTORICAL DATA, WHICH ANALYSIS MUST BE ACCOMPANIED BY APPROPRIATE WORKPAPERS AND OTHER SUPPORTING MATERIALS.

(c) NOTHING IN THIS SECTION PROHIBITS A UTILITY FROM INCLUDING MULTIPLE TEST YEARS FOR ANALYSIS OR CONSIDERATION IN A RATE CASE FILING, INCLUDING INCLUSION OF A FUTURE TEST YEAR."

Reletter succeeding paragraph accordingly.

Page 5, after line 5 insert:

"(I) "BASE RATE" MEANS CHARGES USED TO RECOVER COSTS OF UTILITY INFRASTRUCTURE AND OPERATIONS, INCLUDING A RETURN ON CAPITAL INVESTMENT, NOT OTHERWISE RECOVERED THROUGH A UTILITY RATE RIDER OR RATE ADJUSTMENT MECHANISM."

Renumber succeeding subparagraphs accordingly.

Page 9, line 18, strike "(1)(a)." and substitute "(1)(d)(I)".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1190 by Representative(s) Boesenecker and Sirota; also Senator(s) Winter F.--Concerning a right of first refusal to purchase qualifying multifamily residential property by a local government.

Laid over until Monday, May 1, retaining its place on the calendar.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the remaining General Orders -- Second Reading of Bills Calendar (HB23-1233, HB23-1266, HB23-1243, SB23-279, HB23-1246) of Tuesday, April, 25, was laid over until Wednesday, April 26, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Exum, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-291 as amended.
 Laid over until Wednesday, April 26: HB23-1233, HB23-1266, HB23-1243, SB23-279, HB23-1246.
 Laid over until Monday, May 1: HB23-1190.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of House Amendments to Senate Bills Calendar (SB23-005, SB23-049, SB23-058, SB23-094, SB23-149, SB23-175, and SB23-177) of Tuesday, April, 25, was laid over until Wednesday, April 26, retaining its place on the calendar.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
 CONSENT CALENDAR**

On motion of Majority Leader Moreno, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
 BOARD OF ASSESSMENT APPEALS

for terms beginning June 30, 2022, expiring June 30, 2023:

- Claudia Crane of Crestone, Colorado, reappointed;
- John DeRungs of Denver, Colorado, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

DELIVERY TO THE GOVERNOR

To the Governor for signature on Tuesday, April 25, 2023, at 08:42 AM:
 SB23-168, 169, and 170.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Local Government & Housing

The Committee on Local Government & Housing has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE STATE HOUSING BOARD

for a term expiring January 31, 2027:

Anthea Teresa Martin of Denver, Colorado, to serve as a member of the First Congressional District and an Unaffiliated, reappointed.

Local Government & Housing

After consideration on the merits, the Committee recommends that HB23-1120 be referred to the Committee on Appropriations with favorable recommendation.

Business, Labor, & Technology

The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE UNDERGROUND DAMAGE PREVENTION SAFETY COMMISSION

for a term expiring January 1, 2026:

Laura Lancaster of Palisade, Colorado, to represent energy producers, appointed.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that SB23-292 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 10, line 6, strike "ENERGY CREDITS,".

Page 10, line 21, strike "INCLUDES:" and substitute "INCLUDES THE FOLLOWING PROJECT TYPES, SO LONG AS THEY SATISFY THE CRITERIA IN SUBSECTION (5)(a)(I) OR (5)(a)(II) OF THIS SECTION:".

Page 11, line 3, strike "GAS" and substitute "UTILITY GAS".

Page 11, line 8, strike "AND".

Page 15, line 11, after "BUILDING" insert "ENERGY".

Page 18, line 9, strike "CERTIFICATIONS AND" and substitute "CERTIFICATIONS. THE PUBLIC UTILITY, COOPERATIVE ELECTRIC ASSOCIATION, INDEPENDENT POWER PRODUCER, OR OTHER OWNER OF AN ENERGY SECTOR PUBLIC WORKS PROJECT".

Page 18, strike lines 13 through 25 and substitute:

"(5) NO LATER THAN JANUARY 1, 2029, AND AT LEAST FIVE YEARS THEREAFTER, THE STATE AUDITOR'S OFFICE SHALL CONDUCT AN AUDIT OF THE COMMISSION'S APPROVAL OF ENERGY SECTOR PUBLIC WORKS PROJECTS. THE PURPOSE OF THE AUDIT IS TO ESTABLISH OVERSIGHT AND ACCOUNTABILITY FOR COMPLIANCE WITH SECTION 40-2-129, AND TO DETERMINE WHETHER A SAMPLE OF PROJECTS THAT HAVE BEEN APPROVED BY THE COMMISSION ARE FULLY COMPLIANT WITH ALL EMPLOYMENT, TRAINING, WAGE, AND APPRENTICESHIP

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REQUIREMENTS OF SECTION 24-92-115 (7) AND PART 2 OF THIS ARTICLE 92. THE AUDIT MUST CONSIDER INFORMATION AND RECORDS RELATED TO THE CRAFT LABOR CERTIFICATIONS THAT ARE COLLECTED AND MAINTAINED BY THE DEPARTMENT OF LABOR AND EMPLOYMENT. THE DEPARTMENT OF LABOR AND EMPLOYMENT SHALL PROVIDE ANY INFORMATION NEEDED TO PERFORM THE AUDIT AS REQUESTED BY THE STATE AUDITOR'S OFFICE.

(a) THE AUDIT PROCESS MUST SELECT A SAMPLE OF PROJECTS FOR REVIEW AND ENSURE THAT THE SCOPE OF THE AUDIT ENCOMPASSES THE BROAD TYPES OF ENERGY SECTOR PUBLIC WORKS PROJECTS.

(b) UPON RELEASE OF THE AUDIT REPORT BY THE LEGISLATIVE AUDIT COMMITTEE, THE STATE AUDITOR MUST MAKE THE RESULTS OF THE AUDIT AVAILABLE TO THE PUBLIC.

(c) AFTER CONDUCTING TWO AUDITS UNDER THIS SUBSECTION (5), THE STATE AUDITOR MAY CONDUCT ADDITIONAL AUDITS IN THE STATE AUDITOR'S DISCRETION."

Page 20, line 8, strike "OF AN ENERGY SECTOR PUBLIC".

Page 20, line 9, strike "WORKS PROJECT".

Page 21, lines 5 and 6, strike "IN THE AMOUNT OF ONE MILLION DOLLARS OR MORE,".

Page 21, line 17, strike "COUNCILS" and substitute "AGENCIES".

Page 22, line 3, strike "COUNCIL" and substitute "AGENCY".

Page 22, line 6, strike "ARE SUBJECT TO" and substitute "SATISFY".

Page 22, line 7, strike "SECTION;" and substitute "SECTION AT THE TIME THE CONTRACT OR SUBCONTRACT WAS EXECUTED;".

Page 24, line 20, strike "councils" and substitute "~~councils~~ AGENCIES".

Page 25, line 2, strike "MATERIALS;" and substitute "MATERIALS, INCLUDING CONSIDERATION OF THE POTENTIAL FOR DOMESTICALLY MANUFACTURED MATERIALS BEING UNAVAILABLE IN THE MARKETPLACE;".

Page 27, line 18, strike "COUNCILS" and substitute "AGENCIES".

Page 29, strike lines 11 through 16 and substitute:

"(7) (a) THE UTILITY THAT OFFERS THE REBATE OR INCENTIVE PURSUANT TO THIS SECTION MUST ESTABLISH PERIODIC AUDITS OF THE QUALIFYING REBATES THAT REPRESENT THE HIGHEST TWO PERCENT OF REBATES ISSUED BY DOLLAR AMOUNT AT LEAST EVERY THREE YEARS TO ENSURE THAT THE CONTRACTORS OR SUBCONTRACTORS MAINTAIN COMPLIANCE WITH THIS SECTION."

Page 30, line 14, strike "COUNCILS" and substitute "AGENCIES".

Page 32, strike lines 7 through 12 and substitute:

"(7) (a) THE UTILITY THAT OFFERS THE REBATE OR INCENTIVE PURSUANT TO THIS SECTION MUST ESTABLISH PERIODIC AUDITS OF THE QUALIFYING REBATES THAT REPRESENT THE HIGHEST TWO PERCENT OF REBATES ISSUED BY DOLLAR AMOUNT AT LEAST EVERY THREE YEARS TO ENSURE THAT THE CONTRACTORS OR SUBCONTRACTORS MAINTAIN COMPLIANCE WITH THIS SECTION."

Page 33, line 27, after "act" insert "only".

Page 34, strike line 1 and substitute "which a public utility or cooperative electric association invitation for bids or proposals is issued on or after January 1,".

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- Finance After consideration on the merits, the Committee recommends that **HB23-1279** be referred to the Committee of the Whole with favorable recommendation. 1
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- Finance After consideration on the merits, the Committee recommends that **HB23-1251** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. 5
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- Finance After consideration on the merits, the Committee recommends that **HB23-1091** be referred to the Committee on Appropriations with favorable recommendation. 10
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INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated: 14
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- SB23-302** by Senator(s) Pelton B. and Hinrichsen; also Representative(s) Ortiz and Hartsook-- Concerning changes to the Colorado veterans' service-to-career program. 18
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State, Veterans, & Military Affairs
- HB23-1013** by Representative(s) Amabile; also Senator(s) Fields and Rodriguez--Concerning measures to regulate the use of restrictive practices on individuals in correctional facilities. 24
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Judiciary
- HB23-1017** by Representative(s) Kipp and Bockenfeld; also Senator(s) Bridges and Van Winkle-- Concerning improvements to the electronic sales and use tax simplification system, and, in connection therewith, making an appropriation. 28
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Finance
- HB23-1057** by Representative(s) McCormick and Vigil; also Senator(s) Jaquez Lewis--Concerning a requirement that certain public buildings have restrooms with amenities for all genders, and, in connection therewith, making an appropriation. 33
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State, Veterans, & Military Affairs
- HB23-1076** by Representative(s) Daugherty; also Senator(s) Marchman--Concerning workers' compensation, and, in connection therewith, increasing the duration of benefits based on mental impairment, removing the authority to petition over artificial devices, allowing an employee to request a hearing on the loss of total temporary disability benefits under certain circumstances, updating provisions related to independent medical examinations, increasing the amount of attorney fees that are presumed unreasonable, and making an appropriation. 38
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Business, Labor, & Technology
- HB23-1078** by Representative(s) Willford and Gonzales-Gutierrez; also Senator(s) Hansen--Concerning the creation of a dependent allowance for individuals receiving unemployment compensation, and, in connection therewith, making an appropriation. 47
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Business, Labor, & Technology
- HB23-1088** by Representative(s) Martinez, Hartsook; also Senator(s) Hinrichsen--Concerning a program to provide mental health services for veterans who have exhausted federal veterans administration mental health benefits, and, in connection therewith, making an appropriation. 52
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State, Veterans, & Military Affairs
- HB23-1147** by Representative(s) Kipp; also Senator(s) Winter F.--Concerning provisions relating to the adequate training of motor vehicle drivers, and, in connection therewith, creating an enterprise to educate potential drivers and reimburse third-party providers and counties for a portion of the costs of administering driving examinations, setting limits on the fees third-party providers may charge, providing translation services for driving examinations, imposing a fee on instruction permits and driver's licenses, and making an appropriation. 58
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Finance

HB23-1210	by Representative(s) Dickson; also Senator(s) Hansen--Concerning carbon management, and, in connection therewith, ensuring that carbon management projects are eligible for grants under the industrial and manufacturing operations clean air grant program and providing for the creation of a carbon management roadmap. Transportation & Energy	1 2 3 4 5 6
HB23-1222	by Representative(s) Duran and Weissman; also Senator(s) Roberts and Winter F.-- Concerning the jurisdiction of municipal courts to hear domestic violence offenses. Judiciary	7 8 9 10
HB23-1223	by Representative(s) Bacon and English; also Senator(s) Fields--Concerning the creation of a task force to establish shared guidance for entities to utilize in prioritizing grant money to achieve maximum impact to reduce negative outcomes for youth, and, in connection therewith, making an appropriation. Health & Human Services	11 12 13 14 15 16
HB23-1226	by Representative(s) Soper and deGruy Kennedy; also Senator(s) Roberts and Will-- Concerning transparency requirements for hospitals, and, in connection therewith, creating more timely submissions of data; providing insights into transfers of cash and profits and reserves, including those leaving Colorado; reporting on all information received; reporting information by each hospital in addition to health systems; disclosing executive compensation, including compensated incentives; reporting mergers and acquisitions of hospitals and physicians; reporting investments in capital equipment and construction; and making an appropriation. Health & Human Services	17 18 19 20 21 22 23 24 25 26
HB23-1254	by Representative(s) Brown and Mabrey; also Senator(s) Cutter--Concerning the conditions covered under the warranty of habitability for residential premises, and, in connection therewith, specifying a landlord's requirements to remediate a residential premises that is damaged due to an environmental public health event, expanding what constitutes retaliation by a landlord, and describing situations in which a tenant may terminate a lease after the premises has been damaged due to an environmental public health event. Local Government & Housing	27 28 29 30 31 32 33 34
HB23-1255	by Representative(s) Lindstedt and Dickson; also Senator(s) Gonzales--Concerning preemption of local regulations limiting the number of building permits issued for development. Local Government & Housing	35 36 37 38 39
HB23-1258	by Representative(s) Sharbini and Garcia; also Senator(s) Cutter--Concerning creating a task force to study the costs associated with drug crimes, and, in connection therewith, making an appropriation. Judiciary	40 41 42 43 44
HB23-1269	by Representative(s) Michaelson Jenet and Gonzales-Gutierrez; also Senator(s) Bridges and Gardner--Concerning efforts to promote clinical stabilization for youth involved in the behavioral health system, and, in connection therewith, making an appropriation. Health & Human Services	45 46 47 48 49
HB23-1272	by Representative(s) Weissman and Joseph; also Senator(s) Fenberg--Concerning tax policy that advances decarbonization, and, in connection therewith, extending tax credits for the purchase or lease of electric vehicles; creating tax credits for industrial facilities to implement greenhouse gas emissions reduction improvements, for expenditures made in connection with geothermal energy projects, for production of geothermal electricity generation, for the deployment of heat pump technology, for retail sales of electric bicycles, and for construction of sustainable aviation fuel production facilities; creating a temporary specific ownership tax rate reduction on a portion of the sale of electric medium- and heavy-duty trucks; temporarily decreasing the severance tax credit for oil and gas production, requiring the revenue that is attributable to the decrease be deposited in the decarbonization tax credits administration cash fund, and creating the cash fund; and making an appropriation. Finance	50 51 52 53 54 55 56 57 58 59 60 61 62 63
HB23-1277	by Representative(s) Marshall and Taggart; also Senator(s) Kolker and Smallwood-- Concerning the filing of income tax returns by business entities. Finance	64 65 66 67

- HB23-1286** by Representative(s) Armagost and Duran; also Senator(s) Gardner and Ginal--Concerning changes to monetary penalties for the offense of cruelty to animals for working animals that are used in connection with governmental entities. 1
 Judiciary 2
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- HB23-1290** by Representative(s) McCluskie and Sirota; also Senator(s) Moreno and Fields--Concerning the referral of a ballot issue related to the underestimation of revenue from the taxes on products that contain nicotine in a required notice to voters, and, in connection therewith, referring a ballot issue to the voters to allow the state to retain and spend state revenues that would otherwise need to be refunded for exceeding the estimate in the ballot information booklet analysis for proposition EE and to allow the state to maintain the tax rates on cigarettes, tobacco products, and nicotine products established in proposition EE that would otherwise need to be decreased. 6
 Finance 7
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- HB23-1292** by Representative(s) Weissman and Soper; also Senator(s) Gonzales and Gardner--Concerning the adoption of the 2023 recommendations of the Colorado commission on criminal and juvenile justice regarding enhanced sentencing. 16
 Judiciary 17
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- HB23-1298** by Representative(s) Sirota and Bird, Bockenfeld; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning the date upon which the department of public health and environment must begin providing reimbursements to certain public schools for costs associated with testing the lead content of drinking water. 21
 Appropriations 22
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- HB23-1300** by Representative(s) Bird and Sirota; also Senator(s) Zenzinger and Kirkmeyer--Concerning extending continuous eligibility medical coverage for certain individuals, and, in connection therewith, seeking federal authorization and making an appropriation. 27
 Appropriations 28
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MESSAGE FROM THE GOVERNOR

Tuesday, April 25th, 2023

Colorado Senate
 The 74th General Assembly
 First Regular Session
 State Capitol
 Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-238 - Small Communities Water and Wastewater Grant Fund
 Approved on Tuesday, April 25th, 2023 at 2:00 p.m.

SB23-240 - Colorado Department of Public Health and Environment Dairy Plant Fees
 Approved on Tuesday, April 25th, 2023 at 3:20 p.m.

Sincerely,
 (signed)
 Jared Polis
 Governor

April 24, 2023

The Honorable Colorado General Assembly
The 73rd General Assembly
Second Regular Session
State Capitol
200 E. Colfax Ave.
Denver, CO 80203

Dear Honorable Members of the Colorado General Assembly:

Today Senate Bill 23-234 "State Employee Insurance Premiums" became law without my signature. This bill rescinds a portion of the Family and Medical Leave Insurance (FAMLI) advance payment ('prepay'), which was an important component of my administration's strategy to address the outyear impacts of the budgetary structural deficit.

House Bill 22-1133 transferred \$57 million from the Revenue Loss Restoration Cash Fund to the FAMLI Fund as an advance payment of FAMLI premiums. This was a key step to carry out the will of the voters and establish the FAMLI program. The state also received a financial benefit from the prepay through a credit system on the fees the state owes to the FAMLI program as an employer. The transfer provided startup funds to the FAMLI Division, which were essential to the Colorado Department of Labor and Employment's (CDLE) work to stand up the necessary technical infrastructure and staffing to make the new FAMLI program successful. The transfer also increased interest earnings to the FAMLI fund. Under SB 23-234, the General Assembly is instituting the transfer back of unexpended prepay dollars, at least \$35 million, to the Revenue Loss Restoration Cash Fund.

I recognize that this bill is part of overall budget negotiations and needed for balancing the budget. The Joint Budget Committee has had to make hard choices every year, and this year is no different. The good news is that this clawback by the General Assembly does not threaten the Division's efforts. Thanks to our prepay strategy, CDLE's efforts to date to stand up this program have met expectations. Additionally, we anticipate that the actuarial soundness of the FAMLI Fund will not be threatened by this action.

However, I do have some concerns with this legislation. The bill undercuts benefits for state employees and reduces slightly the impact of the historic pay adjustments for state employees that are a result of the State and Colorado WINS' compensation agreement from last fall, at a time in which we need to support state employees more than ever before. In addition, when agreeing to the ballot measure that established the FAMLI program, the voters determined that the employer should be the decision maker regarding how the FAMLI premium is split between the employer and employee, with most employers required to pay at least 50% of the total premium, but able to pay up to the entire premium. I believed it was in the best interest of the State to cover both employer and employee contributions to the fund until the benefit becomes available for employees beginning next January, which is why I included this funding in my budget request. This legislation also dictates how the state, as an employer, provides benefits to employees for the 2023-24 fiscal year, which should be within the realm of the executive. For these reasons, I will not put my signature to this law.

As this bill becomes law, I look forward to working with the Joint Budget Committee and General Assembly in the future to address the needs of the FAMLI program and ensure that Colorado remains an Employer of Choice.

Sincerely,
(signed)
Jared Polis
Governor
State of Colorado

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TRIBUTES

Honoring:

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Delta Psi Lambda, Iota Omicron Lambda, and Omicron Tau Chapters, Alpha Phi Alpha Fraternity -- By Representatives Jennifer Bacon, Leslie Herod, Naquetta Ricks, Iman Jodeh, Elisabeth Epps, Junie Joseph and Regina English, and Senators James Coleman, Rhonda Fields, Janet Buckner, and Tony Exum	5
Colorado's Direct Care Workforce -- By Senator Joann Ginal	6
Charlotte Figi -- By Senator Kevin Van Winkle	7
Pinwheels for Prevention Campaign Building Together - Prevention in Partnership supported by Illuminate Colorado -- By Senators Rhonda Fields and Cleave Simpson	8
Children of Military Families -- By Senator Nick Hinrichsen and Representative Matthew Martinez	9
The Charter Advocacy Coalition -- By Senator Paul Lundeen	10
Colorado Home Educators -- By Senator Rod Pelton	11
Senator Bob Gardner - By Senator Jeff Bridges	12
The Denver Alumnae, Colorado Springs Alumnae, Tau Lambda, and Zeta Pi City-Wide chapters of Delta Sigma Theta Sorority, Inc. -- By Elisabeth Epps, Jennifer Bacon, Leslie Herod, Naquetta Ricks, Iman Jodeh, Junie Joseph, and Regina English, and Senators Rhonda Fields, Janet Buckner, Tony Exum, and James Coleman	13
The Church of Jesus Christ of Latter-day Saints and The Interfaith Alliance of Colorado -- By Senator Lisa Cutter	14
Pueblo Bulls 10U Team -- By Senator Nick Hinrichsen	15
Pueblo Bulls 10U White Team -- By Senator Nick Hinrichsen	16
Pueblo Bulls 10U Red Team -- By Senator Nick Hinrichsen	17
Pueblo Bulls 10U Black Team -- By Senator Nick Hinrichsen	18
Pueblo Bulls 12U Team -- By Senator Nick Hinrichsen	19
Pueblo Bulls 14U Team -- By Senator Nick Hinrichsen	20
The Scientific and Cultural Facilities District -- By Senators Dominick Moreno and Kevin Van Winkle	21
Mama Bird Maternity and Health Spa -- By Senators Rhonda Fields, Janet Buckner, James Coleman, and Tony Exum	22
Garrett Kelley -- By Senator Nick Hinrichsen	23
Annie Nelson -- By Senator Dylan Roberts	24
Ryan Macoubrie -- By Senator Tony Exum	25
Casandra Baird -- By Senator Kevin Priola	26
Taylor Verville -- By Senator Joann Ginal	27
Andrew Barton -- By Senator Janice Marchman	28
Sam Maddux -- By Senator Janice Marchman	29
Bronwyn Brody -- By Senator Janice Marchman	30
Jackie Anderson -- By Senator Chris Kolker	31
Molly Stawinoga -- By Senator Sonya Jaquez Lewis	32
Denice Walker -- By Senator Sonya Jaquez Lewis	33
Lena Long-Shore -- By President Steve Fenberg	34
Aaron Silverstein -- By Senator Rachel Zenzinger	35
Adrienne Dahms -- By Senator Lisa Cutter	36
Brandon Machen -- By Senator Dominick Moreno	37
Nate Lewis -- By Senator Jessie Danielson	38
Julie Mullica -- By Senator Kyle Mullica	39
Hazel Gibson -- By Senator Faith Winter	40
Taylor Rogers -- By Senator Jeff Bridges	41
James Vargas -- By Senator Jeff Bridges	42
Nick Swain -- By Senator Tom Sullivan	43
Ian Engstrom -- By Senator Tom Sullivan	44
Jasmyne Sherman -- By Senator Janet Buckner	45
Mahamoud Ahmed -- By Senator Rhonda Fields	46
Taylor Verville -- By Senator Rhonda Fields	47
Anna Evans -- By Senator Chris Hansen	48
Nathan Catey -- By Senator Chris Hansen	49
Lance Wheeland -- By Senator Robert Rodriguez	50
Cooper Hearne -- By Senator Robert Rodriguez	51
Carla Blanc -- By Senator James Coleman	52
Jacky Jimenez -- By Senator Julie Gonzales	53
Superior Elementary School -- By President Steve Fenberg	54
Joe Stadterman -- By Senator Perry Will	55
Ian Petkash -- By Senator Perry Will	56
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The Table Urban Farm -- By Senator Robert Rodriguez	1
Antoinette Harris -- By Senator Mark Baisley	2
Emma Reutz -- By Senator Mark Baisley	3
Aidan Smagala -- By Senator Mark Baisley	4
Emma Browning -- By Senator Bob Gardner	5
Hunter Rivera -- By Senator Barbara Kirkmeyer	6
Olivia Keane -- By Senator Barbara Kirkmeyer	7
Lara Ross -- By Senator Larry Liston	8
Abigail Schraeder -- By Senator Larry Liston	9
Max Johnson -- By Senator Larry Liston	10
Dusty Johnson -- By Senator Byron H. Pelton	11
Bronwen Cartwright -- By Senator Byron H. Pelton	12
Dusty Johnson -- By Senator Rod Pelton	13
Emma Hanson -- By Senator Rod Pelton	14
Kevin Conrad -- By Senator Janice Rich	15
Kyra Bowlby -- By Senator Janice Rich	16
Kelton Hartern -- By Senator Janice Rich	17
Mackenzie Boltz -- By Senator Cleave Simpson	18
Xavier King -- By Senator Cleave Simpson	19
Jennifer Hilger -- By Senator Jim Smallwood	20
Jay Spencer -- By Senator Kevin Van Winkle	21
Aspen Sivey -- By Senator Kevin Van Winkle	22
Luke Howes -- By Senator Perry Will	23
Isabelle Daigle -- By Senator Perry Will	24



On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Wednesday, April 26, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

108th Legislative Day Wednesday, April 26, 2023

- Prayer 10
By the chaplain, Pastor Nicole Kelly Vickey, Envision Community Church, Longmont. 11
- Call to Order 12
By the President at 9:00 a.m. 13
- Roll Call 14
Present--34 15
Excused--1, Sullivan 16
Present later--1, Sullivan 17
- Quorum 18
The President announced a quorum present. 19
- Pledge 20
By Senator Smallwood. 21
- Approval of the Journal 22
On motion of Senator Mullica, the Journal of Tuesday, April 25, 2023, was approved as corrected by the Secretary. 23

SENATE SERVICES REPORT

- Correctly Printed:** SB23-302. 24
- Correctly Engrossed:** SB23-287 and 291. 25
- Correctly Reengrossed:** SB23-003, 014, 164, 176, 267, 280, 283, 285, 290, and 294. 26
- Correctly Enrolled:** SB23-006, 044, 072, 087, 157, 160, 161, 163 and 187. 27

COMMITTEE OF REFERENCE REPORTS

- Local Government & Housing 28
After consideration on the merits, the Committee recommends that **HB23-1115** be **postponed indefinitely**. 29
- Business, Labor, & Technology 30
After consideration on the merits, the Committee recommends that **HB23-1229** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. 31

Amend reengrossed bill, page 2, before line 3 insert: 32

"SECTION 1. In Colorado Revised Statutes, **repeal and reenact, with amendments**, 5-2-213 as follows: 33
 5-2-213. General-purpose credit cards - definitions. (1) AS USED IN THIS SECTION: 34
 (a) "GENERAL-PURPOSE CREDIT CARD" MEANS ANY CARD, PLATE, OR OTHER SINGLE CREDIT DEVICE THAT MAY BE USED FROM TIME TO TIME TO OBTAIN CONSUMER CREDIT UNDER AN OPEN-END CREDIT PLAN OFFERED BY A SUPERVISED FINANCIAL ORGANIZATION, AS DEFINED IN SECTION 5-1-301 (45), THAT: 35
 (I) IS ACCEPTED BY ANY MERCHANT THAT PARTICIPATES IN A WIDELY ACCEPTED PAYMENT CARD NETWORK AND IS ACCEPTED UPON PRESENTATION AT MULTIPLE, UNAFFILIATED MERCHANTS FOR GOODS OR SERVICES; 36
 (II) DOES NOT CHARGE FEES, INCLUDING PRE-ACCOUNT OPENING FEES, WHICH EXCEED FIFTEEN PERCENT OF THE CREDIT LINE; AND 37
 (III) DOES NOT INCLUDE AN OVERDRAFT LINE OF CREDIT THAT IS 38

ACCESSED BY A DEBIT OR PREPAID CARD OR AN ACCOUNT NUMBER.
 (b) "OPEN-END CREDIT PLAN" MEANS CONSUMER CREDIT EXTENDED BY A CREDITOR UNDER A PLAN IN WHICH:
 (I) THE CREDITOR REASONABLY CONTEMPLATES REPEATED TRANSACTIONS;
 (II) THE CREDITOR MAY IMPOSE A FINANCE CHARGE FROM TIME TO TIME ON AN OUTSTANDING UNPAID BALANCE; AND
 (III) THE AMOUNT OF CREDIT THAT MAY BE EXTENDED TO THE CONSUMER DURING THE TERM OF THE PLAN, UP TO ANY LIMIT SET BY THE CREDITOR, IS GENERALLY MADE AVAILABLE TO THE EXTENT THAT ANY OUTSTANDING BALANCE IS REPAID.
 (2) LIMITATIONS IN STATE LAW ON FINANCE CHARGES AND FEES APPLICABLE TO CONSUMER CREDIT TRANSACTIONS IN SECTIONS 5-2-201, 5-2-202, AND 5-2-203 SHALL NOT APPLY TO GENERAL-PURPOSE CREDIT CARDS."

Renumber succeeding sections accordingly.

Page 6, after line 1 insert:

SECTION 4. In Colorado Revised Statutes, 5-1-107, **amend** (1) as follows:
5-1-107. Effect of code on powers of organizations. (1) This code prescribes maximum charges for all creditors extending consumer credit except lessors and those excluded in sections 5-1-202 and 5-2-213 ~~(2)(b)~~ and displaces existing limitations on the powers of those creditors based on maximum charges.

SECTION 5. In Colorado Revised Statutes, 5-1-303, "Index of definitions in code", **repeal** the line "Credit card bank or financial institution" section 5-2-213 (1)."

Renumber succeeding sections accordingly.

Page 6, line 4, strike "1" and substitute "2".

Finance After consideration on the merits, the Committee recommends that **HB23-1061** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB23-1184** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB23-1275** be **referred** to the Committee of the Whole with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB23-1227** be **referred** to the Committee on Appropriations with favorable recommendation.

MESSAGE FROM THE HOUSE

April 26, 2023

Mr. President:

The House has adopted and transmits herewith HJR23-1023, as printed in House Journal, April 26, 2023

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

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On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Introduction and Consideration of Resolutions.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR23-1023 by Representative(s) Duran and Pugliese, Amabile, Armagost, Bird, Bockenfeld, Bradfield, Bradley, Brown, Catlin, deGruy Kennedy, Daugherty, Dickson, English, Evans, Frizell, Froelich, Gonzales-Gutierrez, Hamrick, Hartsook, Herod, Holtorf, Joseph, Kipp, Lieder, Lukens, Lynch, Mabrey, Marshall, McCormick, McLachlan, Michaelson Jenet, Parenti, Ricks, Sharbini, Sirota, Story, Taggart, Titone, Velasco, Vigil, Weinberg, Weissman, Willford, Wilson, Winter T., Woodrow, Young; also Senator(s) Kirkmeyer and Winter F.--Concerning Sexual Assault Awareness Month, and, in connection therewith, recognizing April as Sexual Assault Awareness Month and designating April 26, 2023, as Colorado Denim Day.

On motion of Senator Winter, the resolution was read at length and **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Liston, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Van Winkle, Will, and Zenzinger.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-287 by Senator(s) Zenzinger and Lundeen; also Representative(s) McLachlan and Kipp-- Concerning the financing of public schools, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, and Winter F.

SB23-291 by Senator(s) Fenberg and Cutter; also Representative(s) deGruy Kennedy and Martinez-- Concerning the public utilities commission's regulation of energy utilities, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	21	NO	13	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Exum, Hansen, Jaquez Lewis, Marchman, Moreno, Priola, and Winter F.

Committee of the Whole On motion of Senator Bridges, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Bridges was called to act as Chair.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1276 by Representative(s) Lindstedt and Vigil; also Senator(s) Zenzinger and Pelton B.-- Concerning the bridge and tunnel enterprise, and, in connection therewith, expanding the scope of the enterprise's powers to include the completion of preventative maintenance bridge projects and allowing the enterprise to repair, reconstruct, replace, and maintain a fair-rated bridge under certain circumstances.

Ordered revised and placed on the calendar for third reading and final passage.

SB23-293 by Senator(s) Coleman and Fields; also Representative(s) Herod--Concerning compensation of a student athlete for use of the student athlete's name, image, or likeness.

Ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1155 by Representative(s) Weissman and Bacon, Soper; also Senator(s) Gonzales--Concerning the advisement of rights during a custodial investigation.

Ordered revised and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Bridges, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	E
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-293, HB23-1276, HB23-1155

COMMITTEE OF REFERENCE REPORTS

Appropriations

After consideration on the merits, the Committee recommends that **SB23-275** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 15, strike lines 14 through 20 and substitute:

"SECTION 4. Appropriation. (1) For the 2023-24 state fiscal year, \$1,654 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 legislator per diem and travel reimbursement.

(2) For the 2023-24 state fiscal year, \$21,148 is appropriated to the department of law. This appropriation is from the legal services cash fund created in section 24-31-108 (4), C.R.S., from revenue received from the department of agriculture that is continuously appropriated to the department of agriculture from the Wild Horse Project Fund created in section 35-66-104(1)(b), C.R.S. The appropriation to the department of law 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 agriculture."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-277** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-288** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 9, after line 4 insert:

"SECTION 4. Appropriation. (1) For the 2023-24 state fiscal year, \$100,000 is appropriated to the department of health care policy and financing for use by the other medical services division. This appropriation is from the general fund. To implement this act, the division may use this appropriation for the doula scholarship program.

(2) For the 2023-24 state fiscal year, \$100,000 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 for personal services."

Renumber succeeding sections accordingly.

Page 1, line 102, strike "SERVICES." and substitute "SERVICES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations After consideration on the merits, the Committee recommends that SB23-289 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that HB23-1075 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that HB23-1197 be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that SB23-213 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 33 to title 29 as follows:

State Land Use Requirements For Affordable Housing

PART 1 HOUSING NEEDS PLANNING

29-33-101. Legislative declaration. (1) THE GENERAL ASSEMBLY HEREBY FINDS, DETERMINES, AND DECLARES THAT:

(a) COLORADO LACKS A COORDINATED PROCESS TO SET GOALS, DEVELOP SOLUTIONS, AND TRACK PROGRESS TOWARDS MEETING STATEWIDE, REGIONAL, AND LOCAL HOUSING NEEDS;

(b) CONSISTENT INFORMATION ABOUT STATEWIDE, REGIONAL, AND LOCAL HOUSING NEEDS IS ESSENTIAL IN DEVELOPING EQUITABLE AND EFFECTIVE HOUSING POLICIES AND STRATEGIES AND IMPROVING EFFORTS TO INCREASE HOUSING AFFORDABILITY OVER TIME;

(c) HOUSING MARKETS EXPAND BEYOND THE BORDERS OF INDIVIDUAL LOCAL GOVERNMENTS, AND INFORMATION IS REQUIRED ON A LOCAL, REGIONAL, AND STATEWIDE SCALE TO MAKE A HOLISTIC PLAN FOR ADDRESSING HOUSING NEEDS;

(d) ALTHOUGH SOME LOCAL GOVERNMENTS WORK TO ASSESS AND ADDRESS HOUSING NEEDS, THESE LOCAL GOVERNMENTS USE DIFFERENT METHODOLOGIES, DO THIS WORK AT DIFFERENT TIMES, AND LACK REGIONAL COORDINATION;

(e) LOCAL GOVERNMENTS THAT DO NOT ALLOW HOUSING SUPPLY TO KEEP PACE WITH HOUSEHOLD AND JOB GROWTH IN THEIR JURISDICTIONS EXPORT THEIR HOUSING NEEDS TO NEIGHBORING COMMUNITIES, CAUSING REGIONAL IMBALANCES THAT IMPACT EQUITY, POLLUTION, INFRASTRUCTURE COSTS, AND QUALITY OF LIFE;

(f) REQUIRING LOCAL GOVERNMENTS TO PLAN FOR AND IMPLEMENT STRATEGIES TO MEET AN EQUITABLE AMOUNT OF THEIR REGION'S HOUSING DEMAND WILL HELP MITIGATE THESE IMBALANCES AND THEIR NEGATIVE IMPACTS;

(g) THE STATE MANAGES MULTIPLE GRANT-BASED PROGRAMS DESIGNED TO HELP LOCAL GOVERNMENTS ASSESS AND MEET HOUSING NEEDS, AND THESE

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PROGRAMS WILL BE ABLE TO MORE EFFECTIVELY ADDRESS HOUSING ISSUES WITH MORE COMPREHENSIVE AND CONSISTENT INFORMATION INFORMED BY REGIONAL AND STATEWIDE DATA; AND

(h) THE AFFORDABLE HOUSING TRANSFORMATIONAL TASK FORCE ESTABLISHED IN SECTION 24-75-229 (6)(a), IDENTIFIED A STATEWIDE HOUSING NEEDS ASSESSMENT AND PRODUCTION STRATEGY AS A TOP LEGISLATIVE PRIORITY FOR COLORADO IN THE TASK FORCE'S FEBRUARY 23, 2022, REPORT TO THE GENERAL ASSEMBLY.

29-33-102. Definitions. AS USED IN THIS ARTICLE 33, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "ACCESSIBLE UNIT" MEANS A HOUSING UNIT THAT SATISFIES THE REQUIREMENTS OF THE FEDERAL "FAIR HOUSING ACT", 42 U.S.C. SEC. 3601 ET SEQ., AS AMENDED.

(2) "ACCESSORY DWELLING UNIT" MEANS AN INTERNAL, ATTACHED, OR DETACHED RESIDENTIAL DWELLING UNIT THAT:

(a) PROVIDES COMPLETE INDEPENDENT LIVING FACILITIES FOR ONE OR MORE PERSONS;

(b) IS LOCATED ON THE SAME LOT AS A PROPOSED OR EXISTING PRIMARY RESIDENCE; AND

(c) INCLUDES PROVISIONS FOR LIVING, SLEEPING, EATING, COOKING, AND SANITATION.

(3) "AFFORDABLE HOUSING" MEANS HOUSING FOR WHICH LOW- AND MODERATE-INCOME HOUSEHOLDS DO NOT SPEND MORE THAN THIRTY PERCENT OF THEIR HOUSEHOLD INCOME ON HOUSING COSTS.

(4) "BROWNFIELD DEVELOPMENT" MEANS THE DEVELOPMENT OF BROWNFIELD SITES, AS DEFINED IN SECTION 31-25-103 (3.1).

(5) "BUILDABLE LANDS ANALYSIS" MEANS AN EVALUATION OF LANDS SUITABLE FOR DEVELOPMENT INCLUDING POTENTIAL GREYFIELD DEVELOPMENT, BROWNFIELD DEVELOPMENT, AND GREENFIELD DEVELOPMENT.

(6) "BUS RAPID TRANSIT" MEANS A BUS-BASED TRANSIT SERVICE THAT INCLUDES AT LEAST THREE OF THE FOLLOWING:

(a) SERVICE THAT IS SCHEDULED TO RUN EVERY FIFTEEN MINUTES OR LESS DURING THE HIGHEST FREQUENCY SERVICE HOURS;

(b) DEDICATED LANES OR BUSWAYS;

(c) TRAFFIC SIGNAL PRIORITY;

(d) OFF-BOARD FARE COLLECTION;

(e) ELEVATED PLATFORMS; OR

(f) ENHANCED STATIONS.

(7) "COMMUTER BUS RAPID TRANSIT" MEANS A BUS RAPID TRANSIT SERVICE THAT OPERATES ON A LIMITED-ACCESS HIGHWAY FOR THE MAJORITY OF ITS ROUTE.

(8) "COTTAGE CLUSTER" MEANS A GROUPING OF TWO OR MORE DETACHED HOUSING UNITS, EACH HOUSING UNIT HAVING A FOOTPRINT OF NO MORE THAN NINE HUNDRED SQUARE FEET, AND THE GROUPING HAVING A COMMON COURTYARD.

(9) "DISCRETIONARY APPROVAL PROCESS" MEANS A DEVELOPMENT APPROVAL PROCESS CONDUCTED PURSUANT TO LOCAL LAW THAT REQUIRES A PUBLIC BODY OR OFFICIAL TO MAKE ONE OR MORE SUBJECTIVE DETERMINATIONS, INCLUDING:

(a) EVALUATIONS OF CONSISTENCY OF AN APPLICATION WITH LOCAL PLANS;

(b) COMPATIBILITY OR HARMONY OF AN APPLICATION WITH SURROUNDING LAND USES OR DEVELOPMENT;

(c) INDIVIDUALIZED EVALUATIONS RELATING TO MITIGATION OF IMPACTS; OR

(d) EVALUATION OF AN APPLICATION'S CONSISTENCY WITH PUBLIC WELFARE.

(10) "DISPLACEMENT" MEANS THE RELOCATION OF RESIDENTS DUE TO:

(a) INCREASED REAL ESTATE PRICES, RENTS, PROPERTY TAXES, OR OTHER ECONOMIC FACTORS;

(b) CAUSES SUCH AS EMINENT DOMAIN, LEASE NONRENEWALS, AND EVICTIONS;

(c) PHYSICAL CONDITIONS AND NEGLECT THAT RENDER RESIDENCES UNINHABITABLE;

(d) PHYSICAL DISPLACEMENT WHEREIN EXISTING HOUSING UNITS ARE LOST DUE TO PROPERTY REHABILITATION, REDEVELOPMENT, OR DEMOLITION; OR

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(e) INDIRECT DISPLACEMENT THAT OCCURS WHEN LOW-INCOME RESIDENTS VACATE UNITS AND THOSE UNITS ARE NO LONGER AFFORDABLE TO OTHER LOW-INCOME HOUSEHOLDS.

(11) "DWELLING UNIT" MEANS A SINGLE UNIT PROVIDING COMPLETE INDEPENDENT LIVING FACILITIES FOR ONE OR MORE PERSONS, INCLUDING PERMANENT PROVISIONS FOR COOKING, EATING, LIVING, SANITATION, AND SLEEPING.

(12) "FIXED-RAIL TRANSIT" MEANS PASSENGER RAIL TRANSIT THAT USES AND OCCUPIES A SEPARATE RIGHT-OF-WAY OR RAIL LINE, INCLUDING COMMUTER RAIL AND LIGHT RAIL.

(13) "GREENFIELD DEVELOPMENT" MEANS NEW DEVELOPMENT ON LAND THAT HAS NOT BEEN PREVIOUSLY DEVELOPED AND THAT IS EITHER WITHIN A MUNICIPALITY OR OUTSIDE OF A MUNICIPALITY, BUT IS WITHIN A POTENTIAL ANNEXATION AREA.

(14) "GREYFIELD DEVELOPMENT" MEANS INFILL, REDEVELOPMENT, OR NEW DEVELOPMENT WITHIN AN EXISTING MUNICIPALITY OR CENSUS URBANIZED AREA ON VACANT, PARTIALLY VACANT, OR UNDERUTILIZED LAND THAT TAKES INTO CONSIDERATION DEVELOPMENT READINESS AND MARKET FACTORS.

(15) "KEY CORRIDORS" MEANS ROADWAYS AND TRANSIT STOPS SERVED BY URBAN BUS RAPID TRANSIT SERVICES, COMMUTER BUS RAPID TRANSIT SERVICES, AND FREQUENT BUS SERVICES. FOR PURPOSES OF THIS SUBSECTION (15), "FREQUENT BUS SERVICE" MEANS A BUS ROUTE THAT IS SCHEDULED TO RUN AT LEAST EVERY FIFTEEN MINUTES DURING THE HIGHEST FREQUENCY SERVICE HOURS AND IS AT LEAST ONE MILE LONG.

(16) "LOCAL GOVERNMENT" MEANS A HOME RULE OR STATUTORY CITY, TOWN, TERRITORIAL CITY OR TOWN, CITY AND COUNTY, OR COUNTY AND HOME RULE COUNTY.

(17) "LOCAL INCLUSIONARY ZONING ORDINANCE" MEANS A LOCAL LAW ENACTED PURSUANT TO SECTION 29-20-104 (1)(e.5) TO EITHER REQUIRE OR INCENTIVIZE THE CONSTRUCTION OF AFFORDABLE OR REGULATED AFFORDABLE HOUSING UNITS WITHIN MIXED-INCOME DEVELOPMENTS.

(18) "LOCAL LAW" MEANS ANY CODE, LAW, ORDINANCE, POLICY, REGULATION, OR RULE ENACTED BY A LOCAL GOVERNMENT THAT GOVERNS THE DEVELOPMENT AND USE OF LAND, INCLUDING, BUT NOT LIMITED TO, LAND USE CODES, ZONING CODES, AND SUBDIVISION CODES.

(19) "METROPOLITAN PLANNING ORGANIZATION" MEANS A METROPOLITAN PLANNING ORGANIZATION UNDER THE "FEDERAL TRANSIT ACT OF 1998", 49 U.S.C. SEC. 5301 ET SEQ., AS AMENDED.

(20) (a) "MIDDLE HOUSING" MEANS A TYPE OF HOUSING THAT INCLUDES BETWEEN TWO AND FOUR SEPARATE UNITS IN:

- (I) A BUILDING DESIGNED AS A SINGLE STRUCTURE;
- (II) A TOWNHOME BUILDING; OR
- (III) A COTTAGE CLUSTER.

(b) MUNICIPALITIES MAY DEFINE "MIDDLE HOUSING" TO INCLUDE ADDITIONAL HOUSING TYPES AND EXPANDED HOUSING UNIT AMOUNTS, SO LONG AS THE MUNICIPALITY'S DEFINITION IS NOT MORE RESTRICTIVE THAN THE DEFINITION OF "MIDDLE HOUSING" IN SUBSECTION (20)(a) OF THIS SECTION.

(21) "MIXED-INCOME DEVELOPMENT" MEANS HOUSING WHERE SOME OF THE HOUSING UNITS WITHIN A PARTICULAR DEVELOPMENT HAVE RESTRICTED RENTAL OR FOR-SALE RATES THAT ARE AFFORDABLE FOR LOW- AND MODERATE-INCOME HOUSEHOLDS AND SOME OF THE UNITS HAVE HIGHER RENTAL OR FOR-SALE RATES.

(22) "MIXED-USE DEVELOPMENT" MEANS A DEVELOPMENT PROJECT THAT INTEGRATES MULTIPLE LAND USE TYPES.

(23) "MULTI-AGENCY ADVISORY COMMITTEE" MEANS THE COMMITTEE ESTABLISHED IN SECTION 29-33-103.

(24) "MULTI-AGENCY GROUP" MEANS A GROUP CREATED IN THE DEPARTMENT OF LOCAL AFFAIRS COMPOSED OF STAFF FROM:

- (a) THE DIVISION OF LOCAL GOVERNMENT IN THE DEPARTMENT OF LOCAL AFFAIRS;
- (b) THE COLORADO ENERGY OFFICE;
- (c) THE DEPARTMENT OF NATURAL RESOURCES; AND
- (d) THE DEPARTMENT OF TRANSPORTATION.

(25) "MULTIFAMILY HOUSING" MEANS A BUILDING OR GROUP OF BUILDINGS ON THE SAME LOT WITH SEPARATE LIVING UNITS FOR THREE OR MORE HOUSEHOLDS.

(26) "MUNICIPALITY" MEANS A HOME RULE OR STATUTORY CITY OR

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TOWN, TERRITORIAL CHARTER CITY OR TOWN, OR CITY AND COUNTY. 1

(27) "OBJECTIVE STANDARD" MEANS A STANDARD THAT BOTH: 2

(a) DOES NOT REQUIRE A PUBLIC BODY OR OFFICIAL TO MAKE A 3

PERSONAL OR SUBJECTIVE JUDGMENT; AND 4

(b) IS UNIFORMLY VERIFIABLE OR ASCERTAINABLE BY REFERENCE TO AN 5

EXTERNAL OR UNIFORM BENCHMARK OR CRITERION THAT IS AVAILABLE AND 6

KNOWABLE BY THE DEVELOPMENT APPLICANT OR PROPONENT AND THE PUBLIC 7

BODY OR OFFICIAL PRIOR TO THE DEVELOPMENT APPLICANT OR PROPONENT'S 8

FILING OF A DEVELOPMENT PROPOSAL. 9

(28) "POPULATION" MEANS THE CURRENT POPULATION AS REPORTED BY 10

THE STATE DEMOGRAPHY OFFICE. 11

(29) "REGULATED AFFORDABLE HOUSING" MEANS AFFORDABLE 12

HOUSING THAT: 13

(a) IS CREATED OR SUPPORTED BY PUBLIC SUBSIDIES, LOCAL 14

INCLUSIONARY ZONING ORDINANCES, OR OTHER REGULATIONS OR PROGRAMS; 15

(b) RESTRICTS OR LIMITS RENTAL OR SALE PRICE; AND 16

(c) RESTRICTS RESIDENT INCOME LEVELS TO LOW- TO 17

MODERATE-INCOME HOUSEHOLD LEVELS FOR A SPECIFIED PERIOD. 18

(30) (a) "RURAL RESORT JOB CENTER MUNICIPALITY" MEANS A 19

MUNICIPALITY THAT: 20

(I) IS NOT WITHIN A METROPOLITAN PLANNING ORGANIZATION; 21

(II) HAS A POPULATION OF ONE THOUSAND OR MORE; 22

(III) HAS AT LEAST ONE THOUSAND TWO HUNDRED JOBS ACCORDING TO 23

THE MOST RECENT UNITED STATES CENSUS BUREAU LONGITUDINAL 24

EMPLOYER-HOUSEHOLD DYNAMICS ORIGIN-DESTINATION EMPLOYMENT 25

STATISTICS; 26

(IV) HAS A MINIMUM JOBS-TO-POPULATION RATIO OF SIXTY-FOUR 27

HUNDRETHS; AND 28

(V) HAS A TRANSIT STOP SERVICED BY A TRANSIT AGENCY THAT SERVES 29

AT LEAST TWO MUNICIPALITIES AND WITH SERVICE THAT INCLUDES AN AVERAGE 30

OF AT LEAST TWENTY TRIPS PER DAY, AS OF JANUARY 1, 2023. 31

(b) FOR PURPOSES OF THIS SUBSECTION (30), "TRANSIT AGENCY" MEANS 32

AN ENTITY THAT IS BOTH: 33

(I) A REGIONAL SERVICE AUTHORITY PROVIDING SURFACE 34

TRANSPORTATION PURSUANT TO PART 1 OF ARTICLE 7 OF TITLE 32, A REGIONAL 35

TRANSPORTATION AUTHORITY CREATED PURSUANT TO PART 6 OF ARTICLE 4 OF 36

TITLE 43, OR ANY OTHER POLITICAL SUBDIVISION OF THE STATE, PUBLIC ENTITY, 37

OR NONPROFIT CORPORATION PROVIDING MASS TRANSPORTATION SERVICES TO 38

THE GENERAL PUBLIC; AND 39

(II) ELIGIBLE TO RECEIVE MONEY UNDER A GRANT AUTHORIZED BY 49 40

U.S.C. SEC. 5307 OR 49 U.S.C. SEC. 5311. 41

(31) "SHORT-TERM RENTAL" MEANS THE RENTAL OF A LODGING UNIT 42

FOR LESS THAN THIRTY DAYS. AS USED IN THIS SUBSECTION (31), "LODGING 43

UNIT" MEANS ANY PROPERTY OR PORTION OF A PROPERTY THAT IS AVAILABLE 44

FOR LODGING; EXCEPT THAT THE TERM EXCLUDES A HOTEL UNIT. LOCAL 45

GOVERNMENTS MAY APPLY THEIR OWN DEFINITION OF "SHORT-TERM RENTAL" 46

FOR THE PURPOSES OF THIS ARTICLE 33. 47

(32) "SINGLE-UNIT DETACHED DWELLING" MEANS A DETACHED 48

BUILDING WITH A SINGLE DWELLING UNIT AND ON A SINGLE LOT. 49

(33) "STRATEGIC GROWTH AREA" MEANS AN AREA IDENTIFIED 50

PURSUANT TO SECTION 29-33-108 (2)(a) THAT HAS THE POTENTIAL FOR GROWTH 51

AND CHARACTERISTICS THAT MAKE IT A PRIORITY AREA FOR GROWTH IN 52

RELATION TO THE GOALS OF THIS SENATE BILL 23-213. 53

(34) "STRATEGIC GROWTH AND HOUSING MIX ANALYSIS" MEANS A 54

COMPREHENSIVE ANALYSIS THAT IDENTIFIES STRATEGIC GROWTH AREAS, AS 55

DEFINED IN SECTION 29-33-108 (3)(a), THAT CAN BOTH ACCOMMODATE THE 56

HOUSING NEEDS IDENTIFIED IN HOUSING NEEDS ASSESSMENTS AND BE UTILIZED 57

IN THE STRATEGIC GROWTH ELEMENT OF MASTER PLANS, AS DEFINED IN SECTION 58

31-23-206. 59

(35) "TIER ONE URBAN MUNICIPALITY" MEANS EITHER: 60

(a) A MUNICIPALITY THAT: 61

(I) IS WITHIN A METROPOLITAN PLANNING ORGANIZATION THAT HAS A 62

POPULATION OF ONE MILLION OR MORE; 63

(II) HAS AT LEAST TEN PERCENT OF ITS LAND WITHIN AN AREA THAT IS 64

DESIGNATED AS AN URBANIZED AREA BY THE MOST RECENT FEDERAL 65

DECENNIAL CENSUS WITH A POPULATION GREATER THAN SEVENTY-FIVE 66

THOUSAND; AND 67

- (III) HAS A POPULATION OF AT LEAST ONE THOUSAND; OR
- (b) A MUNICIPALITY THAT:
 - (I) IS WITHIN A METROPOLITAN PLANNING ORGANIZATION THAT HAS A POPULATION OF LESS THAN ONE MILLION; AND
 - (II) HAS A POPULATION OF AT LEAST TWENTY-FIVE THOUSAND.
- (36) "TIER TWO URBAN MUNICIPALITY" MEANS A MUNICIPALITY THAT DOES NOT SATISFY THE DEFINITION OF A TIER ONE URBAN MUNICIPALITY AND:
 - (a) IS WITHIN A METROPOLITAN PLANNING ORGANIZATION;
 - (b) HAS A POPULATION OF BETWEEN FIVE THOUSAND AND TWENTY-FIVE THOUSAND; AND
 - (c) IS IN A COUNTY WITH A POPULATION OF TWO HUNDRED FIFTY THOUSAND OR MORE.
- (37) "TOWNHOME" MEANS A SINGLE-UNIT DWELLING UNIT CONSTRUCTED IN A GROUP OF ATTACHED UNITS IN WHICH EACH UNIT EXTENDS FROM FOUNDATION TO ROOF AND HAS OPEN SPACE ON AT LEAST TWO SIDES.
- (38) "TRANSIT-ORIENTED AREA" MEANS AN AREA WHERE ALL PARCELS HAVE AT LEAST TWENTY-FIVE PERCENT OF THEIR AREA WITHIN ONE-HALF MILE OF AN EXISTING FIXED-RAIL TRANSIT STATION. FOR THE PURPOSES OF THIS SUBSECTION (38), A FIXED-RAIL TRANSIT STATION IS A FIXED-RAIL TRANSIT SERVICE BOARDING AND EXITING LOCATION OR STATION FOR THE GENERAL PUBLIC.
- (39) "URBAN BUS RAPID TRANSIT SERVICE" MEANS A BUS RAPID TRANSIT SERVICE THAT OPERATES ON A SURFACE STREET FOR THE MAJORITY OF ITS ROUTE.
- (40) "URBAN MUNICIPALITY" MEANS BOTH A TIER ONE AND A TIER TWO URBAN MUNICIPALITY.
- 29-33-103. Multi-agency advisory committee - rural resort area committee - urban area advisory committee.** (1) THERE IS HEREBY CREATED IN THE DEPARTMENT OF LOCAL AFFAIRS THE MULTI-AGENCY ADVISORY COMMITTEE, REFERRED TO IN THIS SECTION AS THE COMMITTEE.
- (2) THE COMMITTEE IS A **TYPE 2** ENTITY, AS DEFINED IN SECTION 24-1-105, AND EXERCISES ITS POWERS AND PERFORMS ITS DUTIES AND FUNCTIONS UNDER THE DEPARTMENT OF LOCAL AFFAIRS.
- (3) (a) THE COMMITTEE CONSISTS OF THIRTEEN VOTING MEMBERS AS FOLLOWS:
 - (I) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;
 - (II) THE EXECUTIVE DIRECTOR OF THE COLORADO ENERGY OFFICE, OF THE EXECUTIVE DIRECTOR'S DESIGNEE;
 - (III) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TRANSPORTATION, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;
 - (IV) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF NATURAL RESOURCES, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;
 - (V) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF AGRICULTURE, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;
 - (VI) ONE MEMBER WHO IS A STAFF-LEVEL REPRESENTATIVE FROM A METROPOLITAN PLANNING ORGANIZATION WHO IS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES;
 - (VII) ONE MEMBER WHO IS A STAFF-LEVEL REPRESENTATIVE FROM A METROPOLITAN PLANNING ORGANIZATION WHO IS APPOINTED BY THE MINORITY LEADER OF THE SENATE;
 - (VIII) ONE MEMBER WHO HAS A BACKGROUND IN LAND USE PLANNING, IS A STAFF-LEVEL REPRESENTATIVE FROM A TIER ONE URBAN MUNICIPALITY, AND IS APPOINTED BY THE PRESIDENT OF THE SENATE;
 - (IX) ONE MEMBER WHO HAS A BACKGROUND IN LAND USE PLANNING, IS A STAFF-LEVEL REPRESENTATIVE FROM A TIER ONE URBAN MUNICIPALITY, AND IS APPOINTED BY THE GOVERNOR;
 - (X) ONE MEMBER WHO HAS A BACKGROUND IN LAND USE PLANNING, IS A STAFF-LEVEL REPRESENTATIVE FROM A RURAL RESORT JOB CENTER MUNICIPALITY, AND IS APPOINTED BY THE GOVERNOR;
 - (XI) ONE MEMBER WHO HAS A BACKGROUND IN LAND USE PLANNING, IS A STAFF-LEVEL REPRESENTATIVE FROM A RURAL RESORT JOB CENTER MUNICIPALITY, AND IS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES;
 - (XII) ONE MEMBER WHO IS A STAFF-LEVEL REPRESENTATIVE FROM A COUNTY WHO IS APPOINTED BY THE PRESIDENT OF THE SENATE; AND
 - (XIII) ONE MEMBER WHO IS A COMMUNITY REPRESENTATIVE WITH

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HOUSING EXPERTISE WHO IS APPOINTED BY THE PRESIDENT OF THE SENATE.

(b) INITIAL APPOINTMENTS TO THE COMMITTEE MUST BE MADE NO LATER THAN SEPTEMBER 1, 2023.

(c) WHEN MAKING APPOINTMENTS TO THE MULTI-AGENCY ADVISORY COMMITTEE, REASONABLE EFFORTS MUST BE MADE TO APPOINT MEMBERS WHO REFLECT THE GEOGRAPHIC AND DEMOGRAPHIC DIVERSITY OF THE ENTIRE STATE.

(4) EACH MEMBER OF THE COMMITTEE WHO IS APPOINTED PURSUANT TO SUBSECTION (3) OF THIS SECTION SERVES AT THE PLEASURE OF THE OFFICIAL WHO APPOINTED THE MEMBER. THE TERM OF APPOINTMENT IS FOUR YEARS; EXCEPT THAT THE TERM OF EACH MEMBER INITIALLY APPOINTED PURSUANT TO SUBSECTIONS (3)(a)(I), (3)(a)(II), (3)(a)(III), (3)(a)(IV), AND (3)(a)(V) OF THIS SECTION IS TWO YEARS AND THE TERM OF EACH MEMBER INITIALLY APPOINTED PURSUANT TO SUBSECTIONS (3)(a)(VI), (3)(a)(VII), (3)(a)(VIII), (3)(a)(IX), (3)(a)(X), (3)(a)(XI), (3)(a)(XII), AND (3)(a)(XIII) OF THIS SECTION IS ONE YEAR. NO APPOINTED MEMBER OF THE COMMITTEE SHALL SERVE MORE THAN TWO CONSECUTIVE TERMS.

(5) (a) THE GOVERNOR SHALL CALL THE FIRST MEETING OF THE COMMITTEE NO LATER THAN OCTOBER 1, 2023.

(b) THE COMMITTEE SHALL ELECT A CHAIR FROM AMONG ITS MEMBERS TO SERVE FOR A TERM NOT TO EXCEED TWO YEARS, AS DETERMINED BY THE COMMITTEE. A MEMBER IS NOT ELIGIBLE TO SERVE AS CHAIR FOR MORE THAN TWO SUCCESSIVE TERMS.

(c) THE COMMITTEE SHALL MEET AT LEAST ONCE EVERY YEAR. THE CHAIR MAY CALL SUCH ADDITIONAL MEETINGS AS ARE NECESSARY FOR THE COMMITTEE TO COMPLETE ITS DUTIES.

(6) THE COMMITTEE SHALL COMPLETE ITS DUTIES AS REQUIRED BY THIS ARTICLE 33.

(7) UPON REQUEST BY THE COMMITTEE, THE DEPARTMENT OF LOCAL AFFAIRS SHALL PROVIDE OFFICE SPACE, EQUIPMENT, AND STAFF SERVICES AS MAY BE NECESSARY TO IMPLEMENT THIS SECTION.

(8) (a) THERE IS CREATED AS PART OF THE MULTI-AGENCY ADVISORY COMMITTEE THE RURAL RESORT AREA SUBCOMMITTEE.

(b) THE RURAL RESORT AREA SUBCOMMITTEE CONSISTS OF AT LEAST ONE OF THE MEMBERS OF THE MULTI-AGENCY COMMITTEE APPOINTED PURSUANT TO SUBSECTION (3)(a)(X) OR (3)(a)(XI) OF THIS SECTION, WHO SHALL SERVE AS THE CHAIR OF THE SUBCOMMITTEE, AND OTHER MEMBERS AS DETERMINED BY THE MULTI-AGENCY'S COMMITTEE BYLAWS TO ENSURE COMMUNITY ENGAGEMENT ACROSS RURAL RESORT JOB CENTER MUNICIPALITIES.

(c) IN ACCORDANCE WITH SECTION 29-33-109, THE RURAL RESORT AREA SUBCOMMITTEE SHALL DEVELOP RECOMMENDATIONS TO PRESENT TO THE MULTI-AGENCY COMMITTEE CONCERNING MATTERS RELATED TO RURAL RESORT JOB CENTER MUNICIPALITIES. PRIOR TO FINALIZING ANY RECOMMENDATIONS, THE RURAL RESORT AREA SUBCOMMITTEE SHALL PROVIDE A DRAFT OF THE RECOMMENDATIONS TO ALL RURAL RESORT AREA JOB CENTER MUNICIPALITIES AND SHALL HOLD A PUBLIC HEARING ON SUCH RECOMMENDATIONS NO SOONER THAN SIXTY DAYS AFTER PROVIDING THESE RECOMMENDATIONS.

(9) (a) THERE IS CREATED AS PART OF THE MULTI-AGENCY ADVISORY COMMITTEE THE URBAN AREA SUBCOMMITTEE.

(b) THE URBAN AREA SUBCOMMITTEE CONSISTS OF AT LEAST ONE OF THE MEMBERS OF THE MULTI-AGENCY COMMITTEE APPOINTED PURSUANT TO SUBSECTIONS (3)(a)(VI), (3)(a)(VII), (3)(a)(VIII), AND (3)(a)(IX) OF THIS SECTION, WHO SHALL SERVE AS THE CHAIR OF THE SUBCOMMITTEE, AND OTHER MEMBERS AS DETERMINED BY THE MULTI-AGENCY'S COMMITTEE BYLAWS TO ENSURE COMMUNITY ENGAGEMENT ACROSS TIER ONE AND TWO URBAN MUNICIPALITIES.

(c) IN ACCORDANCE WITH SECTION 29-33-109, THE URBAN AREA SUBCOMMITTEE SHALL DEVELOP RECOMMENDATIONS TO PRESENT TO THE MULTI-AGENCY COMMITTEE CONCERNING MATTERS RELATED TO URBAN MUNICIPALITIES. PRIOR TO FINALIZING ANY RECOMMENDATIONS, THE URBAN AREA SUBCOMMITTEE SHALL PROVIDE A DRAFT OF THE RECOMMENDATION TO ALL TIER ONE AND TIER TWO MUNICIPALITIES AND SHALL HOLD A PUBLIC HEARING ON SUCH RECOMMENDATIONS NO SOONER THAN SIXTY DAYS AFTER PROVIDING THESE RECOMMENDATIONS.

29-33-104. Housing needs assessments - methodology. (1) (a) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS SHALL ISSUE A METHODOLOGY FOR DEVELOPING STATEWIDE, REGIONAL, AND LOCAL HOUSING NEEDS ASSESSMENTS.

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(b) THE MULTI-AGENCY ADVISORY COMMITTEE, IN CONSULTATION WITH THE STATE DEMOGRAPHY OFFICE, SHALL, AS PART OF THE PUBLIC COMMENT AND HEARING PROCESS ESTABLISHED IN SECTION 29-33-109 (2), DEVELOP RECOMMENDATIONS TO PROVIDE TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS CONCERNING THE METHODOLOGY FOR DEVELOPING STATEWIDE, REGIONAL, AND LOCAL HOUSING NEEDS ASSESSMENTS.

(2) THE METHODOLOGY FOR DEVELOPING HOUSING NEEDS ASSESSMENTS MAY INCLUDE:

(a) FOR THE STATEWIDE HOUSING NEEDS ASSESSMENT, METHODS TO:

(I) ESTIMATE EXISTING HOUSING STOCK;

(II) CONDUCT A HOUSING SHORTAGE ANALYSIS;

(III) ESTIMATE THE HOUSING NECESSARY TO ACCOMMODATE THE DEMOGRAPHIC AND POPULATION TRENDS FORECAST BY THE STATE DEMOGRAPHY OFFICE, CATEGORIZED BY HOUSEHOLD SIZE; HOUSEHOLD TYPE, INCLUDING FOR SUPPORTIVE, FOR-SALE, AND RENTAL HOUSING; AND INCOME LEVEL, INCLUDING EXTREMELY LOW-INCOME, VERY LOW-INCOME, AND LOW-INCOME HOUSEHOLDS AS DEFINED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; AND

(IV) ENSURE LOCAL GOVERNMENT INPUT AND COORDINATION.

(b) FOR REGIONAL HOUSING NEEDS ASSESSMENTS, METHODS TO:

(I) ASSESS REGIONAL HOUSING NEEDS FOR EACH REGION, BASED ON:

(A) EXISTING AND PROJECTED HOUSING SHORTAGES AND SURPLUSES FOR DIFFERENT HOUSEHOLD TYPES AND INCOME LEVELS, INCLUDING EXTREMELY LOW-INCOME, VERY LOW-INCOME, AND LOW-INCOME HOUSEHOLDS AS DEFINED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT;

(B) EXISTING HOUSING DIVERSITY AND STOCK;

(C) CURRENT JOBS BY INCOME LEVEL;

(D) FUTURE POPULATION AND JOB GROWTH PROJECTIONS; AND

(E) DEMOGRAPHIC AND POPULATION TRENDS FORECAST BY THE STATE DEMOGRAPHY OFFICE; AND

(II) DESIGNATE REGIONS BASED ON THE BOUNDARIES OF METROPOLITAN PLANNING ORGANIZATIONS, RURAL REGIONS, AND RURAL RESORT REGIONS. THE DESIGNATION OF RURAL REGIONS AND RURAL RESORT REGIONS MUST BE BASED ON REGIONAL COMMUTING PATTERNS AMONG OTHER FACTORS.

(c) FOR LOCAL HOUSING NEEDS ASSESSMENTS, METHODS TO ASSESS LOCAL HOUSING NEEDS FOR EACH LOCAL GOVERNMENT, BASED ON:

(I) THE CURRENT PROPORTION OF THE LOCALITY'S POPULATION IN DIFFERENT HOUSEHOLD INCOME LEVELS, INCLUDING EXTREMELY LOW-INCOME, VERY LOW-INCOME, AND LOW-INCOME HOUSEHOLDS AS DEFINED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT;

(II) THE LOCALITY'S CURRENT MEDIAN INCOME;

(III) THE LOCALITY'S JOB-HOUSING BALANCE, INCLUDING THE AVAILABILITY OF HOUSING AFFORDABLE TO LOW-INCOME WORKERS IN THE LOCALITY;

(IV) THE LOCALITY'S POPULATION AND DEMOGRAPHICS;

(V) MEASURES OF LOCAL RESOURCES IN THE LOCALITY;

(VI) VACANCY RATES IN THE LOCALITY;

(VII) MEASURES OF HOMELESSNESS AND HOUSING INSTABILITY IN THE LOCALITY; AND

(VIII) DEMOGRAPHIC AND POPULATION TRENDS FORECAST BY THE STATE DEMOGRAPHY OFFICE.

(3) (a) NO LATER THAN DECEMBER 31, 2024, AND EVERY SIX YEARS THEREAFTER, IN ACCORDANCE WITH THE METHODOLOGIES FOR DEVELOPING HOUSING NEEDS ASSESSMENTS, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS, WITH INPUT FROM THE MULTI-AGENCY ADVISORY COMMITTEE, SHALL PRODUCE STATEWIDE, REGIONAL, AND LOCAL HOUSING NEEDS ASSESSMENTS WITH TWENTY-YEAR PLANNING FORECASTS.

(b) EACH OF THE ASSESSMENTS MUST INCLUDE FOR THE RELEVANT AREA, BASED ON STATE DEMOGRAPHIC DATA DURING THE TWENTY-YEAR PLANNING PERIOD, ESTIMATES OF:

(I) HOUSING NEEDS IN THE AREA SORTED BY INCOME LEVELS, INCLUDING EXTREMELY LOW-INCOME, VERY LOW-INCOME, AND LOW-INCOME HOUSEHOLDS AS DEFINED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; AND UNIT TYPES, INCLUDING ACCESSIBLE UNITS, SUPPORTIVE HOUSING, FOR-SALE HOUSING AND RENTAL HOUSING;

(II) THE NUMBER OF HOUSEHOLDS IN THE AREA;

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- (III) THE NUMBER OF JOBS IN THE AREA;
- (IV) THE AREA'S POPULATION AND DEMOGRAPHICS; AND
- (V) THE AREA'S EXISTING HOUSING STOCK;
- (c) MUNICIPALITIES THAT ARE REQUIRED TO COMPLETE HOUSING NEEDS PLANS MAY USE THE LOCAL AND REGIONAL HOUSING NEEDS ASSESSMENTS TO INFORM THEIR HOUSING NEEDS PLANS.

29-33-105. Housing needs plans - guidance - definition. (1) (a) NO LATER THAN DECEMBER 31, 2024, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS SHALL ISSUE GUIDANCE FOR CREATING A HOUSING NEEDS PLAN.

(b) THE MULTI-AGENCY ADVISORY COMMITTEE SHALL, AS PART OF THE PUBLIC COMMENT AND HEARING PROCESS ESTABLISHED IN SECTION 29-33-109 (2), DEVELOP RECOMMENDATIONS TO PROVIDE TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS CONCERNING GUIDANCE FOR CREATING A HOUSING NEEDS PLAN.

(2) THE GUIDANCE FOR CREATING A HOUSING NEEDS PLAN MUST INCLUDE GUIDANCE SPECIFICALLY FOR URBAN MUNICIPALITIES.

(3) (a) NO LATER THAN DECEMBER 31, 2026, AND EVERY SIX YEARS THEREAFTER, IN ACCORDANCE WITH THE GUIDANCE FOR CREATING A HOUSING NEEDS PLAN, EVERY URBAN MUNICIPALITY SHALL DEVELOP, ADOPT, AND SUBMIT TO THE DEPARTMENT OF LOCAL AFFAIRS A HOUSING NEEDS PLAN. THE DEPARTMENT OF LOCAL AFFAIRS SHALL POST THE SUBMITTED PLANS PUBLICLY ON ITS WEBSITE.

(b) BEFORE ADOPTING AND SUBMITTING A HOUSING NEEDS PLAN, AN URBAN MUNICIPALITY SHALL PUBLISH THE MOST RECENT DRAFT OF ITS HOUSING NEEDS PLAN AND PROVIDE NOTICE OF A PUBLIC COMMENT PERIOD FOR THE RECEIPT OF WRITTEN COMMENTS CONCERNING THE PLAN. THE URBAN MUNICIPALITY MAY ALSO CHOOSE TO HOLD A PUBLIC HEARING ON THE PLAN.

(c) ON OR BEFORE JUNE 30, 2024, AND ON OR BEFORE JUNE 30 EVERY SIX YEARS THEREAFTER, A TIER ONE OR TIER TWO URBAN MUNICIPALITY WITH A POPULATION OF LESS THAN TWENTY-FIVE THOUSAND AND AN ANNUAL MEDIAN HOUSEHOLD INCOME OF LESS THAN FIFTY-FIVE THOUSAND DOLLARS NEED NOT SUBMIT A HOUSING NEEDS PLAN TO THE DEPARTMENT OF LOCAL AFFAIRS, IF THE MUNICIPALITY INSTEAD SENDS A LETTER TO THE DEPARTMENT IN A FORM AND MANNER DETERMINED BY THE DEPARTMENT INDICATING THAT THE MUNICIPALITY DOES NOT INTEND TO SUBMIT A HOUSING NEEDS PLAN.

(4) A HOUSING NEEDS PLAN MUST INCLUDE:

(a) A NARRATIVE DESCRIPTION OF THE STAKEHOLDER ENGAGEMENT CONDUCTED DURING THE DEVELOPMENT OF THE HOUSING NEEDS PLAN;

(b) AN ANALYSIS OF HOW THE URBAN MUNICIPALITY WILL PROVIDE A REALISTIC OPPORTUNITY FOR DEVELOPMENT THAT WILL ADDRESS ITS LOCAL HOUSING NEEDS ASSESSMENT, INCLUDING THE DEMONSTRATED HOUSING NEEDS FOR PERSONS OF DIFFERENT AGES AND INCOME LEVELS, OVER THE NEXT TWENTY YEARS WITH AN EQUITABLE DISTRIBUTION OF HOUSING WITHIN THE JURISDICTION;

(c) A HOUSING NEEDS IMPLEMENTATION PLAN, WHICH MUST DESCRIBE THE STRATEGIES THAT THE URBAN MUNICIPALITY WILL PURSUE TO MEET ITS HOUSING NEEDS, INCLUDING THE IDENTIFICATION OF HOUSING RESOURCES, CHANGES TO LOCAL LAWS, AND OTHER STRATEGIES SUCH AS THOSE IN THE MENU OF AFFORDABILITY STRATEGIES CREATED IN SECTION 29-33-106;

(d) A DESCRIPTION OF ANY STRATEGIES THAT THE URBAN MUNICIPALITY ADOPTS OR HAS PREVIOUSLY ADOPTED FROM THE MENU OF AFFORDABILITY STRATEGIES DESCRIBED IN SECTION 29-33-106. THESE STRATEGIES SHOULD MAKE PROGRESS TOWARD MEETING DEMONSTRATED HOUSING NEEDS ACROSS ALL HOUSEHOLD INCOMES AND TYPES; AND

(e) IN THE CASE OF AN URBAN MUNICIPALITY, A NARRATIVE ANALYSIS OF ANY AREA AT ELEVATED RISK OF RESIDENTIAL DISPLACEMENT THAT THE URBAN MUNICIPALITY HAS IDENTIFIED AND A DESCRIPTION OF AND IMPLEMENTATION PLAN FOR ANY STRATEGIES FROM THE MENU OF DISPLACEMENT MITIGATION MEASURES DESCRIBED IN SECTION 29-33-107, THAT THE URBAN MUNICIPALITY WILL USE TO MITIGATE IDENTIFIED DISPLACEMENT RISKS IN THESE AREAS.

(5) WHEN UPDATING ITS MASTER PLAN, AN URBAN MUNICIPALITY SHALL INCLUDE ITS MOST RECENT HOUSING NEEDS PLAN IN ITS MASTER PLAN.

(6) AN URBAN MUNICIPALITY THAT ADOPTED A PLAN TO ADDRESS LOCAL HOUSING NEEDS PRIOR TO THE EFFECTIVE DATE OF THIS SECTION MAY, RATHER THAN DEVELOPING AND ADOPTING A NEW HOUSING NEEDS PLAN

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PURSUANT TO SUBSECTION (3) OF THIS SECTION, UPDATE ITS EXISTING PLAN TO ADDRESS ADDITIONAL NEEDS IDENTIFIED IN THE LOCAL HOUSING NEEDS ASSESSMENT BEYOND WHAT THE MUNICIPALITY'S EXISTING PLAN TO ADDRESS LOCAL HOUSING NEEDS INCLUDES, AND ANY REQUIREMENTS IN SECTION 29-33-105 (4) NOT ALREADY INCLUDED IN THE MUNICIPALITY'S EXISTING PLAN TO ADDRESS LOCAL HOUSING NEEDS.

(7) (a) A COUNTY OR MUNICIPALITY WITHIN A REGION DEFINED IN THE REGIONAL HOUSING NEEDS ASSESSMENT MAY PARTICIPATE IN A REGIONAL HOUSING NEEDS PLANNING PROCESS.

(b) A REGIONAL HOUSING NEEDS PLANNING PROCESS MAY BE LED BY A REGIONAL ENTITY AND MUST ENCOURAGE PARTICIPATING COUNTIES AND MUNICIPALITIES TO IDENTIFY STRATEGIES THAT IMPROVE COORDINATION BETWEEN ENTITIES TO MEET THE HOUSING NEEDS IDENTIFIED FOR THOSE LOCAL GOVERNMENTS IN THE REGIONAL AND LOCAL HOUSING NEEDS ASSESSMENTS.

(8) (a) THE MULTI-AGENCY COMMITTEE CREATED IN SECTION 29-33-103 SHALL PROVIDE GUIDANCE FOR THE COMPLETION OF A STRATEGIC GROWTH AND HOUSING MIX ANALYSIS.

(b) IN COMPLETING A STRATEGIC GROWTH AND HOUSING MIX ANALYSIS, A METROPOLITAN PLANNING ORGANIZATION OR A MUNICIPALITY MUST:

(I) COMPREHENSIVELY IDENTIFY AREAS THAT CAN BE DEVELOPED OR REDEVELOPED AND THAT QUALIFY AS STRATEGIC GROWTH AREAS;

(II) PRIORITIZE STRATEGIC GROWTH AREAS WITHIN EXISTING CENSUS-DEFINED URBANIZED AREAS, AND INCLUDE GUIDANCE FOR THE LOCATION OF MIDDLE AND MULTIFAMILY HOUSING;

(III) DEVELOP SCENARIOS THAT EVALUATE THE IMPACTS OF PRIORITIZING GROWTH IN STRATEGIC GROWTH AREAS IN COMPARISON TO EXISTING GROWTH PATTERNS. THESE SCENARIOS MUST ADDRESS THE FISCAL IMPACTS ON INFRASTRUCTURE OF GROWTH PATTERNS IN ADDITION TO OTHER PERFORMANCE MEASURES AS IDENTIFIED BY THE METROPOLITAN PLANNING ORGANIZATION. METROPOLITAN PLANNING ORGANIZATIONS AND MUNICIPALITIES MAY UTILIZE PREVIOUS SCENARIO ANALYSES IN SATISFYING THIS SUBSECTION (8)(b)(III).

(IV) EVALUATE THE EXISTING ZONING AND DENSITY PERMITTED WITHIN STRATEGIC GROWTH AREAS; AND

(V) USE A METHOD THAT ALLOWS A MUNICIPALITY TO EFFICIENTLY UTILIZE THE INFORMATION IN THE STRATEGIC GROWTH AND HOUSING MIX ANALYSIS IN THE DEVELOPMENT OF THE STRATEGIC GROWTH ELEMENT OF THE MUNICIPALITY'S MASTER PLAN, REQUIRED PURSUANT TO SECTION 31-23-206.

(c) (I) ON OR BEFORE DECEMBER 31, 2025, A METROPOLITAN PLANNING ORGANIZATION WITH A POPULATION OF TWO HUNDRED FIFTY THOUSAND OR MORE SHALL, IN CONSULTATION WITH THE RELEVANT COUNTIES AND MUNICIPALITIES, COMPLETE A STRATEGIC GROWTH AND HOUSING MIX ANALYSIS.

(II) ON OR BEFORE DECEMBER 31, 2025, A MUNICIPALITY WITH A POPULATION OF FIFTY THOUSAND OR MORE THAT IS WITHIN A METROPOLITAN PLANNING ORGANIZATION WITH A POPULATION OF LESS THAN TWO HUNDRED FIFTY THOUSAND SHALL COMPLETE A STRATEGIC GROWTH AND HOUSING MIX ANALYSIS.

29-33-106. Menu of urban municipality affordability strategies. IN ORDER TO SUPPORT AFFORDABILITY AND ADVANCE MEETING THE HOUSING NEEDS OF ALL INCOME LEVELS IDENTIFIED IN THE LOCAL HOUSING NEEDS ASSESSMENT, INCLUDING EXTREMELY LOW-INCOME, VERY LOW-INCOME, AND LOW-INCOME HOUSEHOLDS AS DEFINED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, THE MENU OF AFFORDABILITY STRATEGIES FOR AN URBAN MUNICIPALITY MUST INCLUDE THE FOLLOWING:

(1) IMPLEMENTATION OF A LOCAL INCLUSIONARY ZONING ORDINANCE IN ACCORDANCE WITH THE REQUIREMENTS OF SECTIONS 29-20-104 (e.5) AND (e.7);

(2) THE CREATION OF A PROGRAM TO SUBSIDIZE OR OTHERWISE REDUCE LOCAL DEVELOPMENT REVIEW OR FEES, INCLUDING:

(a) BUILDING PERMIT FEES;

(b) PLANNING WAIVERS;

(c) WATER AND SEWER TAP FEES; AND

(d) INFRASTRUCTURE COSTS FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT;

(3) THE CREATION OF AN EXPEDITED DEVELOPMENT REVIEW PROCESS FOR REGULATED AFFORDABLE HOUSING DEVELOPMENTS;

(4) THE ESTABLISHMENT OF A DENSITY BONUS PROGRAM THAT GRANTS

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INCREASED FLOOR AREA RATIO, DENSITY, OR HEIGHT TO INCREASE THE CONSTRUCTION OF REGULATED AFFORDABLE HOUSING UNITS;

(5) ENABLING REGULATED AFFORDABLE HOUSING AS A USE BY RIGHT IN HOUSING TYPES AND AREAS CONSISTENT WITH THE GOALS OF INCREASING HOUSING AFFORDABILITY, SUPPLY, AND HOUSING UNIT TYPE DIVERSITY;

(6) THE ESTABLISHMENT OF A POLICY OR PLAN TO LEVERAGE MUNICIPALLY OWNED, SOLD, OR MANAGED LAND FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT;

(7) THE ESTABLISHMENT OF A DEDICATED LOCAL REVENUE SOURCE FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT, SUCH AS INSTITUTING A LINKAGE FEE ON NEW DEVELOPMENTS;

(8) THE REGULATION OF SHORT-TERM RENTALS OR SECOND HOMES IN A WAY THAT SUPPORTS LOCAL HOUSING NEEDS;

(9) THE ELIMINATION OF LOCAL PARKING REQUIREMENTS FOR REGULATED AFFORDABLE HOUSING;

(10) MAKING COMMITMENT TO AND REMAINING ELIGIBLE FOR THE STATE AFFORDABLE HOUSING FUND CREATED IN SECTION 29-32-102 (1);

(11) INCENTIVIZING OR CREATING A DEDICATED LOCAL PROGRAM TO FACILITATE INVESTMENT IN LAND BANKING OR COMMUNITY LAND TRUSTS;

(12) ADOPTING A WATER ALLOCATION POLICY BY A UTILITY PROVIDER THAT PRIORITIZES WATER SUPPLIES FOR AFFORDABLE OR DENSE HOUSING TYPES OVER LESS EFFICIENT HOUSING OR OTHER LESS CRITICAL USES;

(13) ESTABLISHING A POLICY TO ALIGN INFRASTRUCTURE STRATEGIES WITH THE NEEDS IDENTIFIED IN THE RELEVANT LOCAL HOUSING NEEDS ASSESSMENT. POLICIES MAY INCLUDE THE PRIORITIZATION OF UTILITIES AND AVAILABLE AND USABLE WATER RIGHTS, COST EXEMPTIONS, AND DISCOUNTS, FOR REGULATED AFFORDABLE HOUSING THAT MEETS ANY NEEDS IDENTIFIED IN THE RELEVANT LOCAL HOUSING NEEDS ASSESSMENT; AND

(14) ANY OTHER STRATEGIES PROPOSED BY A LOCAL GOVERNMENT OR THE MULTI-AGENCY ADVISORY COMMITTEE THAT ARE APPROVED BY THE DEPARTMENT OF LOCAL AFFAIRS AND THAT SUPPORT EQUAL OR GREATER AFFORDABILITY CONSISTENT WITH THE NEEDS IDENTIFIED IN THE RELEVANT LOCAL HOUSING NEEDS ASSESSMENT.

29-33-107. Displacement assessments - displacement mitigation measures. (1) (a) NO LATER THAN MARCH 31, 2024, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS SHALL DEVELOP GUIDANCE, AFTER CONSULTATION WITH COMMUNITY GROUPS EXPERIENCED IN WORKING WITH INDIVIDUALS WHO HAVE BEEN DISPLACED OR PREVENTING DISPLACEMENT, TO GUIDE MUNICIPALITIES IN CONDUCTING DISPLACEMENT ASSESSMENTS AND ADOPTING DISPLACEMENT MITIGATION MEASURES. THE ASSESSMENT SHALL BE DESIGNED WITH THE GOAL OF PROVIDING URBAN MUNICIPALITIES WITH ADEQUATE GUIDANCE AND TOOLS TO PREVENT DISPLACEMENT FROM AREAS, COMMUNITIES, OR HOUSEHOLDS AT HIGH RISK FOR DISPLACEMENT.

(b) THE MULTI-AGENCY ADVISORY COMMITTEE SHALL, AS PART OF THE PUBLIC COMMENT AND HEARING PROCESS ESTABLISHED IN SECTION 29-33-109 (2), DEVELOP RECOMMENDATIONS TO PROVIDE TO THE EXECUTIVE DIRECTOR OF LOCAL AFFAIRS CONCERNING THE DEVELOPMENT OF A MENU OF DISPLACEMENT MITIGATION MEASURES.

(2) THE MENU OF DISPLACEMENT MITIGATION MEASURES MUST:

(a) PROVIDE GUIDANCE TO IDENTIFY THE AREAS AT THE HIGHEST RISKS FOR DISPLACEMENT USING OBJECTIVE STANDARDS. THIS ASSESSMENT MUST INCLUDE FACTORS THAT CAN BE USED TO IDENTIFY RISKS FOR DISPLACEMENT AT THE CENSUS TRACT OR OTHER SIMILAR GEOGRAPHIC SCALE. THE FACTORS MUST INCLUDE, BUT ARE NOT LIMITED TO, THE FOLLOWING:

(I) THE PERCENTAGE OF RESIDENTS WHO ARE LOW-INCOME;

(II) THE PERCENTAGE OF RESIDENTS WHO ARE RENTERS;

(III) THE PERCENTAGE OF COST-BURDENED HOUSEHOLDS, DEFINED AS SPENDING MORE THAN THIRTY PERCENT OF THE RESIDENT'S INCOME ON HOUSING NEEDS;

(IV) THE NUMBER OF ADULTS WHO ARE TWENTY-FIVE YEARS OF AGE OR OLDER AND HAVE NOT EARNED AT LEAST A HIGH SCHOOL DIPLOMA;

(V) THE PERCENTAGE OF HOUSEHOLDS IN WHICH THE PRIMARY LANGUAGE THAT IS SPOKEN IS A LANGUAGE OTHER THAN ENGLISH;

(VI) THE PERCENTAGE OF RESIDENTS WHO WERE BORN OUTSIDE OF THE UNITED STATES;

(VII) PERCENTAGE OF WORKERS WHO LIVE WITHIN A TEN-MILE RADIUS OF THE URBAN MUNICIPALITY OR TWENTY-MILE RADIUS OF A RURAL RESORT JOB

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CENTER;

(VIII) THE EMPLOYMENT RATE; AND

(IX) THE PERCENTAGE OF HOUSEHOLDS THAT DO NOT HAVE INTERNET ACCESS;

(b) PROVIDE GUIDANCE AND RECOMMENDATIONS FOR HOW A LOCAL GOVERNMENT SHALL INCORPORATE DISPLACEMENT MITIGATION MEASURES INTO A HOUSING NEEDS PLAN; AND

(c) INCLUDE DISPLACEMENT MITIGATION MEASURES LOCAL GOVERNMENTS MAY CHOOSE FROM IN DEVELOPING A HOUSING NEEDS PLAN.

(3) THE DEPARTMENT OF LOCAL AFFAIRS SHALL PROVIDE TECHNICAL ASSISTANCE AND FUNDING TO SUPPORT URBAN MUNICIPALITIES IN CONDUCTING DISPLACEMENT ASSESSMENT AND IN IDENTIFYING DISPLACEMENT MITIGATION MEASURES TO ADDRESS THE RISK OF DISPLACEMENT IN THE AREAS AT THE HIGHEST RISK OF DISPLACEMENT.

29-33-108. Strategic growth objectives - reporting. (1) (a) NOT LATER THAN MARCH 31, 2024, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS SHALL PUBLISH A REPORT THAT IDENTIFIES MULTI-AGENCY IMPLEMENTATION PRINCIPLES TO ACHIEVE STRATEGIC GROWTH OBJECTIVES. THE EXECUTIVE DIRECTOR SHALL UPDATE THIS REPORT EVERY SIX YEARS.

(b) THE MULTI-AGENCY ADVISORY COMMITTEE SHALL, AS PART OF THE PUBLIC COMMENT AND HEARING PROCESS ESTABLISHED IN SECTION 29-33-109 (2), DEVELOP RECOMMENDATIONS TO PROVIDE TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS CONCERNING THE REPORT DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION.

(2) STRATEGIC GROWTH OBJECTIVES SERVE AS BROAD GUIDANCE TO STATE AGENCIES AND OTHER ENTITIES ENGAGED IN THE IMPLEMENTATION OF SENATE BILL 23-213, ARE INTENDED TO AID IN REACHING THE HOUSING AND LAND USE GOALS OF SENATE BILL 23-213 AS IDENTIFIED IN SUBSECTION (4) OF THIS SECTION, AND ARE TO BE UTILIZED IN DEVELOPING MULTI-AGENCY IMPLEMENTATION PRINCIPLES FOR STRATEGIC GROWTH OBJECTIVES. STRATEGIC GROWTH OBJECTIVES MUST BE DRAFTED IN A WAY THAT, AT A MINIMUM:

(a) DEFINES STRATEGIC GROWTH AREAS AS AREAS WITHIN EXISTING CENSUS URBANIZED AREAS THAT INCLUDE AREAS:

(I) WITHIN KEY CORRIDORS AND TRANSIT-ORIENTED AREAS;

(II) THAT ARE VACANT, PARTIALLY VACANT, AND UNDERUTILIZED LAND;

(III) THAT CAN ACCOMMODATE INFILL DEVELOPMENT, REDEVELOPMENT, AND NEW DEVELOPMENT;

(IV) THAT CAN ACCOMMODATE INFILL DEVELOPMENT, REDEVELOPMENT, AND NEW DEVELOPMENT;

(V) THAT INCLUDE GREYFIELD DEVELOPMENT, BROWNFIELD DEVELOPMENT, AND GREENFIELD DEVELOPMENT;

(VI) THAT INCLUDE A VARIETY OF HOUSING TYPES AT DENSITY LEVELS THAT SUPPORT FREQUENT TRANSIT SERVICE, FOR BOTH EXISTING AND FUTURE TRANSIT CORRIDORS;

(VII) THAT INCLUDE MIDDLE HOUSING AND MULTIFAMILY HOUSING IN EXISTING OR FUTURE WALKABLE MIXED-USE NEIGHBORHOODS AND CENTERS;

(VIII) WITH SUFFICIENT WATER SUPPLIES AND ALLOCATIONS TO AFFORDABLE AND WATER-EFFICIENT HOUSING TYPES; AND

(IX) BEYOND EXISTING A CENSUS URBANIZED AREA EXPERIENCING GROWTH MAY BE CONSIDERED A STRATEGIC GROWTH AREA IF IT MEETS THE CRITERIA IN SUBSECTIONS (2)(a)(VI), (2)(a)(VII), AND (2)(a)(VIII) OF THIS SECTION;

(b) REQUIRES STATE AGENCIES TO CONSIDER THE DIFFERENT CONTEXTS AND NEEDS OF STRATEGIC GROWTH AREAS IN RURAL, RURAL RESORT, AND URBAN AREAS OF THE STATE;

(c) PROMOTES INVESTMENTS THAT SUPPORT STRATEGIC GROWTH AREAS;

(d) STREAMLINES AGENCY PERMITTING PROCESSES TO SUPPORT STRATEGIC GROWTH AREAS;

(e) REQUIRES PROJECT PRIORITIZATION PROCESSES AND GRANT PROGRAMS TO SUPPORT STRATEGIC GROWTH AREAS;

(f) CONSIDERS STEPS TO SUPPORT STRATEGIC GROWTH OBJECTIVES WHEN UPDATING PLANNING DOCUMENTS, INCLUDING PERFORMANCE MEASURES AND PERFORMANCE TARGETS; AND

(g) ALLOWS FOR THE IDENTIFICATION OF NEW STRATEGIC GROWTH OBJECTIVES AS NEEDED DURING THE IMPLEMENTATION OF THE MULTI-AGENCY

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IMPLEMENTATION PRINCIPLES IDENTIFIED IN SUBSECTION (1)(a) OF THIS SECTION.

(3) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS MAY IDENTIFY AND DEFINE ADDITIONAL STRATEGIC GROWTH OBJECTIVES BEYOND THOSE IDENTIFIED IN SUBSECTION (2) OF THIS SECTION.

(4) FOR THE PURPOSES OF THIS SECTION, THE HOUSING AND LAND USE GOALS OF SENATE BILL 23-213 INCLUDE:

- (a) PLANNING FOR FUTURE GROWTH;
- (b) INCREASING HOUSING AFFORDABILITY AND ACCESSIBILITY;
- (c) INCREASING ECONOMIC MOBILITY;
- (d) ALIGNING WATER SUPPLY AND HOUSING PLANNING;
- (e) BALANCING REGIONAL JOBS AND HOUSING;
- (f) REDUCING AIR POLLUTION AND GREENHOUSE GAS EMISSIONS; AND
- (g) PRESERVING OPEN SPACE AND AGRICULTURAL LAND.

(5) (a) NO LATER THAN JUNE 30, 2025, THE MULTI-AGENCY GROUP SHALL SUBMIT A REPORT TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS WITH REVIEW AND CO-SUBMITTAL FROM THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF NATURAL RESOURCES WHO SHALL SUBMIT THE REPORT TO THE GENERAL ASSEMBLY.

(b) THE REPORT MUST ASSESS BOTH:

(I) THE AVAILABILITY AND SUFFICIENCY OF WATER SUPPLIES IN COUNTIES WITH A POPULATION GREATER THAN TWO HUNDRED AND FIFTY THOUSAND TO PROVIDE FOR ANTICIPATED GROWTH AND DEVELOPMENT; AND

(II) POLICY OPTIONS TO OPTIMIZE WATER SUPPLY AND DEVELOPMENT.

(6) ON OR BEFORE DECEMBER 31, 2023, THE MULTI-AGENCY COMMITTEE CREATED IN SECTION 29-33-103 SHALL SUBMIT A REPORT TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TRANSPORTATION, WHO SHALL SUBMIT THE REPORT TO THE GENERAL ASSEMBLY, IDENTIFYING KEY CORRIDORS FOR URBAN BUS RAPID TRANSIT SERVICE AND FREQUENT BUS SERVICE.

(7) NO LATER THAN DECEMBER 31, 2023, THE MULTI-AGENCY COMMITTEE CREATED IN SECTION 29-33-103 SHALL DELIVER A REPORT TO THE GENERAL ASSEMBLY CONCERNING LEGISLATIVE AND ADMINISTRATIVE RECOMMENDATIONS TO ADDRESS LONG-TERM HOUSING SUPPLY AND AFFORDABILITY NEEDS, IN A MANNER THAT CONSERVES WATER, OPEN SPACE AND AGRICULTURAL LAND, REDUCES GREENHOUSE GAS AND AIR POLLUTION, AND REDUCES LONG-TERM INFRASTRUCTURE COSTS.

29-33-109. Public comment and hearing process. (1) IN DEVELOPING RECOMMENDATIONS CONCERNING GUIDANCE FOR THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS, THE MULTI-AGENCY ADVISORY COMMITTEE CREATED IN SECTION 29-33-103 (1), RURAL RESORT AREA SUBCOMMITTEE CREATED IN SECTION 29-33-103 (8), OR THE URBAN AREA SUBCOMMITTEE CREATED IN SECTION 29-33-103 (9), SHALL CONDUCT A PUBLIC COMMENT AND HEARING PROCESS ABOUT:

(a) DEVELOPING METHODOLOGY FOR THE DEVELOPMENT OF STATEWIDE, REGIONAL, AND LOCAL HOUSING NEEDS ASSESSMENTS PURSUANT TO SECTION 29-33-104;

(b) CREATING A HOUSING NEEDS PLAN PURSUANT TO SECTION 29-33-105;

(c) DEVELOPING A MENU OF AFFORDABILITY STRATEGIES THAT INCLUDES STRATEGIES TO ADDRESS HOUSING PRODUCTION, PRESERVATION, AND AFFORDABILITY PURSUANT TO SECTION 29-33-106;

(d) DEVELOPING A MENU OF DISPLACEMENT MITIGATION MEASURES FOR URBAN MUNICIPALITIES PURSUANT TO SECTION 29-33-107;

(e) PUBLISHING A REPORT THAT IDENTIFIES STRATEGIC GROWTH OBJECTIVES PURSUANT TO SECTION 29-33-108; AND

(f) DEVELOPING REPORTING GUIDANCE AND TEMPLATES FOR RURAL RESORT JOB CENTER MUNICIPALITIES AND URBAN MUNICIPALITIES PURSUANT TO SECTION 29-33-113.

(2) TO CONDUCT THE PUBLIC COMMENT AND HEARING PROCESS REQUIRED BY SUBSECTION (1) OF THIS SECTION, THE MULTI-AGENCY ADVISORY COMMITTEE CREATED IN SECTION 29-33-103 (1), RURAL RESORT AREA SUBCOMMITTEE CREATED IN SECTION 29-33-103 (8), OR THE URBAN AREA SUBCOMMITTEE CREATED IN SECTION 29-33-103 (9), SHALL:

(a) PROVIDE PUBLIC NOTICE AND HOLD AT LEAST TWO PUBLIC HEARINGS AT WHICH MEMBERS OF THE PUBLIC HAVE AN OPPORTUNITY TO COMMENT ON THE SUBJECT OF THE HEARING;

(b) ALLOW THE SUBMISSION OF WRITTEN COMMENTS ON THE SUBJECT

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OF THE HEARING;

(c) CONDUCT OUTREACH TO AND SOLICIT FEEDBACK FROM LOCAL GOVERNMENTS AND REGIONAL PLANNING AGENCIES;

(d) CONSULT WITH EXPERTS IN DISABILITY RIGHTS, RACIAL EQUITY AND HOMELESSNESS PREVENTION, AFFORDABLE HOUSING, FAIR HOUSING, PLANNING AND ZONING, AND RELATED FIELDS; AND

(e) ENSURE ACCESSIBILITY TO THE COMMENT AND HEARING PROCESS BY PROVIDING TRANSLATED MATERIALS AND INTERPRETATION SERVICES, PROVIDING AT LEAST ONE OF THE HEARINGS IN PERSON, AND CONDUCTING OUTREACH TO ENCOURAGE PARTICIPATION FROM UNDERREPRESENTED COMMUNITIES.

29-33-110. Natural and agricultural land priorities report. (1) NO LATER THAN DECEMBER 31, 2024, THE OFFICE OF CLIMATE PREPAREDNESS CREATED IN SECTION 24-38.8-102 (1) SHALL CONSULT WITH THE DEPARTMENT OF AGRICULTURE, THE DIVISION OF PARKS AND WILDLIFE WITHIN THE DEPARTMENT OF NATURAL RESOURCES, THE OUTDOOR RECREATION INDUSTRY OFFICE IN THE OFFICE OF ECONOMIC DEVELOPMENT, THE COLORADO TOURISM OFFICE, AND THE MULTI-AGENCY GROUP TO DEVELOP A REPORT THAT IDENTIFIES INTERJURISDICTIONAL PRIORITIES THAT METROPOLITAN PLANNING ORGANIZATIONS SHOULD APPLY TO ACHIEVE BOTH:

(a) CONNECTIVITY TO OPEN SPACE, WILDLIFE HABITAT, AND OTHER PRIORITY LANDSCAPES; AND

(b) PRESERVATION OF AGRICULTURAL LAND, HISTORIC AND CULTURAL RESOURCES, URBAN PARKS AND GREEN SPACES, EXURBAN OPEN SPACE, RECREATIONAL RESOURCES, WILDLIFE HABITATS, AND ECOSYSTEMS WITH THE GREATEST NEED FOR CONSERVATION.

(2) THE REPORT MUST INTEGRATE AND INCLUDE INFORMATION FROM RELEVANT EXISTING AND UNDER DEVELOPMENT STATE PLANS, INCLUDING THE DIVISION OF PARKS AND WILDLIFE'S STATE WILDLIFE ACTION PLAN, THAT ADDRESS CONSERVATION, RECREATION, AND CLIMATE ADAPTATION, AND MUST BE UPDATED TO INCORPORATE RESULTS OF NEW PLANS, DATA, OR ANALYSES THAT ARE COMPLETED AFTER THE INITIAL COMPLETION OF THE REPORT.

(3) THE DEPARTMENT OF LOCAL AFFAIRS SHALL PUBLISH THE REPORT AND MAKE IT AVAILABLE AS A RESOURCE FOR LOCAL GOVERNMENTS FOR USE IN DEVELOPING MASTER PLANS PURSUANT TO SECTIONS 30-28-106 AND 31-23-206 AS APPLICABLE.

29-33-111. Rural resort job center municipalities - existing plans to address local housing needs - menu of affordability strategies - regional housing needs planning process. (1) **Existing plans to address local housing needs.** A RURAL RESORT JOB CENTER MUNICIPALITY THAT ADOPTS A PLAN TO ADDRESS LOCAL HOUSING NEEDS PRIOR TO THE EFFECTIVE DATE OF THIS SECTION MAY, RATHER THAN DEVELOPING AND ADOPTING A NEW HOUSING NEEDS PLAN PURSUANT TO SUBSECTION (3)(b) OF THIS SECTION, UPDATE ITS EXISTING PLAN TO ADDRESS ADDITIONAL NEEDS IDENTIFIED IN THE LOCAL HOUSING NEEDS ASSESSMENT BEYOND WHAT THE MUNICIPALITY'S EXISTING PLAN TO ADDRESS LOCAL HOUSING NEEDS INCLUDES, AND ANY REQUIREMENTS IN SECTION 29-33-105 (4) NOT ALREADY INCLUDED IN THE MUNICIPALITY'S EXISTING PLAN TO ADDRESS LOCAL HOUSING NEEDS.

(2) **Menu of affordability strategies.** IN ORDER TO SUPPORT AFFORDABILITY AND ADVANCE MEETING THE HOUSING NEEDS OF ALL INCOME LEVELS IDENTIFIED IN THE LOCAL HOUSING NEEDS ASSESSMENT, THE MENU OF AFFORDABILITY STRATEGIES FOR A RURAL RESORT JOB CENTER MUNICIPALITY MUST INCLUDE THE FOLLOWING:

(a) A STRATEGY DEFINED BY THE RURAL RESORT JOB CENTER MUNICIPALITY THAT SETS PARAMETERS FOR THE CONSTRUCTION AND PERMITTING OF ACCESSORY DWELLING UNITS WITH AFFORDABILITY PROTECTIONS THAT MEET THE RURAL RESORT JOB CENTER MUNICIPALITY'S HOUSING AFFORDABILITY NEEDS;

(b) A STRATEGY DEFINED BY THE RURAL RESORT JOB CENTER MUNICIPALITY THAT SETS PARAMETERS FOR THE CONSTRUCTION AND PERMITTING OF MIDDLE HOUSING AND MULTIFAMILY HOUSING THAT:

(I) IS WITHIN A WALKABLE DISTANCE OF TRANSIT STOPS, WHEN POSSIBLE;

(II) INCORPORATES AFFORDABILITY PROTECTIONS SUCH AS DEED RESTRICTIONS AND SHORT-TERM RENTAL RESTRICTIONS AS IDENTIFIED BY THE RURAL RESORT JOB CENTER MUNICIPALITY; AND

(III) PROVIDES HOUSING THAT MEETS THE RURAL RESORT JOB CENTER

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MUNICIPALITY'S HOUSING AFFORDABILITY NEEDS AND DOES NOT ENCOURAGE OR REQUIRE ANY HOUSING THAT DOES NOT MEET THE RURAL RESORT JOB CENTER MUNICIPALITY'S HOUSING AFFORDABILITY NEEDS;

(c) IMPLEMENTING A LOCAL INCLUSIONARY ZONING ORDINANCE IN ACCORDANCE WITH THE REQUIREMENTS OF SECTION 29-20-104 (e.5) AND (e.7);

(d) THE CREATION OF A PROGRAM TO SUBSIDIZE OR OTHERWISE REDUCE LOCAL DEVELOPMENT FEES THAT MAY INCLUDE:

(I) BUILDING PERMIT FEES;

(II) WATER AND SEWER TAP FEES; AND

(III) OTHER INFRASTRUCTURE COSTS FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT;

(e) CREATING AN EXPEDITED DEVELOPMENT REVIEW PROCESS FOR REGULATED AFFORDABLE HOUSING DEVELOPMENTS;

(f) ESTABLISHING A DENSITY BONUS PROGRAM THAT ALLOWS INCREASED FLOOR AREA RATIO, DENSITY, OR HEIGHT BEYOND WHAT IS OTHERWISE REQUIRED BY THIS ARTICLE 33 TO INCREASE THE CONSTRUCTION OF REGULATED AFFORDABLE HOUSING UNITS;

(g) ENABLING REGULATED AFFORDABLE HOUSING AS A USE BY RIGHT;

(h) ESTABLISHING A POLICY OR PLAN TO LEVERAGE MUNICIPALLY-OWNED LAND FOR THE DEVELOPMENT OF REGULATED AFFORDABLE HOUSING;

(i) ESTABLISHING A DEDICATED LOCAL REVENUE SOURCE FOR THE DEVELOPMENT OF REGULATED AFFORDABLE HOUSING;

(j) REGULATING SHORT-TERM RENTALS OR SECOND HOMES;

(k) REDUCING OR ELIMINATING LOCAL PARKING REQUIREMENTS FOR REGULATED AFFORDABLE HOUSING;

(l) MAKING A COMMITMENT TO AND REMAINING ELIGIBLE FOR THE STATEWIDE AFFORDABLE HOUSING FUND CREATED IN SECTION 29-32-102 (1);

(m) ADOPTING A POLICY THAT RESULTS IN NON-CONSTRUCTION SOLUTIONS TO INCREASE AFFORDABLE HOUSING, INCLUDING THE:

(I) ACQUISITION OF DEED RESTRICTIONS ON EXISTING MARKET-RATE HOUSING UNITS;

(II) PRESERVATION OF EXISTING DEED RESTRICTIONS; OR

(III) PROGRAMS TO DISINCENTIVE THE USE OF HOMES AS NON-PRIMARY RESIDENCES;

(n) ADOPTING A REGIONAL HOUSING NEEDS PLAN WITH MULTI-JURISDICTIONAL COMMITMENTS TO MEET IDENTIFIED HOUSING TARGETS TO INCREASE THE SUPPLY OF AFFORDABLE HOUSING;

(o) ADOPTING A STRATEGY PROPOSED BY EITHER A LOCAL GOVERNMENT OR THE MULTI-AGENCY ADVISORY COMMITTEE, AND THAT IS APPROVED BY THE DEPARTMENT OF LOCAL AFFAIRS, THAT SUPPORTS EQUAL OR GREATER HOUSING AFFORDABILITY CONSISTENT WITH THE NEEDS IDENTIFIED IN THE RELEVANT LOCAL HOUSING NEEDS ASSESSMENT; AND

(p) ADOPTING A POLICY OR REGULATORY TOOL THAT INCENTIVIZES THE PROMOTION OF AFFORDABLE HOUSING DEVELOPMENT AS IDENTIFIED IN SECTION 24-32-130 (3).

(3) **Regional housing needs planning process.** (a) (I) A COUNTY OR MUNICIPALITY WITHIN A REGION DEFINED IN THE REGIONAL HOUSING NEEDS ASSESSMENT MAY PARTICIPATE IN A REGIONAL HOUSING NEEDS PLANNING PROCESS.

(II) THE COUNTIES OR MUNICIPALITIES THAT PARTICIPATE IN A PLANNING PROCESS:

(A) MAY UTILIZE DATA AND INFORMATION FROM A RURAL RESORT REGIONAL HOUSING NEEDS ASSESSMENT THAT IS NO MORE THAN FIVE YEARS OLD TO INFORM THEIR PARTICIPATION IN THE PLANNING PROCESS;

(B) ARE ENCOURAGED TO INCORPORATE STRATEGIC GROWTH OBJECTIVES AS DEFINED IN SECTION 29-33-108 IN THE PLANNING PROCESS; AND

(C) ARE ENCOURAGED TO IDENTIFY STRATEGIES THAT ADDRESS THE HOUSING NEEDS IDENTIFIED IN LOCAL HOUSING NEEDS ASSESSMENTS THROUGH THE ADOPTION OF INTERJURISDICTIONAL STRATEGIES AND AFFORDABILITY STRATEGIES FROM THE MENU IN SUBSECTION (2) OF THIS SECTION.

(III) IF NO EXISTING REGIONAL PLAN EXISTS, A GROUP OF COUNTIES OR MUNICIPALITIES MAY REQUEST THAT THE RURAL RESORT AREA SUBCOMMITTEE CREATED IN SECTION 29-33-103 (8) FACILITATE THE CREATION OF A REGIONAL PLANNING PROCESS.

(IV) A REGIONAL HOUSING NEEDS PLANNING PROCESS MAY BE LED BY A REGIONAL ENTITY AND MUST ENCOURAGE PARTICIPATING COUNTIES AND

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MUNICIPALITIES TO IDENTIFY STRATEGIES THAT IMPROVE COORDINATION BETWEEN ENTITIES TO MEET THE HOUSING NEEDS IDENTIFIED FOR THOSE LOCAL GOVERNMENTS IN THE REGIONAL AND LOCAL HOUSING NEEDS ASSESSMENTS.

(V) BY DECEMBER 31, 2024, THE RURAL RESORT AREA SUBCOMMITTEE CREATED IN SECTION 29-33-103 (8) SHALL ISSUE A REPORT TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS ON THE STATUS, OPPORTUNITIES, AND CHALLENGES OF REGIONAL PLANNING IN THE RURAL RESORT REGIONS, INCLUDING THE CONNECTION BETWEEN HOUSING AND TRANSPORTATION AND REGIONAL EQUITY IN REGARDS TO COMMUNITIES THAT HOUSE THE WORKFORCE AND THOSE THAT ARE RURAL RESORT JOB CENTER MUNICIPALITIES. THE RURAL RESORT AREA SUBCOMMITTEE CREATED IN SECTION 29-33-103 (8) SHALL ALSO EVALUATE AND MAKE RECOMMENDATIONS ON THE USE OF DATA TO CREATE AFFORDABILITY STRATEGIES IN REGIONAL AND LOCAL HOUSING ASSESSMENTS AND REGIONAL AND LOCAL HOUSING PLANS THAT FOLLOW STRATEGIC GROWTH OBJECTIVES AS DEFINED IN SECTION 29-33-108.

(b) (I) NO LATER THAN DECEMBER 31, 2026, AND EVERY SIX YEARS THEREAFTER, A RURAL RESORT JOB CENTER MUNICIPALITY SHALL DEVELOP, ADOPT, AND SUBMIT TO THE DEPARTMENT OF LOCAL AFFAIRS A HOUSING NEEDS PLAN. THE HOUSING NEEDS PLAN MUST INCLUDE THE FOLLOWING:

(A) A NARRATIVE DESCRIPTION OF THE STAKEHOLDER ENGAGEMENT CONDUCTED DURING THE DEVELOPMENT OF THE HOUSING NEEDS PLAN;

(B) AN ANALYSIS OF HOW THE RURAL RESORT JOB CENTER MUNICIPALITY WILL ADDRESS LOCAL HOUSING NEEDS AS IDENTIFIED FROM A REGIONAL HOUSING ASSESSMENT, AND THE LOCAL HOUSING NEEDS ASSESSMENT, INCLUDING THE DEMONSTRATED HOUSING NEEDS FOR PERSONS OF DIFFERENT INCOME LEVELS;

(C) A NARRATIVE ANALYSIS OF ANY AREA AT ELEVATED RISK OF RESIDENTIAL DISPLACEMENT THAT THE RURAL RESORT JOB CENTER MUNICIPALITY HAS IDENTIFIED, AT THE DISCRETION OF EACH MUNICIPALITY, AND A DESCRIPTION OF AN IMPLEMENTATION PLAN FOR ANY DISPLACEMENT MITIGATION MEASURES THAT THE RURAL RESORT JOB CENTER HAS CONSIDERED AS OPTIONS AND DECIDED TO USE, AT THE DISCRETION OF EACH MUNICIPALITY, TO MITIGATE IDENTIFIED DISPLACEMENT RISKS IN THESE AREAS; AND

(D) AN IMPLEMENTATION PLAN THAT DESCRIBES HOW THE RURAL RESORT JOB CENTER MUNICIPALITY WILL COMPLY WITH ANY SELECTED AFFORDABILITY STRATEGIES FROM SECTION 29-33-106.

(II) BEFORE ADOPTING AND SUBMITTING A HOUSING NEEDS PLAN, A RURAL RESORT JOB CENTER MUNICIPALITY SHALL PUBLISH THE MOST RECENT DRAFT OF ITS HOUSING NEEDS PLAN AND PROVIDE NOTICE OF A PUBLIC COMMENT PERIOD FOR THE RECEIPT OF WRITTEN COMMENTS CONCERNING THE PLAN. THE RURAL RESORT JOB CENTER MUNICIPALITY MAY ALSO CHOOSE TO HOLD A PUBLIC HEARING ON THE PLAN.

(III) THE DEPARTMENT OF LOCAL AFFAIRS SHALL POST THE HOUSING NEEDS PLANS SUBMITTED BY RURAL RESORT JOB CENTER MUNICIPALITIES PUBLICLY ON THE DEPARTMENT OF LOCAL AFFAIRS WEBSITE.

29-33-112. Water supply forecast. (1) NO LATER THAN JUNE 30, 2025, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS IN CONSULTATION WITH THE COLORADO WATER CONSERVATION BOARD SHALL SUBMIT A JOINT REPORT TO THE GENERAL ASSEMBLY CONFORMING TO THE COLORADO WATER PLAN ADOPTED IN JANUARY 2023 THAT ASSESSES:

(a) THE AVAILABILITY AND SUFFICIENCY OF WATER SUPPLIES IN COUNTIES TO PROVIDE FOR ANTICIPATED GROWTH AND DEVELOPMENT;

(b) A FRAMEWORK TO GUIDE INVESTMENTS IN DEVELOPMENT AND CONSERVATION; AND

(c) A RANGE OF POLICY OPTIONS TO MAXIMIZE EFFICIENCY OF EXISTING WATER SUPPLY AND IDENTIFY IMPACTS OF FUTURE DEVELOPMENT.

(2) THE DIRECTOR SHALL CONSULT WATER PROVIDERS AND PUBLISHED WATER SUPPLY MASTER PLANS IN THE PREPARATION OF THE REPORT.

29-33-113. Technical assistance - housing plans assistance fund - definition. (1) THE DIVISION OF LOCAL GOVERNMENT WITHIN THE DEPARTMENT OF LOCAL AFFAIRS SHALL PROVIDE TECHNICAL ASSISTANCE MATERIALS, BRIEFINGS, CONSULTING SERVICES, TEMPLATES, TOOLS, TRAININGS, WEBINARS, OR OTHER GUIDANCE TO AID LOCAL GOVERNMENTS AND METROPOLITAN PLANNING ORGANIZATIONS IN UPDATING LOCAL LAWS AND OTHERWISE COMPLYING WITH THIS ARTICLE 33.

(2) TO ASSIST LOCAL GOVERNMENTS IN COMPLYING WITH THIS ARTICLE 33, THE DIVISION OF LOCAL GOVERNMENT WITHIN THE DEPARTMENT OF LOCAL

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AFFAIRS, WITH THE SUPPORT OF THE MULTI-AGENCY GROUP, SHALL PROVIDE TECHNICAL ASSISTANCE FUNDING THROUGH EITHER A GRANT PROGRAM OR THE PROVISION OF CONSULTANT SERVICES THROUGH SUBJECT JURISDICTIONS OR BOTH A GRANT PROGRAM AND PROVISION OF CONSULTANT SERVICES. THE DIVISION OF LOCAL GOVERNMENT MAY ALSO PROVIDE TECHNICAL ASSISTANCE FUNDING THROUGH A METROPOLITAN PLANNING ORGANIZATION OR OTHER REGIONAL ENTITY. BEGINNING JANUARY 1, 2026, AND EVERY YEAR THEREAFTER, THE DEPARTMENT OF LOCAL AFFAIRS SHALL PROVIDE A REPORT ON THE ASSISTANCE REQUESTED BY LOCAL GOVERNMENTS PURSUANT TO THIS SECTION, WHETHER OR NOT ADEQUATE STATE FUNDING IS AVAILABLE TO MEET THE ASSISTANCE REQUESTED BY LOCAL GOVERNMENTS, AND ANY ADDITIONAL RESOURCES THAT LOCAL GOVERNMENTS HAVE IDENTIFIED THAT WOULD HELP COMPLETE ADVISORY HOUSING NEEDS PLANS.

(3) (a) THE HOUSING PLANS ASSISTANCE FUND IS CREATED IN THE STATE TREASURY. THE FUND CONSISTS OF ANY MONEY THAT THE GENERAL ASSEMBLY MAY TRANSFER OR APPROPRIATE TO THE FUND FOR IMPLEMENTATION OF THE GRANT PROGRAM, AND GIFTS, GRANTS, OR DONATIONS CREDITED TO THE FUND. THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE HOUSING PLANS ASSISTANCE CASH FUND TO THE FUND.

(b) SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY, THE DEPARTMENT OF LOCAL AFFAIRS MAY EXPEND MONEY FROM THE FUND FOR THE PURPOSES OF PROVIDING TECHNICAL ASSISTANCE AND IMPLEMENTING A GRANT PROGRAM PURSUANT TO SUBSECTIONS (1) AND (2) OF THIS SECTION.

29-33-114. Reporting requirements. (1) (a) NO LATER THAN DECEMBER 31, 2025, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS SHALL DEVELOP REPORTING GUIDANCE AND TEMPLATES FOR RURAL RESORT JOB CENTER MUNICIPALITIES AND URBAN MUNICIPALITIES.

(b) THE MULTI-AGENCY ADVISORY COMMITTEE SHALL, AS PART OF THE PUBLIC COMMENT AND HEARING PROCESS ESTABLISHED IN SECTION 29-33-109 (2), PROVIDE RECOMMENDATIONS TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS CONCERNING THE DEVELOPMENT OF REPORTING GUIDANCE AND TEMPLATES FOR RURAL RESORT JOB CENTER MUNICIPALITIES AND URBAN MUNICIPALITIES.

(2) AT A MINIMUM, RURAL RESORT JOB CENTER MUNICIPALITIES AND URBAN MUNICIPALITIES SHALL REPORT, NO LATER THAN DECEMBER 31, 2026, AND NO LATER THAN DECEMBER 31 OF EACH YEAR THEREAFTER, IN A FORM AND MANNER DETERMINED BY THE DEPARTMENT OF LOCAL AFFAIRS, THE FOLLOWING HOUSING DATA FOR THE PREVIOUS CALENDAR YEAR TO THE DEPARTMENT OF LOCAL AFFAIRS:

(a) THE NUMBER OF PERMITS THAT THE MUNICIPALITY ISSUED FOR NEW HOUSING UNITS CATEGORIZED BY THE NUMBER OF UNITS IN EACH STRUCTURE TYPE;

(b) THE NUMBER OF NEW HOUSING UNITS CATEGORIZED BY THE NUMBER OF UNITS IN EACH STRUCTURE TYPE, IN THE MUNICIPALITY ON WHICH CONSTRUCTION HAS BEGUN;

(c) TIMEFRAMES TO COMPLETE RESIDENTIAL PERMIT REVIEWS BY HOUSING TYPE;

(d) WORKFORCE ASSIGNED TO DEVELOPMENT REVIEW BY POSITION TYPE;

(e) THE IMPLEMENTATION STATUS OF THE STRATEGIES IDENTIFIED IN THE MUNICIPALITY'S HOUSING NEEDS PLAN;

(f) ZONING INFORMATION THAT MAY INCLUDE GEOSPATIAL DATA SPECIFYING ZONING DISTRICTS, ALLOWED USES AND DENSITIES, AND OTHER DATA IN A STANDARD FORMAT; AND

(g) THE NUMBER OF INTERGOVERNMENTAL AGREEMENTS THAT THE MUNICIPALITY HAS ENTERED INTO TO ADDRESS ITS LOCAL AND REGIONAL HOUSING NEEDS ASSESSMENTS AND A DESCRIPTION OF THESE AGREEMENTS.

(3) UPON RECEIVING THE REPORTS FROM THE RURAL RESORT JOB CENTER MUNICIPALITIES AND URBAN MUNICIPALITIES PURSUANT TO SUBSECTION (2) OF THIS SECTION, THE DEPARTMENT OF LOCAL AFFAIRS SHALL PUBLISH AN ANALYSIS ON A PUBLICLY AVAILABLE DASHBOARD THAT INCLUDES ALL OF THE INFORMATION IN THE REPORTS.

29-33-115. Compliance. NO LATER THAN JUNE 30, 2027, THE DEPARTMENT OF LOCAL AFFAIRS SHALL CONDUCT A COMPLIANCE REVIEW AND APPROVE HOUSING NEEDS PLANS OR PROVIDE FEEDBACK TO RURAL RESORT JOB CENTER MUNICIPALITIES AND URBAN MUNICIPALITIES AS NEEDED. THE

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SUBMISSION OF A COMPLIANT HOUSING NEEDS PLAN MUST BE CONSIDERED IN THE DEVELOPMENT OF STRATEGIC GROWTH OBJECTIVES.

SECTION 3. In Colorado Revised Statutes, 24-32-705, **add** (8) as follows:

24-32-705. Functions of division. (8) THE DIVISION SHALL CONSULT WITH THE MULTI-AGENCY ADVISORY COMMITTEE CREATED IN SECTION 29-33-103 ON FACTORY-BUILT STRUCTURES AND TINY HOME CREATED IN SECTION 24-32-3305 (3), TO PRODUCE A REPORT NO LATER THAN JUNE 30, 2024, ON THE OPPORTUNITIES AND BARRIERS IN CURRENT STATE LAWS AND REGULATIONS CONCERNING THE BUILDING OF MANUFACTURED HOMES, MODULAR HOMES, AND TINY HOMES.

SECTION 4. In Colorado Revised Statutes, 24-32-3303, **amend** (1)(c) as follows:

24-32-3303. Division of housing - powers and duties - rules. (1) The division has the following powers and duties pursuant to this part 33:

(c) To review and approve quality assurance representatives that intend to perform FINAL CONSTRUCTION PLAN REVIEWS, inspections, and issue insignia of approval pursuant to this part 33;

SECTION 5. In Colorado Revised Statutes, **add** 29-20-110 as follows:

29-20-110. Local government residential occupancy limits - definitions. (1) NOTWITHSTANDING ANY OTHER PROVISION TO THE CONTRARY, A LOCAL GOVERNMENT SHALL NOT ENACT OR ENFORCE RESIDENTIAL OCCUPANCY LIMITS THAT DIFFER BASED ON THE RELATIONSHIPS OF THE OCCUPANTS OF A DWELLING.

(2) NOTHING IN THIS SECTION PREVENTS A LOCAL GOVERNMENT FROM ESTABLISHING RESIDENTIAL OCCUPANCY LIMITS FOR DWELLING UNITS FOR SHORT-TERM RENTALS, AS DEFINED IN SECTION 29-33-102 (35).

(3) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "DWELLING" MEANS ANY IMPROVED REAL PROPERTY, OR PORTION THEREOF, THAT IS USED OR INTENDED TO BE USED AS A RESIDENCE.

(b) "LOCAL GOVERNMENT" MEANS A HOME RULE OR STATUTORY CITY, TOWN, TERRITORIAL CITY OR TOWN, CITY AND COUNTY, OR COUNTY OR HOME RULE COUNTY.

SECTION 6. In Colorado Revised Statutes, 30-28-106, **repeal and reenact, with amendments**, (3)(a); and **add** (3)(a.5), (8), (9), and (10) as follows:

30-28-106. Adoption of master plan - contents. (3) (a) THE MASTER PLAN OF A COUNTY OR REGION, WITH THE ACCOMPANYING MAPS, PLATS, CHARTS, AND DESCRIPTIVE AND EXPLANATORY MATTER, MUST SHOW THE COUNTY OR REGIONAL PLANNING COMMISSION'S RECOMMENDATIONS FOR THE DEVELOPMENT OF THE TERRITORY COVERED BY THE PLAN. THE MASTER PLAN OF A COUNTY OR REGION IS AN ADVISORY DOCUMENT TO GUIDE LAND DEVELOPMENT DECISIONS; HOWEVER, THE PLAN OR ANY PART THEREOF MAY BE MADE BINDING BY INCLUSION IN THE COUNTY'S OR REGION'S ADOPTED SUBDIVISION, ZONING, PLATTING, PLANNED UNIT DEVELOPMENT, OR OTHER SIMILAR LAND DEVELOPMENT REGULATIONS AFTER SATISFYING NOTICE, DUE PROCESS, AND HEARING REQUIREMENTS FOR LEGISLATIVE OR QUASI-JUDICIAL PROCESSES AS APPROPRIATE. A MASTER PLAN ADOPTED ON OR AFTER JUNE 30, 2024, MUST INCLUDE:

(I) NATURAL AND AGRICULTURAL LAND PRIORITIES IN ACCORDANCE WITH THE NATURAL AND AGRICULTURAL LAND PRIORITIES REPORT CREATED IN SECTION 29-33-110;

(II) A HOUSING ELEMENT;

(III) FOR COUNTIES WITH A POPULATION OF GREATER THAN TWO HUNDRED FIFTY THOUSAND, A STRATEGIC GROWTH ELEMENT THAT MUST INCLUDE;

(A) THE INFORMATION RELEVANT TO THE MUNICIPALITY CONTAINED IN THE REGIONAL STRATEGIC GROWTH AND HOUSING MIX ANALYSIS CONDUCTED PURSUANT TO SECTION 29-33-105 (8)(a) AND AN ANALYSIS OF HOW THE MUNICIPALITY IS INCLUDING THIS INFORMATION IN THE MASTER PLAN;

(B) THE IDENTIFICATION OF ADDITIONAL LOCAL STRATEGIC GROWTH AREAS;

(C) THE IDENTIFICATION OF TRANSPORTATION, UTILITY, AND OTHER INFRASTRUCTURE GAPS AND INFRASTRUCTURE PROJECTS, PREFERABLY WITHIN A CAPITAL IMPROVEMENT PLAN, THAT WOULD ENABLE STRATEGIC GROWTH AREAS TO BE DEVELOPED OR REDEVELOPED; AND

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(D) THE IDENTIFICATION OF ZONING REFINEMENTS AND DENSITIES NECESSARY TO ACCOMMODATE THE HOUSING NEEDS INCLUDED IN HOUSING NEEDS ASSESSMENTS, AND TO MEET STRATEGIC GROWTH OBJECTIVES FOR STRATEGIC GROWTH AREAS.

(IV) (A) THE GENERAL LOCATION AND EXTENT OF AN ADEQUATE AND SUITABLE SUPPLY OF WATER;

(B) IN COMPLETING A WATER SUPPLY ELEMENT, THE PLANNING COMMISSION SHALL CONSULT WITH THE ENTITIES THAT SUPPLY WATER FOR USE WITHIN THE COUNTY OR REGION TO ENSURE COORDINATION ON WATER SUPPLY AND FACILITY PLANNING, AND THE WATER SUPPLY ELEMENT MUST IDENTIFY WATER SUPPLIES AND FACILITIES SUFFICIENT TO MEET THE NEEDS OF THE PUBLIC AND PRIVATE INFRASTRUCTURE REASONABLY ANTICIPATED OR IDENTIFIED IN THE PLANNING PROCESS;

(C) THE WATER SUPPLY ELEMENT MUST INCLUDE WATER CONSERVATION POLICIES, TO BE DETERMINED BY THE COUNTY, WHICH MAY INCLUDE GOALS SPECIFIED IN THE STATE WATER PLAN ADOPTED PURSUANT TO SECTION 37-60-106.3 AND MAY INCLUDE POLICIES TO IMPLEMENT WATER CONSERVATION AND OTHER STATE WATER PLAN GOALS AS A CONDITION OF DEVELOPMENT APPROVALS, INCLUDING SUBDIVISIONS, PLANNED UNIT DEVELOPMENTS, SPECIAL USE PERMITS, AND ZONING CHANGES.

(D) THE DEPARTMENT OF LOCAL AFFAIRS CREATED IN SECTION 24-1-125 MAY HIRE AND EMPLOY ONE FULL-TIME EMPLOYEE TO PROVIDE EDUCATIONAL RESOURCES AND ASSISTANCE TO COUNTIES THAT INCLUDE WATER CONSERVATION POLICIES IN THEIR MASTER PLANS AS DESCRIBED IN SUBSECTION (3)(a)(IV)(C) OF THIS SECTION.

(a.5) AFTER CONSIDERATION OF EACH OF THE FOLLOWING, WHERE APPLICABLE OR APPROPRIATE, THE MASTER PLAN MAY INCLUDE:

(I) THE GENERAL LOCATION, CHARACTER, AND EXTENT OF EXISTING, PROPOSED, OR PROJECTED STREETS OR ROADS, RIGHTS-OF-WAY, VIADUCTS, BRIDGES, WATERWAYS, WATERFRONTS, PARKWAYS, HIGHWAYS, MASS TRANSIT ROUTES AND CORRIDORS, AND ANY TRANSPORTATION PLAN PREPARED BY ANY METROPOLITAN PLANNING ORGANIZATION THAT COVERS ALL OR A PORTION OF THE COUNTY OR REGION AND THAT THE COUNTY OR REGION HAS RECEIVED NOTIFICATION OF OR, IF THE COUNTY OR REGION IS NOT LOCATED IN AN AREA COVERED BY A METROPOLITAN PLANNING ORGANIZATION, ANY TRANSPORTATION PLAN PREPARED BY THE DEPARTMENT OF TRANSPORTATION THAT THE COUNTY OR REGION HAS RECEIVED NOTIFICATION OF AND THAT APPLIES TO THE COUNTY OR REGION;

(II) THE GENERAL LOCATION OF PUBLIC PLACES OR FACILITIES, INCLUDING PUBLIC SCHOOLS, CULTURALLY, HISTORICALLY, OR ARCHAEOLOGICALLY SIGNIFICANT BUILDINGS, SITES, AND OBJECTS, PLAYGROUNDS, FORESTS, RESERVATIONS, SQUARES, PARKS, AIRPORTS, AVIATION FIELDS, MILITARY INSTALLATIONS, AND OTHER PUBLIC WAYS, GROUNDS, OPEN SPACES, TRAILS, AND DESIGNATED FEDERAL, STATE, AND LOCAL WILDLIFE AREAS. FOR PURPOSES OF THIS SECTION, "MILITARY INSTALLATION" HAS THE SAME MEANING AS SPECIFIED IN SECTION 29-20-105.6 (2)(b).

(III) THE GENERAL LOCATION AND EXTENT OF PUBLIC UTILITIES, TERMINALS, CAPITAL FACILITIES, AND TRANSFER FACILITIES, WHETHER PUBLICLY OR PRIVATELY OWNED, FOR WATER, LIGHT, POWER, SANITATION, TRANSPORTATION, COMMUNICATION, HEAT, AND OTHER PURPOSES, AND ANY PROPOSED OR PROJECTED NEEDS FOR CAPITAL FACILITIES AND UTILITIES, INCLUDING THE PRIORITIES, ANTICIPATED COSTS, AND FUNDING PROPOSALS FOR SUCH FACILITIES AND UTILITIES;

(IV) THE ACCEPTANCE, WIDENING, REMOVAL, EXTENSION, RELOCATION, NARROWING, VACATION, ABANDONMENT, MODIFICATION, OR CHANGE OF USE OF ANY OF THE PUBLIC WAYS, RIGHTS-OF-WAY, INCLUDING THE COORDINATION OF SUCH RIGHTS-OF-WAY WITH THE RIGHTS-OF-WAY OF OTHER COUNTIES, REGIONS, OR MUNICIPALITIES, GROUNDS, OPEN SPACES, BUILDINGS, PROPERTIES, UTILITIES, OR TERMINALS, REFERRED TO IN SUBSECTIONS (1)(a.5)(I) THROUGH (1)(a.5)(IV) OF THIS SECTION;

(V) METHODS FOR ASSURING ACCESS TO APPROPRIATE CONDITIONS FOR SOLAR, WIND, OR OTHER ALTERNATIVE ENERGY SOURCES, INCLUDING GEOTHERMAL ENERGY USED FOR WATER HEATING OR SPACE HEATING OR COOLING IN A SINGLE BUILDING, FOR SPACE HEATING FOR MORE THAN ONE BUILDING THROUGH A PIPELINE NETWORK, OR FOR ELECTRICITY GENERATION;

(VI) THE GENERAL CHARACTER, LOCATION, AND EXTENT OF COMMUNITY CENTERS, TOWNSITES, HOUSING DEVELOPMENTS, WHETHER PUBLIC

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OR PRIVATE, THE EXISTING, PROPOSED, OR PROJECTED LOCATION OF RESIDENTIAL NEIGHBORHOODS AND SUFFICIENT LAND FOR FUTURE HOUSING DEVELOPMENT FOR THE EXISTING AND PROJECTED ECONOMIC AND OTHER NEEDS OF ALL CURRENT AND ANTICIPATED RESIDENTS OF THE COUNTY OR REGION, AND URBAN CONSERVATION OR REDEVELOPMENT AREAS. IF A COUNTY OR REGION HAS ENTERED INTO A REGIONAL PLANNING AGREEMENT, SUCH AGREEMENT MAY BE INCORPORATED BY REFERENCE INTO THE MASTER PLAN.

(VII) THE GENERAL SOURCE AND EXTENT OF FORESTS, AGRICULTURAL AREAS, FLOOD CONTROL AREAS, AND OPEN DEVELOPMENT AREAS FOR PURPOSES OF CONSERVATION, FOOD AND WATER SUPPLY, SANITARY AND DRAINAGE FACILITIES, FLOOD CONTROL, OR THE PROTECTION OF URBAN DEVELOPMENT;

(VIII) A LAND CLASSIFICATION AND UTILIZATION PROGRAM;

(IX) PROJECTIONS OF POPULATION GROWTH AND HOUSING NEEDS TO ACCOMMODATE THE PROJECTED POPULATION FOR SPECIFIED INCREMENTS OF TIME. THE COUNTY OR REGION MAY BASE THESE PROJECTIONS UPON DATA FROM THE DEPARTMENT OF LOCAL AFFAIRS AND UPON THE COUNTY'S OR REGION'S LOCAL OBJECTIVES.

(X) THE LOCATION OF AREAS CONTAINING STEEP SLOPES, GEOLOGICAL HAZARDS, ENDANGERED OR THREATENED SPECIES, WETLANDS, FLOODPLAINS, FLOODWAYS, AND FLOOD RISK ZONES, HIGHLY ERODIBLE LAND OR UNSTABLE SOILS, AND WILDFIRE HAZARDS. FOR PURPOSES OF DETERMINING THE LOCATION OF SUCH AREAS, THE PLANNING COMMISSION SHALL CONSIDER THE FOLLOWING SOURCES FOR GUIDANCE:

(A) THE COLORADO GEOLOGICAL SURVEY FOR DEFINING AND MAPPING GEOLOGICAL HAZARDS;

(B) THE UNITED STATES FISH AND WILDLIFE SERVICE OF THE UNITED STATES DEPARTMENT OF THE INTERIOR AND THE PARKS AND WILDLIFE COMMISSION CREATED IN SECTION 33-9-101, FOR LOCATING AREAS INHABITED BY ENDANGERED OR THREATENED SPECIES;

(C) THE UNITED STATES ARMY CORPS OF ENGINEERS AND THE UNITED STATES FISH AND WILDLIFE SERVICE NATIONAL WETLANDS INVENTORY FOR DEFINING AND MAPPING WETLANDS;

(D) THE FEDERAL EMERGENCY MANAGEMENT AGENCY FOR DEFINING AND MAPPING FLOODPLAINS, FLOODWAYS, AND FLOOD RISK ZONES;

(E) THE NATURAL RESOURCES CONSERVATION SERVICE OF THE UNITED STATES DEPARTMENT OF AGRICULTURE FOR DEFINING AND MAPPING UNSTABLE SOILS AND HIGHLY ERODIBLE LAND; AND

(F) THE COLORADO STATE FOREST SERVICE FOR LOCATING WILDFIRE HAZARD AREAS.

(8) IN ADOPTING OR AMENDING A MASTER PLAN, THE COMMISSION SHALL IDENTIFY, PROVIDE NOTICE TO, AND CONSULT WITH RELEVANT ENTITIES TO ENSURE THAT THE ADOPTION OR AMENDING OF THE MASTER PLAN IS AN INCLUSIVE PROCESS.

(9) NO MORE THAN THIRTY DAYS AFTER ADOPTING OR AMENDING THE MASTER PLAN, THE COMMISSION SHALL SUBMIT THE MASTER PLAN TO THE DIVISION OF LOCAL GOVERNMENT IN THE DEPARTMENT OF LOCAL AFFAIRS. THE DIVISION OF LOCAL GOVERNMENT SHALL REVIEW THESE MASTER PLANS TO ENSURE THEY COMPLY WITH THE REQUIREMENTS OF THIS SECTION.

(10) NOT LESS THAN SIXTY DAYS PRIOR TO ADOPTING OR AMENDING THE MASTER PLAN, A COUNTY OR REGIONAL PLANNING COMMISSION SHALL SUBMIT THE MASTER PLAN TO THE DIVISION OF LOCAL GOVERNMENT IN THE DEPARTMENT OF LOCAL AFFAIRS. THE DIVISION OF LOCAL GOVERNMENT SHALL REVIEW THESE MASTER PLANS TO ENSURE THEY COMPLY WITH THE REQUIREMENTS OF THIS SECTION. THE DIVISION SHALL PROVIDE COMMENTS IN WRITING DESCRIBING THE EXTENT TO WHICH THE MASTER PLAN MEETS OR DOES NOT MEET THE REQUIREMENTS OF THIS SECTION. THE DEPARTMENT OF LOCAL AFFAIRS MAY HIRE AND EMPLOY ONE FULL-TIME EMPLOYEE TO PROVIDE EDUCATIONAL RESOURCES AND ASSISTANCE TO ENSURE COMPLIANCE WITH THE REQUIREMENTS OF THIS SECTION.

SECTION 7. In Colorado Revised Statutes, 31-15-713, add (1)(d) as follows:

31-15-713. Power to sell public works - real property. (1) The governing body of each municipality has the power:

(d) NOTWITHSTANDING SUBSECTIONS (1)(a) AND (1)(b) OF THIS SECTION, TO SELL AND DISPOSE OF, BY ORDINANCE, ANY PUBLIC BUILDING OR REAL PROPERTY OWNED BY A MUNICIPALITY THAT IS HELD FOR GOVERNMENT PURPOSES OTHER THAN PARK PURPOSES, IF THE SALE AND DISPOSITION OF THE

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PUBLIC BUILDING OR REAL PROPERTY IS FOR THE PURPOSE OF PROVIDING PROPERTY TO BE USED FOR THE DEVELOPMENT OF AFFORDABLE HOUSING, AS THE TERM IS DEFINED IN SECTION 29-33-102 (3). THE GOVERNING BODY SHALL DETERMINE THE TERMS AND CONDITIONS OF THE SALE AND DISPOSITION AT A REGULAR OR SPECIAL MEETING AND SHALL MAKE THESE TERMS AND CONDITIONS PUBLICLY AVAILABLE.

SECTION 8. In Colorado Revised Statutes, 31-23-301, **amend** (5)(b)(I)(A) and (5)(b)(I)(B); **add** (5)(a)(III), (5)(a)(IV), (5)(a)(V), and (5)(b)(I.5) as follows:

31-23-301. Grant of power. (5) (a) As used in this subsection (5), unless the context otherwise requires:

(III) "MANUFACTURED HOME" HAS THE SAME MEANING AS SET FORTH IN SECTION 24-32-3302 (20).

(IV) "MODULAR HOME" HAS THE SAME MEANING AS SET FORTH IN SECTION 24-32-3302 (25).

(b) (I) No municipality may have or enact zoning regulations, subdivision regulations, or any other regulation affecting development that exclude or have the effect of excluding homes from the municipality that are:

(A) Homes certified by the division of housing created in section 24-32-704 or a party authorized to act on its behalf; THE APPROVAL PROCESSES OF MODULAR HOMES SHALL BE BASED ON OBJECTIVE STANDARDS AND ADMINISTRATIVE REVIEW THAT ARE EQUIVALENT TO THAT REQUIRED FOR SITE-BUILT HOMES, UNLESS A MUNICIPALITY REGULATES SITE-BUILT HOMES THROUGH A SUBJECTIVE REVIEW PROCESS, IN WHICH CASE A MUNICIPALITY MAY USE AN EQUIVALENT REVIEW PROCESS FOR A MODULAR HOME AND A SITE-BUILT HOME;

(B) Homes certified by the United States department of housing and urban development through its office of manufactured housing programs, a successor agency, or a party authorized to act on its behalf. THE APPROVAL PROCESSES OF MANUFACTURED HOMES SHALL BE BASED ON OBJECTIVE STANDARDS AND ADMINISTRATIVE REVIEW THAT ARE EQUIVALENT TO THAT REQUIRED FOR SITE-BUILT HOMES, UNLESS A MUNICIPALITY REGULATES SITE-BUILT HOMES THROUGH A SUBJECTIVE REVIEW PROCESS, IN WHICH CASE A MUNICIPALITY MAY USE AN EQUIVALENT REVIEW PROCESS FOR A MANUFACTURED HOME AND A SITE-BUILT HOME. ~~or~~

(b) (I.5) A MUNICIPALITY SHALL NOT IMPOSE MORE RESTRICTIVE STANDARDS ON MANUFACTURED AND MODULAR HOMES THAN THOSE THE MUNICIPALITY APPLIES TO SITE BUILT HOMES IN THE SAME RESIDENTIAL ZONES. RESTRICTIVE STANDARDS INCLUDE ZONING REGULATIONS, SUBDIVISION REGULATIONS, AND ANY OTHER REGULATION AFFECTING DEVELOPMENT SUCH AS REQUIREMENTS RELATING TO:

- (A) PERMANENT FOUNDATIONS;
- (B) MINIMUM FLOOR SPACE;
- (C) HOME SIZE OR SECTIONAL REQUIREMENTS;
- (D) IMPROVEMENT LOCATION STANDARDS;
- (E) SIDE YARD STANDARDS; AND
- (F) SETBACK STANDARDS.

SECTION 9. In Colorado Revised Statutes, 31-23-206, **repeal and reenact, with amendments,** (1); and **add** (1.5), (8), (9), (10), and (11) as follows:

31-23-206. Master plan. (1) IT IS THE DUTY OF THE COMMISSION TO MAKE AND ADOPT A MASTER PLAN FOR THE PHYSICAL DEVELOPMENT OF THE MUNICIPALITY, INCLUDING ANY AREAS OUTSIDE ITS BOUNDARIES, SUBJECT TO THE APPROVAL OF THE GOVERNMENTAL BODY HAVING JURISDICTION THEREOF, THAT IN THE COMMISSION'S JUDGMENT BEAR RELATION TO THE PLANNING OF THE MUNICIPALITY. THE MASTER PLAN OF A MUNICIPALITY IS AN ADVISORY DOCUMENT TO GUIDE LAND DEVELOPMENT DECISIONS; HOWEVER, THE PLAN OR ANY PART THEREOF MAY BE MADE BINDING BY INCLUSION IN THE MUNICIPALITY'S ADOPTED SUBDIVISION, ZONING, PLATTING, PLANNED UNIT DEVELOPMENT, OR OTHER SIMILAR LAND DEVELOPMENT REGULATIONS AFTER SATISFYING NOTICE, DUE PROCESS, AND HEARING REQUIREMENTS FOR LEGISLATIVE OR QUASI-JUDICIAL PROCESSES AS APPROPRIATE. WHEN A COMMISSION DECIDES TO ADOPT A MASTER PLAN, THE COMMISSION SHALL CONDUCT PUBLIC HEARINGS, AFTER NOTICE OF SUCH PUBLIC HEARINGS HAS BEEN PUBLISHED IN A NEWSPAPER OF GENERAL CIRCULATION IN THE MUNICIPALITY IN A MANNER SUFFICIENT TO NOTIFY THE PUBLIC OF THE TIME, PLACE, AND NATURE OF THE PUBLIC HEARING, PRIOR TO FINAL ADOPTION OF A

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MASTER PLAN IN ORDER TO ENCOURAGE PUBLIC PARTICIPATION IN AND AWARENESS OF THE DEVELOPMENT OF SUCH PLAN AND SHALL ACCEPT AND CONSIDER ORAL AND WRITTEN PUBLIC COMMENTS THROUGHOUT THE PROCESS OF DEVELOPING THE PLAN. THE PLAN, ADOPTED OR AMENDED ON OR AFTER JUNE 30, 2024, WITH THE ACCOMPANYING MAPS, PLATS, CHARTS, AND DESCRIPTIVE MATTER, MUST INCLUDE:

(a) A HOUSING ELEMENT THAT USES BEST AVAILABLE DATA, SUCH AS THE MOST RECENT LOCAL HOUSING NEEDS PLAN CREATED PURSUANT TO SECTION 29-33-104 OR OTHER RECENT HOUSING ANALYSES;

(b) NATURAL AND AGRICULTURAL LAND PRIORITIES IN ACCORDANCE WITH THE NATURAL AND AGRICULTURAL LAND PRIORITIES REPORT CREATED IN SECTION 29-33-110;

(c) A STRATEGIC GROWTH ELEMENT THAT MUST INCLUDE:

(I) THE INFORMATION RELEVANT TO THE MUNICIPALITY CONTAINED IN THE REGIONAL STRATEGIC GROWTH AND HOUSING MIX ANALYSIS CONDUCTED PURSUANT TO SECTION 29-33-105 (8)(a) AND AN ANALYSIS OF HOW THE MUNICIPALITY IS INCLUDING THIS INFORMATION IN THE MASTER PLAN;

(II) THE IDENTIFICATION OF ADDITIONAL LOCAL STRATEGIC GROWTH AREAS;

(III) THE IDENTIFICATION OF TRANSPORTATION, UTILITY, AND OTHER INFRASTRUCTURE GAPS AND INFRASTRUCTURE PROJECTS, PREFERABLY WITHIN A CAPITAL IMPROVEMENT PLAN, THAT WOULD ENABLE STRATEGIC GROWTH AREAS TO BE DEVELOPED OR REDEVELOPED; AND

(IV) THE IDENTIFICATION OF ZONING REFINEMENTS AND DENSITIES NECESSARY TO ACCOMMODATE THE HOUSING NEEDS INCLUDED IN HOUSING NEEDS ASSESSMENTS, AND TO MEET STRATEGIC GROWTH OBJECTIVES FOR STRATEGIC GROWTH AREAS.

(d) (I) THE GENERAL LOCATION AND EXTENT OF AN ADEQUATE AND SUITABLE SUPPLY OF WATER;

(II) IN COMPLETING THE WATER SUPPLY ELEMENT, THE PLANNING COMMISSION SHALL CONSULT WITH THE ENTITIES THAT SUPPLY WATER FOR USE WITHIN THE MUNICIPALITY TO ENSURE COORDINATION ON WATER SUPPLY AND FACILITY PLANNING, AND THE WATER SUPPLY ELEMENT MUST IDENTIFY WATER SUPPLIES AND FACILITIES SUFFICIENT TO MEET THE NEEDS OF THE PUBLIC AND PRIVATE INFRASTRUCTURE REASONABLY ANTICIPATED OR IDENTIFIED IN THE PLANNING PROCESS;

(III) THE WATER SUPPLY ELEMENT MUST INCLUDE WATER CONSERVATION POLICIES, TO BE DETERMINED BY THE MUNICIPALITY, WHICH MAY INCLUDE GOALS SPECIFIED IN THE STATE WATER PLAN ADOPTED PURSUANT TO SECTION 37-60-106.3 AND MAY INCLUDE POLICIES TO IMPLEMENT WATER CONSERVATION AND OTHER STATE WATER PLAN GOALS AS A CONDITION OF DEVELOPMENT APPROVALS, INCLUDING SUBDIVISIONS, PLANNED UNIT DEVELOPMENTS, SPECIAL USE PERMITS, AND ZONING CHANGES;

(IV) THE DEPARTMENT OF LOCAL AFFAIRS CREATED IN SECTION 24-1-125 MAY HIRE AND EMPLOY ONE FULL-TIME EMPLOYEE TO PROVIDE EDUCATIONAL RESOURCES AND ASSISTANCE TO MUNICIPALITIES THAT INCLUDE WATER CONSERVATION POLICIES IN THEIR MASTER PLANS AS DESCRIBED IN SUBSECTION (1)(d)(III) OF THIS SECTION;

(V) NOTHING IN THIS SUBSECTION (1)(d) SHALL BE CONSTRUED TO SUPERSEDE, ABROGATE, OR OTHERWISE IMPAIR THE ALLOCATION OF WATER PURSUANT TO THE STATE CONSTITUTION OR LAWS, THE RIGHT TO BENEFICIALLY USE WATER PURSUANT TO DECREES, CONTRACTS, OR OTHER WATER USE AGREEMENTS, OR THE OPERATION, MAINTENANCE, REPAIR, REPLACEMENT, OR USE OF ANY WATER FACILITY.

(e) THE MOST RECENT VERSION OF THE PLAN REQUIRED BY SECTION 31-12-105 (1)(e) OR A SIMILAR ELEMENT ANALYZING AND MAKING A PLAN FOR AREAS OF POTENTIAL GROWTH WITHIN THREE MILES OF THE MUNICIPAL BOUNDARY.

(1.5) AFTER CONSULTATION ON EACH OF THE FOLLOWING, WHERE APPLICABLE OR APPROPRIATE, THE MASTER PLAN MAY INCLUDE:

(a) THE GENERAL SOURCE, CHARACTER, AND EXTENT OF EXISTING, PROPOSED, OR PROJECTED STREETS, ROADS, RIGHTS-OF-WAY, BRIDGES, WATERWAYS, WATERFRONTS, PARKWAYS, HIGHWAYS, MASS TRANSIT ROUTES AND CORRIDORS, AND ANY TRANSPORTATION PLAN PREPARED BY ANY METROPOLITAN PLANNING ORGANIZATION THAT COVERS ALL OR A PORTION OF THE MUNICIPALITY AND THAT THE MUNICIPALITY HAS RECEIVED NOTIFICATION OF OR, IF THE MUNICIPALITY IS NOT LOCATED IN AN AREA COVERED BY A

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METROPOLITAN PLANNING ORGANIZATION, ANY TRANSPORTATION PLAN PREPARED BY THE DEPARTMENT OF TRANSPORTATION THAT THE MUNICIPALITY HAS RECEIVED NOTIFICATION OF AND THAT COVERS ALL OR A PORTION OF THE MUNICIPALITY;

(b) THE GENERAL LOCATION OF PUBLIC PLACES OR FACILITIES, INCLUDING PUBLIC SCHOOLS, CULTURALLY, HISTORICALLY, OR ARCHAEOLOGICALLY SIGNIFICANT BUILDINGS, SITES, AND OBJECTS, PLAYGROUNDS, SQUARES, PARKS, AIRPORTS, AVIATION FIELDS, MILITARY INSTALLATIONS, AND OTHER PUBLIC WAYS, GROUNDS, OPEN SPACES, TRAILS, AND DESIGNATED FEDERAL, STATE, AND LOCAL WILDLIFE AREAS. FOR PURPOSES OF THIS SECTION, "MILITARY INSTALLATION" HAS THE SAME MEANING AS SPECIFIED IN SECTION 29-20-105.6 (2)(b).

(c) THE GENERAL LOCATION AND EXTENT OF PUBLIC UTILITIES TERMINALS, CAPITAL FACILITIES, AND TRANSFER FACILITIES, WHETHER PUBLICLY OR PRIVATELY OWNED OR OPERATED, FOR WATER, LIGHT, SANITATION, TRANSPORTATION, COMMUNICATION, POWER, AND OTHER PURPOSES, AND ANY PROPOSED OR PROJECTED NEEDS FOR CAPITAL FACILITIES AND UTILITIES, INCLUDING THE PRIORITIES, ANTICIPATED COSTS, AND FUNDING PROPOSALS FOR SUCH FACILITIES AND UTILITIES;

(d) THE ACCEPTANCE, REMOVAL, RELOCATION, WIDENING, NARROWING, VACATING, ABANDONMENT, MODIFICATION, CHANGE OF USE, OR EXTENSION OF ANY OF THE PUBLIC WAYS, RIGHTS-OF-WAY, INCLUDING THE COORDINATION OF SUCH RIGHTS-OF-WAY WITH THE RIGHTS-OF-WAY OF OTHER MUNICIPALITIES, COUNTIES, OR REGIONS, GROUNDS, OPEN SPACES, BUILDINGS, PROPERTY, UTILITY, OR TERMINALS, REFERRED TO IN SUBSECTIONS (1.5) (a) THROUGH (a) OF THIS SECTION AND SUBSECTION (1)(d) OF THIS SECTION;

(e) A ZONING PLAN FOR THE CONTROL OF THE HEIGHT, AREA, BULK, LOCATION, AND USE OF BUILDINGS AND PREMISES. SUCH A ZONING PLAN MAY PROTECT AND ASSURE ACCESS TO APPROPRIATE CONDITIONS FOR SOLAR, WIND, OR OTHER ALTERNATIVE ENERGY SOURCES, INCLUDING GEOTHERMAL ENERGY USED FOR WATER HEATING OR SPACE HEATING OR COOLING IN A SINGLE BUILDING, FOR SPACE HEATING FOR MORE THAN ONE BUILDING THROUGH A PIPELINE NETWORK, OR FOR ELECTRICITY GENERATION; HOWEVER, REGULATIONS AND RESTRICTIONS OF THE HEIGHT, NUMBER OF STORIES, SIZE OF BUILDINGS AND OTHER STRUCTURES, AND THE HEIGHT AND LOCATION OF TREES AND OTHER VEGETATION SHALL NOT APPLY TO EXISTING BUILDINGS, STRUCTURES, TREES, OR VEGETATION EXCEPT FOR NEW GROWTH ON SUCH VEGETATION.

(f) THE GENERAL CHARACTER, LOCATION, AND EXTENT OF COMMUNITY CENTERS, HOUSING DEVELOPMENTS, WHETHER PUBLIC OR PRIVATE, THE EXISTING, PROPOSED, OR PROJECTED LOCATION OF RESIDENTIAL NEIGHBORHOODS AND SUFFICIENT LAND FOR FUTURE HOUSING DEVELOPMENT FOR THE EXISTING AND PROJECTED ECONOMIC AND OTHER NEEDS OF ALL CURRENT AND ANTICIPATED RESIDENTS OF THE MUNICIPALITY, AND REDEVELOPMENT AREAS. IF A MUNICIPALITY HAS ENTERED INTO A REGIONAL PLANNING AGREEMENT, SUCH AGREEMENT MAY BE INCORPORATED BY REFERENCE INTO THE MASTER PLAN.

(g) A MASTER PLAN FOR THE EXTRACTION OF COMMERCIAL MINERAL DEPOSITS PURSUANT TO SECTION 34-1-304;

(h) A PLAN FOR THE LOCATION AND PLACEMENT OF PUBLIC UTILITIES THAT FACILITATES THE PROVISION OF SUCH UTILITIES TO ALL EXISTING, PROPOSED, OR PROJECTED DEVELOPMENTS IN THE MUNICIPALITY;

(i) PROJECTIONS OF POPULATION GROWTH AND HOUSING NEEDS TO ACCOMMODATE THE PROJECTED POPULATION FOR SPECIFIED INCREMENTS OF TIME. THE MUNICIPALITY MAY BASE THESE PROJECTIONS UPON DATA FROM THE DEPARTMENT OF LOCAL AFFAIRS AND UPON THE MUNICIPALITY'S LOCAL OBJECTIVES.

(j) THE AREAS CONTAINING STEEP SLOPES, GEOLOGICAL HAZARDS, ENDANGERED OR THREATENED SPECIES, WETLANDS, FLOODPLAINS, FLOODWAYS, AND FLOOD RISK ZONES, HIGHLY ERODIBLE LAND OR UNSTABLE SOILS, AND WILDFIRE HAZARDS. FOR PURPOSES OF DETERMINING THE LOCATION OF SUCH AREAS, THE PLANNING COMMISSION SHALL CONSIDER THE FOLLOWING SOURCES FOR GUIDANCE:

(I) THE COLORADO GEOLOGICAL SURVEY FOR DEFINING AND MAPPING GEOLOGICAL HAZARDS;

(II) THE UNITED STATES FISH AND WILDLIFE SERVICE OF THE UNITED STATES DEPARTMENT OF THE INTERIOR AND THE PARKS AND WILDLIFE

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COMMISSION CREATED IN SECTION 33-9-101, FOR LOCATING AREAS INHABITED BY ENDANGERED OR THREATENED SPECIES;

(III) THE UNITED STATES ARMY CORPS OF ENGINEERS AND THE UNITED STATES FISH AND WILDLIFE SERVICE NATIONAL WETLANDS INVENTORY FOR DEFINING AND MAPPING WETLANDS;

(IV) THE FEDERAL EMERGENCY MANAGEMENT AGENCY FOR DEFINING AND MAPPING FLOODPLAINS, FLOODWAYS, AND FLOOD RISK ZONES;

(V) THE NATURAL RESOURCES CONSERVATION SERVICE OF THE UNITED STATES DEPARTMENT OF AGRICULTURE FOR DEFINING AND MAPPING UNSTABLE SOILS AND HIGHLY ERODIBLE LAND; AND

(VI) THE COLORADO STATE FOREST SERVICE FOR LOCATING WILDFIRE HAZARD AREAS.

(8) IN ADOPTING OR AMENDING A MASTER PLAN, THE COMMISSION SHALL IDENTIFY, PROVIDE NOTICE TO, AND CONSULT WITH RELEVANT ENTITIES TO ENSURE THAT THE ADOPTING OR AMENDING OF THE MASTER PLAN IS AN INCLUSIVE PROCESS.

(9) NO MORE THAN THIRTY DAYS AFTER ADOPTING OR AMENDING THE MASTER PLAN, THE COMMISSION SHALL SUBMIT THE MASTER PLAN TO THE DIVISION OF LOCAL GOVERNMENT IN THE DEPARTMENT OF LOCAL AFFAIRS. THE DIVISION OF LOCAL GOVERNMENT SHALL REVIEW THESE MASTER PLANS TO ENSURE THEY COMPLY WITH THE REQUIREMENTS OF THIS SECTION.

(10) NOT LESS THAN SIXTY DAYS PRIOR TO ADOPTING OR AMENDING THE MASTER PLAN, THE COMMISSION SHALL SUBMIT THE MASTER PLAN TO THE DIVISION OF LOCAL GOVERNMENT IN THE DEPARTMENT OF LOCAL AFFAIRS. THE DIVISION OF LOCAL GOVERNMENT SHALL REVIEW THESE MASTER PLANS TO ENSURE THEY COMPLY WITH THE REQUIREMENTS OF THIS SECTION. THE DIVISION SHALL PROVIDE COMMENTS IN WRITING DESCRIBING THE EXTENT TO WHICH THE MASTER PLAN MEETS OR DOES NOT MEET THE REQUIREMENTS OF THIS SECTION. THE DEPARTMENT OF LOCAL AFFAIRS MAY HIRE AND EMPLOY ONE FULL-TIME EMPLOYEE TO PROVIDE EDUCATIONAL RESOURCES AND ASSISTANCE TO ENSURE COMPLIANCE WITH THE REQUIREMENTS OF THIS SECTION.

(11) AN URBAN MUNICIPALITY, AS DEFINED IN SECTION 29-33-102 (40), SUBJECT TO THIS SECTION SHALL REVIEW AND, IF NEEDED, REVISE ITS MASTER PLAN TO ENSURE THE PLAN COMPLIES WITH THE REQUIREMENTS OF THIS SECTION AT LEAST EVERY TEN YEARS. AN URBAN MUNICIPALITY MAY UTILIZE EXISTING PLANNING INFORMATION AND ANALYSIS TO SATISFY THE REQUIREMENTS OF THIS SUBSECTION (11), SO LONG AS THE INFORMATION OR ANALYSIS IS NOT MORE THAN FIVE YEARS OLD.

SECTION 10. In Colorado Revised Statutes, 43-1-106, **amend** (15)(d) as follows:

43-1-106. Transportation commission - powers and duties - rules - definitions - efficiency and accountability committee. (15) In addition to any other duties required by law, the commission shall have the following charges:

(d) To study and make recommendations for existing and future transportation systems in Colorado with a focus of such study and recommendations being a ten-year plan for each mode of transportation. ~~Such~~ THE ten-year plan ~~shall~~ MUST be based on what can be reasonably expected to be implemented with the estimated revenues which are likely to be available AND MUST INCLUDE PRIORITIZATION CRITERIA THAT ARE CONSISTENT WITH STATE STRATEGIC GROWTH OBJECTIVES FOR REGIONALLY SIGNIFICANT TRANSPORTATION PROJECTS.

(c) SUBSECTION (3)(a) OF THIS SECTION SHALL NOT APPLY TO REASONABLE RESTRICTIONS ON ACCESSORY DWELLING UNITS. AS USED IN THIS SUBSECTION (3)(c), "REASONABLE RESTRICTION" MEANS A RESTRICTION THAT DOES NOT UNREASONABLY INCREASE THE COST TO CONSTRUCT, EFFECTIVELY PROHIBIT THE CONSTRUCTION OF, OR EXTINGUISH THE ABILITY TO OTHERWISE CONSTRUCT, AN ACCESSORY DWELLING UNIT CONSISTENT WITH THE PROVISIONS OF THIS SECTION.

SECTION 11. In Colorado Revised Statutes, 43-1-113, **add** (20) as follows:

43-1-113. Funds - budgets - fiscal year - reports and publications.

(20) BEFORE DECEMBER 31, 2024, OR BEFORE THE NEXT REGIONAL TRANSPORTATION PLANNING CYCLE BEGINS, THE DEPARTMENT SHALL ENSURE THAT THE PRIORITIZATION CRITERIA FOR ANY GRANT PROGRAM ADMINISTERED BY THE DEPARTMENT ARE CONSISTENT WITH STATE STRATEGIC GROWTH OBJECTIVES, AS DETERMINED IN SECTION 29-33-108, SO LONG AS DOING SO DOES

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NOT VIOLATE FEDERAL LAW. THE STATE GROWTH OBJECTIVES MUST BE CLEARLY ARTICULATED IN A PROJECT'S REQUIREMENTS OF PROSPECTIVE FUNDING RECIPIENTS.

SECTION 12. In Colorado Revised Statutes, 43-1-1103, **amend** (5)(i) and (5)(j); and **add** (2.5) and (5)(k) as follows:

43-1-1103. Transportation planning. (2.5) BEGINNING DECEMBER 31, 2024, ANY REGIONAL TRANSPORTATION PLAN THAT IS CREATED OR UPDATED MUST ADDRESS AND ENSURE CONSISTENCY WITH STATE STRATEGIC GROWTH OBJECTIVES AS DETERMINED IN SECTION 29-33-108.

(5) The department shall integrate and consolidate the regional transportation plans for the transportation planning regions into a comprehensive statewide transportation plan. The formation of the state plan shall be accomplished through a statewide planning process set by rules and regulations promulgated by the commission. The state plan shall address but shall not be limited to the following factors:

(i) Effective, efficient, and safe freight transport; ~~and~~

(j) Reduction of greenhouse gas emissions; AND

(k) BEGINNING DECEMBER 31, 2024, ADDRESS AND ENSURE CONSISTENCY WITH STATE STRATEGIC GROWTH OBJECTIVES.

SECTION 13. In Colorado Revised Statutes, 43-4-1103, **add** (2)(e) as follows:

43-4-1103. Multimodal transportation options fund - creation - revenue sources for fund - use of fund. (2) (e) FEE REVENUES FROM THE MULTIMODAL TRANSPORTATION OPTIONS FUND GENERATED ON OR AFTER JANUARY 1, 2025, AND OTHER STATE FUNDS TRANSFERRED TO THE MULTIMODAL TRANSPORTATION OPTIONS FUND ON OR AFTER JULY 1, 2024, SHALL ONLY BE MADE FOR MULTIMODAL PROJECTS THAT THE DEPARTMENT DETERMINES ARE CONSISTENT WITH STATE STRATEGIC GROWTH OBJECTIVES, AS DETERMINED IN SECTION 29-33-108. THE STATE GROWTH OBJECTIVES MUST BE CLEARLY ARTICULATED IN A PROJECT'S REQUIREMENTS OF PROSPECTIVE FUNDING RECIPIENTS.

SECTION 14. Appropriation. (1) For the 2023-24 state fiscal year, \$15,000,000 is appropriated to the housing plans assistance fund created in section 29-33-112 (3)(a), C.R.S. This appropriation is from the general fund. The department of local affairs is responsible for the accounting related to this appropriation.

(2) For the 2023-24 state fiscal year, \$15,102,556 is appropriated to the department of local affairs. This appropriation consists of \$102,556 from the general fund and \$15,000,000 reappropriated funds from the housing plans assistance fund received under subsection (1) of this section. To implement this act, the department may use this appropriation as follows:

(a) \$60,838 general fund for use by the state demography office for program costs, which amount is based on an assumption that the office will require an additional 0.6 FTE;

(b) \$37,708 general fund for use by the division of housing for personal services, which amount is based on an assumption that the office will require an additional 0.5 FTE;

(c) \$4,010 general fund for use by the division of housing for operating expenses; and

(d) \$15,000,000 reappropriated funds from the housing plans assistance fund received under subsection (1) of this section for use by the division of local government for the local land use assistance program, which amount is based on an assumption that the division will require an additional 10.4 FTE. Any money appropriated in this subsection (2)(d) not expended prior to July 1, 2024 is further appropriated for the 2024-25 and 2025-26 state fiscal years for the same purpose.

(3) For the 2023-24 state fiscal year, \$78,529 is appropriated to the department of natural resources. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$70,509 for use by the executive director's office for personal services, which amount is based on an assumption that the office will require an additional 0.9 FTE; and

(b) \$8,020 for use by the executive director's office for operating expenses.

(4) For the 2023-24 state fiscal year, \$27,001 is appropriated to the office of the governor for use by the Colorado energy office. This appropriation is from the general fund and is based on an assumption that the office will

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require an additional 0.2 FTE. To implement this act, the office may use this appropriation for program administration.

SECTION 15. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety."

Page 1, strike lines 103 through 113.

Page 2, strike lines 101 through 110 and substitute "ADDRESS HOUSING NEEDS ACROSS THE STATE, PROHIBITING A LOCAL GOVERNMENT FROM ENFORCING CERTAIN OCCUPANCY LIMITS, MODIFYING THE CONTENT REQUIREMENTS FOR COUNTY AND MUNICIPAL MASTER PLANS, CRITERIA FOR CERTAIN GRANT PROGRAMS, AND EXPENDITURES FROM THE MULTIMODAL TRANSPORTATION OPTIONS FUND TO ALIGN WITH STATE STRATEGIC GROWTH OBJECTIVES, AND MAKING AN APPROPRIATION."

Committee of the Whole On motion of Senator Bridges, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Bridges was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-271 by Senator(s) Roberts and Van Winkle; --Concerning the regulation of compounds that are related to cannabinoids.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, April 19, page(s) 907-908 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 1036-1037 and placed in members' bill files.)

Amendment No. 3(L.010), by Senator Roberts.

Amend the Finance Committee Report, dated April 18, 2023, page 1, after line 17 insert:

"Page 8 of the printed bill, line 15, after "(e)" insert "(I)".

Page 8, line 17, after "INTOXICATING;" add "AND
(II) PROMULGATE RULES IMPLEMENTING SUBSECTION (8) OF THIS SECTION;".

Page 3 of the report, strike lines 6 and 7 and substitute:

"Page 15 of the bill, line 23, strike "SECTION; OR" and substitute "SECTION;".

Page 15, strike lines 24 through 26 and substitute:

"(d) SELLING A HEMP PRODUCT WITH A RATIO OF CANNABIDIOL TO THC OF LESS THAN TWENTY TO ONE IN A CONTAINER WITH MORE THAN FIVE SERVINGS; OR

(e) SELLING A HEMP PRODUCT TO AN INDIVIDUAL WHO IS UNDER TWENTY-ONE YEARS OF AGE IF THE HEMP PRODUCT HAS A RATIO OF CANNABIDIOL TO THC OF LESS THAN TWENTY TO ONE.".

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Amendment No. 4(L.011), by Senator Roberts.

Amend printed bill, page 6, lines 8 and 9, strike "HAS THE MEANING SET FORTH IN SECTION 44-10-103 (22.5)." and substitute "MEANS A CANNABINOID THAT IS CLASSIFIED AS AN INTOXICATING CANNABINOID IN THIS SECTION OR BY RULE OF THE DEPARTMENT ACTING IN COORDINATION WITH THE STATE LICENSING AUTHORITY."

Page 6, lines 14 and 15, strike "HAS THE MEANING SET FORTH IN SECTION 44-10-103 (42.5)." and substitute "MEANS A CANNABINOID THAT IS CLASSIFIED AS A NONINTOXICATING CANNABINOID IN THIS SECTION OR BY RULE OF THE DEPARTMENT ACTING IN COORDINATION WITH THE STATE LICENSING AUTHORITY."

Page 24, strike lines 1 and 2 and substitute:

"(B) A RETAIL MARIJUANA PRODUCT CONTAINING A MARIJUANA-DERIVED NONINTOXICATING CANNABINOID AS AN INGREDIENT IS SUBJECT TO RETAIL MARIJUANA SALES TAX".

Page 24, strike lines 8 and 9 and substitute:

"(II) A RETAIL MARIJUANA PRODUCT CONTAINING A MARIJUANA-DERIVED POTENTIALLY INTOXICATING COMPOUND AS AN INGREDIENT IS SUBJECT TO RETAIL MARIJUANA".

Page 25, strike lines 16 and 17 and substitute:

"(B) A RETAIL MARIJUANA PRODUCT CONTAINING A MARIJUANA-DERIVED INTOXICATING CANNABINOID AS AN INGREDIENT IS SUBJECT TO RETAIL MARIJUANA SALES TAX IN ACCORDANCE".

Page 29, line 17, after "amend" insert "(4) and".

Page 29, after line 21 insert:

"(4) ~~Industrial "Hemp" means the plant of the genus cannabis and any part of such plant, whether growing or not, with a delta-9 tetrahydrocannabinol concentration that does not exceed three-tenths percent on a dry weight basis~~ HAS THE MEANING SET FORTH IN SECTION 35-61-101 (7)."

Page 29, strike line 27 and substitute:

"(II) "RETAIL MARIJUANA" INCLUDES:".

Page 30, strike line 1.

Page 30, line 3, strike "THE PLANT OF THE GENUS CANNABIS;" and substitute "RETAIL MARIJUANA;".

Page 30, lines 5 and 6, strike "THE PLANT OF THE GENUS CANNABIS;" and substitute "RETAIL MARIJUANA;".

Page 30, line 8, strike "THE PLANT OF THE GENUS CANNABIS." and substitute "RETAIL MARIJUANA.".

Page 30, after line 13, insert:

"SECTION 13. In Colorado Revised Statutes, 39-28.8-501, **amend** (2)(b)(IV)(I) as follows:

39-28.8-501. Marijuana tax cash fund - creation - distribution - legislative declaration - repeal. (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 the following purposes:

(I) To research, regulate, study, and test ~~industrial~~ hemp or hemp seeds;".

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Renumber succeeding sections accordingly.

Amendment No. 5(L.012), by Senator Roberts.

Amend the Finance Committee Report, dated April 18, 2023, page 1, strike lines 1 through 7 and substitute:

"Amend printed bill, page 6, line 4, strike "TWO AND ONE-HALF" and substitute "ONE AND THREE-FOURTHS"."

Page 1 of the report, after line 17 insert:

"Page 8, line 15, after "(e)" insert "(I)".

Page 8, after line 17 insert:

"(II) PROMULGATE RULES PROHIBITING THE EXPORT OF A SAFE HARBOR HEMP PRODUCT TO A STATE WHERE THE SAFE HARBOR HEMP PRODUCT IS ILLEGAL; AND

(III) PROMULGATE RULES PROHIBITING THE MANUFACTURE, PRODUCTION, OR DISTRIBUTION OF A SAFE HARBOR PRODUCT THAT IS ALSO A SYNTHETIC CANNABINOID."."

Page 2 of the report, strike lines 24 and 25.

Page 2 of the report, strike lines 28 through 35.

Page 3 of the report, strike lines 1 through 12.

Page 3 of the report, strike lines 15 through 19.

Amendment No. 6(L.014), by Senator Roberts.

Amend printed bill, page 12, line 24, strike "OR".

Page 13, line 8, strike "SECTION." and substitute "SECTION; OR

(III) RECLASSIFY A HEMP-DERIVED COMPOUND OR CANNABINOID CLASSIFIED IN THIS SUBSECTION (4) IF PEER-REVIEWED RESEARCH OR CLINICAL TRIALS ESTABLISH TO A REASONABLE DEGREE OF SCIENTIFIC CERTAINTY THAT A HEMP-DERIVED COMPOUND OR CANNABINOID, OR A PRODUCT CONTAINING A HEMP-DERIVED COMPOUND OR CANNABINOID, IS POTENTIALLY INTOXICATING OR OTHERWISE POSES A THREAT TO HUMAN HEALTH."."

Page 26, line 15, strike "OR".

Page 26, line 27, strike "SECTION." and substitute "SECTION; OR

(III) RECLASSIFY A MARIJUANA-DERIVED COMPOUND OR CANNABINOID CLASSIFIED IN THIS SUBSECTION (3) IF PEER-REVIEWED RESEARCH OR CLINICAL TRIALS ESTABLISH TO A REASONABLE DEGREE OF SCIENTIFIC CERTAINTY THAT A MARIJUANA-DERIVED COMPOUND OR CANNABINOID, OR A PRODUCT CONTAINING A MARIJUANA-DERIVED COMPOUND OR CANNABINOID, IS POTENTIALLY INTOXICATING OR OTHERWISE POSES A THREAT TO HUMAN HEALTH."."

Amendment No. 7(L.015), by Senator VanWinkle.

Amend printed bill, page 27, after line 7 insert:

"SECTION 5. In Colorado Revised Statutes, 44-10-501, add (13) as follows:

44-10-501. Medical marijuana store license.

(13) NOTWITHSTANDING ANY PROVISION OF THIS SECTION, A MEDICAL MARIJUANA STORE MAY BUY AND SELL AN IMMATURE MARIJUANA PLANT OR THE SEED OF A MARIJUANA PLANT, NOTWITHSTANDING THAT THE PLANT OR SEED IS UNADULTERATED.

SECTION 6. In Colorado Revised Statutes, 44-10-502, add (11) as follows:

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44-10-502. Medical marijuana cultivation facility license - rules - definitions. (11) NOTWITHSTANDING ANY PROVISION OF THIS SECTION, A MEDICAL MARIJUANA STORE MAY BUY, GROW, AND SELL AN IMMATURE MARIJUANA PLANT OR THE SEED OF A MARIJUANA PLANT, NOTWITHSTANDING THAT THE PLANT OR SEED IS UNADULTERATED."

Renumber succeeding sections accordingly.

Page 27, after line 16 insert:

"SECTION 8. In Colorado Revised Statutes, 44-10-601, **add** (18) as follows:

44-10-601. Retail marijuana store license - rules - definitions. (18) NOTWITHSTANDING ANY PROVISION OF THIS SECTION, A RETAIL MARIJUANA STORE MAY BUY AND SELL AN IMMATURE MARIJUANA PLANT OR THE SEED OF A MARIJUANA PLANT, NOTWITHSTANDING THAT THE PLANT OR SEED IS UNADULTERATED.

SECTION 9. In Colorado Revised Statutes, 44-10-602, **add** (15) as follows:

44-10-602. Retail marijuana cultivation facility license - rules - definitions. (15) NOTWITHSTANDING ANY PROVISION OF THIS SECTION, A RETAIL MARIJUANA CULTIVATION FACILITY MAY BUY, GROW, AND SELL AN IMMATURE MARIJUANA PLANT OR THE SEED OF A MARIJUANA PLANT, NOTWITHSTANDING THAT THE PLANT OR SEED IS UNADULTERATED."

Renumber succeeding sections accordingly.

Amendment No. 8(L.017), by Senator Mullica.

Amend the Finance Committee Report, dated April 18, 2023, page 1, after line 2, insert:

"Page 5 of the printed bill, line 26, strike "CONSUMPTION;" and substitute "CONSUMPTION, INCLUDING CONSUMPTION BY INHALATION;".

Page 3 of the report, strike lines 5 through 7 and substitute

"Page 15 of the bill, strike lines 24 through 26 and substitute:

"(d) SELLING A HEMP PRODUCT OTHER THAN A COSMETIC TO AN INDIVIDUAL WHO IS UNDER TWENTY-ONE YEARS OF AGE; EXCEPT THAT IT IS NOT A VIOLATION OF THIS SUBSECTION (8)(e) TO SELL A HEMP-DERIVED TINCTURE THAT IS A HEMP PRODUCT TO AN INDIVIDUAL WHO IS UNDER TWENTY-ONE YEARS OF AGE."."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1266 by Representative(s) Brown and Ricks; also Senator(s) Jaquez Lewis and Buckner-- Concerning the suspension of a reverse mortgage from the repayment requirement when a force majeure renders the subject property uninhabitable as a principal residence.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1178 by Representative(s) Froelich; also Senator(s) Winter F.--Concerning enhancing court personnel's recognition of domestic violence to access federal funding, and, in connection therewith, including the recognition of child abuse.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 1058 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

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HB23-1008 by Representative(s) Weissman; also Senator(s) Fields and Hinrichsen--Concerning tax policies related to the accessibility of food, and, in connection therewith, requiring additions to Colorado taxable income in amounts equal to the business meals federal itemized deduction, creating a tax credit to support the small business recovery and resilience grant program, and making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 1040-1041 and placed in members' bill files.)

Amendment No. 2(L.011), by Senator Hinrichsen.

Amend reengrossed bill, page 6, strike lines 20 and 21 and substitute:
"SECTION:

(I) (A) FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2024, BUT BEFORE JANUARY 1, 2025, ANY MEMBER OF THE FOOD CONSORTIUM IS ALLOWED A CREDIT AGAINST THE TAX IMPOSED BY THIS ARTICLE 22 IN AN AMOUNT EQUAL TO EIGHTY-FIVE PERCENT OF THE AMOUNT CERTAIN SPENT BY THE MEMBER OF THE CONSORTIUM ON COMPLETING ITS DUTIES AND RESPONSIBILITIES MINUS ANY AMOUNT AWARDED TO THE MEMBER OF THE CONSORTIUM PURSUANT TO SECTION 35-1-117(2) FOR THE COMPLETION OF ITS DUTIES AND RESPONSIBILITIES;"

Page 6, line 22, strike "(I) ANY" and substitute "(B) FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2025, BUT BEFORE JANUARY 1, 2031, ANY".

Page 7, after line 1 insert:

"(II) (A) FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2024, BUT BEFORE JANUARY 1, 2025, ANY PURCHASER OF SMALL FOOD BUSINESS RECOVERY AND RESILIENCE GRANT PROGRAM EQUIPMENT IS ALLOWED A CREDIT AGAINST THE TAX IMPOSED BY THIS ARTICLE 22 IN AN AMOUNT EQUAL TO EIGHTY-FIVE PERCENT OF THE PURCHASE PRICE OF THE RELEVANT SMALL FOOD BUSINESS RECOVERY AND RESILIENCE GRANT PROGRAM EQUIPMENT MINUS THE AMOUNT OF ANY GRANT AWARDED UNDER THE SMALL FOOD BUSINESS RECOVERY AND RESILIENCE GRANT PROGRAM FOR THE PURCHASE OF THE SAME SMALL FOOD BUSINESS RECOVERY AND RESILIENCE GRANT PROGRAM EQUIPMENT."

Page 7, line 2, strike "(II) ANY" and substitute "(B) FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2025, BUT BEFORE JANUARY 1, 2031, ANY".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1032 by Representative(s) Ortiz; also Senator(s) Rodriguez--Concerning civil action remedy provisions for civil rights violations of persons with disabilities.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 1055 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1263 by Representative(s) Garcia and Young, Amabile, Bacon, Bird, Bockenfeld, Boesenecker, Brown, deGruy Kennedy, Dickson, Duran, Epps, Gonzales-Gutierrez, Jodeh, Joseph, Kipp, Lindsay, Lindstedt, Mabrey, Marshall, Martinez, McLachlan, Michaelson Jenet, Ortiz, Parenti, Sharbini, Sirota, Story, Titone, Velasco, Weissman, Willford, Woodrow; also Senator(s) Zenzinger and Gonzales, Buckner, Danielson, Hinrichsen, Jaquez Lewis, Kirkmeyer, Moreno, Winter F.--Concerning translating individualized education programs for children who may be eligible for special education services.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 1057-1058 and placed in members' bill files.)

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As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1234 by Representative(s) Brown and Soper; also Senator(s) Roberts and Will--Concerning the streamlined solar permitting and inspection grant program, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 1041 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1036 by Representative(s) McLachlan; also Senator(s) Cutter--Concerning measures designed to encourage the use of nontoxic bullets for hunting, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

SB23-281 by Senator(s) Zenzinger; also Representative(s) McLachlan--Concerning a required notice of limited transferability of college credits from a private occupational school.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 1056 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1246 by Representative(s) McCluskie and Pugliese; also Senator(s) Buckner and Will--Concerning measures to support the in-demand career workforce, and, in connection therewith, making an appropriation.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 18, page(s) 875-876 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the remaining General Orders -- Second Reading of Bills Calendar (HB23-1233, HB23-1243, SB23-279, HB23-1003, and HB23-1216) of Wednesday, April 26, was laid over until Thursday, April 27, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Majority Leader Moreno, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-271 as amended, SB23-281 as amended, HB23-1266, HB23-1178 as amended, HB23-1008 as amended, HB23-1032 as amended, HB23-1263 as amended, HB23-1234 as amended, HB23-1036, HB23-1246 as amended.
Laid over until Thursday, April 27: HB23-1233, HB23-1243, SB23-279, HB23-1003, HB23-1216.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-275 , SB23-277, SB23-288, SB23-289, HB23-1075, and HB23-1251 were made Special Orders -- Consent Calendar at 4:08 p.m.

Committee of the Whole The hour of 4:08 p.m. having arrived, Senator Hinrichsen moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Hinrichsen was called to act as Chair.

**SPECIAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-275 by Senator(s) Ginal and Will; also Representative(s) Duran and Lynch, McLachlan-- Concerning managing wild horses, and, in connection therewith, creating an entity to support management of wild horse herds in Colorado, seeking long-term solutions for horses removed from the wild range, and making an appropriation.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, April 20, page(s) 985-986 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 26, page(s) 1085 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-277 by Senator(s) Buckner and Van Winkle; also Representative(s) Valdez--Concerning measures to provide resources to increase public safety, and, in connection therewith, extending related existing appropriations.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, April 19, page(s) 917 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-288 by Senator(s) Fields and Buckner; also Representative(s) English and Joseph--Concerning measures to determine coverage for doula services, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 26, page(s) 1085 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

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SB23-289 by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Bird and Sirota, Bockenfeld--Concerning seeking an amendment to the medicaid state plan to implement the community first choice optional benefit.

Ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1075 by Representative(s) Snyder and Joseph; also Senator(s) Exum--Concerning evacuation and clearance time modeling in wildfire risk areas of the state, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1251 by Representative(s) Epps and Pugliese; also Senator(s) Pelton B.--Concerning the repeal of obsolete provisions in title 39 of the Colorado Revised Statutes.

Ordered revised and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS -- CONSENT CALENDAR

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-275 as amended, SB23-277 as amended, SB23-288 as amended, SB23-289, HB23-1075, HB23-1251.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Resolutions Calendar (HJR23-1020) of Wednesday, April 26, was laid over until Thursday, April 27, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-005 by Senator(s) Jaquez Lewis and Cutter, Ginal, Simpson, Danielson; also Representative(s) Lynch and Snyder, Story--Concerning measures to expand the forestry workforce, and, in connection therewith, directing the Colorado state forest service to develop educational materials for high school students about career opportunities in forestry and wildfire mitigation; creating a timber, forest health, and wildfire mitigation industries workforce development program to help fund internships in those industries; allocating general fund money to the wildfire mitigation capacity development fund; authorizing the expansion and creation of forestry programs; directing the state board for community colleges and occupational education to administer a program to recruit wildland fire prevention and mitigation educators; and making an appropriation.

Senator Cutter moved that the Senate concur in House amendments to **SB23-005**, as printed in House journal, April 21, page(s) 1451. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

(For further action, see Reconsideration of SB23-005.)

SB23-049 by Senator(s) Zenzinger and Van Winkle; also Representative(s) Snyder and Bockenfeld-- Concerning the registration exemption for special mobile machinery, and, in connection therewith, eliminating the requirement that an owner of such machinery regularly have at least one thousand items of such machinery in the state to obtain a registration exempt certificate for the machinery and making an appropriation.

Senator Zenzinger moved that the Senate concur in House amendments to **SB23-049**, as printed in House journal, April 21, page(s) 1427-1429. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-058 by Senator(s) Danielson and Jaquez Lewis; also Representative(s) Willford and Young-- Concerning required disclosures of age-related information on job applications, and, in connection therewith, making an appropriation.

Senator Danielson moved that the Senate concur in House amendments to **SB23-058**, as printed in House journal, April 19, page(s) 1337. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-094 by Senator(s) Lundeen and Zenzinger; also Representative(s) Wilson and Lukens-- Concerning the creation of a task force to report on measures to improve school transportation, and, in connection therewith, making an appropriation.

Senator Zenzinger moved that the Senate concur in House amendments to **SB23-094**, as printed in House journal, April 19, page(s) 1337-1338. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Hinrichsen.

SB23-149 by Senator(s) Coleman and Exum; also Representative(s) Bacon--Concerning the creation of a program to provide higher education financial assistance to students who perform youth mentorship, and, in connection therewith, making an appropriation.

Senator Exum moved that the Senate concur in House amendments to **SB23-149**, as printed in House journal, April 21, page(s) 1426-1427. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-175 by Senator(s) Jaquez Lewis and Rich; also Representative(s) Boesenecker and Taggart-- Concerning the use of tax increment financing by downtown development authorities.

Senator Jaquez Lewis moved that the Senate concur in House amendments to **SB23-175**, as printed in House journal, April 21, page(s) 1429-1430. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	29	NO	6	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-177 by Senator(s) Roberts and Simpson; also Representative(s) McCormick and Catlin-- Concerning the funding of Colorado water conservation board projects, and, in connection therewith, making an appropriation.

Senator Simpson moved that the Senate concur in House amendments to **SB23-177**, as printed in House journal, April 21, page(s) 1449-1450. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Moreno and Van Winkle.

RECONSIDERATION OF SB23-005

SB23-005 by Senator(s) Jaquez Lewis and Cutter, Ginal, Simpson, Danielson; also Representative(s) Lynch and Snyder, Story--Concerning measures to expand the forestry workforce, and, in connection therewith, directing the Colorado state forest service to develop educational materials for high school students about career opportunities in forestry and wildfire mitigation; creating a timber, forest health, and wildfire mitigation industries workforce development program to help fund internships in those industries; allocating general fund money to the wildfire mitigation capacity development fund; authorizing the expansion and creation of forestry programs; directing the state board for community colleges and occupational education to administer a program to recruit wildland fire prevention and mitigation educators; and making an appropriation.

Having voted on the prevailing side, Majority Leader Moreno moved for reconsideration of the last Senate action, re-passage, on **SB23-005**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-005 by Senator(s) Jaquez Lewis and Cutter, Ginal, Simpson, Danielson; also Representative(s) Lynch and Snyder, Story--Concerning measures to expand the forestry workforce, and, in connection therewith, directing the Colorado state forest service to develop educational materials for high school students about career opportunities in forestry and wildfire mitigation; creating a timber, forest health, and wildfire mitigation industries workforce development program to help fund internships in those industries; allocating general fund money to the wildfire mitigation capacity development fund; authorizing the expansion and creation of forestry programs; directing the state board for community colleges and occupational education to administer a program to recruit wildland fire prevention and mitigation educators; and making an appropriation.

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	25	NO	10	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Will.

MESSAGE FROM THE HOUSE (cont'd)

April 26, 2023
Mr. President:

The House has voted to concur in the Senate amendments to HB23-1068, 1077, 1232, 1026, 1187, 1224, and 1225 and has repassed the bills as so amended.

The House has voted not to concur in the Senate amendments to HB23-1002 and requests that a conference committee be appointed. The bill is transmitted herewith.

The House has adopted the First Report of the First Conference Committee on SB23-028, as printed in House Journal, April 21, 2023, and has repassed the bill as so amended. The bill is returned herewith.

The House has adopted the First Report of the First Conference Committee on SB23-220, as printed in House Journal, April 21, 2023, and has repassed the bill as so amended. The bill is returned herewith.

The House has voted not to concur in the Senate amendments to HB23-1132 and requests that a conference committee be appointed. The bill is transmitted herewith.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1265 and 1086, amended as printed in House Journal, April 24, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1107, 1214, and 1305 amended as printed in House Journal, April 25, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1297 and 1301.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-178, amended as printed in House Journal, April 24, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-001, 060, 202, 166, 007, and 102, amended as printed in House Journal, April 25, 2023.

The House has passed on Third Reading and returns herewith SB23-002, 208, 196, 082, 272, 211, 167, 193, 247, and 210.

MESSAGE FROM THE REVISOR OF STATUTES

April 26, 2023
We herewith transmit:

Without comment, HB23-1297 and 1301.

Without comment, as amended, HB23-1086, 1107, 1214, 1265, and 1305.

Without comment, as amended, SB23-001, 007, 060, 102, 166, 178, and 202.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB23-069, 090, 093, 144, 152, 156, 162, 185, 232, SB23-004, 020, 143, 180, 183, 241, and 250.; HB23-1009, 1030, 1099, 1195, and 1204.

RECALL OF SB23-155

Majority Leader Moreno moved for recall of **SB23-155** from the House for purpose of reconsideration. A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**. The bill was ordered recalled.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- HB23-1069** by Representative(s) McCormick and Amabile; also Senator(s) Cutter--Concerning the creation of the biochar in oil and gas well plugging working advisory group to make recommendations for the development of a pilot program to study the use of biochar in the plugging of oil and gas wells, and, in connection therewith, making an appropriation.
Transportation & Energy
- HB23-1086** by Representative(s) DeGraaf and Joseph, Bradley, Soper; also Senator(s) Baisley and Winter F.--Concerning enactment of the "Due Process Asset Forfeiture Act", and, in connection therewith, making an appropriation.
Judiciary
- HB23-1107** by Representative(s) Duran and Pugliese; also Senator(s) Gardner and Winter F.--Concerning funding for crime victim services.
Appropriations
- HB23-1242** by Representative(s) Boesenecker and Joseph; also Senator(s) Cutter--Concerning water used in oil and gas operations, and, in connection therewith, making an appropriation.
Transportation & Energy
- HB23-1265** by Representative(s) Lukens and Velasco; also Senator(s) Marchman and Will--Concerning the creation of a "Born to Be Wild" special license plate to raise funds for nonlethal means of mitigating conflict with gray wolves, and, in connection therewith, making an appropriation.
Finance
- HB23-1271** by Representative(s) Gonzales-Gutierrez and Soper; also Senator(s) Gonzales--Concerning the establishment of Lunar New Year Day as an observed state holiday.
State, Veterans, & Military Affairs
- HB23-1278** by Representative(s) Brown and Parenti; also Senator(s) Gonzales--Concerning measures permitting parties to certain legal relationships to satisfy certain requirements without having to appear in person.
State, Veterans, & Military Affairs
- HB23-1297** by Representative(s) Epps and Taggart; also Senator(s) Pelton B.--Concerning prohibiting a corporation from issuing a scrip in bearer form upon the holder surrendering enough scrip to equal a full share.
Business, Labor, & Technology

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HB23-1301 by Representative(s) Soper and Snyder, Dickson, Weissman; also Senator(s) Gardner and Rodriguez, Buckner, Moreno--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.
 Judiciary

HB23-1305 by Representative(s) Bird and Bockenfeld, Sirota; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning the program to provide the continuation of health benefits for dependents of certain local government public safety employees who die in a work-related death, and, in connection therewith, making an appropriation.
 Appropriations

MESSAGE FROM THE GOVERNOR

Wednesday, April 26th, 2023

Colorado Senate
 The 74th General Assembly
 First Regular Session
 State Capitol
 Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-008 - Youth Involvement Education Standards Review
 Approved on Wednesday, April 26th, 2023 at 3:15 p.m.

SB23-083 - Physician Assistant Collaboration Requirements
 Approved on Wednesday, April 26th, 2023 at 3:15 p.m.

Sincerely,
 (signed)
 Jared Polis
 Governor

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Thursday, April 27, 2023.

Approved:

Steve Fenberg
 President of the Senate

Attest:

Cindi L. Markwell
 Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 109th Legislative Day

 Thursday, April 27, 2023

Prayer By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora.

Call to Order By the President at 9:00 a.m.

Roll Call Present--34
 Excused--1, Marchman
 Excused later--1, Rich
 Present later--1, Marchman

Quorum The President announced a quorum present.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 1 (b) was suspended to allow a person other than a Senator to lead the Pledge of Allegiance.

Pledge By Tobin and Sienna Snook, Westminster.

Approval of the Journal On motion of Senator Mullica, the Journal of Wednesday, April 26, 2023, was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Engrossed: SB23-271, 275, 277, 281, 288, 289, and 293.

Correctly Reengrossed: SB23-287 and 291.

Correctly Revised: HB23-1008, 1032, 1036, 1075, 1155, 1178, 1234, 1246, 1251, 1263, 1266, and 1276; HJR23-1023.

Correctly Enrolled: SB23-002, 082, 167, 193, 196, 208, 210, 211, 247, and 272.

COMMITTEE OF REFERENCE REPORTS

Health & Human Services After consideration on the merits, the Committee recommends that **HB23-1244** be **referred** to the Committee on Appropriations with favorable recommendation.

Health & Human Services After consideration on the merits, the Committee recommends that **HB23-1202** be **postponed indefinitely**.

Health & Human Services After consideration on the merits, the Committee recommends that **HB23-1236** 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 20 insert:

"SECTION 9. In Colorado Revised Statutes, 25-1.5-103, **amend** (1)(a)(I)(A.5), (2)(a.3)(II), and (2)(b)(II); and **add** (1)(c)(III) as follows:

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25-1.5-103. Health facilities - powers and duties of department - rules - limitations on rules - definitions - repeal. (1) The department has, in addition to all other powers and duties imposed upon it by law, the powers and duties provided in this section as follows:

(a) (I) (A.5) Notwithstanding the provisions of subsection (1)(a)(I)(A) of this section, after ~~June 30, 2023~~ DECEMBER 31, 2023, the department shall not issue a license to a community mental health center, an acute treatment unit, or a behavioral health entity. Prior to the expiration of any license issued by the department to such an entity, the entity shall apply to the behavioral health administration pursuant to part 5 of article 50 of title 27. This subsection (1)(a)(I)(A.5) is repealed, effective ~~July 1, 2024~~ JANUARY 1, 2025.

(c) (III) THIS SUBSECTION (1)(c) IS REPEALED, EFFECTIVE JANUARY 1, 2025.

(2) As used in this section, unless the context otherwise requires:

(a.3) (II) This subsection (2)(a.3) is repealed, effective ~~July 1, 2024~~ JANUARY 1, 2025.

(b) (II) This subsection (2)(b) is repealed, effective ~~July 1, 2024~~ JANUARY 1, 2025."

Renumber succeeding sections accordingly.

Page 8, after line 7 insert:

"SECTION 13. In Colorado Revised Statutes, 25-27.6-108, **amend** (2) as follows:

25-27.6-108. Behavioral health entity cash fund - created. (2) On ~~June 30, 2024~~ DECEMBER 31, 2024, the state treasurer shall transfer all unexpended and unencumbered money in the fund to the behavioral health licensing cash fund created pursuant to section 27-50-506.

SECTION 14. In Colorado Revised Statutes, **amend** 25-27.6-112 as follows:

25-27.6-112. Repeal of article. This article 27.6 is repealed, effective ~~July 1, 2024~~ JANUARY 1, 2025."

Renumber succeeding sections accordingly.

Page 12, line 12, after "**amend**" insert "(4)".

Page 12, after line 15 insert:

"(4) "Behavioral health entity" means a facility or provider organization engaged in providing community-based health services, which may include services for a behavioral health disorder but does not include ~~residential child care facilities, as defined in section 26-6-903 (29)~~; detention and commitment facilities operated by the division of youth services within the department of human services or services provided by a licensed or certified mental health-care provider under the provider's individual professional practice act on the provider's own premises."

Page 14, line 18, before "(1)(a)", insert "(1) introductory portion and".

Page 14, line 23, strike "July 1, 2024," and substitute "~~July 1, 2024~~ JANUARY 1, 2025,".

Page 15, line 9, strike "June 30, 2024." and substitute "~~June 30, 2024~~ DECEMBER 31, 2025."

Page 15, after line 9 insert:

"SECTION 22. In Colorado Revised Statutes, 27-50-201, **amend** (5) as follows:

27-50-201. Behavioral health system monitoring - capacity - safety net performance. (5) (a) The BHA shall collaborate with the department of health care policy and financing to establish data collection and reporting requirements that align with the performance standards established in this section and that are of a high value in promoting systemic improvements. In establishing data collection and reporting requirements, the BHA must consider

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the impact on behavioral health providers and clients and state information technology systems.

(b) WHERE APPLICABLE, THE BHA SHALL COORDINATE WITH THE HEALTH INFORMATION ORGANIZATION NETWORKS TO PRIORITIZE LEVERAGING THE HEALTH INFORMATION ORGANIZATION NETWORK INFRASTRUCTURE TO MEET THE REQUIREMENTS OF THIS SECTION AND TO PROMOTE THE INTEROPERABLE EXCHANGE OF DATA TO IMPROVE THE QUALITY OF PATIENT CARE. THE BHA SHALL COORDINATE WITH THE HEALTH INFORMATION ORGANIZATION NETWORKS ON RELEVANT PROVISIONS OF THE UNIVERSAL CONTRACT PURSUANT TO SECTION 27-50-203 (1)(a)."

Renumber succeeding sections accordingly.

Page 16, after line 1 insert:

"SECTION 25. In Colorado Revised Statutes, amend 27-50-401 as follows:

27-50-401. Regional behavioral health administrative services organizations - establishment. (1) No later than ~~July 1, 2024~~ JULY 1, 2025, the ~~commissioner~~ BHA shall select and contract with regionally based INFORMED behavioral health organizations to establish, administer, and maintain adequate networks of behavioral health safety net services and care coordination, as described in part 3 of this article 50.

(2) The ~~commissioner~~ BHA shall ~~designate regions of the state~~ ESTABLISH A COMMUNITY-INFORMED STRUCTURE for A behavioral health administrative services ~~organizations~~ ORGANIZATION to operate. In establishing ~~regions~~ THE BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATION STRUCTURE, the ~~commissioner~~ BHA shall consult with the department of health care policy and financing to ensure consideration of the regional structure that serves the medicaid population."

Renumber succeeding sections accordingly.

Page 16, line 19, strike "OCTOBER" and substitute "JANUARY".

Page 16, line 24, strike "OCTOBER 1, 2023," and substitute "JANUARY 1, 2024,".

Page 17, line 2, strike "SEPTEMBER 30, 2023," and substitute "DECEMBER 31, 2023,".

Page 17, line 6, strike "OCTOBER 1, 2023," and substitute "JANUARY 1, 2024,".

Page 17, line 11, strike "JULY 31, 2023," and substitute "JANUARY 1, 2024,".

Page 17, lines 17 and 18, strike "JULY 31, 2023," and substitute "JANUARY 1, 2024,".

Page 26, after line 16 insert:

"SECTION 37. In Colorado Revised Statutes, 27-65-106, amend as it will become effective July 1, 2023, (9)(a) introductory portion as follows:

27-65-106. Emergency mental health hold - screening - court-ordered evaluation - discharge instructions - respondent's rights. (9) (a) On or before ~~July 1, 2023~~ JULY 1, 2024, and each July 1 thereafter, each emergency medical services facility that has evaluated a person pursuant to this section shall provide an annual report to the BHA that includes only disaggregated and nonidentifying information concerning persons who were treated at an emergency medical services facility pursuant to this section. The report must comply with section 24-1-136 (9) and is exempt from section 24-1-136 (11)(a)(I). The report must contain the following:"

Renumber succeeding sections accordingly.

Page 33, after line 22 insert:

"SECTION 46. In Colorado Revised Statutes, recreate and reenact, with amendments, 25-27.6-104 as follows:

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25-27.6-104. License required - criminal and civil penalties - repeal.

(1) ON OR AFTER JULY 1, 2024, IT IS UNLAWFUL FOR ANY PERSON, PARTNERSHIP, ASSOCIATION, OR CORPORATION TO CONDUCT OR MAINTAIN A BEHAVIORAL HEALTH ENTITY, INCLUDING A SUBSTANCE USE DISORDER PROGRAM OR ALCOHOL USE DISORDER PROGRAM, WITHOUT HAVING OBTAINED A LICENSE FROM THE DEPARTMENT.

(2) THIS SECTION IS REPEALED, EFFECTIVE DECEMBER 31, 2023.

SECTION 47. In Session Laws of Colorado 2022, section 263 of chapter 222, **amend** (1)(b) as follows:

Section 263. **Effective date.** (1) (b) Section 212 takes effect July 1, 2023, and sections 215 through 240 take effect July 1, 2024; EXCEPT THAT SECTION 25-1.5-103 (1)(a)(I)(A), AS ENACTED IN SECTION 226 OF THIS ACT, AND SECTION 228 OF THIS ACT TAKE EFFECT JANUARY 1, 2025.

SECTION 48. In Session Laws of Colorado 2022, **amend** section 58 of chapter 451 as follows:

Section 58. **Act subject to petition - effective date.** Sections 2 and 5 of this act take effect ~~July 1, 2023~~ JANUARY 1, 2024, sections 27-65-108 and 27-65-111, as enacted in section 1 of this act, and sections 3 and 4 of this act take effect July 1, 2024, and the remainder of 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; 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 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor; except that sections 2 and 5 of this act take effect ~~July 1, 2023~~ JANUARY 1, 2024, sections 27-65-108 and 27-65-111, as enacted in section 1 of this act, and sections 3 and 4 of this act take effect July 1, 2024."

Re-number succeeding sections accordingly.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1136** be **referred** to the Committee on Appropriations with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **HB23-1182** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend reengrossed bill, page 3, line 10, after "VICTIM," insert "OR ON THE COURT'S OWN MOTION,".

Page 5, after line 18 insert:

"(g) THIS SUBSECTION (3.5) DOES NOT APPLY TO JUVENILE DELINQUENCY CASES PURSUANT TO TITLE 19 OR TO CASES IN WHICH A JUVENILE HAS BEEN CHARGED BY DIRECT FILING OF INFORMATION OR AN INDICTMENT IN DISTRICT COURT PURSUANT TO SECTION 19-2.5-801 UNTIL THE COMPLETION OF A PRELIMINARY HEARING AND COMPLETION OF ANY HEARING REQUESTING TO TRANSFER THE CASE TO JUVENILE COURT PURSUANT TO SECTION 19-2.5-801 (4)."

Judiciary

After consideration on the merits, the Committee recommends that **HB23-1250** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary

After consideration on the merits, the Committee recommends that **SB23-194** be **postponed indefinitely**.

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Judiciary	After consideration on the merits, the Committee recommends that HB23-1249 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	1 2 3 4
Judiciary	After consideration on the merits, the Committee recommends that HCR23-1001 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	5 6 7 8
	Amend rengrossed resolution, page 3, line 14, strike "the supreme court;" and substitute " the supreme court ; THE ACTIVE DISTRICT JUDGES AND COUNTY COURT JUDGES OF THE STATE, AS PROVIDED IN LAW;".	9 10 11 12
	Page 10, line 21, strike "FIVE" and substitute "THREE" and strike "AND".	13 14
	Page 10, line 22, strike "FIVE" and substitute "THREE" and strike "COMMISSION." and substitute "COMMISSION, THREE ATTORNEYS WHO HAVE EXPERIENCE AS RESPONDENT COUNSEL IN JUDICIAL DISCIPLINE PROCEEDINGS APPOINTED BY THE GOVERNOR, AND ONE REPRESENTATIVE OF A VICTIMS' RIGHTS ORGANIZATION APPOINTED BY THE GOVERNOR.".	15 16 17 18 19
	Page 10, lines 24 and 25, strike "COMMITTEE AND COMMISSION." and substitute "COMMITTEE.".	20 21 22 23
Education	After consideration on the merits, the Committee recommends that HB23-1241 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	24 25 26 27
Education	After consideration on the merits, the Committee recommends that HB23-1261 be referred to the Committee of the Whole with favorable recommendation.	28 29 30 31
Education	After consideration on the merits, the Committee recommends that SB23-296 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	32 33 34 35 36
	Amend printed bill, page 4, line 5, strike "TO 1688," and substitute "ET SEQ.,".	37 38
	Page 4, strike line 8 and substitute "ONLINE FORM.".	39 40
	Page 4, lines 12 and 13, strike "PRACTICABLE; EXCEPT THAT NOTHING" and substitute "PRACTICABLE. NOTHING".	41 42 43
	Page 4, line 15, strike "19-3-304." and substitute "19-3-304 OR REPORTING ANY OTHER CRIMINAL ACTIVITY TO LAW ENFORCEMENT. NOTHING IN THIS SECTION PROHIBITS A PUBLIC SCHOOL FROM PROVIDING RECORDS TO LAW ENFORCEMENT, THE DEPARTMENT OF HUMAN SERVICES, OR A DISTRICT ATTORNEY FOR THE INVESTIGATION OR PROSECUTION OF ANY CRIME.".	44 45 46 47 48 49
	Page 4, line 25, strike "JEOPARDIZING THE RIGHTS" and substitute "INFRINGING UPON THE RIGHTS ENSHRINED IN FEDERAL AND STATE LAW".	50 51 52
	Page 4, strike line 27 and substitute "SCHOOL MAY EXTEND THE".	53 54
	Page 5, line 1, after "DEADLINE" insert "FOR UP TO THIRTY ADDITIONAL DAYS".	55 56
	Page 5, line 5, strike "STANDARD WHEN A STUDENT IS THE RESPONDENT," and substitute "STANDARD,".	57 58 59
	Page 5, line 15, strike "EXCEPT THAT".	60 61
	Page 5, strike lines 16 and 17.	62 63
	Page 5, line 19, strike "STUDENT AND RESPONDENT" and substitute "STUDENT AND RESPONDENT AND THE PARENTS OR LEGAL GUARDIANS OF THE STUDENT AND RESPONDENT,".	64 65 66 67

- Page 6, strike lines 1 and 2 and substitute "FINDINGS." 1
- Page 6, line 4, strike "IS EXPERIENCING" and substitute "HAS EXPERIENCED". 2
- Page 6, strike lines 7 through 9 and substitute "HARASSMENT OR 3
- DISCRIMINATION." 4
- Page 6, line 10, strike "PROVIDE" and substitute "OFFER". 5
- Page 6, line 13, after "PRESERVE" insert "AND RESTORE". 6
- Page 6, line 14, strike "INCLUDE" and substitute "INCLUDE, BUT ARE NOT 7
- LIMITED TO,". 8
- Page 6, line 19, strike "MUTUAL". 9
- Page 6, strike lines 24 through 26 and substitute "HARASSMENT OR 10
- DISCRIMINATION." 11
- Page 6, line 27, after "A" insert "FORMAL REPORT OR". 12
- Page 8, line 4, after "RELIANCE" insert "SOLELY". 13
- Page 8, line 8, strike "ANY" and substitute "A". 14
- Page 8, strike lines line 10 through 12 and substitute "FOR ANY OF THE 15
- FOLLOWING: ENGAGING IN REASONABLE SELF-DEFENSE AGAINST THE 16
- RESPONDENT, CONSENSUAL SEXUAL ACTIVITY, DRUG USE, ALCOHOL USE, 17
- OR TRUANCY; AND". 18
- Page 8, line 16, before "ACCOMMODATIONS" insert "ADDITIONAL". 19
- Page 9, lines 1 and 2, strike "ALL INCOMING STUDENTS;" and substitute "EACH 20
- INCOMING STUDENT AND THE PARENT OR LEGAL GUARDIAN OF EACH INCOMING 21
- STUDENT, UPON REQUEST;". 22
- Page 9, after line 3, insert: 23
- "(d) A POLICY DISTRIBUTED TO A STUDENT, PARENT, LEGAL GUARDIAN, 24
- OR SCHOOL STAFF, WHETHER A PHYSICAL OR ELECTRONIC COPY, MUST BE 25
- AVAILABLE IN ENGLISH AND, UPON REQUEST, IN SPANISH. THE POLICY POSTED 26
- ON THE WEBSITE MUST BE IN ENGLISH AND A SCHOOL MAY ALSO POST THE 27
- POLICY IN SPANISH." 28
- Page 9, line 20, strike "IX AND IN" and substitute "IX; SECTION 504 OF THE 29
- FEDERAL "REHABILITATION ACT OF 1973", 29 U.S.C. SEC. 701 ET SEQ.; TITLE 30
- VI OF THE FEDERAL "CIVIL RIGHTS ACT OF 1964", 42 U.S.C. SEC. 2000d ET 31
- SEQ.; AND". 32
- Page 9, line 23, strike "AVOIDING" and substitute "BEST PRACTICES FOR 33
- AVOIDING". 34
- Page 10, line 5, strike "2024," and substitute "2025,". 35
- Page 10, line 7, strike "DISTRICT" and substitute "DISTRICT, AND EACH 36
- INSTITUTE CHARTER SCHOOL SHALL REPORT TO THE STATE CHARTER SCHOOL 37
- INSTITUTE,". 38
- Page 10, line 10, strike "AND" 39
- Page 10, line 12, strike "REPORT." and substitute "REPORT; AND 40
- (III) THE SCHOOL'S FINDINGS ABOUT EACH REPORT." 41
- Page 10, line 13, strike "2024," and substitute "2025,". 42
- Page 10, strike lines 14 through 16, and substitute "1 OF EACH YEAR 43
- THEREAFTER, THE STATE CHARTER SCHOOL INSTITUTE AND EACH SCHOOL". 44

Page 10, line 20, strike "SEPTEMBER 1, 2024," and substitute "OCTOBER 1, 2025,".

Page 10, line 21, strike "SEPTEMBER" and substitute "OCTOBER".

Page 10, after line 24, insert:

"(6) THIS SECTION DOES NOT AUTHORIZE A PUBLIC SCHOOL OR SCHOOL DISTRICT, OR THE CHARTER SCHOOL INSTITUTE, TO VIOLATE ANY FEDERAL LAW, INCLUDING TITLE IX, IN CARRYING OUT THE DUTIES DESCRIBED IN THIS SECTION.

SECTION 2. In Colorado Revised Statutes, 22-33-104, **add** (2)(k) as follows:

22-33-104. Compulsory school attendance. (2) The provisions of subsection (1) of this section shall not apply to a child:

(k) WHO IS EXCUSED FROM SCHOOL FOR A THERAPY, MEDICAL, LEGAL, OR VICTIM SERVICES APPOINTMENT RELATED TO HARASSMENT OR DISCRIMINATION, AS DESCRIBED IN SECTION 22-1-140 (2)(f)."

Re-number succeeding sections accordingly.

Page 10, strike lines 25 through 27.

Re-number succeeding section accordingly.

Page 11, strike lines 1 through 12.

Education

After consideration on the merits, the Committee recommends that **HB23-1262** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

HJR23-1020 by Representative(s) Bradfield, Bottoms, DeGraaf, English, Pugliese, Snyder, Vigil, Wilson; also Senator(s) Gardner, Exum, Liston, Lundeen, Pelton R.--Concerning honoring Police Officer Julian Becerra.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

On motion of Senator Gardner, the resolution was read at length and **adopted** by the following roll call vote:

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Moreno, Mullica, Pelton B., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

Senate in recess. Senate reconvened.

SJR23-009 by Senator(s) Will and Roberts; also Representative(s) Lynch and McLachlan--Concerning the Colorado legislative sportsmen's caucus, and, in connection therewith, designating April 27, 2023, "Sportsmen's Day".

On motion of Senator Will, the resolution was read at length and **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	E	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Winter F., and Zenzinger.

Senate in recess. Senate reconvened.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **SB23-295** 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 21 insert:
 "(h) "SUB-TASK FORCE" MEANS THE SUB-TASK FORCE ESTABLISHED PURSUANT TO SUBSECTION (5)(a) OF THIS SECTION."

Reletter succeeding paragraphs accordingly.

Page 4, strike line 4 and substitute:

"(II) THE COMMISSIONER OF AGRICULTURE OR THE COMMISSIONER OF AGRICULTURE'S DESIGNEE;"

Page 4, after line 14 insert:

"(VII) A REPRESENTATIVE OF THE SOUTHEASTERN COLORADO WATER CONSERVANCY DISTRICT, APPOINTED BY THE BOARD OF DIRECTORS OF THE SOUTHEASTERN COLORADO WATER CONSERVANCY DISTRICT;

(VIII) A REPRESENTATIVE OF THE NORTHERN COLORADO WATER CONSERVANCY DISTRICT, APPOINTED BY THE BOARD OF DIRECTORS OF THE NORTHERN COLORADO WATER CONSERVANCY DISTRICT;"

Renumber succeeding subparagraphs accordingly. 1

Page 4, strike lines 17 through 19. 2

Reletter succeeding sub-subparagraphs accordingly. 3

Page 5, strike lines 1 through 3. 4

Page 5, after line 3 insert: 5

"(A) A REPRESENTATIVE OF A STATEWIDE AGRICULTURAL ORGANIZATION;" 6

Page 5, after line 18 insert: 7

"(b) THE STATE ENGINEER OR THE STATE ENGINEER'S DESIGNEE SHALL ALSO SERVE ON THE TASK FORCE IN AN ADVISORY, NONVOTING CAPACITY." 8

Reletter succeeding paragraph accordingly. 9

Page 6, line 6, after "(c)" insert "(I)". 10

Page 6, after line 11 insert: 11

"(II) ANY MEETING OF THE TASK FORCE OR SUB-TASK FORCE MUST BE OPEN TO THE PUBLIC. THE TASK FORCE AND SUB-TASK FORCE SHALL ALLOW PUBLIC TESTIMONY DURING AT LEAST ONE MEETING OF THE TASK FORCE AND SUB-TASK FORCE. A TASK FORCE MEMBER, SUB-TASK FORCE MEMBER, OR GOVERNMENTAL ENTITY THAT IS PARTICIPATING IN THE TASK FORCE OR SUB-TASK FORCE IS NOT REQUIRED TO PROVIDE ANY INFORMATION THAT IS PROTECTED FROM DISCLOSURE BY APPLICABLE LAW." 12

Page 7, strike lines 21 through 24 and substitute "LINE FOR INTERSTATE PURPOSES MUST BE OPERATED CONSISTENT WITH: 13

(A) THE AGREEMENT REGARDING STORAGE AT COLORADO RIVER STORAGE PROJECT ACT RESERVOIRS UNDER AN UPPER BASIN DEMAND MANAGEMENT PROGRAM, ENTERED INTO BY THE STATES OF COLORADO, NEW MEXICO, UTAH, AND WYOMING AND THE FEDERAL SECRETARY OF THE INTERIOR ON MAY 20, 2019; AND 14

(B) PRINCIPLE FOUR OF COLORADO'S CONCEPTUAL FRAMEWORK, REFERENCED ON PAGE SEVENTY-FIVE OF THE COLORADO WATER PLAN, WHICH WAS FINALIZED AND APPROVED BY THE BOARD ON JANUARY 24, 2023." 15

Page 8, after line 15 insert: 16

"(5) (a) THE TASK FORCE SHALL ESTABLISH A SUB-TASK FORCE TO STUDY TRIBAL MATTERS. THE SUB-TASK FORCE CONSISTS OF: 17

(I) THE REPRESENTATIVE OF THE SOUTHERN UTE INDIAN TRIBE APPOINTED PURSUANT TO SUBSECTION (2)(a)(IV) OF THIS SECTION; 18

(II) THE REPRESENTATIVE OF THE UTE MOUNTAIN UTE TRIBE APPOINTED PURSUANT TO SUBSECTION (2)(a)(V) OF THIS SECTION; 19

(III) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OR THE DIRECTOR'S DESIGNEE; AND 20

(IV) TWO OTHER MEMBERS JOINTLY APPOINTED BY THE SOUTHERN UTE INDIAN TRIBE, THE UTE MOUNTAIN UTE TRIBE, AND THE DEPARTMENT. 21

(b) THE PURPOSE OF THE SUB-TASK FORCE IS TO PROVIDE RECOMMENDATIONS FOR STATE LEGISLATION THAT WILL: 22

(I) PROVIDE FOR FULL TRIBAL PARTICIPATION IN THE PROGRAMS IN A MANNER THAT RECOGNIZES THE UNIQUE NATURE OF TRIBAL WATER RIGHTS AND TRIBAL WATER USE, SPECIFICALLY IN REGARD TO FORBEARANCE AND DEMAND MANAGEMENT OPPORTUNITIES; 23

(II) PROVIDE FOR TRIBAL PARTICIPATION IN THE PROGRAMS IN A MANNER THAT IS VOLUNTARY, TEMPORARY, AND COMPENSATED; AND 24

(III) EVALUATE SOURCES OF REVENUE TO APPROPRIATELY COMPENSATE THE SOUTHERN UTE INDIAN TRIBE AND THE UTE MOUNTAIN UTE TRIBE FOR PARTICIPATION IN THE PROGRAMS." 25

Renumber succeeding subsections accordingly. 26

Page 8, strike line 19 and substitute "FORCE, EXCEPT FOR PROPRIETARY INFORMATION A STATE AGENCY HAS RECEIVED FROM THE SOUTHERN UTE INDIAN TRIBE AND THE UTE MOUNTAIN UTE TRIBE."

Page 8, line 21, strike "(6)(b)" and substitute "(7)(b)".

Page 8, strike line 27 and substitute "SUBSECTIONS (4)(a) AND (5)(b) OF THIS SECTION;"

Page 9, line 1, after "FORCE'S" insert "AND SUB-TASK FORCE'S".

After "FORCE" insert "AND SUB-TASK FORCE" on **Page 8**, lines 24 and 26; and **Page 9**, lines 3 and 5.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 18(a) was suspended for the reconsideration of a bill.

RECONSIDERATION OF SB23-155

SB23-155 by Senator(s) Zenzinger, Fields; also Representative(s) Willford and Young--Concerning the continuation of the regulation of nursing home administrators, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies.

Having voted on the prevailing side, Majority Leader Moreno moved for reconsideration of the last Senate action, Senate adherence to its position, on **SB23-155**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-155 by Senator(s) Zenzinger, Fields; also Representative(s) Willford and Young--Concerning the continuation of the regulation of nursing home administrators, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies.

Senator Zenzinger moved that the Senate not concur in House amendments to **SB23-155**, as printed in House journal, April 14, page(s) 1223-1224, and that a conference committee be appointed.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

**THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR**

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

Upon request of Majority Leader Moreno, **SB23-288** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Thursday, April 27, and was placed at the end of the Third Reading of Bills Final Passage Calendar of Thursday, April 27.

HB23-1276 by Representative(s) Lindstedt and Vigil; also Senator(s) Zenzinger and Pelton B.-- Concerning the bridge and tunnel enterprise, and, in connection therewith, expanding the scope of the enterprise's powers to include the completion of preventative maintenance bridge projects and allowing the enterprise to repair, reconstruct, replace, and maintain a fair-rated bridge under certain circumstances.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Ginal, Hansen, Hinrichsen, Kolker, Pelton R., Priola, and Winter F.

SB23-293 by Senator(s) Coleman and Fields; also Representative(s) Herod and Epps--Concerning compensation of a student athlete for use of the student athlete's name, image, or likeness.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	4	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Gonzales, Hansen, Jaquez Lewis, Kolker, Moreno, Mullica, Priola, Roberts, and Winter F.

HB23-1155 by Representative(s) Weissman and Bacon, Soper; also Senator(s) Gonzales--Concerning the advisement of rights during a custodial investigation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Fields, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Pelton B., Priola, Roberts, and Van Winkle.

SB23-275 by Senator(s) Ginal and Will; also Representative(s) Duran and Lynch, McLachlan--Concerning managing wild horses, and, in connection therewith, creating an entity to support management of wild horse herds in Colorado, seeking long-term solutions for horses removed from the wild range, and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	30	NO	5	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Jaquez Lewis, and Priola.

SB23-277 by Senator(s) Buckner and Van Winkle; also Representative(s) Valdez--Concerning measures to provide resources to increase public safety, and, in connection therewith, extending related existing appropriations.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Coleman, Cutter, Exum, Fenberg, Ginal, Gonzales, Hansen, Hinrichsen, and Priola.

SB23-289 by Senator(s) Bridges and Zenzinger, Kirkmeyer; also Representative(s) Bird and Sirota, Bockenfeld--Concerning seeking an amendment to the medicaid state plan to implement the community first choice optional benefit.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Exum, Ginal, Hansen, Moreno, Priola, and Sullivan.

HB23-1075 by Representative(s) Snyder and Joseph; also Senator(s) Exum--Concerning evacuation and clearance time modeling in wildfire risk areas of the state, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	29	NO	6	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Fenberg, Fields, Ginal, Hansen, Jaquez, Lewis, Marchman, Mullica, Priola, Roberts, Sullivan, and Winter F.

HB23-1251 by Representative(s) Epps and Pugliese; also Senator(s) Pelton B.--Concerning the repeal of obsolete provisions in title 39 of the Colorado Revised Statutes.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Moreno, Roberts, and Smallwood.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-271 by Senator(s) Roberts and Van Winkle; also Representative(s) deGruy Kennedy and Snyder--Concerning the regulation of compounds that are related to cannabinoids, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Fenberg.

HB23-1266 by Representative(s) Brown and Ricks; also Senator(s) Jaquez Lewis and Buckner--Concerning the suspension of a reverse mortgage from the repayment requirement when a force majeure renders the subject property uninhabitable as a principal residence.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	30	NO	5	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Exum, Fenberg, Fields, Marchman, Moreno, Priola, and Winter F.

HB23-1178 by Representative(s) Froelich; also Senator(s) Winter F.--Concerning enhancing court personnel's recognition of domestic violence to access federal funding, and, in connection therewith, including the recognition of child abuse.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Danielson, Exum, Fenberg, Ginal, Hansen, Jaquez Lewis, Marchman, Mullica, Priola, Roberts, and Sullivan.

HB23-1008 by Representative(s) Weissman; also Senator(s) Fields and Hinrichsen--Concerning tax policies related to the accessibility of food, and, in connection therewith, requiring additions to Colorado taxable income in amounts equal to the business meals federal itemized deduction, creating a tax credit to support the small business recovery and resilience grant program, providing funding for healthy eating program incentives, and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Exum, Gonzales, Jaquez Lewis, Marchman, Moreno, Priola, Rodriguez, Sullivan, Winter F., and Zenzinger.

HB23-1032 by Representative(s) Ortiz; also Senator(s) Rodriguez--Concerning civil action remedy provisions for civil rights violations of persons with disabilities.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Danielson, Exum, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Marchman, Moreno, Priola, Sullivan, and Winter F.

HB23-1263 by Representative(s) Garcia and Young, Amabile, Bacon, Bird, Bockenfeld, Boesenecker, Brown, deGruy Kennedy, Dickson, Duran, Epps, Gonzales-Gutierrez, Jodeh, Joseph, Kipp, Lindsay, Lindstedt, Mabrey, Marshall, Martinez, McLachlan, Michaelson Jenet, Ortiz, Parenti, Sharbini, Sirota, Story, Titone, Velasco, Weissman, Willford, Woodrow; also Senator(s) Zenzinger and Gonzales, Buckner, Danielson, Hinrichsen, Jaquez Lewis, Kirkmeyer, Moreno, Winter F.--Concerning translating individualized education programs for children who may be eligible for special education services.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Exum, Fenberg, Ginal, Hansen, Kolker, Marchman, Mullica, Priola, Roberts, Rodriguez, and Sullivan.

HB23-1234 by Representative(s) Brown and Soper; also Senator(s) Roberts and Will--Concerning the streamlined solar permitting and inspection grant program, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	29	NO	6	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Fenberg, Ginal, Hansen, Jaquez Lewis, Kolker, Moreno, Mullica, Pelton B., Priola, Simpson, Winter F., and Zenzinger.

HB23-1036 by Representative(s) McLachlan; also Senator(s) Cutter--Concerning measures designed to encourage the use of nontoxic bullets for hunting, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Danielson, Hinrichsen, Jaquez Lewis, and Sullivan.

SB23-281 by Senator(s) Zenzinger; also Representative(s) McLachlan--Concerning a required notice of limited transferability of college credits from a non-regionally-accredited higher education institution.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	28	NO	7	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Fields, Ginal, Hinrichsen, Moreno, Pelton B., Priola, and Winter F.

SB23-288 by Senator(s) Fields and Buckner; also Representative(s) English and Joseph--Concerning measures to determine coverage for doula services, and, in connection therewith, making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Fields was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.002), by Senator Fields.

Amend engrossed bill, page 3, strike lines 24 through 27, and substitute:

"(j) Currently, 11 states provide medicaid reimbursement for doula services. Studies in Oregon, Minnesota, and Wisconsin have shown that when pregnant individuals use a doula, it can save the state money."

Page 4, line 9, strike "**definitions.**" and substitute "**definitions - repeal.**"

Page 5, strike line 9, and substitute:

"(I) AN APPROVED DOULA CERTIFICATION PROCESS THAT INCORPORATES NATIONAL AND LOCAL TRAINING PROGRAMS;"

Page 6, line 10, strike "COMMITTEE." and substitute "COMMITTEE;"

Page 6, after line 10, insert:

"(e) CONSUMER ADVOCATES; AND (f) EXPERTS ON PERINATAL CARE AND QUALITY."

Page 8, lines 1 and 2, strike "DOULA MEDICAL ASSISTANCE PROVIDER." and substitute "DOULA FOR RECIPIENTS."

Page 8, line 5, strike "(f)" and substitute "(f) (I)".

Page 8, after line 8, insert:

"(II) THIS SUBSECTION (7)(f) IS REPEALED, EFFECTIVE JULY 1, 2026."

The amendment was **passed** on the following roll call vote:

Table with 8 columns: YES (35), NO (0), EXCUSED (0), ABSENT (0). Rows list members: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., Zenzinger, President.

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

Table with 8 columns: YES (33), NO (2), EXCUSED (0), ABSENT (0). Rows list members: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., Zenzinger, President.

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coleman, Cutter, Danielson, Exum, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, Winter F., and Zenzinger.

HB23-1246 by Representative(s) McCluskie and Pugliese; also Senator(s) Buckner and Will-- Concerning measures to support the in-demand career workforce, and, in connection therewith, making an appropriation.

Laid over until Friday, April 28, retaining its place on the calendar.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of House Amendments to Senate Bills.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-001 by Senator(s) Roberts and Zenzinger; also Representative(s) Bird and Lukens--Concerning additional functions of the public-private collaboration unit for public projects that provide housing, and, in connection therewith, making an appropriation.

Senator Zenzinger moved that the Senate concur in House amendments to **SB23-001**, as printed in House journal, April 25, page(s) 1521. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-007 by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Kipp and Catlin--Concerning enhancing adult education in Colorado, and, in connection therewith, making an appropriation.

Senator Zenzinger moved that the Senate concur in House amendments to **SB23-007**, as printed in House journal, April 25, page(s) 1523-1524. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-060 by Senator(s) Rodriguez and Baisley; also Representative(s) Daugherty and Lindsay-- Concerning consumer protections in event ticket sales.

Senator Rodriguez moved that the Senate not concur in House amendments to **SB23-060**, as printed in House journal, April 25, page(s) 1521-1523, and that a conference committee be appointed.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted** on the following roll call vote:

YES	32	NO	3	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	N	Sullivan	N
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

CONFERENCE COMMITTEE GRANTED FURTHER POWERS

SB23-060 by Senator(s) Rodriguez and Baisley; also Representative(s) Daugherty and Lindsay-- Concerning consumer protections in event ticket sales.

Senator Rodriguez moved that the Senate conferees on the first conference committee on **SB23-060** be granted permission to go beyond the scope of the differences between the two houses.

A majority of all members elected to the Senate having voted in the affirmative, the motion was adopted.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS (cont'd)

SB23-102 by Senator(s) Gardner and Rodriguez, Buckner; also Representative(s) Weissman and Soper, Snyder--Concerning implementation of the committee on legal services' recommendations in connection with legislative review of state agencies' rules.

Senator Gardner moved that the Senate concur in House amendments to **SB23-102**, as printed in House journal, April 25, page(s) 1524-1525. The motion was **adopted** by the following roll call vote:

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-166 by Senator(s) Cutter and Exum; also Representative(s) Froelich and Velasco--Concerning the establishment of a wildfire resiliency code board, and, in connection therewith, requiring the wildfire resiliency code board to adopt model codes, requiring governing bodies with jurisdiction in an area within the wildland-urban interface to adopt codes that meet or exceed the standards set forth in the model codes, and making an appropriation.

Senator Cutter moved that the Senate concur in House amendments to **SB23-166**, as printed in House journal, April 25, page(s) 1523. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-178

by Senator(s) Jaquez Lewis and Will, Marchman, Priola; also Representative(s) McCormick and Lindsay--Concerning removing barriers to water-wise landscaping in common interest communities.

Senator Jaquez Lewis moved that the Senate concur in House amendments to **SB23-178**, as printed in House journal, April 25, page(s) 1488. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	30	NO	5	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-202

by Senator(s) Danielson and Jaquez Lewis; also Representative(s) McLachlan and Velasco--Concerning the wearing of traditional Native American regalia at graduation ceremonies.

Senator Danielson moved that the Senate concur in House amendments to **SB23-202**, as printed in House journal, April 25, page(s) 1523. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Governor's Appointment -- Consent Calendar.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Moreno, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE
STATE HOUSING BOARD

for a term expiring January 31, 2027:

Anthea Teresa Martin of Denver, Colorado, to serve as a member of the First Congressional District and an Unaffiliated, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBER OF THE
UNDERGROUND DAMAGE PREVENTION SAFETY COMMISSION

for a term expiring January 1, 2026:

Laura Lancaster of Palisade, Colorado, to represent energy producers, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Conference Committee Reports.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB23-028 by Senator(s) Gonzales; also Representative(s) Epps and Soper--Concerning the penalty for committing any of certain offenses involving the operation of a commercial vehicle.

Senator Gonzales moved for the adoption of the first report of the first conference committee on **SB23-028**, as printed in Senate journal, April 26, page(s) 1019. The motion was **adopted** by the following roll call vote:

YES	21	NO	14	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	N	Sullivan	N
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	N
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	29	NO	6	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	N	Sullivan	N
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-220 by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Bird and Sirota-- Concerning the use of money previously allocated for public schools, and, in connection therewith, reducing an appropriation.

Senator Zenzinger moved for the adoption of the first report of the first conference committee on **SB23-220**, as printed in Senate journal, April 26, page(s) 1019-1022. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Thursday, April 27, was laid over until Friday, April 28, retaining its place on the calendar.

General Orders -- Second Reading of Bills: HB23-1233, HB23-1243, SB23-279, HB23-1003, HB23-1216, HB23-1279.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Rodriguez, Chair, Coleman, and Baisley as Senate conferees on the first conference committee on **SB23-060**.

The President appointed Senators Zenzinger, Chair, Mullica, and Smallwood as Senate conferees on the first conference committee on **SB23-155**.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Judiciary

After consideration on the merits, the Committee recommends that **HB23-1019** 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 7, insert:

"SECTION 2. In Colorado Revised Statutes, 13-5.3-102, **amend** (2) as follows:

13-5.3-102. Commission on judicial discipline - powers and duties.

(2) (a) Members of the commission are appointed and serve pursuant to section 23 (3)(a) and (3)(b) of article VI of the Colorado constitution.

(b) PURSUANT TO SECTION 23 (3)(a) OF ARTICLE VI OF THE COLORADO CONSTITUTION, THE MEMBERS OF THE COMMISSION WHO ARE JUDGES OF THE DISTRICT COURTS AND JUDGES OF COUNTY COURTS ARE APPOINTED BY THE

ACTIVE DISTRICT JUDGES AND COUNTY COURT JUDGES OF THE STATE. THE STATEWIDE ASSOCIATIONS OF DISTRICT AND COUNTY COURT JUDGES SHALL JOINTLY DETERMINE THE PROCESS FOR APPOINTING THE JUDGE MEMBERS OF THE COMMISSION BY THE DISTRICT AND COUNTY COURT JUDGES OF THE STATE AND SHALL JOINTLY ADMINISTER THE APPOINTMENT PROCESS. THE ASSOCIATIONS SHALL REPORT TO THE COMMISSION WHEN A DISTRICT OR COUNTY COURT JUDGE IS APPOINTED TO THE COMMISSION.

SECTION 3. In Colorado Revised Statutes, 13-5.3-105, **amend** (3) as follows:

13-5.3-105. Information-sharing with judicial oversight entities - legislative declaration. (3) (a) When a judicial oversight entity receives information indicating or alleging potential judicial misconduct, the entity shall share the portion of the complaint alleging judicial misconduct with the commission within a reasonable time. Thereafter, the commission may request further material or information that the oversight entity holds relating to the allegation of judicial misconduct. THE JUDICIAL OVERSIGHT ENTITY SHALL PROVIDE THE REQUESTED MATERIAL OR INFORMATION TO THE COMMISSION WITHIN FOURTEEN CALENDAR DAYS AFTER THE COMMISSION'S REQUEST. A JUDICIAL OVERSIGHT ENTITY MAY NOT WITHHOLD REQUESTED MATERIAL OR INFORMATION THROUGH A CLAIM OF PRIVILEGE OR CONFIDENTIALITY THAT IT HOLDS. Any information or materials received from the entity are subject to the commission's rules of confidentiality.

(b) A PROVISION IN A CONTRACT, INCLUDING IN A NONDISCLOSURE AGREEMENT, ENTERED INTO AFTER THE EFFECTIVE DATE OF THIS ACT THAT PROHIBITS A JUDICIAL OVERSIGHT ENTITY FROM DISCLOSING TO THE COMMISSION INFORMATION DESCRIBED IN THIS SUBSECTION (3) IS VOID AS AGAINST PUBLIC POLICY AND IS UNENFORCEABLE."

Reletter succeeding sections accordingly.

Page 9, line 9, strike "and 7" and substitute "4, and 9".

Page 9, line 14, strike "and 7" and substitute "4, and 9".

Judiciary

After consideration on the merits, the Committee recommends that **HB23-1205** 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:

"(d) An ombudsman is not adversarial and does not perform investigations. An ombudsman does not replace the roles of the relevant investigatory bodies, such as the Commission on Judicial Discipline, but instead provides resources for complainants to access those investigatory bodies."

Reletter succeeding paragraphs accordingly.

Page 3, line 17, strike "judicial personnel" and substitute "a complainant".

Page 4, line 2, strike "judicial personnel" and substitute "a complainant".

Page 4, line 5, strike "24-50-147" and substitute "13-3-118".

Page 4, line 7, strike "**24-50-147.**" and substitute "**13-3-118.**".

Page 4, after line 15, insert:

"(c) "COMPLAINANT" MEANS CURRENT AND FORMER EMPLOYEES OF THE JUDICIAL DEPARTMENT, JUDGES, JUDICIAL DEPARTMENT STAFF, AND PERSONS WHO WORK WITH JUDICIAL EMPLOYEES AND STAFF, AND INCLUDES, BUT IS NOT LIMITED TO, BAILIFFS, LITIGATING ATTORNEYS, INTERNS, AND VOLUNTEERS.

Reletter succeeding paragraphs accordingly.

Page 4, strike lines 18 through 22.

Reletter succeeding paragraphs accordingly.

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Page 5, line 5, strike "JUDICIAL PERSONNEL." and substitute "A COMPLAINANT.".

Page 5, line 6, after "INDEPENDENT," insert "CONFIDENTIAL, INFORMAL, IMPARTIAL,".

Page 5, line 16, after "PROCESS." insert "THE OMBUDSMAN SHALL CONSIDER THE STANDARDS OF PRACTICE AND CODE OF ETHICS ESTABLISHED BY THE INTERNATIONAL OMBUDS ASSOCIATION FOR AN ORGANIZATIONAL OMBUDSMAN, TO THE EXTENT PRACTICABLE. THE OMBUDSMAN SHALL NOT BE ADVERSARIAL TO THE DEPARTMENT OR THE COMMISSION. THE OMBUDSMAN SHALL NOT REQUEST RECORDS FROM THE DEPARTMENT OR THE COMMISSION RELATED TO SPECIFIC EMPLOYEES, JUDGES, OR JUSTICES, EXCEPT AT THE DISCRETION OF THE COMPLAINANT.".

Page 6, line 14, strike "THE RALPH L. CARR".

Page 6, strike lines 15 and 16 and substitute "ANY BUILDING THAT IS MAINTAINED BY THE JUDICIAL DEPARTMENT.".

Page 6, line 25, strike "RESOURCES," and substitute "RESOURCES OR".

Page 6, line 26, after "FINANCIAL MANAGEMENT," add "OR EXPERIENCE WITH EMPLOYEE HARASSMENT OR DISCRIMINATION CASES OR AS A VICTIMS' RIGHTS ADVOCATE,".

Page 7, line 9, after "RETIRED COLORADO JUDGE" add "IN GOOD STANDING".

Page 7, line 23, strike "OR".

Page 7, line 24, strike "OMBUDSMAN." and substitute "OMBUDSMAN;
(V) EXPERIENCE WITH EMPLOYEE HARASSMENT OR DISCRIMINATION AS AN EMPLOYMENT LAW ATTORNEY; OR
(VI) EXPERIENCE AS A VICTIMS' RIGHTS ADVOCATE.".

Page 9, line 1, strike "COMMISSION" and substitute "DEPARTMENT".

Page 9, line 10, Strike "JUDICIAL PERSONNEL" and substitute "COMPLAINANTS".

Page 10, line 8, Strike "JUDICIAL PERSONNEL" and substitute "COMPLAINANTS".

Page 11, lines 9 through 11, strike "COMPLAINANTS; INITIATE CONTACT WITH A COMPLAINANT, IF APPLICABLE; AND INITIATE A REQUEST FOR RESOLUTION OF THE COMPLAINT WITH THE APPROPRIATE PARTY." and substitute "COMPLAINANTS, AND FACILITATE COMMUNICATION WITH A COMPLAINANT AND THE APPROPRIATE PARTY.".

Page 11, strike lines 14 and 15 and substitute:

"(e) FACILITATE SUBMISSION OF COMPLAINTS TO THE APPROPRIATE ENTITY OR PARTY, ONLY AT THE DISCRETION AND CONSENT OF THE COMPLAINANT;".

Page 11, line 21, strike "DISTRICT." and substitute "DISTRICT WHILE MAINTAINING THE CONFIDENTIALITY OF THOSE INVOLVED IN THE COMPLAINT.".

Page 11, line 23, strike "DEPARTMENT OF PERSONNEL'S" and substitute "JUDICIAL DEPARTMENT'S".

Page 11, line 24, after "24-7-203." insert "THE DATA MUST BE PRESENTED IN A MANNER THAT PROTECTS THE CONFIDENTIALITY OF EVERYONE INVOLVED. THE REPORT OUTLINED IN THIS SUBSECTION (10)(f) SHALL NOT INCLUDE PERSONAL IDENTIFYING INFORMATION, INCLUDING GENDER, RACE, OR ETHNICITY DATA, IF THAT COULD POTENTIALLY IDENTIFY THE COMPLAINANT, THE SUBJECT OF THE COMPLAINT, OR ANY OTHER PEOPLE INVOLVED IN THE COMPLAINT.".

Page 13, line 22, after "STATUTES," insert "INCLUDING SECTION 13-5.3-106, OR AS PERMITTED BY SUBSECTION (11) OF THIS SECTION.".

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Page 13, strike lines 26 and 27.

Page 14, strike lines 1 through 3.

Renumber succeeding subsections accordingly.

Page 14, line 7, strike "TITLE 24." and substitute "TITLE 24, AND ARE NOT SUBJECT TO THE JUDICIAL DEPARTMENT'S RULES REGARDING PUBLIC RECORD DISCLOSURE."

Page 15, line 6, strike "24-50-147." and substitute "13-3-118, INCLUDING ANY RECORD THAT NAMES OR OTHERWISE IDENTIFIES A SPECIFIC COMPLAINANT OR OTHER PERSON INVOLVED IN THE COMPLAINT."

Strike "JUDICIAL PERSONNEL" and substitute "A COMPLAINANT" on: **Page 5**, lines 8, 9, and 15; **Page 12**, lines 26 and 27.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

HB23-1214 by Representative(s) Epps, Weissman, Bacon, Garcia, Gonzales-Gutierrez, Mabrey, Woodrow; also Senator(s) Coleman and Gonzales--Concerning establishing procedures related to applying for commutation of a criminal sentence.
Judiciary

MESSAGE FROM THE HOUSE

April 27, 2023
Mr. President:

The Speaker has appointed Representatives Snyder, Chair, Soper, and Bird as House conferees on the First Conference Committee on HB23-1132.

The Speaker has appointed Representatives Mabrey, Chair, Jodeh, and Weinberg as House conferees on the First Conference Committee on HB23-1002.

The House has voted to concur in the Senate amendments to HB23-1042 and has repassed the bill as so amended.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Local Government & Housing After consideration on the merits, the Committee recommends that **HB23-1105** be referred to the Committee on Appropriations with favorable recommendation.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-279 and SB23-213 were made Special Orders at 2:00 p.m.

CommitteeThe hour of 2:00 p.m. having arrived, Senator Coleman moved that the Senate resolve of itself into the Committee of the Whole for consideration of Special Orders -- Second WholeReading of Bills, and Senator Coleman was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-279 by Senator(s) Fields and Hansen; also Representative(s) Boesenecker and Joseph, Froelich--Concerning prohibited activity related to firearms, and, in connection therewith, regulating firearms and firearm frames and receivers that do not have serial numbers; prohibiting manufacture of firearms, frames, and receivers by unlicensed persons; establishing a process for serializing firearms, frames, and receivers; and designating machine gun conversion devices as dangerous weapons.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 20, page(s) 986 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-213 by Senator(s) Moreno; also Representative(s) Jodeh and Woodrow--Concerning state land use requirements, and, in connection therewith, establishing a process to diagnose and address housing needs across the state, addressing requirements for the regulation of accessory dwelling units, middle housing, transit-oriented areas, key corridors, and manufactured and modular homes, prohibiting certain planned unit development resolutions, prohibiting a local government from enforcing certain occupancy limits, modifying the content requirements for county and municipal master plans, prohibiting certain municipalities from imposing minimum square footage requirements for residential units, requiring entities to submit a completed and validated water loss audit report to the Colorado water conservation board, prohibiting a unit owners' association from prohibiting certain kinds of housing, requiring the transportation commission and the department of transportation to modify the state highway access code, criteria for certain grant programs, and expenditures from the multimodal transportation options fund to align with state strategic growth objectives, and making an appropriation.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, April 19, page(s) 921-956 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 26, page(s) 1086-1110 and placed in members' bill files.)

Amendment No. 3(L.084), by Senator Moreno.

Amend printed bill page 36, strike lines 2 through 24 and substitute:

"29-33-106. Menu of urban municipality affordability strategies.

(1) IN ORDER TO SUPPORT AFFORDABILITY AND ADVANCE MEETING THE HOUSING NEEDS OF ALL INCOME LEVELS IDENTIFIED IN THE LOCAL HOUSING NEEDS ASSESSMENT, INCLUDING EXTREMELY LOW-INCOME, VERY LOW-INCOME, AND LOW-INCOME HOUSEHOLDS AS DEFINED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, THE MENU OF AFFORDABILITY STRATEGIES FOR AN URBAN MUNICIPALITY MUST INCLUDE THE FOLLOWING:

(a) IMPLEMENTATION OF A LOCAL INCLUSIONARY ZONING ORDINANCE IN ACCORDANCE WITH THE REQUIREMENTS OF SECTIONS 29-20-104 (e.5) AND (e.7);

(b) THE CREATION OF A PROGRAM TO SUBSIDIZE OR OTHERWISE REDUCE LOCAL DEVELOPMENT REVIEW OR FEES, INCLUDING:

(I) BUILDING PERMIT FEES;

(II) PLANNING WAIVERS;

(III) WATER AND SEWER TAP FEES; AND

(IV) INFRASTRUCTURE COSTS FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT;

(c) THE CREATION OF AN EXPEDITED DEVELOPMENT REVIEW PROCESS FOR REGULATED AFFORDABLE HOUSING DEVELOPMENTS;

(d) THE ESTABLISHMENT OF A DENSITY BONUS PROGRAM THAT GRANTS INCREASED FLOOR AREA RATIO, DENSITY, OR HEIGHT BEYOND WHAT IS

REQUIRED BY THIS ARTICLE 33 TO INCREASE THE CONSTRUCTION OF REGULATED AFFORDABLE HOUSING UNITS;

(e) ENABLING REGULATED AFFORDABLE HOUSING AS A USE BY RIGHT IN HOUSING TYPES AND AREAS BEYOND WHAT IS REQUIRED BY THIS ARTICLE 33, SUCH AS ADDITIONAL ZONE DISTRICTS, HIGHER ALLOWED DENSITIES, OR OTHER APPROACHES CONSISTENT WITH THE GOALS OF INCREASING HOUSING AFFORDABILITY, SUPPLY, AND HOUSING UNIT TYPE DIVERSITY;

(f) THE ESTABLISHMENT OF A POLICY OR PLAN TO LEVERAGE MUNICIPALLY OWNED, SOLD, OR MANAGED LAND FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT.

(g) THE ESTABLISHMENT OF A DEDICATED LOCAL REVENUE SOURCE FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT, SUCH AS INSTITUTING A LINKAGE FEE ON NEW DEVELOPMENTS;

(h) THE REGULATION OF SHORT-TERM RENTALS OR SECOND HOMES IN A WAY THAT SUPPORTS LOCAL HOUSING NEEDS;

(i) THE ELIMINATION OF LOCAL PARKING REQUIREMENTS FOR REGULATED AFFORDABLE HOUSING;

(j) MAKING COMMITMENT TO AND REMAINING ELIGIBLE FOR THE STATE AFFORDABLE HOUSING FUND CREATED IN SECTION 29-32-102 (1);

(k) INCENTIVIZING OR CREATING A DEDICATED LOCAL PROGRAM TO FACILITATE INVESTMENT IN LAND BANKING OR COMMUNITY LAND TRUSTS; AND

(l) ANY OTHER STRATEGIES PROPOSED BY A LOCAL GOVERNMENT OR THE MULTI-AGENCY ADVISORY COMMITTEE THAT ARE APPROVED BY THE DEPARTMENT OF LOCAL AFFAIRS AND THAT SUPPORT EQUAL OR GREATER AFFORDABILITY CONSISTENT WITH THE NEEDS IDENTIFIED IN THE RELEVANT LOCAL HOUSING NEEDS ASSESSMENT.

(2) (a) URBAN MUNICIPALITIES SHALL DEMONSTRATE THE ADOPTION OF THE NUMBER OF AFFORDABILITY STRATEGIES REQUIRED BY SECTION 29-33-105 (4)(e)(I) AND SUBMIT A REPORT DETAILING THESE STRATEGIES TO THE DEPARTMENT OF LOCAL AFFAIRS NO LATER THAN JUNE 30, 2025. IN DETERMINING WHICH STRATEGIES TO ADOPT, AN URBAN MUNICIPALITY SHALL CONSIDER PREVIOUS PLANS ADDRESSING HOUSING NEEDS OR OTHER AVAILABLE DATA TO INFORM THE SELECTION OF STRATEGIES TO ADDRESS KNOWN HOUSING NEEDS.

(b) AN URBAN MUNICIPALITY CAN ONLY USE ONE OF THE AFFORDABILITY STRATEGIES IDENTIFIED IN SUBSECTIONS (1)(c) AND (1)(j) OF THIS SECTION TO SATISFY THE REQUIREMENTS OF SECTION 29-33-105 (4)(e)(I).

(3) NOTWITHSTANDING SECTION 29-33-105 (4)(e)(I), AN URBAN MUNICIPALITY MAY SUBMIT EVIDENCE TO THE DEPARTMENT OF LOCAL AFFAIRS CONCERNING AFFORDABILITY STRATEGIES THAT THE MUNICIPALITY HAS ADOPTED OUTSIDE OF THOSE LISTED IN THIS SECTION, OR THAT THE MUNICIPALITY ADOPTED PRIOR TO THE EFFECTIVE DATE OF THIS SECTION, AND THE DEPARTMENT MAY DETERMINE WHETHER THOSE STRATEGIES MAY QUALIFY AS AFFORDABILITY STRATEGIES FOR PURPOSES OF SECTION 29-33-105 (4)(e)(I).".

Re-number succeeding sections accordingly.

Amendment No. 4(L.094), by Senator Moreno.

Amend the Appropriations Committee Report, dated April 26, 2023, page 6, line 38, strike "29-33-108 (3)(a)," and substitute "29-33-108 (2)(a).".

Page 10, line 12, strike "TIER ONE AND TIER TWO" and substitute "URBAN".

Page 12, line 37, strike "A TIER ONE OR TIER TWO" and substitute "AN".

Page 13, line 23, strike "IN THE CASE OF AN URBAN MUNICIPALITY, A" and substitute "A".

Page 15, line 13, strike "FEES, INCLUDING:" and substitute "FEES FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT THAT MAY INCLUDE:".

Page 15, lines 17 and 18, strike "COSTS FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT;" and substitute "COSTS;".

Page 15, strike line 43.

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Page 16, strike lines 1 through 3 and substitute:

"(12) PRIORITIZING WATER SUPPLIES FOR AFFORDABLE OR DENSE HOUSING TYPES OVER LESS EFFICIENT HOUSING OR OTHER LESS CRITICAL USES THROUGH A WATER ALLOCATION POLICY ESTABLISHED BY THE MUNICIPALITY OR IN COORDINATION WITH A UTILITY PROVIDER;"

Page 18, strike lines 7 and 8.

Renumber succeeding subparagraphs accordingly.

Page 18, line 23, strike "(2)(a)(VI), (2)(a)(VII), AND (2)(a)(VIII)" and substitute "(2)(a)(V), (2)(a)(VI), AND (2)(a)(VII)".

Page 22, line 16, after "FEES" insert "FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT".

Page 24, line 36, strike "29-33-106." and substitute "29-33-111 (2)".

Page 28, line 33, strike "MUNICIPALITY" and substitute "COUNTY".

Page 28, line 36, strike "MUNICIPALITY" and substitute "COUNTY".

Page 32, line 38, strike "STANDARDS" and insert "OBJECTIVE STANDARDS, AS DEFINED IN SECTION 29-33-102 (27)".

Page 32, line 40, strike "SUBJECTIVE REVIEW PROCESS," and substitute "DISCRETIONARY REVIEW PROCESS, AS DEFINED IN SECTION 29-33-102 (9)".

Page 33, lines 6 and 7, strike "SUBJECTIVE REVIEW PROCESS," and substitute "DISCRETIONARY REVIEW PROCESS, AS DEFINED IN SECTION 29-33-102 (9)".

Page 38, strike lines 23 through 29.

Amendment No. 5(L.093), by Senator Moreno.

Amend the Appropriations Committee Report, dated April 26, 2023, page 7, line 43, strike "THIRTEEN" and substitute "FOURTEEN".

Page 8, line 32, strike "AND".

Page 8, line 34, strike "SENATE." and substitute "SENATE; AND (XIV) ONE MEMBER WHO REPRESENTS SPECIAL DISTRICTS AND IS APPOINTED BY THE MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES."

Page 9, line 6, strike "AND (3)(a)(XIII)" and substitute "(3)(a)(XIII), AND (3)(a)(XIV)".

Amendment No. 6(L.092), by Senator Moreno.

Amend the Appropriations Committee Report, dated April 26, 2023, page 15, line 43, strike "ALLOCATION".

Amendment No. 7(L.091), by Senator Moreno.

Amend the Appropriations Committee Report, dated April 26, 2023, page 27, after line 16 insert:

"29-33-116. Statewide summit. (1) NO LATER THAN APRIL 15, 2024, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS, ALONG WITH A STATEWIDE ASSOCIATION OF MUNICIPALITIES, A STATEWIDE ASSOCIATION OF COUNTIES, AND A STATEWIDE ASSOCIATION OF SPECIAL DISTRICTS, SHALL HOLD BOTH A STATEWIDE SUMMIT AND AT LEAST SIX REGIONAL MEETINGS THROUGHOUT THE STATE.

(2) PARTICIPANTS AT THE SUMMIT AND REGIONAL MEETINGS SHALL:

(a) DISCUSS THE ISSUES OF LAND USE, HOUSING AVAILABILITY AND AFFORDABILITY, WATER AVAILABILITY, AND TRANSPORTATION; AND

(b) DEVELOP REGIONAL AND STATEWIDE SOLUTIONS FOR ADDRESSING THE ISSUES DISCUSSED AT THE SUMMIT AND REGIONAL MEETINGS PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION.

(3) NO LATER THAN SEPTEMBER 15, 2024, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS SHALL REPORT ON THE RESULTS OF THE SUMMIT AND REGIONAL MEETINGS TO THE SENATE LOCAL GOVERNMENT AND HOUSING COMMITTEE AND THE HOUSE OF REPRESENTATIVES TRANSPORTATION, HOUSING, AND LOCAL GOVERNMENT COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.

(4) AT LEAST FOUR OF THE REGIONAL MEETINGS MUST BE HELD OUTSIDE OF THE DENVER REGIONAL COUNCIL OF GOVERNMENTS' AREA.

(5) THE SUMMIT AND REGIONAL MEETINGS MUST INCLUDE REPRESENTATIVES FROM:

- (a) LOCAL GOVERNMENTS;
- (b) CHAMBERS OF COMMERCE;
- (c) AFFORDABLE HOUSING GROUPS;
- (d) INFRASTRUCTURE AND SERVICE PROVIDERS;
- (e) WATER PROVIDERS;
- (f) THE AGRICULTURAL SECTOR;
- (g) HOMEBUILDERS;
- (h) ENVIRONMENTAL GROUPS;
- (i) ECONOMIC DEVELOPMENT PROFESSIONALS;
- (j) TRANSPORTATION EXPERTS;
- (k) TRIBAL GOVERNMENTS; AND
- (l) OTHER STAKEHOLDERS AS NECESSARY TO PROVIDE DIVERSE PERSPECTIVES ON THE ISSUES DISCUSSED AT THE SUMMIT AND REGIONAL MEETINGS PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION."

Amendment No. 8(L.078), by Senator Jaquez Lewis.

Amend the Appropriations Committee Report, dated April 26, 2023, page 9, line 15, strike "ONCE" and substitute "THREE TIMES".

Page 10, line 38, strike "AND".

Page 10, line 39, strike "COORDINATION." and substitute "COORDINATION; AND (V) ASSESS AND PROVIDE DATA REGARDING ANY HOME OWNERSHIP OR RENTAL HOUSING INEQUITIES IMPACTING POPULATIONS THAT MAY HAVE BEEN HISTORICALLY EXCLUDED FROM HOME OWNERSHIP OR RENTAL HOUSING OPPORTUNITIES. THIS DATA MAY INCLUDE, BUT IS NOT LIMITED TO, HOUSING STATUS BY VETERAN STATUS, GENDER, AGE, FAMILY STATUS, INCOME, RACE AND ETHNICITY, AND SPEAKING ENGLISH LESS THAN VERY WELL."

Page 12, line 7, strike "AREA;" and substitute "AREA BY ANNUAL SALARY AND WAGE;"

Page 13, line 9, strike "AGES" and substitute "AGES, FAMILY STATUS AND SIZE,"

Page 13, after line 17, insert:

"(d) AN ANALYSIS OF ADDITIONAL FUNDING NEEDED TO IMPLEMENT THE HOUSING PLAN;"

Reletter succeeding paragraphs accordingly.

Page 14, line 18, strike "HOUSING;" and substitute "HOUSING THAT SUPPORTS THE GOALS OF SENATE BILL 23-213 WHICH INCLUDE BUT ARE NOT LIMITED TO MEETING THE STATE'S HOUSING NEEDS FOR PEOPLE OF ALL INCOME LEVELS, AGE, AND FAMILY STATUS AND REDUCING TRANSPORTATION-RELATED CLIMATE AND AIR QUALITY IMPACTS;"

Page 15, line 13, strike "FEES," and substitute "FEES FOR REGULATED AFFORDABLE HOUSING,"

Page 15, lines 17 and 18, strike "COSTS FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT;" and substitute "COSTS;"

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Page 17, after line 3, insert:

"(V) THE NUMBER OF RESIDENTS WHO ARE OVER THE AGE OF SIXTY-FIVE AND HAVE LIVED IN THEIR HOME FOR MORE THAN TEN YEARS;"

Renumber succeeding subparagraphs accordingly.

Page 18, strike lines 11 and 12, and substitute:

"(V) THAT INCLUDE GREYFIELD DEVELOPMENT AND BROWNFIELD DEVELOPMENT;"

Page 18, line 20, strike "HOUSING TYPES;" and substitute "DESIGN;"

Page 19, after line 3, insert:

"(a) MEETING THE HOUSING NEEDS OF ALL OF COLORADO'S RESIDENTS;"

Reletter succeeding paragraphs accordingly.

Page 19, line 4, after "FOR" insert "ENVIRONMENTALLY SUSTAINABLE".

Page 19, line 5, after "HOUSING" insert "AND TRANSPORTATION".

Page 19, lines 9 and 10, strike "EMISSIONS; AND" and substitute "EMISSIONS TO MEET THE STATE'S STATUTORY REDUCTION GOALS;"

(h) INCREASING TRANSPORTATION CHOICES AND IMPROVING MOBILITY, SAFETY, CONNECTIVITY, AND ACCESS FOR NON-DRIVING MODES, AND REDUCING PER CAPITA VEHICLE MILES TRAVELED;

(i) ADVANCING EQUITY AND ENVIRONMENTAL JUSTICE BY PRIORITIZING DISPROPORTIONATELY IMPACTED COMMUNITIES IN ACCESSING HOUSING AND TRANSPORTATION;

(j) PRIORITIZING EXISTING HIGH DENSITY, MIXED USE COMMUNITIES THAT LACK ADEQUATE STATE FUNDING FOR PUBLIC TRANSPORTATION INFRASTRUCTURE; AND"

Reletter succeeding paragraph accordingly.

Page 19, line 21, strike "AND" and substitute:

"(II) POLICY OPTIONS TO PROMOTE WATER USE EFFICIENCY; AND"

Renumber succeeding subparagraph accordingly.

Page 19, line 35, after "GAS" insert "EMISSION IN A MANNER SUFFICIENT TO MEET THE STATE'S STATUTORY REDUCTION GOALS".

Page 19, line 36, after "POLLUTION," insert "DEMONSTRATES THE REDUCTION OF NEAR-ROAD AIR POLLUTION,"

Page 22, line 16, after "FEES" insert "FOR REGULATED AFFORDABLE HOUSING".

Page 22, line 20, strike "HOUSING DEVELOPMENT;" and substitute "HOUSING;"

Page 26, after line 29, insert:

"(a) THE NUMBER OF PERMITS ISSUED BY EACH OF THE CATEGORIES WITHIN THE HOUSING NEEDS ASSESSMENT OF A MUNICIPALITY OR RURAL RESORT JOB CENTER, INCLUDING, BUT NOT LIMITED TO, BY INCOME, BY HOME OWNERSHIP VERSUS RENTAL, BY REGULATED AFFORDABLE HOUSING, AND BY NUMBER OF BEDROOMS;"

Reletter succeeding paragraphs accordingly.

Page 26, after line 41, insert:

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"(g) THE NUMBER OF DWELLING UNIT PERMITS FOR TRANSIT-ORIENTED COMMUNITIES."

Reletter the succeeding paragraphs.

Page 39, line 12, strike "emissions;" and substitute "emissions IN A MANNER SUFFICIENT TO MEET THE STATE'S GOALS, AND REDUCTION OF NEAR-ROAD AIR POLLUTION;"

Amendment No. 9(L.101), by Senator Jaquez Lewis.

Amend the Appropriations Committee Report, dated April 26, 2023, page 10, after line 31 insert:

"(III) DETERMINE THE NEED FOR ACCESSORY DWELLING UNITS;"

Renumber succeeding subparagraphs accordingly.

Page 11, line 9, strike "AND".

Page 11, after line 9 insert:

"(II) DETERMINE THE NEED FOR ACCESSORY DWELLING UNITS; AND"

Renumber succeeding subparagraph accordingly.

Amendment No. 10(L.080), by Senator Bridges.

Amend the Appropriations Committee Report, dated April 26, 2023, page 13, line 42, strike "COUNTY OR MUNICIPALITY" and substitute "COUNTY, COUNCIL OF GOVERNMENT, OR MUNICIPALITY".

Page 14, strike lines 2 through 7 and substitute:

"(b) THE COUNTIES, COUNCILS OF GOVERNMENT, OR MUNICIPALITIES THAT PARTICIPATE IN A PLANNING PROCESS:

(I) MAY UTILIZE DATA AND INFORMATION FROM A RELEVANT REGIONAL HOUSING NEEDS ASSESSMENT THAT IS NO MORE THAN FIVE YEARS OLD TO INFORM THEIR PARTICIPATION IN THE PLANNING PROCESS;

(II) ARE ENCOURAGED TO INCORPORATE STRATEGIC GROWTH OBJECTIVES AS DEFINED IN SECTION 29-33-108 IN THE PLANNING PROCESS; AND

(III) ARE ENCOURAGED TO IDENTIFY STRATEGIES THAT ADDRESS THE HOUSING NEEDS IDENTIFIED IN LOCAL HOUSING NEEDS ASSESSMENTS THROUGH THE ADOPTION OF INTERJURISDICTIONAL STRATEGIES AND AFFORDABILITY STRATEGIES IDENTIFIED IN SECTION 29-33-106.

(c) IF NO EXISTING REGIONAL PLAN EXISTS, A GROUP OF COUNTIES, COUNCILS OF GOVERNMENT, OR MUNICIPALITIES MAY REQUEST THAT THE URBAN AREA SUBCOMMITTEE CREATED IN SECTION 29-33-103 (9) FACILITATE THE CREATION OF A REGIONAL PLANNING PROCESS.

(d) A REGIONAL HOUSING NEEDS PLANNING PROCESS MAY BE LED BY A REGIONAL ENTITY AND MUST ENCOURAGE PARTICIPATING COUNTIES, COUNCILS OF GOVERNMENT, AND MUNICIPALITIES TO IDENTIFY STRATEGIES THAT IMPROVE COORDINATION BETWEEN ENTITIES TO MEET THE HOUSING NEEDS IDENTIFIED FOR THOSE LOCAL GOVERNMENTS IN THE REGIONAL AND LOCAL HOUSING NEEDS ASSESSMENTS.

(e) BY DECEMBER 31, 2024, THE URBAN AREA SUBCOMMITTEE CREATED IN SECTION 29-33-103 (9) SHALL ISSUE A REPORT TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS ON THE STATUS, OPPORTUNITIES, AND CHALLENGES OF REGIONAL PLANNING IN THE URBAN REGIONS, INCLUDING THE CONNECTION BETWEEN HOUSING, TRANSPORTATION, AND REGIONAL EQUITY IN REGARD TO COMMUNITIES THAT HOUSE THE WORKFORCE AND THOSE THAT ARE URBAN MUNICIPALITIES. THE URBAN AREA SUBCOMMITTEE CREATED IN SECTION 29-33-103 (9) SHALL ALSO EVALUATE AND MAKE RECOMMENDATIONS ON THE USE OF DATA TO CREATE AFFORDABILITY STRATEGIES IN REGIONAL AND LOCAL HOUSING ASSESSMENTS AND REGIONAL AND LOCAL HOUSING PLANS THAT FOLLOW STRATEGIC GROWTH OBJECTIVES AS DEFINED IN SECTION 29-33-108."

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Amendment No. 11(L.089), by Senator Ginal.

Amend the Appropriations Committee Report, dated April 26, 2023, page 2, after line 1 insert:

"(e) ALTHOUGH SOME LOCAL GOVERNMENTS WORK TO BECOME AGE-FRIENDLY COMMUNITIES, THESE LOCAL GOVERNMENTS USE DIFFERENT APPROACHES TO ADDRESS OLDER ADULT HOUSING NEEDS, AND MANY LOCAL GOVERNMENTS DO NOT SPECIFICALLY PLAN FOR STRATEGIES TO ADDRESS OLDER ADULT HOUSING NEEDS. OLDER ADULTS REPRESENT THE FASTEST GROWING SEGMENT OF COLORADO'S POPULATION AND HAVE DIVERSE HOUSING NEEDS. LOCAL GOVERNMENTS THAT DO NOT PLAN TO ADEQUATELY MEET THE NEED FOR MORE ACCESSIBLE AND AFFORDABLE HOUSING UNITS BUILT WITH UNIVERSAL DESIGN AND LOCATED WITHIN AGE FRIENDLY COMMUNITIES, CONTRIBUTE TO AN IMBALANCE IN THE LOCAL, REGIONAL, AND STATEWIDE HOUSING MARKETS."

Reletter succeeding paragraphs accordingly.

Page 2, line 3, after "GROWTH" insert "AND CHANGING DEMOGRAPHICS".

Page 2, line 25, strike "AMENDED." and substitute "AMENDED AND INCORPORATES UNIVERSAL DESIGN."

Page 5, line 2, after "SECTION." insert "THIS MAY INCLUDE AGE RESTRICTED HOUSING, WHICH MEANS HOUSING DEVELOPMENTS FOR OLDER ADULTS THAT HAVE MINIMUM AGE REQUIREMENTS FOR RESIDENCY."

Page 7, after line 29, insert:

"(39) "UNIVERSAL DESIGN" MEANS ANY DWELLING UNIT DESIGNED AND CONSTRUCTED THAT IS SAFE AND ACCESSIBLE FOR EVERYONE, REGARDLESS OF AGE, PHYSICAL ABILITY, OR STATURE."

Reletter succeeding subsections accordingly.

Page 15, line 1, after "affordability" insert "**and accessibility**".

Page 16, line 10, strike "AND".

Page 16, after line 10 insert:

"(14) ESTABLISHING HOUSING AND LAND USE POLICIES INFORMED BY THE FINDINGS AND RECOMMENDATIONS OF THE STRATEGIC ACTION PLAN ON AGING, DEVELOPED PURSUANT TO SECTION 24-32-3406, AND THE LIFELONG COLORADO INITIATIVE CREATED PURSUANT TO SECTION 26-11-302, INCLUDING THE EIGHT REALMS OF LIVABLE AND AGE FRIENDLY COMMUNITIES; AND"

Reletter succeeding subsection accordingly.

Page 16, line 14, after "AFFORDABILITY" insert "AND ACCESSIBILITY".

Page 17, after line 3 insert:

"(V) THE NUMBER OF ADULTS WHO ARE SIXTY-FIVE YEARS OF AGE OR OLDER;"

Reletter succeeding subparagraphs accordingly.

Amendment No. 12(L.079), by Senator Gonzales.

Amend the Appropriations Committee Report, dated April 26, 2023, page 3, strike lines 28 through 41, and substitute:

"(10) "DISPLACEMENT" MEANS THE INVOLUNTARY RELOCATION OF RESIDENTS DUE TO:

(a) NEW DEVELOPMENT AND AN INFLUX OF WEALTHIER RESIDENTS RESULTING IN THE GENTRIFICATION OF A NEIGHBORHOOD;

(b) HOMES BEING VACATED BY LOW-INCOME RESIDENTS AND OTHER LOW-INCOME RESIDENTS BEING UNABLE TO AFFORD TO MOVE IN OR FORCED TO VACATE BECAUSE RENTS AND SALES PRICES HAVE INCREASED ABOVE WHAT LOW-INCOME RESIDENTS CAN AFFORD;

(c) DISCRIMINATORY POLICIES, SUCH AS BANNING TENANTS WITH HOUSING VOUCHERS, ELIMINATING UNITS LARGE ENOUGH FOR HOUSEHOLDS WITH CHILDREN, OR CHANGING LAND USE OR ZONING THAT FOSTER A CHANGE IN THE CHARACTER OF THE RESIDENTIAL DEVELOPMENT;

(d) GENTRIFICATION-INDUCED DISPLACEMENT, TAKING INTO ACCOUNT RESIDENTS WHO HAVE ALREADY BEEN DISPLACED AND CURRENT AND FUTURE RESIDENTS WHO ARE OR MAY BE DISPLACED INCLUDING RENTERS, LOW-INCOME HOUSEHOLDS, PERSONS OF COLOR, HOUSEHOLDS HEADED BY A RESIDENT WITHOUT A COLLEGE DEGREE, AND FAMILIES IN POVERTY WITH CHILDREN;

(e) WIDESPREAD DISPLACEMENT OF SOCIAL AND CULTURAL CONNECTIONS AND COMMUNITY-SERVING ENTITIES;

(f) DETERIORATION OF OR PHYSICAL CONDITIONS THAT RENDER RESIDENCES UNINHABITABLE, WHICH MAY BE CAUSED BY LACK OF RENOVATION OR REHABILITATION, OR DEMOLITION OR REDEVELOPMENT, OF AGING AFFORDABLE HOUSING OR COMMERCIAL SPACES; OR

(g) INCREASED REAL ESTATE PRICES, RENTS, PROPERTY TAXES, NEW DEVELOPMENT INCLUDING AMENITIES, AND OTHER ECONOMIC FACTORS THAT LEAD TO GENTRIFICATION."

Amendment No. 13(L.081), by Senator Gonzales.

Amend the Appropriations Committee Report, dated April 26, 2023, page 27, after line 16 insert:

"29-33-116. Legislative oversight committee concerning affordable housing and homelessness - creation - duties. (1) Creation. (a) THERE IS CREATED A LEGISLATIVE OVERSIGHT COMMITTEE CONCERNING AFFORDABLE HOUSING AND HOMELESSNESS, WHICH IS REFERRED TO IN THIS SECTION AS THE "COMMITTEE".

(b) THE COMMITTEE CONSISTS OF SIX MEMBERS AS FOLLOWS:

(I) THE PRESIDENT OF THE SENATE SHALL APPOINT TWO SENATORS TO SERVE ON THE COMMITTEE, AND THE MINORITY LEADER OF THE SENATE SHALL APPOINT ONE SENATOR TO SERVE ON THE COMMITTEE; AND

(II) THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL APPOINT THREE REPRESENTATIVES TO SERVE ON THE COMMITTEE, NO MORE THAN TWO OF WHOM ARE MEMBERS OF THE SAME POLITICAL PARTY.

(c) AS SOON AS PRACTICABLE AFTER THE CONVENING DATE OF THE SECOND REGULAR SESSION OF THE SEVENTY-FOURTH GENERAL ASSEMBLY, BUT NO LATER THAN THE END OF THE LEGISLATIVE SESSION, THE SPEAKER, THE PRESIDENT, AND THE MINORITY LEADER OF THE SENATE SHALL EACH APPOINT MEMBERS TO THE COMMITTEE PURSUANT TO SUBSECTION (1)(b) OF THIS SECTION. THEREAFTER, THE TERMS OF MEMBERS APPOINTED OR REAPPOINTED BY THE SPEAKER, THE PRESIDENT, AND THE MINORITY LEADER OF THE SENATE EXPIRE ON THE CONVENING DATE OF THE FIRST REGULAR SESSION OF THE NEXT GENERAL ASSEMBLY, AND ALL SUBSEQUENT APPOINTMENTS AND REAPPOINTMENTS BY THE SPEAKER, THE PRESIDENT, AND THE MINORITY LEADER OF THE SENATE MUST BE MADE AS SOON AS PRACTICABLE AFTER THE CONVENING DATE, BUT NO LATER THAN THE END OF THE LEGISLATIVE SESSION.

(d) THE PERSON MAKING THE ORIGINAL APPOINTMENT OR REAPPOINTMENT SHALL FILL ANY VACANCY BY APPOINTMENT FOR THE REMAINDER OF AN UNEXPIRED TERM. MEMBERS APPOINTED OR REAPPOINTED SERVE AT THE PLEASURE OF THE APPOINTING AUTHORITY AND CONTINUE IN OFFICE UNTIL THE MEMBER'S SUCCESSOR IS APPOINTED.

(e) THE PRESIDENT OF THE SENATE SHALL SELECT THE FIRST CHAIR OF THE COMMITTEE, AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL SELECT THE FIRST VICE-CHAIR. THE CHAIR AND VICE-CHAIR SHALL ALTERNATE ANNUALLY THEREAFTER BETWEEN THE TWO HOUSES.

(f) THE CHAIR AND VICE-CHAIR OF THE COMMITTEE MAY ESTABLISH ORGANIZATIONAL AND PROCEDURAL RULES AS ARE NECESSARY FOR THE OPERATION OF THE COMMITTEE AND, IN COLLABORATION WITH THE TASK FORCE CONCERNING AFFORDABLE HOUSING AND HOMELESSNESS CREATED IN SECTION 29-33-117, GUIDELINES AND EXPECTATIONS FOR ONGOING COLLABORATION WITH THE TASK FORCE.

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(g) (I) MEMBERS OF THE COMMITTEE MAY RECEIVE PAYMENT OF PER DIEM AND REIMBURSEMENT FOR ACTUAL AND NECESSARY EXPENSES AUTHORIZED PURSUANT TO SECTION 2-2-307.

(II) THE DIRECTOR OF RESEARCH OF THE LEGISLATIVE COUNCIL AND THE DIRECTOR OF THE OFFICE OF LEGISLATIVE LEGAL SERVICES SHALL SUPPLY STAFF ASSISTANCE TO THE COMMITTEE AS THEY DEEM APPROPRIATE, WITHIN EXISTING APPROPRIATIONS.

(2) **Duties.** (a) (I) THE COMMITTEE SHALL MEET AT LEAST THREE, BUT NO MORE THAN SIX, TIMES EACH YEAR AND AT SUCH OTHER TIMES AS IT DEEMS NECESSARY. ALL MEETINGS OF THE COMMITTEE ARE OPEN TO THE PUBLIC AND MUST BE RECORDED.

(II) EACH COMMITTEE MEMBER SHALL ANNUALLY EITHER ATTEND OR CALL INTO AT LEAST ONE REGULAR TASK FORCE CONCERNING AFFORDABLE HOUSING AND HOMELESSNESS MEETING. COMMITTEE MEMBERS ARE ENCOURAGED TO ATTEND SEPARATE MEETINGS AND INFORM THE REST OF THE COMMITTEE ABOUT THE CURRENT WORK OF THE TASK FORCE.

(b) THE COMMITTEE IS RESPONSIBLE FOR THE OVERSIGHT OF THE TASK FORCE CONCERNING AFFORDABLE HOUSING AND HOMELESSNESS CREATED IN SECTION 29-33-117, AND SHALL SUBMIT ANNUAL REPORTS PURSUANT TO SUBSECTION (2)(c) OF THIS SECTION TO THE GENERAL ASSEMBLY REGARDING THE TASK FORCE'S FINDINGS AND RECOMMENDATIONS. IN ADDITION, THE COMMITTEE MAY RECOMMEND LEGISLATIVE CHANGES THAT ARE TREATED AS BILLS RECOMMENDED BY AN INTERIM LEGISLATIVE COMMITTEE FOR PURPOSES OF ANY INTRODUCTION DEADLINES OR BILL LIMITATIONS IMPOSED BY THE JOINT RULES OF THE GENERAL ASSEMBLY.

(c) (I) ON OR BEFORE JANUARY 15 OF EACH YEAR, THE COMMITTEE IS REQUIRED TO SUBMIT A REPORT TO THE GENERAL ASSEMBLY AND MAKE SUCH REPORT PUBLICLY AVAILABLE ON ITS WEBSITE; HOWEVER, DURING ANY INTERIM IN WHICH THE GENERAL ASSEMBLY HAS SUSPENDED INTERIM COMMITTEE ACTIVITIES, THE COMMITTEE IS NOT REQUIRED TO SUBMIT SUCH A REPORT. THE ANNUAL REPORT MUST BRIEFLY SUMMARIZE THE STUDY ISSUES, RECOMMENDATIONS CONSIDERED, AND ANY ACTIONS TAKEN BY THE COMMITTEE AND THE TASK FORCE DURING THE PREVIOUS YEAR.

(II) THE REPORT MUST COMPLY WITH THE PROVISIONS OF SECTION 24-1-117 (9). NOTWITHSTANDING SECTION 24-1-117 (11)(a)(I), THE REQUIREMENT IN THIS SECTION TO REPORT TO THE GENERAL ASSEMBLY CONTINUES INDEFINITELY.

(d) AS NECESSARY, THE COMMITTEE MAY REQUEST PUBLIC TESTIMONY AND TESTIMONY AND REPORTS FROM STATE AGENCIES.

(3) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2027. BEFORE THE REPEAL, THIS SECTION IS SCHEDULED FOR REVIEW, ALONG WITH SECTION 29-33-117, IN ACCORDANCE WITH SECTION 24-34-104.

29-33-117. Task force concerning affordable housing and homelessness - creation - membership - duties. (1) **Creation.** THERE IS CREATED A TASK FORCE CONCERNING AFFORDABLE HOUSING AND HOMELESSNESS, WHICH IS REFERRED TO IN THIS SECTION AS THE "TASK FORCE". THE TASK FORCE CONSISTS OF TWENTY-FIVE MEMBERS APPOINTED AS PROVIDED IN SUBSECTION (2) OF THIS SECTION AND ANY STAFF SUPPORT AS PROVIDED FOR IN SECTION 29-33-116.

(2) **Membership - terms.** (a) THE FOLLOWING NINE MEMBERS MUST BE APPOINTED ON OR BEFORE AUGUST 1, 2024:

(I) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS SHALL APPOINT ONE MEMBER TO REPRESENT THE DIVISION OF HOUSING;

(II) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS SHALL APPOINT ONE MEMBER TO REPRESENT THE DIVISION OF HOUSING'S OFFICE OF HOMELESSNESS INITIATIVES;

(III) THE EXECUTIVE DIRECTOR OF THE COLORADO HOUSING AND FINANCE AUTHORITY SHALL APPOINT ONE MEMBER TO REPRESENT THE AUTHORITY;

(IV) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING SHALL APPOINT ONE MEMBER TO REPRESENT THE DEPARTMENT;

(V) THE COMMISSIONER OF THE BEHAVIORAL HEALTH ADMINISTRATION SHALL APPOINT ONE MEMBER REPRESENTING THE BEHAVIORAL HEALTH ADMINISTRATION;

(VI) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF CORRECTIONS SHALL APPOINT ONE MEMBER TO REPRESENT THE DEPARTMENT;

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(VII) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF EDUCATION SHALL APPOINT ONE MEMBER TO REPRESENT THE DEPARTMENT;

(VIII) THE GOVERNOR SHALL APPOINT ONE MEMBER TO REPRESENT EITHER THE DEPARTMENT OF LABOR AND EMPLOYMENT OR THE DEPARTMENT OF HUMAN SERVICES; AND

(IX) THE GOVERNOR SHALL APPOINT ONE MEMBER TO REPRESENT EITHER THE COLORADO ENERGY OFFICE OR THE OFFICE OF ECONOMIC DEVELOPMENT AND INTERNATIONAL TRADE.

(b) THE CHAIR AND VICE-CHAIR OF THE LEGISLATIVE OVERSIGHT COMMITTEE CONCERNING AFFORDABLE HOUSING AND HOMELESSNESS CREATED IN SECTION 29-33-116, REFERRED TO IN THIS SECTION AS THE "COMMITTEE", SHALL APPOINT SIXTEEN ADDITIONAL MEMBERS. COMMITTEE STAFF ARE RESPONSIBLE FOR PUBLICLY ANNOUNCING VACANCIES FOR THE FOLLOWING POSITIONS, AND REQUESTING CANDIDATES SUBMIT A LETTER OF INTEREST FOR THE SPECIFIC POSITION, SO THAT THE LETTERS OF INTEREST ARE DUE NO LATER THAN ONE WEEK AFTER THE EFFECTIVE DATE OF THIS SECTION. THE LEGISLATIVE OVERSIGHT COMMITTEE, BY MAJORITY VOTE, SHALL APPROVE THE APPOINTMENTS FOR THESE POSITIONS. THE TASK FORCE MEMBERS TO BE APPOINTED PURSUANT TO THIS SUBSECTION (2)(b) INCLUDE:

(I) ONE MEMBER WHO REPRESENTS A HOMELESS SERVICES PROVIDER IN AN URBAN AREA;

(II) ONE MEMBER WHO REPRESENTS A HOMELESS SERVICES PROVIDER IN A RURAL OR RURAL RESORT AREA;

(III) ONE MEMBER WHO REPRESENTS A FOR-PROFIT DEVELOPER OF AFFORDABLE RENTAL HOUSING;

(IV) ONE MEMBER WHO REPRESENTS A NOT-FOR-PROFIT DEVELOPER OF AFFORDABLE RENTAL HOUSING;

(V) ONE MEMBER WHO REPRESENTS A FOR-PROFIT DEVELOPER OF AFFORDABLE FOR-SALE HOUSING;

(VI) ONE MEMBER WHO REPRESENTS A NOT-FOR-PROFIT DEVELOPER OF AFFORDABLE FOR-SALE HOUSING;

(VII) ONE MEMBER WHO REPRESENTS A PROVIDER OF SUPPORTIVE HOUSING OR SUPPORTIVE SERVICES;

(VIII) ONE MEMBER WHO REPRESENTS AN OPERATOR OF MULTIFAMILY AFFORDABLE HOUSING;

(IX) ONE MEMBER FROM A LOCAL GOVERNMENT IN AN URBAN AREA;

(X) ONE MEMBER FROM A LOCAL GOVERNMENT IN A RURAL AREA;

(XI) ONE MEMBER FROM A LOCAL GOVERNMENT IN A RURAL RESORT AREA;

(XII) ONE MEMBER WHO REPRESENTS AN AFFORDABLE HOUSING ADVOCACY ORGANIZATION;

(XIII) ONE MEMBER WHO REPRESENTS EITHER A HOMELESSNESS ADVOCACY ORGANIZATION OR AN ANTI-POVERTY ADVOCACY ORGANIZATION;

(XIV) ONE MEMBER WITH LIVED EXPERIENCE OF HOMELESSNESS WHO IS LIVING IN PERMANENT SUPPORTIVE HOUSING AT THE TIME OF THEIR APPOINTMENT;

(XV) ONE MEMBER WHO, AT THE TIME OF THEIR APPOINTMENT, IS LIVING IN AFFORDABLE RENTAL HOUSING THAT IS RESTRICTED TO EIGHTY PERCENT OR LESS OF AREA MEDIAN INCOME; AND

(XVI) ONE MEMBER WHO, AT THE TIME OF THEIR APPOINTMENT, IS LIVING IN AFFORDABLE RENTAL HOUSING THAT IS RESTRICTED TO ONE HUNDRED AND TWENTY PERCENT OR LESS OF AREA MEDIAN INCOME.

(c) BEGINNING ON THE EFFECTIVE DATE OF THIS SECTION, MEMBERS APPOINTED TO THE TASK FORCE PURSUANT TO SUBSECTION (2)(b) OF THIS SECTION SHALL SERVE NO MORE THAN THREE CONSECUTIVE TWO-YEAR TERMS, WITH THE APPOINTING AUTHORITY'S APPROVAL FOR EACH SPECIFIC TERM. WITH THE APPOINTING AUTHORITY'S APPROVAL, A MEMBER OF THE TASK FORCE WHO IS SERVING ON THE TASK FORCE AS OF THE EFFECTIVE DATE OF THIS SECTION IS CONSIDERED TO BE BEGINNING THE MEMBER'S FIRST TWO-YEAR TERM.

(d) (I) A VACANCY OCCURRING IN A POSITION THAT IS APPOINTED PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION MUST BE FILLED AS SOON AS POSSIBLE BY THE INITIAL APPOINTING OFFICIAL. IN ADDITION, THE INITIAL APPOINTING OFFICIAL MAY REMOVE AND REPLACE ANY APPOINTMENT THE OFFICIAL MADE TO THE TASK FORCE MADE PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION.

(II) A VACANCY OCCURRING IN A POSITION FILLED BY THE CHAIR AND VICE-CHAIR OF THE COMMITTEE PURSUANT TO SUBSECTION (2)(b) OF THIS

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SECTION MUST BE FILLED AS SOON AS POSSIBLE BY THE CHAIR AND VICE-CHAIR OF THE COMMITTEE IN ACCORDANCE WITH THE LIMITATIONS SPECIFIED IN SUBSECTION (2)(b) OF THIS SECTION. IN ADDITION, THE CHAIR AND VICE-CHAIR OF THE COMMITTEE MAY REMOVE AND REPLACE ANY APPOINTMENT TO THE TASK FORCE MADE PURSUANT TO SUBSECTION (2)(b) OF THIS SECTION.

(e) IN MAKING APPOINTMENTS TO THE TASK FORCE, THE APPOINTING AUTHORITIES SHALL ENSURE THAT THE MEMBERSHIP OF THE TASK FORCE INCLUDES PERSONS WHO HAVE EXPERIENCE WITH OR INTEREST IN THE STUDY AREAS OF THE TASK FORCE AS SET FORTH IN SUBSECTION (3) OF THIS SECTION; PERSONS WHO REFLECT THE ETHNIC, CULTURAL, AND GENDER DIVERSITY OF THE STATE; PERSONS REPRESENTING OF ALL AREAS OF THE STATE; AND, TO THE EXTENT PRACTICABLE, PERSONS WITH DISABILITIES.

(f) (I) ALL TASK FORCE MEMBERS ARE EXPECTED TO SEEK INPUT FROM THE VARIOUS NETWORKS OR ORGANIZATIONAL STRUCTURES OF THE BODY THEY REPRESENT, IF ANY. EVERY APPOINTING OFFICER IS ENCOURAGED TO NOMINATE A REPRESENTATIVE WHO CAN PARTICIPATE IN MAKING TASK FORCE SUBJECT MATTER EXPERT RECOMMENDATIONS, YET STILL APPROPRIATELY REPRESENT THE RELEVANT STATE AGENCY.

(II) IN ORDER TO ADVANCE THE WORK OF THE TASK FORCE, TASK FORCE MEMBERS ARE ENCOURAGED TO PARTICIPATE IN DECISION-MAKING, WITH THE UNDERSTANDING THAT INDIVIDUAL VOTES ON TASK FORCE ISSUES ARE BASED ON SUBJECT MATTER EXPERTISE AND DO NOT COMMIT REPRESENTATIVE AGENCIES OR ORGANIZATIONS TO ANY POSITION OR ACTION. TASK FORCE MEMBERS SHALL ADHERE TO ANY AGREED UPON PROCEDURAL RULES AND GUIDELINES.

(g) MEMBERS OF THE TASK FORCE SERVE WITHOUT COMPENSATION. HOWEVER, MEMBERS OF THE TASK FORCE APPOINTED PURSUANT TO SUBSECTION (2)(b) OF THIS SECTION MAY RECEIVE REIMBURSEMENT FOR ACTUAL AND NECESSARY EXPENSES ASSOCIATED WITH THEIR DUTIES ON THE TASK FORCE.

(3) **Issues for study.** (a) THE TASK FORCE SHALL TRACK THE IMPLEMENTATION OF, IMPACTS OF, AND STATE EXPENDITURES CONCERNING THIS ARTICLE 33 AND LEGISLATION RELATED TO THE FINAL REPORT OF THE AFFORDABLE HOUSING TRANSFORMATIONAL TASK FORCE FROM FEBRUARY 2020, AND PROPOSITION 123 AS APPROVED BY COLORADO VOTERS DURING THE 2022 GENERAL ELECTION.

(b) THE TASK FORCE SHALL EVALUATE, REVIEW, AND MAKE RECOMMENDATIONS ON AFFORDABLE HOUSING AND HOMELESSNESS POLICIES.

(c) IN EVALUATING THE ISSUES SET FORTH IN SUBSECTION (3)(b) OF THIS SECTION, THE TASK FORCE SHALL SPECIFICALLY CONSIDER THE FOLLOWING RELATED ISSUES, INCLUDING:

(I) STATEWIDE HOUSING NEEDS AND GAPS AS IDENTIFIED BY THE STATE, REGIONAL, AND HOUSING NEEDS ASSESSMENT REQUIRED IN SECTION 29-33-104, INCLUDING ANY LOCAL, REGIONAL, OR STATE PLANS DERIVED FROM THESE ASSESSMENTS;

(II) BEST PRACTICES FOR AND BARRIERS TO AFFORDABLE HOUSING PRODUCTION AND PRESERVATION INCLUDING DEVELOPMENT AND LONG-TERM AFFORDABILITY STRATEGIES AND DISPLACEMENT MITIGATION MEASURES AS DESCRIBED IN SECTIONS 29-33-106 AND 29-33-107;

(III) BEST PRACTICES FOR STABILIZING CURRENTLY HOUSED INDIVIDUALS AT RISK OF ENTERING HOMELESSNESS;

(IV) STATEWIDE HOMELESSNESS ANALYSIS AS CONDUCTED BY A CONTRACTOR SELECTED BY THE OFFICE OF HOMELESS INITIATIVES WITHIN THE DEPARTMENT OF LOCAL AFFAIRS;

(V) BEST PRACTICES FOR RESOLVING AND PREVENTING HOMELESSNESS;

(VI) THE ADMINISTRATION BY THE DIVISION OF HOUSING WITHIN THE DEPARTMENT OF LOCAL AFFAIRS AND THE COLORADO HOUSING AND FINANCE AUTHORITY OF STATE AND FEDERAL FUNDS RELATED TO HOUSING;

(VII) THE IMPACT OF HOUSING AND HOMELESSNESS ON STATE AGENCIES; AND

(VIII) THE IMPACT AND PROGRESS OF ANY LAND USE REFORMS, INCLUDING THOSE IN THIS SECTION, ON HOUSING AVAILABILITY AND AFFORDABILITY INCLUDING REVIEW AND RESPONSE TO ANY RECOMMENDATIONS, ANALYSES, ASSESSMENTS, AND PLANS THAT ARE RELEASED BY THE MULTI-AGENCY COMMITTEE CREATED IN SECTION 29-33-103 AND USED TO IMPLEMENT LONG-TERM AND DEVELOPMENT AFFORDABILITY STRATEGIES AND DISPLACEMENT MITIGATION MEASURES.

(d) THE REQUIREMENTS SET FORTH IN THIS SUBSECTION (3) DO NOT

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PROHIBIT THE TASK FORCE, AT ANY TIME DURING ITS EXISTENCE, FROM REQUESTING PERMISSION FROM THE COMMITTEE TO STUDY, PRESENT FINDINGS, AND MAKE RECOMMENDATIONS ON ANY ISSUE RELATED TO THE SCOPE OF THE TASK FORCE AND OVERSIGHT COMMITTEE.

(e) AS NECESSARY, THE TASK FORCE MAY REQUEST TESTIMONY AND REPORTS FROM STATE AGENCIES AND THE MULTI-AGENCY COMMITTEES CREATED IN SECTION 29-33-103, AS APPROVED BY THE COMMITTEE.

(4) **Additional duties of the task force.** THE TASK FORCE SHALL ANNUALLY DELIVER POLICY AND LEGISLATIVE RECOMMENDATIONS TO THE COMMITTEE PURSUANT TO THIS SECTION. IN ADDITION, THE TASK FORCE SHALL:

(a) ON OR BEFORE AUGUST 1 OF EACH YEAR, SELECT A CHAIR AND VICE-CHAIR FROM AMONG ITS MEMBERS;

(b) MEET AT LEAST SIX TIMES EACH YEAR, OR MORE OFTEN AS DIRECTED BY THE CHAIR OF THE COMMITTEE, AND SUCH MEETINGS MUST BE BOTH OPEN TO THE PUBLIC AND RECORDED;

(c) ESTABLISH ORGANIZATIONAL AND PROCEDURAL RULES FOR THE OPERATION OF THE TASK FORCE AND FOR COLLABORATION WITH THE COMMITTEE;

(d) DESIGNATE SPECIFIC TASK FORCE MEMBERS RESPONSIBLE FOR COLLABORATING WITH AND OBTAINING INPUT FROM OTHER GROUPS, TASK FORCES, OR STATEWIDE INITIATIVES THAT COMPLEMENT OR RELATE TO THE TASK FORCE'S IDENTIFIED AREAS OF STUDY;

(e) CREATE NO MORE THAN THREE SUBCOMMITTEES AS NEEDED TO CARRY OUT THE DUTIES OF THE TASK FORCE. THE SUBCOMMITTEES MAY CONSIST, IN PART, OF PERSONS WHO ARE NOT MEMBERS OF THE TASK FORCE. SUCH PERSONS MAY VOTE ON ISSUES BEFORE THE SUBCOMMITTEE BUT ARE NOT ENTITLED TO A VOTE AT TASK FORCE MEETINGS.

(f) STUDY THE IMPLEMENTATION OF COMMITTEE LEGISLATION PASSED BY THE GENERAL ASSEMBLY;

(g) UPON REQUEST BY A COMMITTEE MEMBER, PROVIDE EVIDENCE-BASED FEEDBACK ON THE POTENTIAL BENEFITS OR CONSEQUENCES OF A LEGISLATIVE OR OTHER POLICY PROPOSAL NOT DIRECTLY AFFILIATED WITH OR GENERATED BY THE TASK FORCE. THE FEEDBACK MUST BE DELIVERED WITHIN TWO WEEKS TO THE ENTIRE COMMITTEE AND REMAIN AS CONCISE AS POSSIBLE WHILE CAPTURING ANY AVAILABLE EVIDENCE. IF THE TASK FORCE CANNOT IDENTIFY EVIDENCE TO EFFECTIVELY INFORM A RESPONSE, THE FEEDBACK WILL INDICATE A LACK OF EVIDENCE AND REPORT ON ANY ACTIONS TAKEN.

(h) (I) ON OR BEFORE AUGUST 1 OF EACH YEAR, PREPARE AND SUBMIT TO THE COMMITTEE, A REPORT THAT, AT A MINIMUM, INCLUDES:

(A) ISSUES STUDIED BY THE TASK FORCE, AS WELL AS FINDINGS FOR LEGISLATIVE OR OTHER RECOMMENDATIONS;

(B) LEGISLATIVE OR POLICY PROPOSALS OF THE TASK FORCE THAT IDENTIFY THE POLICY ISSUES INVOLVED, THE AGENCIES RESPONSIBLE FOR THE IMPLEMENTATION OF THE CHANGES, AND THE FUNDING SOURCES REQUIRED FOR IMPLEMENTATION;

(C) A SUMMARY OF TASK FORCE MEETING ACTIVITIES AND DISCUSSIONS;

(D) ANY EVIDENCE-BASED FEEDBACK PROVIDED TO THE COMMITTEE PURSUANT TO SUBSECTION (4)(g) OF THIS SECTION; AND

(E) A SUMMARY OF EFFORTS MADE TO COMMUNICATE, COLLABORATE, OR COORDINATE WITH OTHER GROUPS, TASK FORCES, OR STATE INITIATIVES.

(II) THE TASK FORCE MAY POST THE REPORT ON THE COMMITTEE'S WEBSITE.

(5) **Coordination.** THE TASK FORCE MAY WORK WITH OTHER GROUPS, TASK FORCES, OR STATEWIDE INITIATIVES THAT ARE PURSUING ISSUES AND POLICY INITIATIVES SIMILAR TO THOSE ADDRESSED IN SUBSECTION (3) OF THIS SECTION. THE TASK FORCE MAY DEVELOP RELATIONSHIPS WITH OTHER TASK FORCES, COMMITTEES, AND ORGANIZATIONS TO LEVERAGE EFFICIENT POLICY-MAKING OPPORTUNITIES THROUGH COLLABORATIVE EFFORTS.

(6) NOTWITHSTANDING ANY PROVISION OF THIS SECTION, THE TASK FORCE IS NOT REQUIRED TO MEET, SUBMIT ANNUAL POLICY AND LEGISLATIVE RECOMMENDATIONS, OR SUBMIT AN ANNUAL REPORT TO THE COMMITTEE DURING ANY INTERIM IN WHICH THE GENERAL ASSEMBLY HAS SUSPENDED INTERIM COMMITTEE ACTIVITIES.

(7) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2027. BEFORE THE REPEAL, THIS SECTION IS SCHEDULED FOR REVIEW ALONG WITH SECTION

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29-33-116 IN ACCORDANCE WITH SECTION 24-34-104."

Page 27, after line 33 insert:

"SECTION 5. In Colorado Revised Statutes, 24-34-104, add (28)(a)(XI) as follows:

24-34-104. General assembly review of regulatory agencies and functions for repeal, continuation, or reestablishment - legislative declaration - repeal. (28) (a) The following agencies, functions, or both, are scheduled for repeal on September 1, 2027:

(XI) THE LEGISLATIVE OVERSIGHT COMMITTEE CONCERNING AFFORDABLE HOUSING AND HOMELESSNESS CREATED IN SECTION 29-33-116 AND THE TASK FORCE CONCERNING AFFORDABLE HOUSING AND HOMELESSNESS CREATED IN SECTION 29-33-117."

Renumber succeeding sections accordingly.

Amendment No. 14(L.070), by Senator Gonzales.

Amend the Appropriations Committee Report, dated April 26, 2023, page 16, strike lines 16 through 43.

Page 17, strike lines 1 through 24 and substitute:

"29-33-107. Displacement risk assessment and mitigation strategies.

(1) (a) NO LATER THAN DECEMBER 31, 2024, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS SHALL DEVELOP A DISPLACEMENT RISK ASSESSMENT, DEVELOP DISPLACEMENT MITIGATION STRATEGIES, AND DETERMINE THE NUMBER OF STRATEGIES THAT MUST BE SELECTED TO GUIDE TIER ONE AND TIER TWO URBAN MUNICIPALITIES AND RURAL RESORT JOB CENTER MUNICIPALITIES IN PREVENTING DISPLACEMENT AS PART OF THE REQUIRED HOUSING NEEDS PLAN PURSUANT TO SECTION 29-33-105.

(b) THE DISPLACEMENT ASSESSMENT, DISPLACEMENT MITIGATION STRATEGIES, AND NUMBER OF DISPLACEMENT MITIGATION STRATEGIES MUST PROVIDE ADEQUATE GUIDANCE AND TOOLS TO PREVENT DISPLACEMENT FROM AREAS, COMMUNITIES, OR HOUSEHOLDS AT HIGH RISK FOR DISPLACEMENT.

(2) **Displacement risk assessment.** (a) A DISPLACEMENT RISK ASSESSMENT MUST CONSIDER:

(I) GEOGRAPHY AS DETERMINED BY FEEDBACK GATHERED FROM THE RESIDENTS OF THE COMMUNITY AND NOT NECESSARILY BY CENSUS TRACTS;

(II) NEIGHBORHOOD-LEVEL EARLY WARNING AND RESPONSE SYSTEMS THAT CAN HELP MUNICIPALITIES AND COMMUNITY ADVOCATES GET AHEAD OF TRENDS AND PREDICTIONS OF FUTURE CHANGE WITH A FOCUS ON DISPLACEMENT DUE TO RISING HOUSING COSTS;

(III) BASELINE CENSUS DATA AND THE INCLUSION OF OTHER DATA POINTS THAT ARE UPDATED ON A FREQUENT BASIS;

(IV) NEIGHBORHOOD CHANGE, WHICH MEANS THE CONSIDERATION OF DATA THAT CAPTURES THE FULL SPECTRUM OF BOTH POSITIVE AND NEGATIVE ECONOMIC, RACIAL OR ETHNIC, AND STRUCTURAL CHANGES IN A GEOGRAPHIC AREA;

(V) NEIGHBORHOOD REVITALIZATION, WHICH MEANS CHANGE VIEWED AS POSITIVE, USUALLY ACCOMPANIED BY NEW PUBLIC OR PRIVATE INVESTMENT;

(VI) GENTRIFICATION CHANGES THAT CAPTURE THE TRANSFORMATION OF AREAS HISTORICALLY INHABITED BY MARGINALIZED GROUPS, USUALLY RACIAL, ETHNIC, OR CLASS GROUPS, INTO AREAS USED BY THE DOMINANT CLASS OR RACIAL OR ETHNIC GROUP. THIS TYPE OF CHANGE MAY BE CHARACTERIZED BY INCREASED INVESTMENTS IN AREAS THAT HAVE SEEN LONG-TERM DISINVESTMENT.

(VII) DISPLACEMENT, AS DEFINED IN SECTION 29-33-102. DISPLACEMENT IS DISTINCT FROM RESIDENTIAL MOBILITY, WHICH INCLUDES VOLUNTARY HOUSEHOLD MOVEMENT.

(b) A DISPLACEMENT RISK ASSESSMENT MUST INCLUDE THE FOLLOWING FACTORS THAT CAN BE USED TO IDENTIFY RISKS FOR DISPLACEMENT AT THE CENSUS TRACT OR OTHER SIMILAR GEOGRAPHIC SCALE, AS DETERMINED BY THE RESIDENTS OF A GIVEN COMMUNITY:

(I) THE PERCENTAGE OF HOUSEHOLDS WHO ARE EXTREMELY LOW-INCOME, VERY LOW-INCOME, AND LOW-INCOME, AS DEFINED BY THE

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UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT;

(II) THE PERCENTAGE OF RESIDENTS WHO ARE RENTERS;

(III) THE PERCENTAGE OF COST-BURDENED HOUSEHOLDS;

(IV) THE NUMBER OF ADULTS WHO ARE TWENTY-FIVE YEARS OF AGE OR OLDER AND HAVE NOT EARNED AT LEAST A HIGH SCHOOL DIPLOMA;

(V) THE PERCENTAGE OF HOUSEHOLDS IN WHICH THE PRIMARY LANGUAGE THAT IS SPOKEN IS A LANGUAGE OTHER THAN ENGLISH;

(VI) THE PERCENTAGE OF RESIDENTS WHO WERE BORN OUTSIDE OF THE UNITED STATES ACCORDING TO PUBLICLY AVAILABLE STATE AND FEDERAL INFORMATION;

(VII) THE EMPLOYMENT RATE;

(VIII) THE PERCENTAGE OF WORKERS WHO LIVE WITHIN A TEN-MILE RADIUS OF AN URBAN MUNICIPALITY OR TWENTY-MILE RADIUS OF A RURAL RESORT JOB CENTER;

(IX) THE PERCENTAGE OF HOUSEHOLDS THAT DO NOT HAVE INTERNET ACCESS;

(X) EXISTING AFFORDABLE HOUSING STOCK AT RISK OF DISPLACING CURRENT RESIDENTS DUE TO MARKET FORCES, REVISED NEIGHBORHOOD ARCHITECTURAL DESIGN CHANGES, OR AGING STRUCTURES;

(XI) INSTITUTIONAL INVESTOR REAL ESTATE ACTIVITY IN THE FOR-SALE MARKET;

(XII) AN EVALUATION OF INCREASED LAND PRICES, RENTAL PRICES, PROPERTY VALUES, AND OTHER REAL ESTATE AND HOUSING AFFORDABILITY IMPACTS THAT COULD CREATE A VULNERABILITY TO, OR ELEVATED RISK OF, DISPLACEMENT FOR RESIDENTS CURRENTLY LIVING IN THE AREA OR COMMUNITY;

(XIII) THE NUMBER OF RENTERS WHO WERE LEGALLY EVICTED FOR NONPAYMENT OF RENT IN THE PRIOR CALENDAR YEAR, FOR ALL AREAS WHERE THIS INFORMATION IS READILY AVAILABLE;

(XIV) THE NUMBER OF SMALL BUSINESSES, AS MEASURED BY ANNUAL GROSS SALES AMOUNT; AND

(XV) THE CHANGE IN THE NUMBER OF BUSINESSES OVER FIVE YEARS PRIOR TO ASSESSMENT.

(c) THE DISPLACEMENT RISK ASSESSMENT MUST BE DEVELOPED IN A MANNER THAT ALLOWS FOR MUNICIPALITIES TO CONDUCT AN INITIAL DISPLACEMENT RISK ASSESSMENT, NECESSARY SUBSEQUENT DISPLACEMENT RISK ASSESSMENTS, AND DISPLACEMENT RISK ASSESSMENTS OF SPECIFIC PROJECTS TO DETERMINE THE PROJECT'S DISPLACEMENT RISK.

(3) Displacement mitigation strategies. (a) THE GOAL OF DISPLACEMENT MITIGATION STRATEGIES IS TO ENSURE THAT:

(I) VULNERABLE HOMEOWNERS AND RENTERS IN GENTRIFYING NEIGHBORHOODS ARE NOT DISPLACED FROM THEIR CURRENT HOMES AND NEIGHBORHOODS;

(II) THE EXISTING AFFORDABLE HOUSING STOCK, BOTH SUBSIDIZED AND UNSUBSIDIZED, IN GENTRIFYING NEIGHBORHOODS IS PRESERVED SO THAT DWELLING UNITS ARE IN GOOD CONDITION WHILE REMAINING AFFORDABLE TO LOW-INCOME RESIDENTS;

(III) CITY PLANNING AND LAND USE DECISIONS INCORPORATE INCLUSIVE AND EQUITABLE DISPLACEMENT MITIGATION STRATEGIES, AND LOW-INCOME PERSONS AND COMMUNITIES OF COLOR ARE EMPOWERED TO PARTICIPATE EARLY AND MEANINGFULLY IN LAND USE DECISIONS THAT SHAPE THEIR HOMES, NEIGHBORHOODS, AND COMMUNITIES;

(IV) NEW AFFORDABLE HOUSING OPTIONS ARE CREATED TO SERVE CURRENT AND FUTURE VULNERABLE HOUSEHOLDS IN GENTRIFYING NEIGHBORHOODS;

(V) VULNERABLE RESIDENTS ARE ABLE TO REMAIN IN OR RETURN TO THEIR COMMUNITIES BY ACCESSING THE NEW AFFORDABLE HOUSING OPPORTUNITIES IN THEIR NEIGHBORHOODS; AND

(VI) AN EQUAL OR GREATER AMOUNT OF AFFORDABLE HOUSING IS PROVIDED IN AREAS IDENTIFIED AS AT-RISK OF DISPLACEMENT BASED ON THE DISPLACEMENT RISK ASSESSMENT. THIS IS A CENTRAL TENANT OF THE DISPLACEMENT MITIGATION STRATEGIES.

(b) EACH OF THE DISPLACEMENT MITIGATION STRATEGIES MUST BE ABLE TO BE INCORPORATED BY TIER ONE AND TWO MUNICIPALITIES AND RURAL RESORT JOB CENTER MUNICIPALITIES INTO THE MUNICIPALITY'S HOUSING NEEDS PLAN AS REQUIRED BY SECTION 29-33-105. THESE DISPLACEMENT MITIGATION STRATEGIES MUST INCLUDE:

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(I) GUIDANCE AND RECOMMENDATIONS FOR HOW A LOCAL GOVERNMENT SHALL INCORPORATE THE DISPLACEMENT RISK ASSESSMENT REQUIRED PURSUANT TO SUBSECTION (1) OF THIS SECTION;

(II) LONG-TERM DISPLACEMENT MITIGATION MEASURES FROM WHICH LOCAL GOVERNMENTS MUST CHOOSE TO ADDRESS AREAS IDENTIFIED IN THE DISPLACEMENT RISK ASSESSMENT REQUIRED BY SUBSECTION (2) OF THIS SECTION, INCLUDING:

(A) DEVELOPING A PROGRAM TO OFFER TECHNICAL ASSISTANCE AND FINANCIAL SUPPORT FOR COMMUNITY ORGANIZATIONS TO DEVELOP INDEPENDENT COMMUNITY LAND TRUSTS;

(B) LOCAL GOVERNMENT PLANNING FOR ACQUISITION AND REHABILITATING OF NATURALLY OCCURRING AFFORDABLE RENTALS, EITHER TO ENTER INTO LAND TRUST OR TO INCLUDE AFFORDABILITY DEED RESTRICTIONS;

(C) IMPLEMENTING LOCAL RIGHT OF FIRST REFUSAL FOR EXPIRING REGULATED AFFORDABLE UNITS, PRIORITIZE LOCAL FUNDS TOWARD AFFORDABLE UNIT RECAPTURE, AND IMPLEMENTING OR CONTINUING DEED RESTRICTED AFFORDABILITY; AND

(D) PROVIDING HOMESTEAD TAX EXEMPTIONS FOR LONGTIME HOMEOWNERS IN NEIGHBORHOODS IDENTIFIED AS VULNERABLE TO DISPLACEMENT AND FOR LOW- TO MODERATE-INCOME HOMEOWNERS WITHIN ONE-HALF MILE OF LARGE MULTIFAMILY DEVELOPMENTS;

(III) REQUIRING MULTIFAMILY DEVELOPERS WHO BUILD DEVELOPEMNTS IN AREAS AT RISK OF DISPLACEMENT, AS IDENTIFIED BY THE DISPLACEMENT RISK ASSESSMENT, TO CREATE A COMMUNITY BENEFITS AGREEMENT WITH AFFECTED POPULATIONS WITHIN ONE-QUARTER MILE OF THE DEVELOPMENT;

(IV) PROVIDING A PRIORITIZATION POLICY FOR CURRENT RESIDENTS IN THIRTY PERCENT OF ANY NEW MULTIFAMILY DEVELOPMENT FOR THE FIRST TWO MONTHS OF WHEN UNITS ARE LEASED AFTER CONSTRUCTION IN A MULTIFAMILY DEVELOPMENT;

(V) REQUIRING GREATER AFFORDABILITY REQUIREMENTS FOR MISSING MIDDLE HOUSING IN AREAS THAT ARE IDENTIFIED AS AT-RISK OF DISPLACEMENT PURSUANT TO THE DISPLACEMENT RISK ASSESSMENT REQUIRED IN SUBSECTION (1) OF THIS SECTION:

(A) IN AREAS WITH SINGLE FAMILY ZONING, ONE IN THREE UNITS IN ANY TRIPLEX MUST BE AFFORDABLE TO PEOPLE WITH INCOMES AT OR BELOW ONE HUNDRED PERCENT OF THE LOCAL NEIGHBORHOOD AREA MEDIAN INCOME; AND

(B) IN AREAS ZONED FOR USE BY SINGLE FAMILY DWELLINGS THAT ARE REZONED FOR MULTIFAMILY UNITS WITH THREE TO FOUR UNITS, FIFTY PERCENT OF THE UNITS MUST BE AFFORDABLE TO PEOPLE WITH INCOMES AT OR BELOW ONE HUNDRED PERCENT OF THE LOCAL NEIGHBORHOOD AREA MEDIAN INCOME; AND

(VI) SHORT-TERM DISPLACEMENT MITIGATION MEASURES FROM WHICH LOCAL GOVERNMENTS SHALL CHOOSE, INCLUDING:

(A) THE CREATION OF A LOCALLY FUNDED AND ADMINISTERED RENTAL AND MORTGAGE ASSISTANCE PROGRAM;

(B) THE CREATION OF AN EVICTION AND FORECLOSURE NO-COST LEGAL REPRESENTATION PROGRAM;

(C) THE ESTABLISHMENT OF A HOUSING COUNSELING AND NAVIGATION PROGRAM; AND

(D) THE CREATION OF A PROPERTY TAX AND DOWN PAYMENT ASSISTANCE PROGRAM.

(c) MUNICIPALITIES SHALL ADOPT A MINIMUM NUMBER OF SHORT-TERM AND LONG-TERM DISPLACEMENT MITIGATION STRATEGIES.

(I) THE NUMBER OF SHORT-TERM AND LONG-TERM EVIDENCE-BASED DISPLACEMENT MITIGATION STRATEGIES THAT AN URBAN OR RURAL RESORT JOB CENTER MUNICIPALITY SHALL ADOPT IS DETERMINED BASED ON THE PERCENTAGE OF THE POPULATION FOUND TO BE VULNERABLE TO DISPLACEMENT ACCORDING TO THE DISPLACEMENT RISK ASSESSMENT.

(II) THE STRATEGIES A MUNICIPALITY SELECTS MUST BE EVIDENCED-BASED AND PROVIDE SUPPORTING INFORMATION AND A NARRATIVE TO DEMONSTRATE HOW THE STRATEGIES WILL MITIGATE DISPLACEMENT AS IDENTIFIED IN THE DISPLACEMENT RISK ASSESSMENT.

(d) AN URBAN AND RURAL RESORT JOB CENTER MUNICIPALITY SHALL PROVIDE A NARRATIVE AND EVIDENCE FOR HOW EACH DISPLACEMENT MITIGATION STRATEGY IT ADOPTS CORRESPONDS TO THE NEIGHBORHOOD MEDIAN INCOME OF DISPLACEMENT-VULNERABLE AREAS AS DETERMINED BY THE DISPLACEMENT RISK ASSESSMENT.

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(4) **Assessment and strategies.** NO LATER THAN DECEMBER 31, 2024, AND EVERY FIVE YEARS THEREAFTER, IN ACCORDANCE WITH THE GUIDANCE FOR CREATING A DISPLACEMENT RISK ASSESSMENT AND THE SELECTION OF DISPLACEMENT MITIGATION STRATEGIES, EVERY TIER ONE AND TWO URBAN MUNICIPALITY AND RURAL RESORT JOB CENTER MUNICIPALITY SHALL DEVELOP, ADOPT, AND SUBMIT A DISPLACEMENT RISK ASSESSMENT AND A DESCRIPTION OF THE EVIDENCE-BASED DISPLACEMENT MITIGATION STRATEGIES IT SELECTED TO THE DEPARTMENT OF LOCAL AFFAIRS AS PART OF A HOUSING NEEDS PLAN REQUIRED UNDER SECTION 29-33-105. THE DEPARTMENT OF LOCAL AFFAIRS SHALL POST THE SUBMITTED PLANS PUBLICLY ON ITS WEBSITE.

(5) **Public comment.** BEFORE ADOPTING AND SUBMITTING A FINAL DISPLACEMENT RISK ASSESSMENT AND MAKING A FINAL SELECTION OF EVIDENCE-BASED DISPLACEMENT MITIGATION STRATEGIES, A TIER ONE OR TIER TWO URBAN MUNICIPALITY AND A RURAL RESORT JOB CENTER MUNICIPALITY SHALL PUBLISH THE MOST RECENT DRAFT OF ITS DISPLACEMENT RISK ASSESSMENT AND THE EVIDENCE-BASED DISPLACEMENT MITIGATION STRATEGIES IT SELECTED AND ENGAGE IN A PUBLIC COMMENT PROCESS. THAT PUBLIC COMMENT PROCESS MUST INCLUDE:

(a) PROVIDING PUBLIC NOTICE AND HOLDING AT LEAST TWO PUBLIC HEARINGS AT WHICH MEMBERS OF THE PUBLIC HAVE AN OPPORTUNITY TO COMMENT;

(b) ALLOWING SUBMISSION OF WRITTEN COMMENTS;

(c) CONDUCTING OUTREACH TO AND SOLICITING FEEDBACK FROM THE LOCAL COMMUNITY GROUPS THAT ARE MOST AT-RISK OF DISPLACEMENT;

(d) CONSULTING WITH EXPERTS IN DISABILITY RIGHTS, HOMELESSNESS PREVENTION, AFFORDABLE HOUSING, AND TENANT RIGHTS;

(e) CONDUCTING OUTREACH TO COMMUNITIES AT RISK OF DISPLACEMENT; AND

(f) AN ENCOURAGEMENT OF PARTICIPATION IN THE PUBLIC COMMENT PROCESS, ENSURING ACCESSIBILITY TO THE COMMENT AND HEARING PROCESS BY PROVIDING TRANSLATIONS OF THE DRAFT AND FINAL DISPLACEMENT RISK ASSESSMENT, EVIDENCE-BASED DISPLACEMENT MITIGATION STRATEGIES, OR OTHER RELATED MATERIALS AND BY PROVIDING INTERPRETATION IN LANGUAGES PREDOMINANTLY SPOKEN IN EACH COMMUNITY FOR HEARINGS AND OUTREACH.

(6) **Prior displacement efforts.** BY JANUARY 1, 2025, TIER ONE AND TWO URBAN MUNICIPALITIES AND RURAL RESORT JOB CENTER MUNICIPALITIES MAY SUBMIT EVIDENCE-BASED MITIGATION STRATEGIES LINKED TO DISPLACEMENT RISK ASSESSMENTS AND THE IMPACT OF THE MEASURES THAT THE MUNICIPALITY ADOPTED PRIOR TO THE EFFECTIVE DATE OF THIS SECTION TO THE DEPARTMENT OF LOCAL AFFAIRS. NO LATER THAN DECEMBER 25, 2025, THE DEPARTMENT MAY DETERMINE WHETHER THOSE STRATEGIES QUALIFY AS A DISPLACEMENT MITIGATION LONG-TERM OR SHORT-TERM MEASURE TO GO TOWARDS SATISFYING THE NUMBER OF MEASURES THAT MUST BE ADOPTED FOR PURSUANT TO SUBSECTION (3)(c)(I) OF THIS SECTION.

(7) **Technical assistance.** THE DEPARTMENT OF LOCAL AFFAIRS SHALL PROVIDE TECHNICAL ASSISTANCE AND FUNDING TO SUPPORT TIER ONE AND TWO URBAN MUNICIPALITIES AND RURAL RESORT JOB CENTER MUNICIPALITIES IN CONDUCTING A DISPLACEMENT ASSESSMENT AND IN IDENTIFYING DISPLACEMENT MITIGATION STRATEGIES TO ADDRESS THE RISK OF DISPLACEMENT IN THE AREAS AT THE HIGHEST RISK OF DISPLACEMENT."

Amendment No. 15(L.096), by Senator Gonzales.

Amend the Appropriations Committee Report, dated April 26, 2023, page 10, line 37, strike "AND LOW-INCOME" and substitute "LOW-INCOME, MODERATE-INCOME, AND MEDIUM-INCOME".

Page 11, lines 2 and 3, strike "AND LOW-INCOME" and substitute "LOW-INCOME, MODERATE-INCOME, AND MEDIUM-INCOME".

Page 11, line 16, after "GOVERNMENT," insert "ALIGNED WITH REGIONAL AND STATE HOUSING NEEDS ASSESSMENTS,".

Page 11, line 19, strike "AND LOW-INCOME" and substitute "LOW-INCOME, MODERATE-INCOME, AND MEDIUM-INCOME".

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- Page 12, lines 1 and 2, strike "AND LOW-INCOME" and substitute "LOW-INCOME, MODERATE-INCOME, AND MEDIUM-INCOME". 1
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- Page 13, line 14, after "ITS" insert "DEMONSTRATED". 4
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- Page 13, line 43, strike "MAY" and substitute "SHALL". 6
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- Page 15, line 5, strike "AND LOW-INCOME" and substitute "LOW-INCOME, MODERATE-INCOME, AND MEDIUM-INCOME". 8
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- Page 15, line 26, after "INCREASING" insert "AND PRESERVING". 11
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- Page 19, line 5, after "INCREASING" insert "AND PRESERVING". 13
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- Page 24, line 7, strike "THE RURAL RESORT AREA". 15
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- Page 24, strike lines 8 through 12. 17
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- Page 24, strike lines 24 and 25, and substitute "ASSESSMENT, INCLUDING DEMONSTRATED HOUSING NEEDS FOR PERSONS OF DIFFERENT INCOME LEVELS, OVER THE NEXT TWENTY YEARS WITH AN EQUITABLE DISTRIBUTION OF HOUSING WITHIN THE MUNICIPALITY;". 19
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- Page 26, line 32, strike "TYPE;" and substitute "TYPE AND INCOME LEVEL;". 24
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- Amendment No. 16(L.097), by Senator Gonzales. 26
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- Amend the Appropriations Committee Report, dated April 26, 2023, page 13, strike lines 18 through 22 and substitute: 28
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- (d) (I) A DESCRIPTION OF AT LEAST TWO STRATEGIES THAT THE URBAN MUNICIPALITY ADOPTS FROM THE MENU OF AFFORDABLE DEVELOPMENT AND AT LEAST ONE STRATEGY FROM THE MENU OF LONG-TERM AFFORDABILITY STRATEGIES DESCRIBED IN SECTION 29-33-106. THESE STRATEGIES MUST BOTH ADDRESS HOUSING NEEDS AND MAKE PROGRESS TOWARD MEETING DEMONSTRATED HOUSING NEEDS FOR LOW- AND MODERATE-INCOME HOUSEHOLDS AS DEFINED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND HOUSING TYPES IDENTIFIED IN THE LOCAL HOUSING NEEDS ASSESSMENT; AND 31
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- (II) AN IMPLEMENTATION PLAN AND THE ANTICIPATED OUTCOMES FOR EACH OF THE STRATEGIES ADOPTED PURSUANT TO THIS SUBSECTION (4)(d);". 40
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- Page 13, line 29, strike "AREAS." and substitute "AREAS; AND". 43
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- Page 13, after 29 insert: 45
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- (f) IN THE CASE OF AN URBAN MUNICIPALITY WITH A TRANSIT-ORIENTED AREA, AT LEAST THREE STRATEGIES FROM THE LIST OF AFFORDABLE DEVELOPMENT STRATEGIES IN SECTION 29-33-106 (1) AND AT LEAST ONE STRATEGY FROM THE LIST OF LONG-TERM AFFORDABILITY STRATEGIES IN SECTION 29-33-106 (2)". 47
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- Page 15, strike lines 2 through 7. and substitute "**strategies.** (1) IN ORDER TO SUPPORT AFFORDABILITY AND ADVANCE MEETING THE HOUSING NEEDS OF LOW- AND MODERATE-INCOME HOUSEHOLDS, AS DEFINED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, THE MENU OF AFFORDABILITY STRATEGIES FOR AN URBAN". 53
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- Page 15, line 8, strike "THE FOLLOWING:" and substitute "BOTH AFFORDABLE DEVELOPMENT STRATEGIES AND LONG-TERM AFFORDABILITY STRATEGIES. THE AFFORDABLE DEVELOPMENT STRATEGIES INCLUDED IN THE MENU OF AFFORDABILITY STRATEGIES FOR AN URBAN MUNICIPALITY MUST INCLUDE THE FOLLOWING:". 59
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- Page 15, line 9, strike "(1)" and substitute "(a)". 64
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- Page 15, line 12, strike "(2)" and substitute "(b)". 66
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Page 15, line 13, strike "FEES," and substitute "FEES FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT,".

Page 15, line 14, strike "(a)" and substitute "(I)".

Page 15, line 15, strike "(b)" and substitute "(II)".

Page 15, line 16, strike "(c)" and substitute "(III)".

Page 15, strike lines 17 and 18 and substitute:

"(IV) INFRASTRUCTURE COSTS;".

Page 15, line 19, strike "(3)" and substitute "(c)".

Page 15, line 21, strike "(4)" and substitute "(d)".

Page 15, line 24, strike "(5)" and substitute "(e)".

Page 15, line 28, strike "(6)" and substitute "(f)".

Page 15, strike lines 31 through 35.

Page 15, line 36, strike "(9)" and substitute "(g)".

Page 15, strike lines 38 through 42.

Page 15, line 43, strike "(12)" and substitute "(h)".

Page 16, after line 3, insert:

"(i) THE PRIORITIZED APPLICATION OF MIDDLE HOUSING, KEY CORRIDOR, AND TRANSIT-ORIENTED AREA DENSITIES IN THE MUNICIPALITY'S HIGHEST-INCOME CENSUS TRACTS;".

Page 16, line 4, strike "(13)" and substitute "(j)".

Page 16, line 11, strike "(14)" and substitute "(k)".

Page 16, after line 15 insert:

"(2) THE LONG-TERM AFFORDABILITY STRATEGIES INCLUDED IN THE MENU OF AFFORDABILITY STRATEGIES FOR AN URBAN MUNICIPALITY MUST INCLUDE THE FOLLOWING:

(a) THE ESTABLISHMENT OF A DEDICATED LOCAL REVENUE SOURCE FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT, SUCH AS INSTITUTING A LINKAGE FEE ON NEW DEVELOPMENTS;

(b) THE REGULATION OF SHORT-TERM RENTALS, SECOND HOMES, OR OTHER VACANT UNITS IN A WAY THAT PROMOTES THE MAXIMUM USE OF LOCAL HOUSING STOCK FOR LOCAL HOUSING NEEDS AS DETERMINED THROUGH A HOUSING NEEDS ASSESSMENT. THIS REGULATION MAY INCLUDE EXACTING A VACANCY FEE ON UNDERUTILIZED UNITS.

(c) MAKING COMMITMENT TO AND REMAINING ELIGIBLE FOR THE STATE AFFORDABLE HOUSING FUND CREATED IN SECTION 29-32-102 (1);

(d) PRESERVING AFFORDABILITY OF BOTH REGULATED AND UNREGULATED HOUSING THROUGH INTERVENTIONS SUCH AS CAPITAL INVESTMENTS IN PROPERTY RESTORATION OR REHABILITATION, LOCAL RIGHT OF FIRST REFUSAL PROGRAMS, OR PROGRAMS THAT TRANSITION EXISTING HOUSING STOCK TO REGULATED AFFORDABLE HOUSING;

(e) INCENTIVIZING OR CREATING A DEDICATED LOCAL PROGRAM TO FACILITATE INVESTMENT IN LAND BANKING OR COMMUNITY LAND TRUSTS;

(f) THE ESTABLISHMENT OF AN AFFORDABLE HOMEOWNERSHIP STRATEGY SUCH AS:

(I) THE ACQUISITION OR PRESERVATION OF DEED RESTRICTIONS ON CURRENT HOUSING UNITS;

(II) THE ESTABLISHMENT OF AN INCENTIVE PROGRAM TO ENCOURAGE REALTORS TO WORK WITH PROSPECTIVE LOW-INCOME AND MINORITY

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HOMEBUYERS; OR

(III) THE ESTABLISHMENT OF AN AFFORDABLE RENT-TO-OWN PROGRAM;
AND

(g) PRIORITIZING THE USE OF MUNICIPALLY OWNED DEVELOPABLE LAND FOR AFFORDABLE HOUSING DEVELOPMENT, INCLUDING AFFORDABILITY DEED RESTRICTIONS OF AT LEAST SEVENTY-FIVE YEARS.

(3) URBAN MUNICIPALITIES SHALL DEMONSTRATE THE ADOPTION OF THE NUMBER OF THE AFFORDABILITY STRATEGIES SPECIFIED IN SECTION 29-33-105 (4)(d)(I) AND SUBMIT A REPORT DETAILING THESE STRATEGIES TO THE DEPARTMENT OF LOCAL AFFAIRS NO LATER THAN JUNE 30, 2025. IN DETERMINING WHICH STRATEGIES TO ADOPT, AN URBAN MUNICIPALITY SHALL CONSIDER PREVIOUS PLANS ADDRESSING HOUSING NEEDS OR OTHER AVAILABLE DATA TO INFORM THE SELECTION OF STRATEGIES TO ADDRESS KNOWN HOUSING NEEDS. URBAN MUNICIPALITIES MUST ADOPT AT LEAST TWO STRATEGIES FROM THE LIST OF AFFORDABLE DEVELOPMENT STRATEGIES IN SUBSECTION (1) OF THIS SECTION AND AT LEAST ONE STRATEGY FROM THE LIST OF LONG-TERM AFFORDABILITY STRATEGIES IN SUBSECTION (2) OF THIS SECTION.

(4) NOTWITHSTANDING SECTION 29-33-105 (4)(d)(I), AN URBAN MUNICIPALITY MAY SUBMIT EVIDENCE TO THE DEPARTMENT OF LOCAL AFFAIRS CONCERNING AFFORDABILITY STRATEGIES THAT THE MUNICIPALITY HAS ADOPTED OUTSIDE OF THOSE LISTED IN THIS SECTION, OR THAT THE MUNICIPALITY ADOPTED PRIOR TO THE EFFECTIVE DATE OF THIS SECTION, AND THE IMPACT OF THOSE STRATEGIES. THE DEPARTMENT MAY DETERMINE WHETHER THOSE STRATEGIES MAY QUALIFY AS AFFORDABILITY STRATEGIES FOR PURPOSES OF SECTION 29-33-105 (4)(d)(I)."

Page 19, line 5, after "INCREASING" insert "AND PRESERVING".

Page 21, strikes lines 33 through 35 and substitute:

"(2) **Rural resort job center municipality planning goals.** IN ORDER TO SUPPORT AFFORDABILITY AND ADVANCE MEETING THE HOUSING NEEDS OF LOW- AND MODERATE-INCOME HOUSEHOLDS, AS DEFINED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT,"

Page 21, line 37, strike "THE FOLLOWING:" and substitute "BOTH AFFORDABLE DEVELOPMENT STRATEGIES AND LONG-TERM AFFORDABILITY STRATEGIES. THE AFFORDABLE DEVELOPMENT STRATEGIES INCLUDED IN THE MENU OF AFFORDABILITY STRATEGIES FOR A RURAL RESORT JOB CENTER MUNICIPALITY MUST INCLUDE THE FOLLOWING:"

Page 22, strike lines 9 through 11 and substitute "CENTER MUNICIPALITY'S DEMONSTRATED HOUSING AFFORDABILITY NEEDS AND SHORTAGES, TAKING INTO CONSIDERATION REGIONAL WORKFORCE COMMUTING TRENDS;"

Page 22, line 16, strike "FEES" and substitute "FEES FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT".

Page 22, after line 17, insert:

"(II) PLANNING WAIVERS;"

Re-number succeeding subparagraphs accordingly.

Page 22, lines 19 and 20, strike "COSTS FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT" and substitute "COSTS;"

Page 22, line 28, strike "RIGHT;" and substitute "RIGHT IN HOUSING TYPES AND AREAS BEYOND WHAT IS REQUIRED BY THIS ARTICLE 33, SUCH AS ADDITIONAL ZONE DISTRICTS, HIGHER ALLOWED DENSITIES, OR OTHER APPROACHES CONSISTENT WITH THE GOALS OF INCREASING HOUSING AFFORDABILITY, SUPPLY, AND HOUSING UNIT TYPE DIVERSITY;"

Page 23, after line 6, insert:

"(o) THE PRIORITIZED APPLICATION OF MIDDLE HOUSING, KEY CORRIDOR, AND TRANSIT-ORIENTED AREA DENSITIES IN THE MUNICIPALITY'S

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HIGHEST INCOME CENSUS TRACTS;

(p) THE ESTABLISHMENT OF POLICIES TO ALIGN INFRASTRUCTURE STRATEGIES WITH THE NEEDS IDENTIFIED IN THE RELEVANT LOCAL HOUSING NEEDS ASSESSMENT. THESE POLICIES MAY INCLUDE THE PRIORITIZATION OF UTILITIES AND AVAILABLE AND USABLE WATER RIGHTS, OR COST EXEMPTIONS AND DISCOUNTS, FOR REGULATED AFFORDABLE HOUSING THAT MEETS NEEDS IDENTIFIED IN THE RELEVANT LOCAL HOUSING NEEDS ASSESSMENT;"

Reletter succeeding paragraphs accordingly.

Page 23, after line 15, insert:

"(3) THE LONG-TERM AFFORDABILITY STRATEGIES INCLUDED IN THE MENU OF AFFORDABILITY STRATEGIES FOR A RURAL RESORT JOB CENTER MUNICIPALITY MUST INCLUDE THE FOLLOWING:

(a) THE ESTABLISHMENT OF A DEDICATED LOCAL REVENUE SOURCE FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT, SUCH AS INSTITUTING A LINKAGE FEE ON NEW DEVELOPMENTS;

(b) THE REGULATION OF SHORT-TERM RENTALS, SECOND HOMES, OR OTHER VACANT UNITS IN A WAY THAT PROMOTES THE MAXIMUM USE OF LOCAL HOUSING STOCK FOR LOCAL HOUSING NEEDS AS DETERMINED THROUGH A HOUSING NEEDS ASSESSMENT. THIS REGULATION MAY INCLUDE EXACTING A VACANCY FEE ON UNDERUTILIZED UNITS.

(c) MAKING COMMITMENT TO AND REMAINING ELIGIBLE FOR THE STATE AFFORDABLE HOUSING FUND CREATED IN SECTION 29-32-102 (1);

(d) THE ESTABLISHMENT OF AN AFFORDABLE HOMEOWNERSHIP STRATEGY SUCH AS:

(I) THE ACQUISITION OF PRESERVATION OF DEED RESTRICTIONS ON CURRENT HOUSING UNITS;

(II) THE ESTABLISHMENT OF AN INCENTIVE PROGRAM TO ENCOURAGE REALTORS TO WORK WITH PROSPECTIVE LOW-INCOME AND MINORITY HOMEBUYERS; OR

(III) THE ESTABLISHMENT OF AN AFFORDABLE RENT-TO-OWN PROGRAM;

(e) PRIORITIZING THE USE OF MUNICIPALLY OWNED DEVELOPABLE LAND FOR AFFORDABLE HOUSING DEVELOPMENT, INCLUDING AFFORDABILITY DEED RESTRICTIONS OF AT LEAST SEVENTY-FIVE YEARS;

(f) INCENTIVIZING OR CREATING A DEDICATED LOCAL PROGRAM TO FACILITATE INVESTMENT IN LAND BANKING OR COMMUNITY LAND TRUSTS; AND

(g) PRESERVING AFFORDABILITY OF BOTH REGULATED AND UNREGULATED HOUSING THROUGH INTERVENTIONS SUCH AS CAPITAL INVESTMENTS IN PROPERTY RESTORATION OR REHABILITATION, LOCAL RIGHT OF FIRST REFUSAL PROGRAMS, OR PROGRAMS THAT TRANSITION EXISTING HOUSING STOCK TO REGULATED AFFORDABLE HOUSING.

(4) (a) RURAL RESORT JOB CENTER MUNICIPALITIES MAY ADOPT AT LEAST FIVE OF THE AFFORDABILITY STRATEGIES LISTED IN SUBSECTION (2) OF THIS SECTION AND MUST SUBMIT A REPORT DETAILING THESE STRATEGIES TO THE DEPARTMENT OF LOCAL AFFAIRS NO LATER THAN DECEMBER 31, 2026. IN DETERMINING WHICH STRATEGIES TO ADOPT, A RURAL RESORT JOB CENTER MUNICIPALITY SHALL CONSIDER PREVIOUS PLANS ADDRESSING HOUSING NEEDS OR OTHER AVAILABLE DATA TO INFORM THE SELECTION OF STRATEGIES TO ADDRESS KNOWN HOUSING NEEDS.

(b) NOTWITHSTANDING SUBSECTION (4)(a) OF THIS SECTION, A RURAL RESORT JOB CENTER MUNICIPALITY MUST ADOPT AT LEAST TWO STRATEGIES FROM THE LIST OF AFFORDABLE DEVELOPMENT STRATEGIES IN SUBSECTION (2) OF THIS SECTION AND AT LEAST ONE STRATEGY FROM THE LIST OF LONG-TERM AFFORDABILITY STRATEGIES IN SUBSECTION (3) OF THIS SECTION.

(c) NOTWITHSTANDING SUBSECTION (4)(a) OF THIS SECTION, A RURAL RESORT JOB CENTER MUNICIPALITY MAY SUBMIT EVIDENCE TO THE DEPARTMENT OF LOCAL AFFAIRS CONCERNING AFFORDABILITY STRATEGIES THAT THE MUNICIPALITY HAS ADOPTED OUTSIDE OF THOSE LISTED IN THIS SECTION, OR THAT THE MUNICIPALITY ADOPTED PRIOR TO THE EFFECTIVE DATE OF THIS SECTION, AND THE IMPACT OF THOSE STRATEGIES. THE DEPARTMENT MAY DETERMINE WHETHER THOSE STRATEGIES QUALIFY AS AFFORDABILITY STRATEGIES FOR PURPOSES OF SUBSECTION (4)(a) OF THIS SECTION."

Reletter succeeding subsection accordingly.

Amendment No. 17(L.083), by Senator Roberts.

Amend the Appropriations Committee Report, dated April 26, 2023, page 2, strike lines 34 through 36 and substitute:

"(3) "AFFORDABLE HOUSING" MEANS HOUSING FOR FULL-TIME RESIDENTIAL OCCUPANCY WHICH MEETS THE NEEDS OF THE COMMUNITY AS IDENTIFIED IN THE HOUSING NEEDS ASSESSMENT OF THE LOCAL JURISDICTION."

Page 6, line 12, strike "DAY," and substitute "DAY BETWEEN THE MUNICIPALITY AND OTHER MUNICIPALITIES,".

Page 24, line 33, strike "AND".

Page 24, after line 33 insert:

"(D) A DEFINITION OF AFFORDABILITY IN ADDRESSING HOUSING NEEDS, INCLUDING WORKFORCE HOUSING. THIS DEFINITION MUST BE BASED ON THE HOUSING NEEDS ASSESSMENT AND INCLUDE RELEVANT AREA MEDIAN INCOME CLASSIFICATIONS, AND MAY INCLUDE INCOME LEVELS OF ALL FULL-TIME RESIDENTS WHOSE HOUSING NEEDS ARE NOT MET. IF THE RURAL RESORT JOB CENTER MUNICIPALITY HAS A PREEXISTING DEFINITION OF AFFORDABILITY THAT IS SUPPORTED BY THE OUTCOMES OF THE MOST RECENT HOUSING NEEDS ASSESSMENT, THEN IT MAY RELY ON AND REPORT THAT DEFINITION; AND".

Reletter succeeding sub-subparagraph accordingly.

Strike "REGULATED" on: **Page 22**, lines 19, 22, 26, 27, 30, 33, and 36.

Amendment No. 18(L.105), by Senator Roberts.

Amend the Appropriations Committee Report, dated April 26, 2023, page 25, line 8, after "PLAN" insert "AND BASIN IMPLEMENTATION PLANS".

Amendment No. 19(L.100), by Senator Moreno.

Amend the Appropriations Committee Report, dated April 26, 2023, page 5, line 9, strike "TYPES." and substitute "TYPES THAT INCLUDE RESIDENTIAL AND NON-RESIDENTIAL USES."

Page 10, line 37, strike "AND LOW-INCOME" and substitute "LOW-INCOME, MODERATE-INCOME, AND MIDDLE-INCOME".

Page 11, lines 2 and 3, strike "AND LOW-INCOME" and substitute "LOW-INCOME, MODERATE-INCOME, AND MIDDLE-INCOME".

Page 11, line 19, strike "AND LOW-INCOME" and substitute "LOW-INCOME, MODERATE-INCOME, AND MIDDLE-INCOME".

Page 12, lines 1 and 2, strike "AND LOW-INCOME" and substitute "LOW-INCOME, MODERATE-INCOME, AND MIDDLE-INCOME".

Page 15, line 13, strike "REVIEW OR".

Page 15, strike line 15.

Reletter succeeding paragraphs accordingly.

Page 18, strike lines 41 through 43.

Page 19, strike lines 1 through 11.

Reletter succeeding subsections accordingly.

Page 22, lines 19 and 20, strike "COST FOR REGULATED AFFORDABLE HOUSING DEVELOPMENT;" and substitute "COSTS;".

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Page 25 of the report, line 35, strike "ORGANIZATION" substitute, "ORGANIZATION, COUNTY,".

Page 31 of the report, strike lines 36 through 38, and substitute "AFFAIRS. THE DIVISION OF LOCAL GOVERNMENT SHALL REVIEW THESE MASTER PLANS AND MAY PROVIDE COMMENTS TO THE COUNTY OR COMMISSION.".

Page 31 of the report, line 43, strike "TO ENSURE".

Page 32 of the report, strike line 1, and substitute "AND MAY PROVIDE COMMENTS TO THE COUNTY OR COMMISSION. THE DIVISION".

Page 34 of the report, line 16, strike "29-33-105 (8)(a)" and substitute "29-33-105 (8)(c)".

Amend the Moreno floor amendment (SB213_L.091), page 1, strike lines 4 through 6 and substitute "2024, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS, ALONG WITH A MEMBERSHIP ASSOCIATION OF MUNICIPALITIES, A MEMBERSHIP ASSOCIATION OF COUNTIES, AND A MEMBERSHIP ASSOCIATION OF SPECIAL".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Exum, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	E	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-279 as amended, SB23-213 as amended.

COMMITTEE OF REFERENCE REPORTS

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB23-1181** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, strike everything below the enacting clause and substitute:

"SECTION 1. Legislative declaration. (1) The general assembly finds and declares that:

(a) A guaranteed asset protection agreement (GAP agreement) is either an insurance policy or contractual term that protects a consumer in the event that the consumer's motor vehicle that is collateral used to secure credit is deemed a total loss;

(b) The attorney general's office has regulated GAP agreements for nearly two decades, but there have been few updates to the rules during that time; and

(c) By codifying and updating the GAP agreement rules that are in the code of Colorado regulations, the general assembly will provide Colorado consumers with stability, predictability, and efficiency regarding GAP agreements, while ensuring a fair and viable market for GAP agreement providers and making important updates to the laws that govern these agreements.

SECTION 2. In Colorado Revised Statutes, 5-2-202, **amend** (1) introductory portion; and **add** (1)(c.5) and (1)(c.7) as follows:

5-2-202. Additional charges. (1) In addition to the finance charge permitted by this ~~article~~ ARTICLE 2 and in a consumer lease, a creditor may contract for and receive the following additional charges in connection with a consumer credit transaction:

(c.5) CHARGES FOR DEBT CANCELLATION CONTRACTS OR DEBT SUSPENSION CONTRACTS OFFERED IN COMPLIANCE WITH 12 CFR 37 OR 12 CFR 721 OR OTHER FEDERAL LAW;

(c.7) CHARGES FOR GUARANTEED ASSET PROTECTION AGREEMENTS, AS DEFINED IN SECTION 5-9.3-103 (1)(d), OFFERED IN COMPLIANCE WITH ARTICLE 9.3 OF THIS TITLE 5;

SECTION 3. In Colorado Revised Statutes, **add** article 9.3 to title 5 as follows:

ARTICLE 9.3

Guaranteed Asset Protection Agreements

5-9.3-101. Definitions. (1) AS USED IN THIS ARTICLE 9.3, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "CONSUMER FINANCE AGREEMENT" OR "FINANCE AGREEMENT" MEANS A RETAIL INSTALLMENT SALES CONTRACT OR CONSUMER CREDIT TRANSACTION, OTHER THAN A CONSUMER LEASE, FOR THE PURCHASE OR REFINANCE OF A MOTOR VEHICLE.

(b) "DEFICIENCY BALANCE" MEANS THE AMOUNT OWED BY THE CONSUMER UNDER A CONSUMER FINANCE AGREEMENT AT THE TIME OF A TOTAL LOSS OF THE CONSUMER'S MOTOR VEHICLE THAT WAS COLLATERAL SECURING THE CONSUMER FINANCE AGREEMENT, CALCULATED IN ACCORDANCE WITH THE TERMS OF THE FINANCE AGREEMENT.

(c) "GUARANTEED ASSET PROTECTION ADMINISTRATOR" OR "GAP ADMINISTRATOR" MEANS THE PERSON, OTHER THAN THE CREDITOR OR INSURER, THAT PERFORMS THE ADMINISTRATIVE OR OPERATIONAL FUNCTIONS PURSUANT TO THE GAP AGREEMENT.

(d) (I) "GUARANTEED ASSET PROTECTION AGREEMENT" OR "GAP AGREEMENT" MEANS AN AGREEMENT, STRUCTURED AS EITHER AN INSURANCE POLICY OR A CONTRACTUAL TERM, SOLD OR WRITTEN IN CONNECTION WITH A CONSUMER FINANCE AGREEMENT, THAT RELIEVES ALL OR PART OF A CONSUMER'S LIABILITY FOR THE DEFICIENCY BALANCE REMAINING, AFTER THE PAYMENT OF ALL INSURANCE PROCEEDS, UPON THE TOTAL LOSS OF THE CONSUMER'S MOTOR VEHICLE THAT WAS COLLATERAL SECURING THE CONSUMER FINANCE AGREEMENT, WHETHER THE LOSS OCCURRED FROM THE TOTAL DESTRUCTION OF THE MOTOR VEHICLE, THE UNRECOVERED THEFT OF THE MOTOR VEHICLE, OR BOTH.

(II) A GAP AGREEMENT MAY ALSO PROVIDE A CONSUMER WITH A BENEFIT THAT WAIVES A CERTAIN AMOUNT OR PROVIDES A CREDIT FOR A CERTAIN AMOUNT TOWARD THE PURCHASE OF A REPLACEMENT MOTOR VEHICLE.

(e) "GUARANTEED ASSET PROTECTION FEE" OR "GAP FEE" MEANS THE FEE, CHARGE, PREMIUM, OR OTHER AMOUNT THAT A CREDITOR MAY CHARGE A CONSUMER FOR A GUARANTEED ASSET PROTECTION AGREEMENT.

(f) "MOTOR VEHICLE" MEANS A SELF-PROPELLED OR TOWED VEHICLE DESIGNED FOR PERSONAL OR COMMERCIAL USE, INCLUDING BUT NOT LIMITED TO AUTOMOBILES, TRUCKS, MOTORCYCLES, RECREATIONAL VEHICLES, ALL-TERRAIN VEHICLES, SNOWMOBILES, CAMPERS, BOATS, PERSONAL WATERCRAFTS, AND RELATED TRAILERS.

(g) "ORIGINAL CREDITOR" MEANS THE CREDITOR THAT MAKES OR ARRANGES A CONSUMER FINANCE AGREEMENT WITH A CONSUMER AND TO WHICH THE FINANCE AGREEMENT IS INITIALLY PAYABLE. "ORIGINAL CREDITOR" DOES NOT INCLUDE ANY ASSIGNEE OF THE FINANCE AGREEMENT.

(h) "RETAIL INSTALLMENT SALES CONTRACT" MEANS A RETAIL CONTRACT TO SELL A MOTOR VEHICLE TO A CONSUMER IN WHICH:

(I) THE CONSUMER AGREES TO PAY THE RETAIL SELLER OVER TIME, IN INSTALLMENTS, THE COST OF THE MOTOR VEHICLE PLUS INTEREST; AND

(II) THE RETAIL SELLER TAKES OR RETAINS A SECURITY INTEREST IN THE

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MOTOR VEHICLE.

5-9.3-102. Applicability. (1) THIS ARTICLE 9.3 APPLIES TO EVERY CREDITOR, WHETHER THE CREDITOR IS AN ASSIGNEE OR HOLDER OF A FINANCE AGREEMENT THAT INCLUDES A GAP AGREEMENT. A CREDITOR, ASSIGNEE, OR HOLDER DOES NOT HAVE ANY SUBROGATION RIGHTS AGAINST THE CONSUMER.

(2) THIS ARTICLE 9.3 DOES NOT APPLY TO A GAP AGREEMENT THAT IS INCLUDED IN:

(a) A CONSUMER LEASE;
(b) A LOAN THAT DOES NOT INVOLVE A CONSUMER AS DEFINED IN SECTION 4-1-201 (10.5);

(c) A PRODUCT THAT DOES NOT MEET THE DEFINITION OF A GUARANTEED ASSET PROTECTION AGREEMENT; OR

(d) A TRANSACTION THAT IS NOT SUBJECT TO THE "UNIFORM CONSUMER CREDIT CODE", ARTICLES 1 TO 9 OF THIS TITLE 5.

5-9.3-103. Guaranteed asset protection agreement requirements - application. (1) A CREDITOR MAY OFFER, SELL, PROVIDE, OR ADMINISTER A GUARANTEED ASSET PROTECTION AGREEMENT IN CONNECTION WITH A CONSUMER FINANCE AGREEMENT ONLY IF THE CREDITOR AND THE GUARANTEED ASSET PROTECTION AGREEMENT COMPLY FULLY WITH THIS ARTICLE 9.3 AND MEET ALL OF THE FOLLOWING CONDITIONS:

(a) THE CREDITOR PROVIDES TO THE CONSUMER A WRITTEN NOTICE, IN BOLD-FACE TYPE, THAT SPECIFIES THE FOLLOWING:

(I) THAT THE CONSUMER IS NOT REQUIRED TO PURCHASE A GAP AGREEMENT IN ORDER TO OBTAIN THE CREDIT OR ANY PARTICULAR OR FAVORABLE CREDIT TERMS;

(II) THE AMOUNT OF THE GAP FEE;

(III) THAT THE CONSUMER MAY WISH TO CONSULT AN INSURANCE AGENT TO DETERMINE WHETHER SIMILAR COVERAGE MAY BE OBTAINED THROUGH AN INSURANCE PRODUCT AND AT WHAT COST;

(IV) THAT THE GAP AGREEMENT BENEFITS MAY DECREASE OVER THE TERM OF THE FINANCE AGREEMENT;

(V) THAT THE CONSUMER MAY CANCEL THE GAP AGREEMENT FOR ANY OR NO REASON WITHIN THIRTY DAYS AFTER THE EFFECTIVE DATE OF THE GAP AGREEMENT, AND THAT THE CONSUMER WILL RECEIVE A FULL REFUND OF THE GAP FEE SO LONG AS NO LOSS OR EVENT COVERED BY THE GAP AGREEMENT HAS OCCURRED; AND

(VI) THAT THE GAP AGREEMENT IS NOT A SUBSTITUTE FOR COLLISION OR PROPERTY DAMAGE INSURANCE;

(b) (I) THE CREDITOR PROVIDES THE CONSUMER WITH A CANCELLATION METHOD THAT IS CONSPICUOUSLY DISPLAYED IN THE GAP AGREEMENT OR IN A SEPARATE, WRITTEN CANCELLATION FORM AND THAT INCLUDES:

(A) THE NAME, MAILING ADDRESS, E-MAIL ADDRESS, OR PHONE NUMBER THAT MAY BE USED TO CANCEL THE GAP AGREEMENT;

(B) A STATEMENT THAT THE CONSUMER MAY CANCEL THE GAP AGREEMENT FOR ANY OR NO REASON WITHIN THIRTY DAYS AFTER THE EFFECTIVE DATE OF THE GAP AGREEMENT, AND THAT THE CONSUMER WILL RECEIVE A FULL REFUND OF THE GAP FEE SO LONG AS NO LOSS OR EVENT COVERED BY THE GAP AGREEMENT HAS OCCURRED; AND

(C) A STATEMENT THAT THE CONSUMER MUST COMPLETE AND RETURN THE CANCELLATION FORM OR SEND OTHER WRITTEN NOTICE OF CANCELLATION TO THE MAILING ADDRESS OR E-MAIL ADDRESS THAT THE CREDITOR PROVIDES OR CALL THE PHONE NUMBER LISTED IN ORDER TO CANCEL THE GAP AGREEMENT.

(II) IF A CREDITOR WANTS TO PROVIDE AN ALTERNATIVE CANCELLATION METHOD OTHER THAN THE ONE DESCRIBED IN SUBSECTION (1)(b)(I) OF THIS SECTION, THE CREDITOR MUST CLEARLY AND CONSPICUOUSLY STATE THE ALTERNATIVE METHOD AND INSTRUCTIONS ON HOW TO CANCEL THE GAP AGREEMENT IN THE AGREEMENT;

(c) THE CONSUMER PROVIDES TO THE CREDITOR AN AFFIRMATIVE, WRITTEN AUTHORIZATION FOR THE PURCHASE OF THE GAP AGREEMENT; AND

(d) THE CREDITOR DELIVERS TO THE CONSUMER, IN WRITING, THE GAP AGREEMENT, WHICH MUST INCLUDE:

(I) A WRITTEN DESCRIPTION OF THE GAP AGREEMENT'S BENEFITS, TERMS, CONDITIONS, AND EXCLUSIONS;

(II) A STATEMENT THAT DISCLOSES ANY LIMITATION IN COVERAGE UNDER THE GAP AGREEMENT; AND

(III) THE PROCEDURE AND TIMING TO BE FOLLOWED IN ORDER TO

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SUBMIT A CLAIM AFTER A TOTAL LOSS.

5-9.3-104. Guaranteed asset protection fees. (1) (a) THE MAXIMUM GAP FEE THAT A CREDITOR MAY CHARGE FOR A GAP AGREEMENT MUST NOT EXCEED FOUR PERCENT OF THE TOTAL AMOUNT FINANCED IN THE FINANCE AGREEMENT, OR SIX-HUNDRED DOLLARS, WHICHEVER AMOUNT IS GREATER.

(b) THIS SUBSECTION (1) DOES NOT APPLY TO ANY GAP AGREEMENT THAT IS SUBJECT TO REGULATION BY THE DIVISION OF INSURANCE PURSUANT TO TITLE 10.

(2) (a) A CREDITOR MAY CONTRACT FOR, CHARGE, AND RECEIVE ONLY ONE GAP FEE AS PART OF A GAP AGREEMENT, REGARDLESS OF THE NUMBER OF CO-BORROWERS, COSIGNERS, OR GUARANTORS IN THE FINANCE AGREEMENT.

(b) IN THE EVENT THAT THE GAP AGREEMENT HAS BEEN SOLD AND A VALID CLAIM HAS BEEN MADE, THE CREDITOR MAY NOT SEEK INDEMNIFICATION FROM THE CONSUMER, CO-BORROWERS, COSIGNERS, OR GUARANTORS.

(3) EVERY FINANCE AGREEMENT THAT INCLUDES A GAP FEE FOR A GAP AGREEMENT SHALL CONTAIN, EITHER IN THE FINANCE AGREEMENT OR GAP AGREEMENT SIGNED BY THE CONSUMER, THE FOLLOWING STATEMENT:

IF THIS TRANSACTION CONTAINS A FEE, CHARGE, OR PREMIUM FOR GUARANTEED ASSET PROTECTION, ALL HOLDERS AND ASSIGNEES OF THIS CONSUMER CREDIT TRANSACTION ARE SUBJECT TO ALL CLAIMS AND DEFENSES THAT THE CONSUMER COULD ASSERT AGAINST THE ORIGINAL CREDITOR RESULTING FROM THE CONSUMER'S PURCHASE OF THE GUARANTEED ASSET PROTECTION.

5-9.3-105. Calculation and payment of deficiency balance. (1) THE CALCULATION OF THE PAYMENT OR WAIVER OF THE DEFICIENCY BALANCE MAY EXCLUDE THE FOLLOWING, AS LONG AS THESE EXCLUSIONS ARE CLEARLY SPECIFIED IN THE GAP AGREEMENT:

(a) AMOUNTS OWED FOR UNPAID INSTALLMENTS UNDER THE FINANCE AGREEMENT, INCLUDING ANY FEES OR SURCHARGES IMPOSED AS LATE CHARGES FOR UNPAID INSTALLMENTS;

(b) LEGALLY PERMITTED FEES INCURRED AFTER THE EFFECTIVE DATE OF THE FINANCE AGREEMENT;

(c) FEES FOR THE RETURN OR DISHONOR OF CHECKS OR OTHER INSTRUMENTS TENDERED AS PAYMENT;

(d) PREMIUMS OR FEES FOR LEGALLY PERMITTED INSURANCE ADDED AFTER THE EFFECTIVE DATE OF THE FINANCE AGREEMENT;

(e) REFUNDS OWED ON CANCELLABLE SERVICE CONTRACTS AND OTHER PROTECTION PRODUCTS THAT WERE FINANCED IN THE FINANCE AGREEMENT;

(f) THE SALVAGE VALUE OF THE MOTOR VEHICLE, AS DETERMINED BY THE CONSUMER'S PRIMARY INSURER OF THE MOTOR VEHICLE, IF THE TOTALED MOTOR VEHICLE IS RETAINED BY THE CONSUMER; AND

(g) DEDUCTIONS TAKEN BY THE CONSUMER'S PRIMARY INSURER OF THE MOTOR VEHICLE FOR PRIOR UNREPAIRED DAMAGE TO THE MOTOR VEHICLE IF, BEFORE TAKING THE DEDUCTION, THE GAP ADMINISTRATOR OR LENDER HAS DOCUMENTARY PROOF THAT:

(I) THE CONSUMER SUBMITTED AN INSURANCE CLAIM RELATED TO PRIOR UNREPAIRED DAMAGE TO THE MOTOR VEHICLE; OR

(II) THE CONSUMER RECEIVED PAYMENT FOR THE PRIOR UNREPAIRED DAMAGE TO THE MOTOR VEHICLE.

(2) EXCEPT AS PROVIDED IN THIS ARTICLE 9.3, THE GAP AGREEMENT MUST PAY OR WAIVE ALL OF THE DEFICIENCY BALANCE THAT WOULD HAVE BEEN OWED IF:

(I) THE CONSUMER HAD MAINTAINED PROPERTY DAMAGE INSURANCE COVERING THE ACTUAL CASH VALUE OF THE MOTOR VEHICLE AS OF THE DATE OF LOSS, EVEN IF THE CONSUMER HAS NOT MAINTAINED SUCH PROPERTY DAMAGE INSURANCE; OR

(II) THE CREDITOR HAD PURCHASED PROPERTY DAMAGE INSURANCE FOR THE MOTOR VEHICLE PURSUANT TO SECTION 5-2-209.

(3) THE GAP AGREEMENT MUST PROVIDE THE CONSUMER WITH A FULL REFUND OR A CREDIT OF THE AMOUNT OF THE CONSUMER'S DEDUCTIBLE CHARGED FOR PROPERTY DAMAGE, UP TO FIVE HUNDRED DOLLARS, AS PART OF THE PAYMENT OF, OR RELIEF FROM, LIABILITY FOR THE DEFICIENCY BALANCE. THE GAP AGREEMENT MAY PROVIDE ADDITIONAL COVERAGE FOR THE CONSUMER'S DEDUCTIBLE IN EXCESS OF FIVE HUNDRED DOLLARS.

5-9.3-106. Cancellation of GAP agreement. (1) (a) THE ORIGINAL CREDITOR MUST REFUND TO THE CONSUMER THE UNEARNED GAP FEE PAID

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PURSUANT TO THE GAP AGREEMENT IF:

(I) THE FINANCE AGREEMENT IS PREPAID PRIOR TO MATURITY OR THE MOTOR VEHICLE IS NO LONGER IN THE CONSUMER'S POSSESSION DUE TO THE CREDITOR'S LAWFUL REPOSSESSION AND DISPOSITION OF THE COLLATERAL; AND

(II) THE CONSUMER HAS NOT MADE A CLAIM UNDER THE GAP AGREEMENT.

(2) (a) IF THE GAP AGREEMENT IS PROVIDED AS A CONTRACTUAL TERM OF THE FINANCE AGREEMENT, ANY REFUND ISSUED MUST BE CALCULATED USING A PRO RATA METHOD OR ANY OTHER METHOD APPROVED BY THE ADMINISTRATOR.

(b) IF THE GAP AGREEMENT IS PROVIDED AS INSURANCE, ANY REFUND ISSUED MUST BE CALCULATED USING A METHOD AUTHORIZED UNDER APPLICABLE INSURANCE STATUTES, RULES, OR INTERPRETATIONS OF THE COMMISSIONER OF INSURANCE PURSUANT TO TITLE 10.

(3) (a) IN THE EVENT THAT THE CONSUMER FINANCE AGREEMENT HAS BEEN ASSIGNED TO A PERSON OTHER THAN THE ORIGINAL CREDITOR, THE ASSIGNEE SHALL SEND NOTICE TO THE ORIGINAL CREDITOR REQUESTING, ON BEHALF OF THE CONSUMER, A REFUND OF THE UNEARNED GAP FEE PURSUANT TO THE GAP AGREEMENT. UPON RECEIPT OF SUCH NOTICE FROM THE ASSIGNEE, THE ORIGINAL CREDITOR SHALL PROVIDE THE UNEARNED GAP FEE TO THE ASSIGNEE WITHIN THIRTY DAYS.

(b) IF THE ORIGINAL CREDITOR OR GAP ADMINISTRATOR HAS NOT REFUNDED THE UNEARNED GAP FEE TO THE CONSUMER WITHIN THIRTY DAYS PURSUANT TO SUBSECTION (3)(a) OF THIS SECTION, THE ASSIGNEE SHALL PROVIDE THE CONSUMER WITH THE REFUND.

(c) NOTHING IN THIS SUBSECTION (3) PREVENTS THE ASSIGNEE FROM SEEKING A REIMBURSEMENT FOR THE CONSUMER'S REFUND FROM ANY OTHER PARTY.

(4) A CANCELLATION FEE OF NOT MORE THAN TWENTY-FIVE DOLLARS MAY BE CHARGED TO A CONSUMER IF THE CONSUMER CANCELS THE GAP AGREEMENT MORE THAN THIRTY DAYS AFTER THE EFFECTIVE DATE OF THE GAP AGREEMENT.

5-9.3-107. Filing of claim. A CONSUMER HAS NINETY DAYS AFTER THE LOSS SETTLEMENT FROM ANY PROPERTY DAMAGE INSURANCE OR FROM THE DATE THE CREDITOR NOTIFIES THE CONSUMER OF ANY DEFICIENCY BALANCE OWED, WHICHEVER IS LATER, TO FILE A CLAIM UNDER THE GAP AGREEMENT OR SEEK DEBT CANCELLATION FROM THE CREDITOR.

5-9.3-108. Prohibitions on sale of guaranteed asset protection agreements. (1) A GAP AGREEMENT SHALL NOT BE SOLD TO A CONSUMER IF:

(a) THE CONSUMER IS INELIGIBLE FOR A GAP AGREEMENT;

(b) THE FINANCE AGREEMENT TERMS PRECLUDE COVERAGE UNDER A GAP AGREEMENT;

(c) THE MOTOR VEHICLE USED AS COLLATERAL FOR THE FINANCE AGREEMENT IS INELIGIBLE FOR COVERAGE UNDER A GAP AGREEMENT;

(d) THE GAP AGREEMENT LIMITS COVERAGE TO A MAXIMUM LOAN TO VALUE RATIO AND THE TERMS OF THE FINANCE AGREEMENT EXCEED THE MAXIMUM LOAN TO VALUE RATIO STATED IN THE GAP AGREEMENT;

(e) THE MAXIMUM LOAN TO VALUE RATIO IN THE GAP AGREEMENT EXCEEDS ONE-HUNDRED FIFTY PERCENT; OR

(f) THE TRANSACTION WOULD BE UNCONSCIONABLE AS DESCRIBED IN SECTION 5-4-106, 5-5-109, OR 5-6-112.

5-9.3-109. Enforcement. (1) THE ADMINISTRATOR DESIGNATED IN SECTION 5-6-103 MAY ENFORCE THE PROVISIONS OF THIS ARTICLE 9.3, PURSUANT TO ARTICLE 6 OF THIS TITLE 5, AGAINST ANY CREDITOR OR GAP ADMINISTRATOR WHO VIOLATES THIS ARTICLE 9.3.

SECTION 5. Act subject to petition - effective date - applicability.

(1) This act takes effect January 1, 2024; 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 2024 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 guaranteed asset protection agreements entered into on or after the effective date of this act."

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Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB23-1041 be referred to the Committee on <u>Finance</u> with favorable recommendation.	1 2 3 4 5
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB23-1162 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	6 7 8 9 10
Finance	After consideration on the merits, the Committee recommends that SJR23-004 be referred to the Senate for final action.	11 12 13 14
Finance	After consideration on the merits, the Committee recommends that HB23-1272 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	15
	Amend reengrossed bill, page 16, lines 19 and 20, strike "MADE AND DELIVERED" and substitute "SOLD OR LEASED".	16 17 18
	Page 17, strike lines 2 through 5 and substitute "STATE PLANNING AND BUDGETING, PROJECTS THAT STATE REVENUES, AS DEFINED IN SECTION 24-77-103.6 (6)(c), WILL NOT INCREASE BY AT LEAST FOUR PERCENT FOR THE NEXT FISCAL YEAR, THE AMOUNT OF THE".	19 20 21 22 23
	Page 18, line 12, strike "2023," and substitute "2024,".	24 25
	Page 22, line 12, strike "THREE" and substitute "FOUR".	26 27
	Page 22, line 23, strike "FIVE" and substitute "EIGHT".	28 29
	Page 22, line 27, strike "THE STATE IS NOT".	30 31
	Page 23, strike lines 1 through 3 and substitute "STATE REVENUES, AS DEFINED IN SECTION 24-77-103.6 (6)(c), WILL NOT INCREASE BY AT LEAST FOUR PERCENT FOR THE NEXT FISCAL YEAR, THE AMOUNT OF THE".	32 33 34 35
	Page 27, line 2, strike "(5)(b)" and substitute "(10)(b)".	36 37
	Page 27, line 8, strike "REDUCTIONS"" and substitute "REDUCTION IMPROVEMENTS".	38 39 40
	Page 29, line 9, after "PROCESS" insert "GREENHOUSE GAS".	41 42
	Page 42, line 2, strike the second "THE" and substitute "BE".	43
	Page 42, line 6, after "EMISSIONS" insert "REDUCTION".	44 45
	Page 46, lines 5 and 6, strike "JUNE 30 AND DECEMBER 31" and substitute "DECEMBER 31 AND JUNE 30".	46 47 48
	Page 48, line 19, strike the second "AND" and substitute "OR".	49 50
	Page 55, after line 25, insert:	51 52
	"(c) (I) "CAMPUS" MEANS A COLLECTION OF TWO OR MORE BUILDINGS THAT ARE OWNED AND OPERATED BY THE SAME PERSON, THAT HAVE A SHARED PURPOSE AND FUNCTION AS A SINGLE PROPERTY, THAT DO NOT LEASE SPACE TO TENANTS, AND THAT DO NOT PROVIDE ENERGY OR HEAT SERVICES FOR A FEE.	53 54 55 56
	(II) "CAMPUS" INCLUDES TWO OR MORE OF THE BUILDINGS THAT COMPRISE THE CAPITOL COMPLEX, AS DEFINED IN SECTION 24-82-101 (3)(f)."	57 58 59
	Reletter succeeding paragraphs accordingly.	60 61
	Page 58, line 13, strike "COMMISSION" and substitute "OFFICE".	62 63
	Page 58, line 26, strike "CAMPUS, AS DEFINED IN SECTION 40-4-121 (1)(a)," and	64

substitute "CAMPUS".

Page 61, line 12, strike "STATE" and substitute "STATE, ON A CAMPUS IN THE STATE,".

Page 63, line 21, strike "NETWORK," and substitute "NETWORK OR FOR A CAMPUS,".

Page 64, strike lines 7 through 10 and substitute "STATE PLANNING AND BUDGETING, PROJECTS THAT STATE REVENUES, AS DEFINED IN SECTION 24-77-103.6 (6)(c), WILL NOT INCREASE BY AT LEAST FOUR PERCENT FOR THE NEXT FISCAL YEAR, THE AMOUNT OF THE".

Page 65, lines 13 and 14, strike "(2)(f), (2)(g), (2)(h), (2)(l), (2)(m), (2)(o), and (2)(p)" and substitute "(2)(g), (2)(h), (2)(i), (2)(m), (2)(n), (2)(p), and (2)(q)".

Page 66, strike lines 7 through 10.

Reletter succeeding paragraphs accordingly.

Page 67, line 1, strike "(5)(e)(I)" and substitute "(5)(d)(I)".

Page 69, line 7, strike "(4)(a)" and substitute "(4)(a)(I)".

Page 70, line 25, strike "(3)(b)(I)" and substitute "(3)(b)".

Page 72, strike lines 21 through 24 and substitute "STATE PLANNING AND BUDGETING, PROJECTS THAT STATE REVENUES, AS DEFINED IN SECTION 24-77-103.6 (6)(c), WILL NOT INCREASE BY AT LEAST FOUR PERCENT FOR THE NEXT FISCAL YEAR, THE AMOUNT OF THE".

Page 75, lines 14 and 15, strike "INCOME TAX YEARS COMMENCING IN 2024," and substitute "THE 2024 INCOME TAX YEAR,".

Page 75, line 16, after "DOLLARS" insert "PER YEAR".

Page 83, line 20, after "FUNDS" insert "SO THAT ALL ADMINISTRATIVE COSTS ARE REPAYED TO THE RESPECTIVE CASH FUNDS".

Page 91, lines 17 and 18, strike "section AND FOR THE PURPOSES SET FORTH IN SUBSECTION (7)(d) OF THIS SECTION." and substitute "section.".

Page 92, lines 10 and 11, strike "5 AND FOR THE PURPOSES SET FORTH IN SUBSECTION (2)(a)(II) OF THIS SECTION." and substitute "5.".

Page 97, line 16 strike "managent" and substitute "management".

Strike "TEN" and substitute "TWELVE" on: **Page 22**, lines 10 and 21.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB23-012, 017, 044, 151, 157, 187 and 206.; HB23-1101

DELIVERY TO THE GOVERNOR

To the Governor for signature on Thursday, April 27, 2023, at 02:48 PM: SB23-004, 020, 143, 180, 183, 241, and 250.

To the Governor for signature on Thursday, April 27, 2023, at 4:17 PM: SB22-069, 090, 093, 144, 152, 156, 162, 185, and 232.

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MESSAGE FROM THE GOVERNOR

Thursday, April 27th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-070 - Mandatory School Resource Officer Training
Approved on Thursday, April 27th, 2023 at 3:25 p.m.

SB23-086 - Student Leaders Institute
Approved on Thursday, April 27th, 2023 at 3:25 p.m.

SB23-182 - Temporary Suspension Of Medicaid Requirements
Approved on Thursday, April 27th, 2023 at 3:25 p.m.

SB23-229 - Statewide Behavioral Health Court Liaison Office
Approved on Thursday, April 27th, 2023 at 3:25 p.m.

SB23-241 - Creation Of Office Of School Safety
Approved on Thursday, April 27th, 2023 at 3:25 p.m.

Sincerely,
(signed)
Jared Polis
Governor

On motion of Majority Leader Moreno, the Senate adjourned until 9:30 a.m., Friday, April 28, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 110th Legislative Day

Friday, April 28, 2023

Prayer By the chaplain, Pastor Gerald Bargaineer II, Aurora Police Department and Flatirons Community Church.

Call to Order By the President *pro tem* at 9:30 a.m.

Roll Call Present--26
 Excused--9, Danielson, Fenberg, Fields, Hansen, Jaquez Lewis, Kolker, Mullica, Rich, Smallwood
 Excused later--3, Hansen, Kolker, Mullica
 Present later--7, Fenberg, Fields, Hansen, Jaquez Lewis, Kolker, Mullica, Smallwood

Quorum The President *pro tem* announced a quorum present.

Pledge By Senator Buckner.

Approval of the Journal On motion of Majority Leader Moreno, the Journal of Thursday, April 27, 2023, was approved as corrected by the Secretary.

At the order of the President, Senator Smallwood was added to the current roll call.

SENATE SERVICES REPORT

Correctly Engrossed: SB23-213 and 279; SJR23-009.

Correctly Reengrossed: SB23-271, 275, 277, 281, 288, 289, and 293.

Correctly Revised: HJR23-1020.

Correctly Rerevised: HB23-1008, 1032, 1036, 1075, 1155, 1178, 1234, 1251, 1263, 1266, and 1276.

Correctly Enrolled: SB23-001, 005, 007, 028, 049, 094, 102, 149, 166, 175, 177, 178, 202, and 220.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB23-301** be **postponed indefinitely**.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB23-300** be **postponed indefinitely**.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB23-1237** be **referred** to the Committee on Appropriations with favorable recommendation.

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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB23-1056 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5 6
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB23-1270 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	7 8 9 10 11
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB23-1271 be referred to the Committee of the Whole with favorable recommendation.	12 13 14 15 16
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB23-1278 be referred to the Committee of the Whole with favorable recommendation.	17 18 19 20 21
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB23-1245 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	22 23 24 25 26 27
	Amend reengrossed bill, page 2, line 10, strike the first "COMMITTEE" and substitute "COMMITTEE,".	28 29 30
	Page 5, line 12, strike "such period," and substitute "the ninety-day period after final adjournment of the general assembly,".	31 32 33
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB23-1259 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	34 35 36 37 38
	Amend reengrossed bill, page 4, strike line 27.	39 40
	Page 5, strike lines 1 through 6.	41 42
	Page 1, line 105, strike "SESSION," and substitute "SESSION AND".	43 44
	Page 1, line 107, strike "SESSION, AND" and substitute "SESSION.".	45 46
	Page 1, strike lines 108 through 111.	47 48
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB23-302 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	49 50 51 52 53
	Amend printed bill, page 2, strike lines 16 through 21.	54 55
	ReNUMBER succeeding sections accordingly.	56 57
	Page 2, line 23, strike "(6)(d)" and substitute "(6)(d); and add (3.5)".	58 59
	Page 3, after line 5 insert:	60 61
	"(3.5) WORK FORCE CENTER STAFF SHALL VET POTENTIAL PROGRAM PARTICIPANTS AND LEVERAGE ADDITIONAL FUNDING SOURCES, INCLUDING THE ACT, TO DELIVER COMPREHENSIVE SERVICES.".	62 63 64 65
		66 67 68 69

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB23-1088** 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, strike "27-50-804" and substitute "28-5-714".

Page 2, line 4, strike "**27-50-804.**" and substitute "**28-5-714.**".

Page 2, after line 6, insert:

"(a) "DIVISION" MEANS THE DIVISION OF VETERANS AFFAIRS IN THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS."

Reletter succeeding paragraphs accordingly.

Page 2, lines 7 and 8, strike "VETERAN, AS DEFINED IN SECTION 28-5-100.3," insert "VETERAN WHO LIVES IN A VETERANS COMMUNITY LIVING CENTER, AS DEFINED IN SECTION 26-12-102,".

Page 3, lines 7 and 8, strike "BEHAVIORAL HEALTH ADMINISTRATION" and substitute "DIVISION".

Page 3, line 11, strike "BHA" and substitute "DIVISION".

Page 3, line 12, strike "FOUR".

Page 3, line 13, strike "PER ELIGIBLE VETERAN PER YEAR. TO" and substitute "WITH ELIGIBLE VETERANS. EACH ELIGIBLE VETERAN MAY RECEIVE TWENTY-SIX REIMBURSED SESSIONS PER YEAR. SUBJECT TO AVAILABLE APPROPRIATIONS, AN ELIGIBLE VETERAN MAY RECEIVE, AND THE DIVISION SHALL REIMBURSE A PROVIDER FOR, ADDITIONAL REIMBURSED SESSIONS IF A PROVIDER DETERMINES ADDITIONAL SESSIONS ARE NECESSARY.

(c) To".

Reletter succeeding paragraph accordingly.

Page 3, line 15, before "FOUR" insert "AT LEAST".

Page 3, line 18, strike "BHA" and substitute "BEHAVIORAL HEALTH ADMINISTRATION ESTABLISHED IN SECTION 27-50-102".

Page 3, line 27, strike "BHA" and substitute "DIVISION".

Page 4, line 13, strike "BHA" and substitute "ADJUTANT GENERAL, IN CONSULTATION WITH THE BOARD OF VETERANS AFFAIRS,".

Page 4, line 15, strike "BHA" and substitute "DEPARTMENT OF MILITARY AND VETERANS AFFAIRS".

Page 4, line 21, strike "BHA" and substitute "DEPARTMENT".

Page 4, line 22, strike "BHA" and substitute "DEPARTMENT".

Agriculture &
Natural
Resources

The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
COLORADO WILDLIFE HABITAT STAMP COMMITTEE

for a term expiring December 31, 2023:

Liz Rose of Denver, Colorado, a sportsperson, to serve as a representative of the NorthEast region, occasioned by the resignation of Jennifer Gluck of LaSalle, Colorado, appointed;

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for terms expiring December 31, 2026:

Brien Webster of Grand Junction, Colorado, a sportsman, to serve as a representative of the NorthWest region, appointed;

Dave Dillon of Durango, Colorado, a sportsman, to serve as a representative of the SouthWest region, appointed;

Lauren McCain, PhD, of Denver, Colorado, to serve as a representative of a nationally or regionally recognized conservation organization whose mission is focused on nongame wildlife and whose membership is composed primarily of nongame wildlife users, reappointed.

Agriculture & Natural Resources The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
WATER QUALITY CONTROL COMMISSION

for terms expiring February 15, 2026:

Nicole Poncelet-Johnson of Fort Collins, Colorado, to serve as a member at large, appointed;

Charles Michael Weber of La Junta, Colorado, to serve as a member at large, reappointed;

Sonja Chavez of Gunnison, Colorado, to serve as a member from west of the Continental Divide, reappointed.

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **HB23-1264** be **referred** to the Committee of the Whole with favorable recommendation.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

April 28, 2023
Mr. President:

The Speaker has appointed Representatives Daugherty, Chair, Lindsay, and Lynch as House conferees on the First Conference Committee on SB23-060.

The Speaker has appointed Representatives Willford, Chair, Young, and Bradfield as House conferees on the First Conference Committee on SB23-155

The House has adopted and returns herewith SJR23-009.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Resolutions.

At the order of the President *pro tem*, Senators Fields, Hansen, Kolker, Jaquez Lewis, Mullica, and President Fenberg were added to the current roll call.

CONSIDERATION OF RESOLUTIONS

SJR23-008 by Senator(s) Zenzinger and Ginal, Gardner; also Representative(s) Bird and Evans-- Concerning declaring the week of May 12-16, 2023, as Police Week, and, in connection therewith, declaring May 15, 2023, as Peace Officers' Memorial Day.

On motion of Senator Zenzinger, selected portions of the resolution were read at length.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 31 (a) was suspended to allow former Senators to speak in the well for the consideration of the resolution.

Senate in recess. Senate reconvened.

On motion of Senator Zenzinger, the resolution was **adopted** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	E	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Liston, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, and Winter F.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Appropriations

After consideration on the merits, the Committee recommends that **SB23-251** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, strike lines 10 through 12 and substitute "JULY 1, 2024, IN THE FOURTH, EIGHTH, NINETEENTH, AND TWENTIETH JUDICIAL DISTRICTS, AND ON OR AFTER JULY 1, 2025, IN THE FIRST, SECOND, SEVENTEENTH, EIGHTEENTH, AND TWENTY-THIRD JUDICIAL DISTRICTS,".

Page 2, after line 18 insert:

"SECTION 2. Appropriation. (1) For the 2023-24 state fiscal year, \$47,583 is appropriated to the department of revenue. This appropriation is from the general fund. To implement this act, the department may use this appropriation for the purchase of legal services.

(2) For the 2023-24 state fiscal year, \$47,583 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of revenue under subsection (1) 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."

Renumber succeeding section accordingly.

Page 1, line 103, strike "APPEALS." and substitute "APPEALS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB23-263 be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that SB23-286 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 16, strike "COMMUNICATION" and substitute "MAIL".

Page 5, line 12, strike "mail COMMUNICATION" and substitute "mail".

Page 6, strike lines 2 through 13 and substitute:

"SECTION 4. In Colorado Revised Statutes, 24-72-204.5, add (3) as follows:

24-72-204.5. Adoption of electronic mail policy. (3) ON OR BEFORE JANUARY 1, 2024, EACH MEMBER OF THE GENERAL ASSEMBLY, THE GOVERNOR'S OFFICE AND EACH OFFICE OF THE GOVERNOR, AND EACH STATE AGENCY AND INSTITUTION SHALL SUBMIT A REPORT TO THE STAFF OF THE LEGISLATIVE COUNCIL OF THE GENERAL ASSEMBLY OUTLINING ITS RESPECTIVE ELECTRONIC MAIL RETENTION POLICY. THE MEMBERS OF THE GENERAL ASSEMBLY MAY SUBMIT INDIVIDUAL REPORTS OR MAY SUBMIT A REPORT THAT SPECIFIES THE ELECTRONIC MAIL RETENTION POLICIES OF MULTIPLE MEMBERS OF THE GENERAL ASSEMBLY."

Page 6, line 15, strike "(1)(b) and".

Page 6, line 17, strike "(1) (b) Upon request for".

Page 6, strike lines 18 through 27.

Page 7, strike lines 1 through 6.

Page 7, strike lines 22 through 27.

Strike page 8.

Page 9, strike lines 1 through 3.

Renumber succeeding section accordingly.

Amend the State, Veterans, and Military Affairs Committee Report, dated April 20, 2023, strike lines 1 through 3 and substitute:

"Amend printed bill, strike page 3.

Page 4, strike line 1.

Renumber succeeding sections accordingly."

Appropriations

After consideration on the merits, the Committee recommends that SB23-292 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 33, after line 17 insert:

"SECTION 12. Appropriation. For the 2023-24 state fiscal year, \$108,401 is appropriated to the department of labor and employment for use by the division of labor standards and statistics. This appropriation is from the general fund and is based on an assumption that the division will require an

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additional 1.0 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 "CONSTRUCTION." and substitute "CONSTRUCTION, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-295** 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 7 insert:

"SECTION 3. Appropriation. (1) For the 2023-24 state fiscal year, \$200,000 is appropriated to the legislative department for use by the legislative council. This appropriation is from the general fund. To implement this act, the council may use this appropriation to implement the bill."

Renumber succeeding section accordingly.

Page 1, line 102, strike "FORCE." and substitute "FORCE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-296** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB23-297** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1019** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1061** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1074** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1091** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1102** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1105** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1120** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 9, strike lines 18 through 22 and substitute:

"SECTION 7. Appropriation. (1) For the 2023-24 state fiscal year, \$328,026 is appropriated to the judicial department for use by courts administration. This appropriation is from the general fund. To implement this

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act, the department may use this appropriation as follows:
 (a) \$246,076 for general courts administration, which amount is based on an assumption that the department will require an additional 0.6 FTE;
 (b) \$75,000 for information technology infrastructure; and
 (c) \$6,950 for capital outlay.".

Appropriations After consideration on the merits, the Committee recommends that **HB23-1136** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **HB23-1161** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Strike the Transportation and Energy Committee Report, dated April 24, 2023.

Appropriations After consideration on the merits, the Committee recommends that **HB23-1184** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB23-1205** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB23-1227** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB23-1231** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 16, line 20, strike "TWENTY-FIVE MILLION" and substitute "TWENTY-FOUR MILLION FIVE HUNDRED THOUSAND".

Page 25, line 25, strike "\$25,594,530" and substitute "\$26,694,530".

Page 26, line 3, strike "and".

Page 26, line 4, strike "\$25,000,000" and substitute "\$24,500,000".

Page 26, line 6, strike "FTE." and substitute:

"FTE; and

(c) \$1,600,000 for the ninth grade success grant program, which amount is based on an assumption that the department will require an additional 1.2 FTE.".

Appropriations After consideration on the merits, the Committee recommends that **HB23-1241** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **HB23-1249** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB23-1272** be referred to the Committee of the Whole with favorable recommendation.

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Appropriations	After consideration on the merits, the Committee recommends that HB23-1274 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5
Appropriations	After consideration on the merits, the Committee recommends that HB23-1298 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	6 7 8 9
Appropriations	After consideration on the merits, the Committee recommends that HB23-1300 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	10 11 12 13 14 15
Appropriations	After consideration on the merits, the Committee recommends that HB23-1305 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	16 17 18 19
Appropriations	After consideration on the merits, the Committee recommends that HCR23-1001 be referred to the Committee of the Whole with favorable recommendation.	20 21 22 23 24
Health & Human Services	After consideration on the merits, the Committee recommends that HB23-1215 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	25 26 27 28
	Amend reengrossed bill, page 4, strike line 27.	29
	Page 5, strike line 1.	30 31
	Page 5, strike lines 4 through 8 and substitute "COLLECT A FACILITY FEE THAT IS NOT COVERED BY A PATIENT'S INSURANCE FOR PREVENTIVE HEALTH CARE SERVICES, AS DESCRIBED IN SECTION 10-16-104(18), THAT ARE PROVIDED IN AN OUTPATIENT SETTING."	32 33 34 35 36
	Page 7, strike lines 22 through 27 and substitute	37 38
	"SECTION 2. In Colorado Revised Statutes, add 10-16-158 as follows:	39 40
	10-16-158. Hospital facility fee report - data collection. THE COMMISSIONER IS AUTHORIZED TO COLLECT FROM A CARRIER OFFERING A HEALTH BENEFIT PLAN INFORMATION SPECIFIED IN SECTION 25.5-4-216, IF AVAILABLE, FOR PURPOSES OF FACILITATING THE DEVELOPMENT OF THE REPORT RELATING TO FACILITY FEES."	41 42 43 44 45
	Strike page 8.	46 47
	Page 9, strike lines 1 through 6.	48 49
	Page 9, line 18, strike "definitions." and substitute "definitions - steering committee - repeal."	50 51 52
	Page 9, after line 20 insert:	53 54
	"(b) "CAMPUS" HAS THE SAME MEANING SET FORTH IN SECTION 6-20-102 (1)(b)."	55 56 57
	Reletter succeeding paragraphs accordingly.	58 59
	Page 9, line 24, strike "(1)(c)." and substitute "(1)(d)."	60 61
	Page 9, line 26, strike "(1)(e)." and substitute "(1)(f)."	62 63
	Page 10, line 3, strike "(1)(i)." and substitute "(1)(j)."	64 65
	Page 10, line 5, strike "(1)(n)." and substitute "(1)(m)."	66 67
	Page 10, after line 5 insert:	68 69

"(i) "PAYER TYPE" HAS THE MEANING SET FORTH IN SECTION 6-20-102 (1)(n).

(j) "STEERING COMMITTEE" MEANS THE STEERING COMMITTEE CREATED IN SUBSECTION (2) OF THIS SECTION."

Page 10, strike lines 6 through 27 and substitute:

"(2) THERE IS CREATED IN THE STATE DEPARTMENT A STEERING COMMITTEE TO RESEARCH AND REPORT ON THE IMPACT OF OUTPATIENT FACILITY FEES. THE STEERING COMMITTEE CONSISTS OF THE FOLLOWING SEVEN MEMBERS APPOINTED BY THE GOVERNOR WITH RELEVANT EXPERTISE IN HEALTH-CARE BILLING AND PAYMENT POLICY:

(a) TWO MEMBERS REPRESENTING HEALTH-CARE CONSUMERS, WITH AT LEAST ONE OF THE MEMBERS REPRESENTING A HEALTH-CARE CONSUMER ADVOCACY ORGANIZATION;

(b) ONE MEMBER REPRESENTING A HEALTH-CARE PAYER OR PAYERS;

(c) ONE MEMBER REPRESENTING HEALTH-CARE PROVIDERS NOT AFFILIATED WITH OR OWNED BY A HOSPITAL OR HEALTH SYSTEM OR WHO HAS INDEPENDENT PHYSICIAN BILLING EXPERTISE;

(d) ONE MEMBER REPRESENTING A STATEWIDE ASSOCIATION OF HOSPITALS;

(e) ONE MEMBER REPRESENTING A RURAL, CRITICAL ACCESS OR INDEPENDENT HOSPITAL; AND

(f) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, OR THE EXECUTIVE DIRECTOR'S DESIGNEE.

(3) (a) THE STEERING COMMITTEE SHALL FACILITATE THE DEVELOPMENT OF A REPORT DETAILING THE IMPACT OF OUTPATIENT FACILITY FEES ON THE COLORADO HEALTH-CARE SYSTEM, INCLUDING THE IMPACT ON CONSUMERS, EMPLOYERS, HEALTH-CARE PROVIDERS, AND HOSPITALS. IN DEVELOPING VARIOUS ASPECTS OF THE REPORT REQUIRED IN THIS SECTION, THE STEERING COMMITTEE SHALL WORK WITH INDEPENDENT THIRD PARTIES TO CONDUCT RELATED RESEARCH AND ANALYSIS NECESSARY TO IDENTIFY AND EVALUATE THE IMPACT OF OUTPATIENT FACILITY FEES.

(b) THE STEERING COMMITTEE SHALL PREPARE A PRELIMINARY VERSION OF THE REPORT ON OR BEFORE AUGUST 1, 2024, UNLESS MORE TIME IS REQUIRED, AND A FINAL REPORT PREPARED ON OR BEFORE OCTOBER 1, 2024, THAT MUST BE SUBMITTED TO THE HOUSE OF REPRESENTATIVES HEALTH AND INSURANCE COMMITTEE AND THE SENATE HEALTH AND HUMAN SERVICES COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.

(4) (a) FOR PURPOSES OF DEVELOPING THE REPORT, THE STEERING COMMITTEE, WITH ADMINISTRATIVE SUPPORT FROM THE STATE DEPARTMENT, MAY:

(I) SELECT THIRD-PARTY CONTRACTORS TO ASSIST IN RESEARCHING AND CREATING THE REPORT, WITH AN APPROPRIATION MADE TO THE STATE DEPARTMENT FOR SUCH PURPOSE;

(II) DEVELOP THE FORMAT, SCOPE, AND TEMPLATES FOR REQUESTS FOR INFORMATION;

(III) REVIEW DRAFTS, PROVIDE FEEDBACK, AND FINALIZE THE REPORT;

(IV) ANSWER TECHNICAL QUESTIONS FROM THIRD-PARTY CONTRACTORS; AND

(V) CONSULT WITH EXTERNAL STAKEHOLDERS.

(b) THE STEERING COMMITTEE, STATE DEPARTMENT, AND ANY THIRD-PARTY CONTRACTORS ENGAGED IN THE DEVELOPMENT OF THE REPORT ARE ENCOURAGED TO USE BOTH PRIMARY AND SECONDARY SOURCES AND RESEARCH, WHERE POSSIBLE, AND, TO THE EXTENT FEASIBLE, ENSURE THE REPORT IS WELL-INFORMED BY THE PERSPECTIVES OF DIVERSE STAKEHOLDERS. THE STEERING COMMITTEE SHALL WORK ONLY WITH THIRD-PARTY CONTRACTORS THAT ARE ALREADY APPROVED AS ONE OF THE STATE DEPARTMENT'S PROJECT-BASED CONTRACTS.

(c) TO THE EXTENT PRACTICABLE, EVALUATION AND ANALYSIS PERFORMED FOR THE REPORT MUST ATTEMPT TO LEVERAGE COLORADO-SPECIFIC DATA SOURCES AND PUBLICLY AVAILABLE NATIONAL DATA AND RESEARCH.

(5) THE REPORT MUST IDENTIFY AND EVALUATE:

(a) PAYER REIMBURSEMENT AND PAYMENT POLICIES FOR OUTPATIENT FACILITY FEES ACROSS PAYER TYPES, INCLUDING INSIGHTS, WHERE AVAILABLE, INTO CHANGES OVER TIME, AS WELL AS PROVIDER BILLING GUIDELINES AND PRACTICES FOR OUTPATIENT FACILITY FEES ACROSS PROVIDER TYPES, INCLUDING INSIGHTS, WHERE AVAILABLE, INTO CHANGES MADE OVER TIME;

(b) PAYMENTS FOR OUTPATIENT FACILITY FEES, INCLUDING INSIGHTS

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INTO THE ASSOCIATED CARE ACROSS PAYER TYPES;	1
(c) COVERAGE AND COST-SHARING PROVISIONS FOR OUTPATIENT CARE SERVICES ASSOCIATED WITH FACILITY FEES ACROSS PAYERS AND PAYER TYPES;	2
(d) DENIED FACILITY FEE CLAIMS BY PAYER TYPE AND PROVIDER TYPE;	3
(e) THE IMPACT OF FACILITY FEES AND PAYER COVERAGE POLICIES ON CONSUMERS, SMALL AND LARGE EMPLOYERS, AND THE MEDICAL ASSISTANCE PROGRAM;	4
(f) THE IMPACT OF FACILITY FEES AND PAYER COVERAGE POLICIES ON THE CHARGES FOR HEALTH-CARE SERVICES RENDERED BY INDEPENDENT HEALTH-CARE PROVIDERS, INCLUDING A COMPARISON OF PROFESSIONAL FEE CHARGES AND FACILITY FEE CHARGES; AND	5
(g) THE CHARGES FOR HEALTH-CARE SERVICES RENDERED BY HEALTH-CARE PROVIDERS AFFILIATED WITH OR OWNED BY A HOSPITAL OR HEALTH SYSTEM, AND INCLUDING A COMPARISON OF PROFESSIONAL FEE AND FACILITY FEE CHARGES.	6
(6) THE REPORT MUST INCLUDE AN ANALYSIS OF:	7
(a) DATA FROM THE COLORADO ALL-PAYER HEALTH CLAIMS DATABASE AS REPORTED UNDER DSG14, INCLUDING, AT A MINIMUM:	8
(I) THE NUMBER OF PATIENT VISITS FOR WHICH FACILITY FEES WERE CHARGED, INCLUDING, TO THE EXTENT POSSIBLE, A BREAKDOWN OF WHICH VISITS WERE IN-NETWORK AND WHICH WERE OUT-OF-NETWORK;	9
(II) TO THE EXTENT POSSIBLE, THE NUMBER OF PATIENT VISITS FOR WHICH THE FACILITY FEES WERE CHARGED OUT-OF-NETWORK AND THE PROFESSIONAL FEES WERE CHARGED IN-NETWORK FOR THE SAME OUTPATIENT SERVICE;	10
(III) THE TOTAL ALLOWED FACILITY FEE AMOUNTS BILLED AND DENIED;	11
(IV) THE TOP TEN MOST FREQUENT CPT CODES, REVENUE CODES, OR COMBINATION THEREOF, AT THE STEERING COMMITTEE'S DISCRETION, FOR WHICH FACILITY FEES WERE CHARGED;	12
(V) THE TOP TEN CPT CODES, REVENUE CODES, OR COMBINATION THEREOF, AT THE STEERING COMMITTEE'S DISCRETION, WITH THE HIGHEST TOTAL ALLOWED AMOUNTS FROM FACILITY FEES;	13
(VI) THE TOP TEN CPT CODES, REVENUE CODES, OR COMBINATION THEREOF, AT THE STEERING COMMITTEE'S DISCRETION, FOR WHICH FACILITY FEES ARE CHARGED WITH THE HIGHEST MEMBER COST SHARING; AND	14
(VII) THE TOTAL NUMBER OF FACILITY FEE CLAIM DENIALS, BY SITE OF SERVICE;	15
(b) DATA FROM HOSPITALS AND HEALTH SYSTEMS, WHICH DATA SHALL BE PROVIDED TO THE STEERING COMMITTEE, INCLUDING:	16
(I) THE NUMBER OF PATIENT VISITS FOR WHICH FACILITY FEES WERE CHARGED;	17
(II) THE TOTAL REVENUE COLLECTED IN FACILITY FEES;	18
(III) A DESCRIPTION OF THE MOST FREQUENT HEALTH-CARE SERVICES FOR WHICH FACILITY FEES WERE CHARGED AND NET REVENUE RECEIVED FOR EACH SUCH SERVICE; AND	19
(IV) A DESCRIPTION OF HEALTH-CARE SERVICES THAT GENERATED THE GREATEST AMOUNT OF GROSS FACILITY FEE REVENUE AND NET REVENUE RECEIVED FOR EACH SUCH SERVICE; AND	20
(V) DATA FROM OFF-CAMPUS HEALTH-CARE PROVIDERS THAT ARE AFFILIATED WITH OR OWNED BY A HOSPITAL OR HEALTH SYSTEM, INCLUDING:	21
(A) HISTORIC AND CURRENT BUSINESS NAMES AND ADDRESSES;	22
(B) HISTORIC AND CURRENT TAX IDENTIFICATION NUMBERS AND NATIONAL PROVIDER IDENTIFIERS;	23
(C) HEALTH-CARE PROVIDER ACQUISITION OR AFFILIATION DATE;	24
(D) FACILITY FEE BILLING POLICIES, INCLUDING WHETHER ANY CHANGES WERE MADE TO SUCH POLICIES BEFORE OR AFTER THE ACQUISITION OR AFFILIATION DATE; AND	25
(E) THE TOP TEN CPT CODES, REVENUE CODES, OR COMBINATION THEREOF, AT THE STATE DEPARTMENT'S DISCRETION, FOR WHICH A FACILITY FEE IS BILLED AND THE PROFESSIONAL FEE AMOUNT FOR THE SAME SERVICE;	26
(c) DATA, IF AVAILABLE, FROM THE STATE DEPARTMENT, THE DIVISION OF INSURANCE, AND COMMERCIAL PAYERS, INCLUDING:	27
(I) THE PAYMENT POLICY EACH PAYER USES FOR PAYMENT OF FACILITY FEES FOR NETWORK PRODUCTS, INCLUDING ANY CHANGES THAT WERE MADE TO SUCH POLICIES WITHIN THE LAST FIVE YEARS;	28
(II) A LIST OF COMMON PROCEDURES ASSOCIATED WITH FACILITY FEES;	29
(III) EACH PAYER'S NETWORK PRODUCT NAMES;	30
(IV) PAID AGGREGATE FACILITY FEE BILLINGS FROM OUTPATIENT PROVIDERS AND THE ASSOCIATED NUMBER OF FACILITY FEE CLAIMS, BROKEN	31
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DOWN BY HOSPITAL OR HEALTH SYSTEM; AND

(V) A DESCRIPTION OF THE ESTIMATED IMPACT OF FACILITY FEES ON PREMIUM RATES, OUT-OF-NETWORK CLAIMS, MEMBER COST SHARING, AND EMPLOYER COSTS;

(d) DATA FROM INDEPENDENT HEALTH-CARE PROVIDERS THAT ARE NOT AFFILIATED WITH OR OWNED BY A HOSPITAL OR HEALTH SYSTEM, INCLUDING:

(I) HISTORIC AND CURRENT BUSINESS NAMES AND ADDRESSES;

(II) HISTORIC AND CURRENT TAX IDENTIFICATION NUMBERS AND NATIONAL PROVIDER IDENTIFIERS;

(III) FACILITY FEE BILLING POLICIES, INCLUDING WHETHER ANY CHANGES WERE MADE TO SUCH POLICIES IN THE PAST FIVE YEARS; AND

(IV) WHERE APPLICABLE, THE TOP TEN CPT CODES, REVENUE CODES, OR COMBINATION THEREOF, AT THE STEERING COMMITTEE'S DISCRETION, FOR WHICH A FACILITY FEE IS BILLED AND THE PROFESSIONAL FEE AMOUNT FOR THE SAME SERVICE;

(e) THE IMPACT OF FACILITY FEES AND PAYER COVERAGE POLICIES ON THE COLORADO HEALTHCARE AFFORDABILITY AND SUSTAINABILITY ENTERPRISE, CREATED IN SECTION 25.5-4-402.4, THE MEDICAID EXPANSION, UNCOMPENSATED CARE, AND UNDERCOMPENSATED CARE;

(f) THE IMPACT OF FACILITY FEES ON ACCESS TO CARE, INCLUDING SPECIALTY CARE, PRIMARY CARE, AND BEHAVIORAL HEALTH CARE; INTEGRATED CARE SYSTEMS; HEALTH EQUITY; AND THE HEALTH-CARE WORKFORCE; AND

(g) A DESCRIPTION OF THE WAY IN WHICH HEALTH-CARE PROVIDERS MAY BE PAID OR REIMBURSED BY PAYERS FOR OUTPATIENT HEALTH-CARE SERVICES, WITH OR WITHOUT FACILITY FEES, THAT EXPLORES ANY LEGAL AND HISTORICAL REASONS FOR SPLIT BILLING BETWEEN PROFESSIONAL AND FACILITY FEES AT:

(I) ON-CAMPUS LOCATIONS;

(II) OFF-CAMPUS LOCATIONS BY HEALTH-CARE PROVIDERS AFFILIATED WITH OR OWNED BY A HOSPITAL OR HEALTH SYSTEM; AND

(III) LOCATIONS BY INDEPENDENT HEALTH-CARE PROVIDERS NOT AFFILIATED WITH OR OWNED BY A HOSPITAL SYSTEM.

(7) TO THE EXTENT FEASIBLE, DATA ANALYZED FOR PURPOSES OF SUBSECTION (6) OF THIS SECTION MUST BE SOURCED FROM 2014 THROUGH 2022, AS DETERMINED BY THE STEERING COMMITTEE AND THIRD-PARTY CONTRACTORS, AND SHALL BE DISAGGREGATED BY:

(a) YEAR;

(b) HOSPITAL OR HEALTH SYSTEM, WHERE APPLICABLE;

(c) TYPE OF SERVICE;

(d) FACILITY SITE TYPE, INCLUDING ON OR OFF CAMPUS; AND

(e) PAYER.

(8) THE STEERING COMMITTEE MAY INCLUDE IN THE REPORT INFORMATION RECEIVED IN ACCORDANCE WITH THIS SECTION; EXCEPT THAT THE STEERING COMMITTEE SHALL NOT SHARE PUBLICLY ANY INFORMATION SUBMITTED TO THE STEERING COMMITTEE THAT IS CONFIDENTIAL, IS PROPRIETARY, CONTAINS TRADE SECRETS, OR IS NOT A PUBLIC RECORD PURSUANT TO PART 2 OF ARTICLE 72 OF TITLE 24 EXCEPT IN AGGREGATED AND DE-IDENTIFIED FORM.

(9) THE DATA DESCRIBED IN THIS SECTION MUST BE SOUGHT IN A FORM AND MANNER DETERMINED BY THE STEERING COMMITTEE, STATE DEPARTMENT, OR THIRD-PARTY CONTRACTORS TO FACILITATE SUBMISSION OF INFORMATION. THE STEERING COMMITTEE SHALL SEEK TO EXHAUST EXISTING DATA SOURCES BEFORE MAKING ADDITIONAL REQUESTS FOR INFORMATION AND SUCH REQUESTS SHALL BE MADE ONLY ONCE FOR THE PURPOSE OF THE STUDY. THE REPORT MUST INCLUDE A DESCRIPTION OF WHICH ENTITIES WERE CONTACTED FOR INFORMATION AND THE OUTCOME OF EACH REQUEST.

(10) A STATEWIDE ASSOCIATION OF HOSPITALS MAY ALSO PROVIDE DATA SPECIFIED IN SUBSECTION (6)(b) OF THIS SECTION TO THE STEERING COMMITTEE.

(11) THIS SECTION IS REPEALED, EFFECTIVE JANUARY 1, 2025."

Strike pages 11 and 12.

Page 13, strike lines 1 through 7.

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Health & Human Services

The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE STATE BOARD OF HEALTH

for terms expiring March 1, 2025:

Dr. Christina Suh of Aurora, Colorado, a resident of the Sixth Congressional District and a Democrat, occasioned by the resignation of Shawn Turk of Centennial, Colorado, appointed;

Jeff Kuhr, PhD of Grand Junction, Colorado, a resident of the Third Congressional District and a Republican, occasioned by the resignation of Patricia Hammon of Eagle, Colorado, appointed;

effective March 2, 2023 for terms expiring March 1, 2027:

Evelinn Borrayo, PhD, of Fort Collins, Colorado, to serve as a resident of the Second Congressional District, and as a Democrat, reappointed;

Thomas Butts of Thornton, Colorado, to serve as a resident of the Eighth Congressional District, and as an Unaffiliated, reappointed.

Health & Human Services

The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE AIR QUALITY CONTROL COMMISSION

effective February 1, 2023 for terms expiring January 31, 2026:

Guillermo "Bill" Gonzalez III of Denver, Colorado, to serve as a representative of technical experience, reappointed;

Jon Slutksy of Wellington, Colorado, to serve as a representative of agricultural experience, reappointed;

Randal Ahrens of Broomfield, Colorado to serve as a representative of industrial and private sector experience, reappointed;

Gerald Arnold of Englewood, Colorado, to serve as a representative of labor and industrial experience, reappointed.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1209** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 7, line 10, strike "AND".

Page 7, after line 10 insert:

"(m) ANALYZE THE IMPACT OF A UNIVERSAL HEALTH-CARE SYSTEM ON UNION MEMBERS AND CONTRACTORS THAT EMPLOY UNION MEMBERS RELATED TO THE PRICE THAT UNION MEMBERS, INCLUDING UNION MEMBERS FROM OTHER STATES, MUST PAY FOR COLORADO'S POTENTIAL UNIVERSAL HEALTH-CARE SYSTEM AND ON ANY EXISTING HEALTH INSURANCE COVERAGE THAT A UNION HAS COLLECTIVELY BARGAINED FOR; AND".

Reletter succeeding paragraph accordingly.

Page 7, after line 12 insert:

"(5) (a) THE COLORADO SCHOOL OF PUBLIC HEALTH SHALL INCORPORATE AN ACTUARIAL ANALYSIS OF THE MODEL LEGISLATION SELECTED

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PURSUANT TO SUBSECTION (3) OF THIS SECTION INTO THE ANALYSIS CONDUCTED PURSUANT TO SUBSECTION (4) OF THIS SECTION.

(b) THE ACTUARIAL ANALYSIS CONDUCTED PURSUANT TO THIS SUBSECTION MUST:

(I) ANALYZE THE COSTS OF IMPLEMENTING A UNIVERSAL HEALTH-CARE SYSTEM IN COLORADO;

(II) ANALYZE THE OVERALL FUNDING REQUIREMENTS OF IMPLEMENTING A UNIVERSAL HEALTH-CARE SYSTEM IN COLORADO; AND

(III) BE CONDUCTED BY A QUALIFIED ACTUARIAL FIRM THAT HAS EXPERIENCE WORKING IN COLORADO."

Renumber succeeding subsections accordingly.

Page 7, line 13, after "(5)" insert "(a)".

Page 7, line 15, strike "SUBSECTION 4" and substitute "SUBSECTIONS (4) AND (5)".

Page 7, after line 18 insert:

"(b) BEFORE THE REPORT BY THE COLORADO SCHOOL OF PUBLIC HEALTH IS SUBMITTED TO THE GENERAL ASSEMBLY PURSUANT TO SUBSECTION (5)(a) OF THIS SECTION, THE REPORT MUST BE APPROVED BY A MAJORITY VOTE OF THE MEMBERS APPOINTED TO THE TASK FORCE AT A MEETING OF THE TASK FORCE."

Page 7, line 23, after "(1)" insert "(a)".

Page 7, after line 26 insert:

"(b) THE STATEWIDE HEALTH-CARE ANALYSIS TASK FORCE MUST APPROVE THE REPORT PREPARED BY THE COLORADO SCHOOL OF PUBLIC HEALTH PURSUANT TO SECTION 23-20-145 (5) BY A MAJORITY VOTE OF THE MEMBERS APPOINTED TO THE TASK FORCE AT A MEETING OF THE TASK FORCE."

Page 8, line 3, strike "SHALL" and substitute "MAY".

Page 8, line 21, strike "AND".

Page 8, line 23, strike "COMPANY." and substitute "COMPANY;

(XI) ONE MEMBER WHO IS A REPRESENTATIVE OF A PHARMACY BENEFIT MANAGER, AS DEFINED IN SECTION 10-16-102 (49);

(XII) ONE MEMBER WHO IS AN ACTUARIAL CONSULTANT SERVING INSURANCE CARRIERS THAT PROVIDE HEALTH INSURANCE COVERAGE TO COLORADANS;

(XIII) ONE MEMBER WHO IS A REPRESENTATIVE OF A SELF-INSURED EMPLOYER THAT PROVIDES HEALTH INSURANCE TO ITS EMPLOYEES UNDER A HEALTH INSURANCE PLAN COVERED BY THE FEDERAL "EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974", 29 U.S.C. SEC. 1001 ET SEQ., AS AMENDED; AND

(XIV) ONE MEMBER WHO REPRESENTS MANAGEMENT OF ORGANIZED LABOR THAT PROVIDES HEALTH INSURANCE COVERAGE FOR INDIVIDUALS WHO ARE INSURED UNDER A HEALTH INSURANCE PLAN COVERED BY THE FEDERAL "EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974", 29 U.S.C. SEC. 1001 ET SEQ., AS AMENDED."

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1218** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 7, line 9, strike "AUGUST 1 2023," and substitute "AUGUST 1, 2024,".

Page 8, lines 19 and 20, strike "AS PART OF THE INFORMED CONSENT PROCESS" and substitute "DURING SCHEDULING FOR LGBTQ HEALTH-CARE SERVICES, REPRODUCTIVE HEALTH-CARE SERVICES, OR END-OF-LIFE HEALTH-CARE SERVICES, AND AT THE TIME PRIVACY REQUIREMENTS SPECIFIED IN THE FEDERAL "HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996",

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PUB.L. 104-191, AS AMENDED, ARE PROVIDED TO PATIENTS".

Page 8, line 20, strike "SERVICES" and substitute "SERVICES, OR UPON REQUEST,".

Page 9, lines 3 and 4, strike "AS PART OF THE INFORMED CONSENT PROCESS" and substitute "DURING SCHEDULING FOR LGBTQ HEALTH-CARE SERVICES, REPRODUCTIVE HEALTH-CARE SERVICES, OR END-OF-LIFE HEALTH-CARE SERVICES, AND AT THE TIME PRIVACY REQUIREMENTS SPECIFIED IN THE FEDERAL "HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996", PUB.L. 104-191, AS AMENDED, ARE PROVIDED TO PATIENTS".

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1158** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 4, after line 25 insert:

"SECTION 3. In Colorado Revised Statutes, **add 26-2-144** as follows:
26-2-144. Food bank assistance grant program - creation - rules - definition. (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "FOOD BANK" MEANS A NONPROFIT CHARITABLE ORGANIZATION, EXEMPT FROM FEDERAL INCOME TAXATION UNDER THE PROVISIONS OF THE INTERNAL REVENUE CODE, WHOSE PRIMARY PURPOSE IS TO PROCURE FOOD FROM RETAILERS, MANUFACTURERS, FARMERS AND AGRICULTURAL PRODUCERS, INDIVIDUAL DONORS, GROCERY STORES, RESTAURANTS, AND GOVERNMENT CHANNELS; AND STORE, TRANSPORT, AND DISTRIBUTE THE FOOD TO OTHER NONPROFIT CHARITABLE HUNGER RELIEF ORGANIZATIONS, INCLUDING FOOD PANTRIES AND HUNGER RELIEF PARTNER AGENCIES IN A DEFINED GEOGRAPHIC SERVICE AREA.

(b) "FOOD PANTRY" MEANS A NONPROFIT CHARITABLE ORGANIZATION, EXEMPT FROM FEDERAL INCOME TAXATION UNDER THE PROVISIONS OF THE INTERNAL REVENUE CODE, WHOSE PRIMARY PURPOSE IS TO DISTRIBUTE FOOD AT NO COST DIRECTLY TO INDIVIDUALS IN NEED IN THE FOOD PANTRY'S LOCAL COMMUNITY AND TYPICALLY RECEIVES MOST OR ALL OF ITS FOOD FROM A PARTNER FOOD BANK, INCLUDING NONPROFIT PARTNER AGENCIES SUCH AS SOUP KITCHENS AND HOMELESS SHELTERS.

(c) "GRANT PROGRAM" MEANS THE FOOD BANK ASSISTANCE GRANT PROGRAM CREATED IN SUBSECTION (2) OF THIS SECTION.

(2) THERE IS CREATED IN THE STATE DEPARTMENT THE FOOD BANK ASSISTANCE GRANT PROGRAM. THE PURPOSE OF THE GRANT PROGRAM IS TO INCREASE THE AMOUNT OF NUTRITIOUS FOOD THAT FOOD BANKS ARE ABLE TO PROVIDE TO THE FOOD BANK'S HUNGER RELIEF PARTNERS.

(3) SUBJECT TO AVAILABLE APPROPRIATIONS, THE STATE DEPARTMENT MAY PROVIDE GRANTS OF MONEY TO FOOD BANKS TO ENHANCE THE FOOD BANK'S CAPACITY TO DISTRIBUTE QUALITY FOODS TO HUNGER RELIEF PARTNERS. A FOOD BANK SHALL USE THE GRANT MONEY TO:

(a) INCREASE THE VOLUME OF FOOD THAT IS DISTRIBUTED TO THE FOOD BANK'S HUNGER RELIEF PARTNERS, INCLUDING COLORADO AGRICULTURAL PRODUCTS; AND

(b) EXPAND CAPACITY TO DELIVER FOOD PRODUCTS TO HUNGER RELIEF PARTNERS, INCLUDING COLORADO AGRICULTURAL PRODUCTS.

(4) THE STATE DEPARTMENT MAY AWARD GRANTS TO ONE OR MORE FOOD BANKS OR FOOD BANK ASSOCIATIONS. IN DETERMINING AWARD AMOUNTS, THE STATE DEPARTMENT SHALL:

(a) CONSIDER THE FOOD BANK'S OR FOOD BANK ASSOCIATIONS' ABILITY TO DISTRIBUTE QUALITY FOOD IN OPTIMAL CONDITION; AND

(b) ENSURE THAT THE FOOD BANK OR FOOD BANK ASSOCIATION IS SERVING ALL REGIONS OF COLORADO, EITHER THROUGH THE FOOD BANK'S OR FOOD BANK ASSOCIATIONS' DISTRIBUTION NETWORK OR THROUGH SUB-AGREEMENTS WITH ENTITIES WHO SERVE OR WILL SERVE UNDER-RESOURCED COMMUNITIES.

(5) (a) THE STATE DEPARTMENT SHALL MONITOR THE GRANTS AWARDED. THE STATE DEPARTMENT MAY USE UP TO FIVE PERCENT OF THE TOTAL FUNDS APPROPRIATED FOR THE GRANT PROGRAM FOR DIRECT AND INDIRECT COSTS OF ADMINISTERING AND MONITORING THE GRANT PROGRAM.

(b) A FOOD BANK OR FOOD BANK ASSOCIATION MAY USE UP TO TEN

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PERCENT OF THE GRANT AWARD TO COVER THE FOOD BANK'S DIRECT COSTS IN DISTRIBUTING FOOD.

(6) A FOOD BANK OR FOOD BANK ASSOCIATION THAT RECEIVES A GRANT SHALL NOT RESELL OR APPLY OTHER ASSOCIATED FEES TO THE DISTRIBUTION OF FOOD PURCHASED WITH THE MONEY RECEIVED FROM THE GRANT."

Renumber succeeding sections accordingly.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB23-298** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, strike lines 2 through 4 and substitute:

"SECTION 1. In Colorado Revised Statutes, add part 9 to article 1 of title 25.5 as follows:

PART 9
HOSPITAL COLLABORATION AGREEMENTS

25.5-1-901. Hospital collaborative agreements - reviews of".

Page 3, line 12, after "COSTS;" add "AND".

Page 3, strike lines 13 through 18.

Page 3, line 19, strike "(VI) IT" and substitute "(V) IN CASES WHERE BOTH THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING AND THE ATTORNEY GENERAL APPROVE COLLABORATIVE ARRANGEMENTS, IT".

Page 3, line 20, strike "UNNECESSARY" and substitute "CERTAIN".

Page 4, line 18, strike "AS A RESULT, MANY" and substitute "MANY".

Page 4, lines 27 and 28, strike "RURAL HEALTH-CARE LEADERS".

Page 5, line 1, strike "THEY CONFRONT," and substitute "CONFRONTING RURAL HEALTH CARE,"

Page 5, line 12, after "SERVICES;" add "AND".

Page 5, strike lines 22 through 28 and substitute "COMMUNITIES".

Page 6, strike lines 1 and 2.

Page 8, line 20, strike "HOSPITAL-EMPLOYED STAFF." and substitute "HOSPITAL STAFF, WHETHER EMPLOYED BY THE HOSPITAL, A STAFFING AGENCY, OR OTHER EMPLOYER."

Page 8, line 26, after "SUBMISSION" insert "AND REVIEW" and strike "PROPOSALS." and substitute "PROPOSALS BY THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING."

Page 9, line 2, strike "If" and substitute "WITHIN FIFTEEN DAYS AFTER RECEIPT OF A PROPOSED COLLABORATIVE AGREEMENT AND THE RECEIPT OF ADDITIONAL INFORMATION REQUESTED BY THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, IF".

Page 9, line 12, strike "SIXTY" and substitute "FORTY-FIVE" and strike "PROPOSED".

Page 9, strike lines 13 and 14 and substitute "REFERRAL AND REVIEW FROM THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, THE ATTORNEY GENERAL SHALL REVIEW THE".

Page 9, line 19, strike "REVIEW." and substitute "REVIEW FOLLOWING RECEIPT OF THE REQUESTED INFORMATION."

Page 9, strike lines 20 through 28 and substitute:

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"(8) (a) A COLLABORATIVE AGREEMENT IS APPROVED IF:

(I) THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING CONCLUDES THAT THE PROPOSED COLLABORATIVE AGREEMENT WILL RESULT IN IMPROVED QUALITY, INCREASED ACCESS OR COST SAVINGS, OR OTHER EFFICIENCIES THAT WILL IMPROVE OR EXPAND THE DELIVERY OF HEALTH-CARE SERVICES IN RURAL AND FRONTIER COMMUNITIES IN COLORADO; AND

(II) THE ATTORNEY GENERAL CONCLUDES THAT THE BENEFITS IDENTIFIED BY THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING ARE OUTWEIGHED BY ANY COMPETITIVE CONCERNS IDENTIFIED BY THE ATTORNEY GENERAL OR THE ATTORNEY GENERAL DOES NOT RESPOND WITHIN THE TIME FRAMES SPECIFIED IN SUBSECTION (7) OF THIS SECTION."

Page 10, strike line 1.

Page 10, after line 1 insert:

"(b) (I) EXCEPT AS PROVIDED IN SUBSECTION (8)(b)(III) OF THIS SECTION, IF A PROPOSED COLLABORATIVE AGREEMENT IS DENIED, THE HOSPITALS OR HOSPITAL AFFILIATES MAY REQUEST RECONSIDERATION BY RESUBMITTING THE PROPOSED AGREEMENT TO THE ATTORNEY GENERAL WITHIN THIRTY DAYS AFTER THE DENIAL ALONG WITH ADDITIONAL MATERIALS, INFORMATION, OR OTHER EVIDENCE THAT WAS NOT PREVIOUSLY SUBMITTED RELATING TO THE DETERMINATION OF THE BENEFITS OR ANTICOMPETITIVE HARM ASSOCIATED WITH THE PROPOSED COLLABORATIVE AGREEMENT.

(II) THE ATTORNEY GENERAL HAS FORTY-FIVE DAYS FROM THE DATE OF THE REQUEST TO RECONSIDER THE DENIAL AND MAY CONSULT WITH THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING OR THE DIVISION OF INSURANCE IN THE DEPARTMENT OF REGULATORY AGENCIES AS PART OF THE RECONSIDERATION. THE PROPOSED COLLABORATIVE AGREEMENT IS NOT DEEMED APPROVED IF THE ATTORNEY GENERAL FAILS TO RESPOND WITHIN THE FORTY-FIVE DAY RECONSIDERATION PERIOD.

(III) A REQUEST FOR RECONSIDERATION OF A PROPOSED COLLABORATIVE AGREEMENT MAY BE MADE ONLY ONCE WITHIN THE THIRTY DAY PERIOD FOLLOWING THE DENIAL OF THE PROPOSED COLLABORATIVE AGREEMENT. THE ATTORNEY GENERAL'S DECISION ON A PROPOSED COLLABORATIVE AGREEMENT THAT IS NOT SUBMITTED FOR RECONSIDERATION WITHIN THIRTY DAYS OR THAT IS DENIED UPON RECONSIDERATION IS FINAL AND NON-APPEALABLE."

Page 10, line 2, strike "(b)" and substitute "(c)".

Page 10, strike lines 5 through 8 and substitute "AGREEMENT ARE CONSISTENT WITH THIS SECTION."

Page 10, before line 9 insert:

SECTION 2. In Colorado Revised Statutes, add 25-3-304.5 as follows:

25-3-304.5. Hospital collaborative agreements - additional powers.

IN ADDITION TO THE POWERS SPECIFIED IN SECTION 25-3-304, THE BOARD OF TRUSTEES OF A COUNTY PUBLIC HOSPITAL MAY ENTER INTO A COLLABORATIVE AGREEMENT WITH ANOTHER COUNTY PUBLIC HOSPITAL, HEALTH SERVICE DISTRICT, OR HOSPITAL AFFILIATE IN ACCORDANCE WITH SECTION 25.5-1-901."

Renumber succeeding sections accordingly.

Page 10, line 17, strike "25-3-304.5." and substitute "25.5-1-901."

Strike "MAY" and substitute "WILL" on: **Page 9**, lines 3 and 4.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1201** be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1153** be referred to the Committee on Appropriations with favorable recommendation.

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THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-279 by Senator(s) Fields and Hansen; also Representative(s) Boesenecker and Joseph, Froelich--Concerning prohibited activity related to firearms, and, in connection therewith, regulating firearms and firearm frames and receivers that do not have serial numbers; prohibiting manufacture of firearms, frames, and receivers by unlicensed persons; establishing a process for serializing firearms, frames, and receivers; and designating machine gun conversion devices as dangerous weapons.

A majority of those elected to the Senate having voted in the affirmative, Senator Hansen was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.009), by Senator Hansen.

Amend engrossed bill, page 3, line 26, strike "RECEIVER," and substitute "RECEIVER OF A FIREARM".

The amendment was **passed** on the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	E	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	20	NO	12	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	E	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	E	Rich	E	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Gonzales, Hinrichsen, Jaquez Lewis, Moreno, Mullica, Sullivan, and Winter F.

SB23-213 by Senator(s) Moreno; also Representative(s) Jodeh and Woodrow--Concerning state land use requirements, and, in connection therewith, establishing a process to diagnose and address housing needs across the state, prohibiting a local government from enforcing certain occupancy limits, modifying the content requirements for county and municipal master plans, criteria for certain grant programs, and expenditures from the multimodal transportation options fund to align with state strategic growth objectives, and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	20	NO	12	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	N	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	E	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	E	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Exum, Gonzales, Hansen, Jaquez Lewis, and Priola.

HB23-1246 by Representative(s) McCluskie and Pugliese; also Senator(s) Buckner and Will-- Concerning measures to support the in-demand career workforce, and, in connection therewith, making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Kirkmeyer was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.011), by Senator Kirkmeyer.

Amend revised bill, page 15, after line 15 insert:

"(2) For the 2023-24 state fiscal year, \$10,000,000 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 as follows:

- (a) \$1,884,056 for need based grants;
- (b) \$7,788,318 for the college opportunity fund program to be used for fee-for-service contracts with state institutions pursuant to section 23-18-303.5 (3), C.R.S.;
- (c) \$84,091 for Colorado mountain college;
- (d) \$99,878 for Aims community college; and
- (e) \$143,657 for area technical colleges.

(3) For the 2023-24 state fiscal year, \$7,788,318 is appropriated to the department of higher education. This appropriation is from reappropriated funds received from the fee-for-service contracts with state institutions under subsection (2)(b) of this section. To implement this act, the department may use this appropriation as follows:

Governing Boards

Trustees of Adams state university	\$164,099
Trustees of Colorado Mesa university	\$313,550
Trustees of Metropolitan state university of Denver	\$644,367
Trustees of Western Colorado university	\$141,533
Board of governors of the Colorado state university system	\$1,580,582
Trustees of Fort Lewis college	\$133,653
Regents of the university of Colorado	\$2,241,072
Trustees of the Colorado school of mines	\$235,958
University of northern Colorado	\$445,092
State board for community colleges and occupational education state system community colleges	\$1,888,412

(4) The general assembly's intent is that the appropriations provided in subsections (2) and (3) of this section be used for the development, expansion, and support of in-demand career focused credential programs and financial aid for students with financial need who are enrolled in these programs."

Page 15, line 16, strike "(2)" and substitute "(5)".

The amendment was **lost** on the following roll call vote:

YES	11	NO	21	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	E	Rich	E	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	5	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	E	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Exum, Fenberg, Fields, Gonzales, Hansen, Hinrichsen, Moreno, Mullica, Pelton B., Priola, Roberts, Rodriguez, Simpson, Sullivan, and Zenzinger.

Committee of the Whole On motion of Senator Gonzales, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Gonzales was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1279 by Representative(s) Lindstedt and Sharbini; also Senator(s) Rodriguez--Concerning the ability of a licensed retail marijuana store to sell retail marijuana to a person who is not physically present on the store's licensed premises.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1275 by Representative(s) Lindstedt and Weinberg; also Senator(s) Roberts--Concerning modifications to the performance-based incentive for film production in Colorado, and, in connection therewith, clarifying the definition of "qualified local expenditure" for payments to personal service corporations, requiring production companies to file information income tax returns regarding such payments, and eliminating the withholding exemption for payments to nonresidents who perform services in connection with a film production for less than one hundred twenty days in a year.

Ordered revised and placed on the calendar for third reading and final passage.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the remaining General Orders -- Second Reading of Bills Calendar (HB23-1233, HB223-1243, HB23-1003, HB23-1216, HB23-1229, and HB23-1197) of Friday, April 28, was laid over until Monday, May 1, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Gonzales, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	26	NO	6	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	E	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1279, HB23-1275.

Laid over until Monday, May 1: HB23-1233, HB23-1243, HB23-1003, HB23-1216, HB23-1229, HB23-1197.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-251, HB23-1091, HB23-1136, HB23-1241, HB23-1274, HB23-1298, HB23-1300, HB23-1305, HB23-1182, HB23-1250, and HB23-1162 were made Special Orders -- Consent Calendar at 1:33 p.m.

Committee of the Whole

The hour of 1:33 p.m. having arrived, Senator Gonzales moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Gonzales was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-251 by Senator(s) Roberts and Rich; also Representative(s) Daugherty and Pugliese-- Concerning a requirement that the attorney general represent the department of revenue in all driver's license and state identification card appeals.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, April 28, page(s) 1189-1190 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1091 by Representative(s) Pugliese and Kipp; also Senator(s) Marchman and Rich--Concerning the income tax credit for a qualifying contribution to promote child care in the state, and, in connection therewith, continuing the credit for three years, requiring the department of revenue to develop recommendations for the expansion of the types of contributions that qualify for the credit, and making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

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HB23-1136 by Representative(s) Ortiz and Hartsook; also Senator(s) Winter F. and Liston--Concerning health insurance coverage for a prosthetic device necessary for a covered person to engage in certain types of activities, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1241 by Representative(s) Bird and Pugliese; also Senator(s) Zenzinger and Kirkmeyer--Concerning creating a task force to study the statewide K-12 education accountability system in order to address resource inequities contributing to student performance, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1274 by Representative(s) McCormick and Catlin; also Senator(s) Roberts and Will--Concerning an appropriation for species conservation trust fund projects.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1298 by Representative(s) Sirota and Bird, Bockenfeld; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning the date upon which the department of public health and environment must begin providing reimbursements to certain public schools for costs associated with testing the lead content of drinking water.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1300 by Representative(s) Bird and Sirota; also Senator(s) Zenzinger and Kirkmeyer--Concerning extending continuous eligibility medical coverage for certain individuals, and, in connection therewith, seeking federal authorization and making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1305 by Representative(s) Bird and Bockenfeld, Sirota; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning the program to provide the continuation of health benefits for dependents of certain local government public safety employees who die in a work-related death, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1250 by Representative(s) Pugliese; also Senator(s) Pelton B.--Concerning a correction to the Colorado Revised Statutes to ensure that the attorney general's powers and duties include concurrent jurisdiction with the relevant district attorney over the regulation of architects.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1162 by Representative(s) Woodrow; also Senator(s) Rodriguez--Concerning the regulation of consumer legal funding transactions, and, in connection therewith, authorizing the administrator of the "Uniform Consumer Credit Code" to adopt rules regulating creditor-imposed charges for certain consumer credit transactions that are secured by a consumer's potential proceeds from a settlement or judgment obtained in an associated legal claim.

Ordered revised and placed on the calendar for third reading and final passage.

Upon request of Majority Leader Moreno, **HB23-1182** was removed from the Special Orders--Second Reading of Bills Consent Calendar of Friday, April 28, and was placed on the Special Orders--Second Reading of Bills Calendar of Friday, April 28.

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**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Gonzales, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	31	NO	1	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	E	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-251 as amended, HB23-1091, HB23-1136, HB23-1241, HB23-1274, HB23-1298, HB23-1300, HB23-1305, HB23-1250, HB23-1162.

Laid over to the Special Orders -- Second Reading of Bills calendar, Friday, April 28: HB23-1182.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-263, SB23-286, SB23-292, SB23-295, SB23-297, HB23-1182, HB23-1019, HB23-1061, HB23-1074, HB23-1105, HB23-1161, HB23-1184, HB23-1205, HB23-1227, HB23-1231, HB23-1272, HCR23-1001, HB23-1243, HB23-1261, HB23-1181, HB23-1102, HB23-1262, HB23-1120, HB23-1233, HB23-1003, and HB23-1229 were made Special Orders at 1:43 p.m.

Committee of the Whole

The hour of 1:43 p.m. having arrived, Senator Gonzales moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Gonzales was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-263 by Senator(s) Priola; also Representative(s) Velasco--Concerning a loan from the general fund to the natural disaster mitigation enterprise to defray expenses incurred before the receipt of fee revenue or revenue bond proceeds.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB23-286 by Senator(s) Hansen; also Representative(s) Snyder and Soper--Concerning public access to government records.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 20, page(s) 983-984 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 28, page(s) 1190 and placed in members' bill files.)

Amendment No. 3(L.005), by Senator Hansen.

Amend the State, Veterans, and Military Affairs Committee Report, dated April 20, 2023, page 1, line 12, strike "A" and substitute "EXCEPT AS OTHERWISE REQUIRED BY SECTION 24-72-204 (3.5)(g), AND EXCEPT WHEN A RECORD REQUESTED IS CONFIDENTIAL AND ACCESSIBLE ONLY ON THE BASIS THAT THE REQUESTER IS THE PERSON IN INTEREST, A".

Page 1, line 18, strike "THAT" and substitute "A".

Amendment No. 4(L.008), by Senator Hansen.

Amend printed bill, page 1, line 101, after "CONCERNING" insert "IMPROVING".

Amendment No. 5(L.009), by Senator Hansen.

Amend printed bill, page 4, line 20, strike "OR NON-SORTABLE".

Amend printed bill, page 5, strike line 19 through 27.

Page 6, strike line 1 and substitute:

"(9) NOTWITHSTANDING THE PROVISIONS OF SECTION 2-3-511 AND SUBSECTIONS (3)(a)(X) AND (3)(a)(X.5) OF THIS SECTION, RECORDS OF SEXUAL HARASSMENT COMPLAINTS MADE AGAINST AN ELECTED OFFICIAL AND THE RESULTS OR REPORT OF INVESTIGATIONS REGARDING ALLEGED SEXUAL HARASSMENT BY AN ELECTED OFFICIAL CONDUCTED BY OR FOR THAT OFFICIAL'S GOVERNMENT SHALL BE MADE AVAILABLE FOR INSPECTION IF THE INVESTIGATION CONCLUDES THAT THE ELECTED OFFICIAL IS CULPABLE FOR ANY ACT OF SEXUAL HARASSMENT; EXCEPT THAT THE IDENTITY OF ANY ACCUSER, ACCUSED WHO IS NOT AN ELECTED OFFICIAL, VICTIM, OR WITNESS AND ANY OTHER INFORMATION THAT WOULD IDENTIFY ANY SUCH PERSON MUST BE REDACTED. THE RECORDS MUST BE REDACTED, IF POSSIBLE, TO PERMIT INSPECTION WITHOUT REVEALING ANY PART OF THE RECORD THAT WOULD NOT BE SUBJECT TO DISCLOSURE PURSUANT TO ANY OTHER PROVISION OF THIS PART 2. NOTHING IN THIS SUBSECTION (9) REQUIRES THE DISCLOSURE OF ANY RECORD SUBJECT TO PART 3 OF THIS ARTICLE 72."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-292 by Senator(s) Hansen and Fenberg, Coleman, Danielson, Exum, Hinrichsen, Marchman, Mullica, Roberts, Rodriguez; also Representative(s) Duran and Bird--Concerning labor requirements for energy sector construction.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 25, page(s) 1073-1074 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 28, page(s) 1190-1191 and placed in members' bill files.)

Amendment No. 3(L.006), by Senator Hansen.

Amend printed bill, page 14, strike lines 4 through 12 and substitute:

"(b) (I) FOR ENERGY SECTOR PUBLIC WORKS PROJECTS FUNDED PURSUANT TO SECTION 24-92-303 (5)(a)(I)(A), THE REQUIREMENTS OF THIS PART 3 APPLY ONLY WHEN THE PROJECT IS A POWER GENERATION PROJECT WITH A NAMEPLATE GENERATION CAPACITY OF ONE MEGAWATT OR HIGHER AND THE AGGREGATED PUBLIC ASSISTANCE FROM THE STATE IS FIVE HUNDRED THOUSAND DOLLARS OR MORE.

(II) FOR ENERGY SECTOR PUBLIC WORKS PROJECTS UNDER 24-92-303(5)(b)(II), THE REQUIREMENTS OF THIS PART 3 APPLY ONLY WHEN THE TOTAL PROJECT COST IS ONE MILLION DOLLARS OR MORE, AND THE AGGREGATED PUBLIC ASSISTANCE FROM THE STATE, FUNDING FROM A PUBLIC UTILITY, OR FUNDING FROM A COOPERATIVE ELECTRIC ASSOCIATION IS FIVE HUNDRED THOUSAND DOLLARS OR MORE."

Page 27, line 4, strike "CUSTOMER" and substitute "BUILDING OWNER".

Page 28, after line 9 insert:

"(c) THIS SUBSECTION (5) DOES NOT APPLY TO A GAS DSM PROGRAM THAT IS LIMITED TO IN-UNIT WORK IN A MULTIFAMILY BUILDING, AS UNDERTAKEN BY THE OWNER OR TENANT OF THE MULTIFAMILY BUILDING OR UNIT."

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Page 30, line 1, strike "CUSTOMER," and substitute "BUILDING OWNER AS PART OF THE BENEFICIAL ELECTRIFICATION PROGRAM,".

Page 31, after line 5 insert:

"(c) THIS SUBSECTION (5) DOES NOT APPLY TO A BENEFICIAL ELECTRIFICATION PROJECT THAT IS LIMITED TO IN-UNIT WORK IN A MULTIFAMILY BUILDING, AS UNDERTAKEN BY THE OWNER OR TENANT OF THE MULTIFAMILY BUILDING OR UNIT.".

Amendment No. 4(L009), by Senator Hansen.

Amend printed bill, page 10, line 26, strike "FUELS;" and substitute "FUELS OR AN ENERGY STORAGE SYSTEM AS DEFINED BY SECTION 40-2-202 WITH AN ENERGY RATING OF ONE MEGAWATT OF POWER CAPACITY OR FOUR MEGAWATT HOURS OF USEABLE ENERGY CAPACITY OR HIGHER;".

Amend the Hansen floor amendment (SB292_L.006), page 1, line 6, after "HIGHER" insert "OR AN ENERGY STORAGE SYSTEM AS DEFINED BY SECTION 40-2-202 WITH AN ENERGY RATING OF ONE MEGAWATT OF POWER CAPACITY OR FOUR MEGAWATT HOURS OF USEABLE ENERGY CAPACITY OR HIGHER".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB23-297 by Senator(s) Zenzinger and Pelton R.; also Representative(s) McLachlan and Catlin-- Concerning the expansion of the America 250 - Colorado 150 commission, and, in connection therewith, making an appropriation.

Ordered engrossed and placed on the calendar for third reading and final passage.

HCR23-1001 by Representative(s) Weissman and Lynch, Bacon; also Senator(s) Gardner and Gonzales, Moreno, Van Winkle--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning judicial discipline, and, in connection therewith, establishing an independent judicial discipline adjudicative board, setting standards for judicial review of a discipline case, and clarifying when discipline proceedings become public.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, April 27, page(s) 1131 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1019 by Representative(s) Weissman and Lynch, Bacon; also Senator(s) Gardner and Gonzales, Moreno, Van Winkle--Concerning judicial discipline, and, in connection therewith, ensuring complainant rights in judicial discipline proceedings and making an appropriation.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, April 27, page(s) 1151-1152 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1205 by Representative(s) Lynch and Bacon; also Senator(s) Gardner and Moreno--Concerning the creation of the office of the judicial discipline ombudsman, and, in connection therewith, making an appropriation.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, April 27, page(s) 1152-1154 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

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HB23-1182 by Representative(s) Epps and Mabrey, Bacon, Garcia, Marshall, Sharbini, Woodrow; also Senator(s) Fields and Gardner--Concerning a requirement for remote public access to observe criminal court proceedings.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 27, page(s) 1130 and placed in members' bill files.)

Amendment No. 2(L.010), by Senator Gardner.

Amend reengrossed bil, page 3, line 14, strike "PERSON," and substitute "PERSON;"

Page 3, line 14, after "TRIAL," insert "INCLUDING VIOLATIONS OF SEQUESTRATION ORDERS;"

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1061 by Representative(s) Daugherty and Taggart; also Senator(s) Zenzinger--Concerning permitting a retail establishment to serve complementary alcohol beverages at a place of business, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1074 by Representative(s) Dickson and Amabile; also Senator(s) Marchman--Concerning a study regarding workforce transitions to other industries, and, in connection therewith, making an appropriation.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 14, page(s) 816 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1105 by Representative(s) Parenti and Titone; also Senator(s) Cutter and Fields--Concerning the creation of task forces to examine issues affecting certain homeowners' rights, and, in connection therewith, creating the HOA homeowners' rights task force and the metropolitan district homeowners' rights task force, and making an appropriation.

Amendment No. 1(L.004), by Senator Cutter.

Amend reengrossed bill, page 5, after line 23 insert:

"(V) AN ASSOCIATION SHALL NOTIFY ITS UNIT OWNERS ABOUT THE TASK FORCE BEFORE THE TASK FORCE HOLDS ITS FIRST MEETING."

Page 11, after line 4 insert:

"(V) A METROPOLITAN DISTRICT SHALL NOTIFY ITS RESIDENTS ABOUT THE TASK FORCE BEFORE THE TASK FORCE HOLDS ITS FIRST MEETING."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1161 by Representative(s) Kipp and Willford; also Senator(s) Cutter, Priola--Concerning environmental standards for certain products, and, in connection therewith, making an appropriation.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 1056-1057, was **lost**.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 28, page(s) 1192 and placed in members' bill files.)

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As amended, ordered revised and placed on the calendar for third reading and final passage.

SB23-295 by Senator(s) Roberts and Will, Bridges, Pelton B., Rich; also Representative(s) McCluskie and Catlin, Holtorf, Lukens, McCormick, McLachlan, Soper, Velasco--Concerning the creation of the Colorado river drought task force.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, April 27, page(s) 1134-1136 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 28, page(s) 1191 and placed in members' bill files.)

Amendment No. 3(L.012), by Senator Roberts.

Amend printed bill, page 3, line 16, strike "OR CITY AND COUNTY." and substitute "CITY AND COUNTY, WATER CONSERVANCY DISTRICT, OR WATER AND SANITATION DISTRICT."

Page 6 of the bill, strike line 27 and substitute "RECOMMENDATIONS FOR POTENTIAL STATE LEGISLATION THAT WOULD PROVIDE".

Page 7 of the bill, line 14, strike "MUST, AT A MINIMUM:" and substitute "MUST:".

Page 7 of the bill, line 15, strike "MUST BE ADOPTED AND" and substitute "BE DESIGNED TO BE REASONABLY".

Strike "LOCATED" and substitute "THAT OWNS WATER RIGHTS" on: **Page 5** of the bill, lines 7 and 13.

Amend the Agriculture and Natural Resources Committee Report, dated April 26, 2023, page 2, strike line 3 and substitute "ORGANIZATION THAT IS THE OWNER OF WATER RIGHTS;

(B) A REPRESENTATIVE OF A FRONT RANGE MUNICIPAL WATER PROVIDER THAT DIVERTS WATER FROM THE COLORADO RIVER;".

Reletter succeeding sub-subparagraphs accordingly."

Page 2 of the report, strike line 25 and substitute "THE INTERIOR ON MAY 20, 2019, AND ANY EXTENSION OF, AMENDMENT TO, OR REPLACEMENT OF THAT PROGRAM THAT IS INTENDED TO ACHIEVE SIMILAR OBJECTIVES; AND".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1184 by Representative(s) Lindstedt and Frizell; also Senator(s) Roberts--Concerning certain low-income housing property that is deemed to be used for a strictly charitable purpose, and, in connection therewith, clarifying and expanding the property tax exemption for property acquired by nonprofit housing providers for a strictly charitable low-income housing purpose and creating a property tax exemption for property held by community land trusts or nonprofit affordable homeownership developers and used for a strictly charitable purpose.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1227 by Representative(s) Jodeh and Ortiz; also Senator(s) Will--Concerning the enforcement of requirements imposed on pharmacy benefit managers, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 20, page(s) 985 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

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HB23-1243 by Representative(s) Amabile; also Senator(s) Moreno--Concerning changes to the hospital community benefit.

Amendment No. 1(L.022), by Senator Moreno.

Amend reengrossed bill, page 11, strike lines 5 through 7, and substitute:

"(d) THE ESTIMATED FEDERAL AND STATE INCOME TAX EXEMPTIONS AND THE PROPERTY TAX EXEMPTIONS RECEIVED BY EACH HOSPITAL, WHICH SHALL BE CALCULATED BY THE DEPARTMENT OF REVENUE."

Page 12, after line 15 insert:

SECTION 5. Appropriation. (1) For the 2023-24 state fiscal year, \$50,000 is appropriated to the department of health care policy and financing for use by the executive director's office. This appropriation is from the healthcare affordability and sustainability fee cash fund created in section 25.5-4-402.4(5)(a). To implement this act, the office may use this appropriation for transfer to the department of revenue.

(2) For the 2023-24 state fiscal year, the general assembly anticipates that the department of health care policy and financing will receive \$50,000 in federal funds for transfer to the department of revenue to implement this act. The appropriation in subsection (1) of this section is based on the assumption that the department of health care policy and financing will receive this amount of federal funds, which is subject to the "(I)" notation as defined in the annual general appropriation act for the same fiscal year.

(3) For the 2023-24 state fiscal year, \$100,000 is appropriated to the department of revenue. This appropriation is from reappropriated funds received from the department of health care policy and financing under subsections (1) and (2) of this section and is based on an assumption that the department of revenue will require an additional 1.0 FTE. To implement this act, the department of revenue may use this appropriation for personal services."

ReNUMBER succeeding section accordingly.

Page 1, line 101, strike "BENEFIT." and substitute "BENEFIT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Amendment No. 2(L.020), by Senator Moreno.

Amend reengrossed bill, page 12, strike lines 16 through 18, 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; 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 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1231 by Representative(s) McLachlan and Pugliese; also Senator(s) Marchman and Lundeen--Concerning improving mathematics outcomes in pre-kindergarten through twelfth grade education, and, in connection therewith, making an appropriation.

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, April 25, page(s) 1061-1062 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 28, page(s) 1192 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

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HB23-1272 by Representative(s) Weissman and Joseph; also Senator(s) Fenberg and Cutter--
Concerning tax policy that advances decarbonization, and, in connection therewith,
extending tax credits for the purchase or lease of electric vehicles; creating tax credits for
industrial facilities to implement greenhouse gas emissions reduction improvements, for
expenditures made in connection with geothermal energy projects, for production of
geothermal electricity generation, for the deployment of heat pump technology, for retail
sales of electric bicycles, and for construction of sustainable aviation fuel production
facilities; creating a temporary specific ownership tax rate reduction on a portion of the
sale of electric medium- and heavy-duty trucks; temporarily decreasing the severance tax
credit for oil and gas production, requiring the revenue that is attributable to the decrease be
deposited in the decarbonization tax credits administration cash fund, and creating the cash
fund; and making an appropriation.

Amendment No. 1, Finance Committee Amendment.

(Printed in Senate Journal, April 27, page(s) 1181-1182 and placed in members' bill files.)

Amendment No. 2(L.066), by Senator Fenberg.

Amend reengrossed bill, page 70, line 4, strike "PURCHASER." and substitute
"PURCHASER; EXCEPT THAT FOR THE INCOME TAX YEAR COMMENCING ON
JANUARY 1, 2024, THE CREDIT IS ALLOWED ONLY FOR RETAIL SALES MADE ON
OR AFTER APRIL 1, 2024, BUT ON OR BEFORE DECEMBER 31, 2024.".

Amendment No. 3(L.067), by Senator Fenberg.

Amend reengrossed bill, page 70, line 12, after "PURCHASER." add "EXCEPT AS
OTHERWISE PROVIDED IN SUBSECTION (4)(a)(II) OF THIS SECTION, THE
QUALIFIED RETAILER SHALL, AT THE TIME OF THE RETAIL SALE, COLLECT FROM
A PURCHASER AN AFFIDAVIT ON FORMS PRESCRIBED BY THE OFFICE AFFIRMING
THAT THE PURCHASER IS A QUALIFIED PURCHASER.".

Page 70, line 27, after "REQUIRE." add "THE QUALIFIED RETAILER SHALL SUBMIT
WITH THE QUARTERLY REPORT REQUIRED BY THIS SUBSECTION (3)(e)(I) THE
AFFIDAVITS FROM QUALIFIED PURCHASERS THAT THE QUALIFIED RETAILER IS
REQUIRED TO COLLECT PURSUANT TO SUBSECTION (3)(b) OF THIS SECTION AND
THE OFFICE SHALL INSPECT THE AFFIDAVITS TO DETERMINE THAT RETAIL SALES
HAVE BEEN MADE TO QUALIFIED PURCHASERS.".

Page 71, line 22, strike "THE OFFICE SHALL DEVELOP A PROCESS" and substitute
"IF ON OR BEFORE JUNE 30, 2025, THE OFFICE DETERMINES, IN CONNECTION
WITH ITS INSPECTION OF THE AFFIDAVITS REQUIRED PURSUANT TO SUBSECTION
(3)(b) OF THIS SECTION, THAT A REGISTRATION PROCESS IS NEEDED AND WOULD
BE COST EFFECTIVE IN CURTAILING FRAUD OR ABUSE RELATED TO CLAIMING THE
CREDIT ALLOWED UNDER THIS SECTION, THE OFFICE SHALL DEVELOP A PROCESS
IN LIEU OF THE AFFIDAVITS".

Page 72, line 25, strike "SECTION" and substitute "SECTION, THE DISCOUNT
REQUIRED PURSUANT TO SUBSECTION (3)(b) OF THIS SECTION, AND THE
ADMINISTRATIVE FEE ALLOWED PURSUANT TO SUBSECTION (3)(d) OF THIS
SECTION".

Page 72, after line 27 insert:

"(7) THE OFFICE SHALL PROVIDE TECHNICAL ASSISTANCE TO ENSURE
THAT QUALIFIED RETAILERS HAVE ACCESS TO LOW-COST FINANCING TO SUPPORT
THEM IN CLAIMING THE CREDIT ALLOWED UNDER THIS SECTION.".

Re-number succeeding subsection accordingly.

As amended, ordered revised and placed on the calendar for third reading and final
passage.

HB23-1261 by Representative(s) McLachlan and Martinez; also Senator(s) Pelton B. and Buckner--
Concerning removing the requirement for a student to register for the United States
selective service system to enroll in a state-supported institution of higher education.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1181 by Representative(s) Mauro, Snyder; also Senator(s) Hinrichsen and Mullica--Concerning the regulation of guaranteed asset protection agreements.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 27, page(s) 1176-1180 and placed in members' bill files.)

Amendment No. 2(L.016), by Senator Hinrichsen and Mullica.

Amend the Business, Labor, and Technology Committee Report, dated April 27, 2023, page 7, strike lines 6 through 13 and substitute:

"UNEARNED GAP FEE TO THE CONSUMER WITHIN THIRTY DAYS.

(b) IF THE ORIGINAL CREDITOR HAS NOT REFUNDED THE UNEARNED GAP FEE TO THE CONSUMER WITHIN THIRTY DAYS PURSUANT TO SUBSECTION (3)(a) OF THIS SECTION, THE ASSIGNEE SHALL PROVIDE THE REFUND TO THE CONSUMER, AND THE ORIGINAL CREDITOR OR GAP ADMINISTRATOR SHALL REIMBURSE THE ASSIGNEE FOR THE AMOUNT OF SUCH REFUND NO LATER THAN FORTY-FIVE DAYS AFTER THE ORIGINAL CREDITOR OR GAP ADMINISTRATOR HAS RECEIVED NOTICE FROM THE ASSIGNEE."

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1102 by Representative(s) Evans and Bird; also Senator(s) Roberts and Hansen--Concerning the high-visibility alcohol and drug impaired driving enforcement program.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1262 by Representative(s) Ricks and Bradley; also Senator(s) Priola--Concerning allowing a student to receive an associate degree from the Colorado re-engaged initiative after earning a certain number of credit hours from a different institution.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1229 by Representative(s) Weissman and Mabrey, Amabile, Bacon, Boesenecker, Brown, deGruy Kennedy, Epps, Froelich, Garcia, Gonzales-Gutierrez, Jodeh, Joseph, Kipp, Lieder, Lindstedt, Michaelson Jenet, Ortiz, Parenti, Sharbini, Sirota, Story, Titone, Velasco, Vigil, Willford, Woodrow, Young; also Senator(s) Gonzales, Fields--Concerning changes to consumer lending laws to limit charges to consumers.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 26, page(s) 1081-1082 and placed in members' bill files.)

Amendment No. 2(L.015), by Senator Gonzales.

Amend the Business, Labor, and Technology Committee Report, dated April 25, 2023, page 2, strike lines 15 through 17 and substitute:

"SECTION 5. In Colorado Revised Statutes, 5-1-303, amend the "Credit card bank or financial institution" line as follows:

"5-1-303. Index of definitions in code. Definitions in this code and the sections in which they appear are:

"Credit card bank or financial institution" section 5-2-213 (1)".

Amendment No. 3(L.021), by Senator Gonzales.

Amend the Business, Labor, and Technology Committee Report, dated April 25, 2023, page 2, strike line 19 and substitute:

"Page 6 of the reengrossed bill, strike lines 2 through 6 and substitute:

"SECTION 6. Effective date - applicability. (1) Except as otherwise provided in this section, this act takes effect on passage.

(2) Sections 1, 4, and 5 of this act take effect July 1, 2024, and apply to consumer credit transactions made or renewed on or after July 1, 2024.

(3) Section 2 of this act takes effect January 1, 2024, and applies to consumer credit transactions made or renewed on or after January 1, 2024.

(4) Section 3 of this act takes effect July 1, 2024, and applies to consumer credit transactions made or renewed on or after July 1, 2024."."

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1003 by Representative(s) Michaelson Jenet; also Senator(s) Cutter--Concerning the creation of the "Sixth Through Twelfth Grade Mental Health Screening Act", and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 14, page(s) 833-835 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 1040 and placed in members' bill files.)

Amendment No. 3(L.046), by Senator Smallwood.

Amend the Health and Human Services Committee Report, dated April 13, 2023, page 2, strike lines 10 through 14.

Page 2, line 27, strike "SERVICES," and substitute "SERVICES OR".

Page 2, line 27, strike "AGENCY, OR" and substitute "AGENCY.".

Page 2, strike lines 28 and 29.

Amendment No. 4(L.047), by Senator Smallwood.

Amend reengrossed bill, page 5, line 26, strike "ASSESSMENT" and substitute "QUESTIONNAIRE".

Amendment No. 5(L.060), by Senator Smallwood.

Amend reengrossed bill, page 4, strike lines 25 through 27, and substitute "CONCERN.".

Page 5, line 4, after "OUT;" insert "AND".

Page 5, strike lines 5 through 7.

Reletter succeeding paragraph accordingly.

Page 5, strike lines 10 and 11, and substitute:

"(5) A PARENT OR GUARDIAN".

Page 7, line 22, after "PROVIDE" insert "THE STUDENT AND".

Page 8, line 1, strike "AMENDED," and substitute "AMENDED.".

Page 8, strike lines 2 through 14.

Page 8, line 25, strike "THE SCREENER SHALL".

Page 8, strike lines 26 and 27.

Page 9, strike lines 1 through 7.

Page 9, line 8, strike "STUDENT'S CONSENT." and substitute "THE SCREENER MAY NOT DISCLOSE RECORDS OR INFORMATION WITHOUT WRITTEN CONSENT FROM THE STUDENT, IF THE STUDENT IS OVER EIGHTEEN YEARS OF AGE, OR THE STUDENT'S PARENT.".

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Amendment No. 6(L.062), by Senator VanWinkle.

Amend reengrossed bill, page 5, line 4, strike "OUT;" and substitute "OUT,
WHICH MUST BE A TIME FRAME OF AT LEAST FOURTEEN DAYS;".

As amended, ordered revised and placed on the calendar for third reading and final passage.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (HB23-1120 and HB23-1233) of Friday, April 28, was laid over until Monday, May 1, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB23-286 by Senator(s) Hansen; also Representative(s) Snyder and Soper--Concerning public access to government records.

Senator Kirkmeyer moved to amend the Report of the Committee of the Whole to show that the following Kirkmeyer floor amendment, (L.006) to SB 23-286, did pass.

Amend printed bill, page 4, after line 1, insert:
"SECTION 2. In Colorado Revised Statutes, 24-72-202, add (6.5)(c)(V) as follows:
24-72-202. Definitions. As used in this part 2, unless the context otherwise requires:
 (6.5) (c) "Work product" does not include:
 (V) Notwithstanding the provisions of subsection (6.5)(a) of this section, the results of any quadratic voting conducted by members of the general assembly."

Re-number succeeding sections accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	11	NO	19	EXCUSED	5	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	E	Mullica	E	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	E	Rich	E	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	28	NO	2	EXCUSED	5	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	E	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	E	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	E	Rich	E	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-263, SB23-286 as amended, SB23-292 as amended, SB23-297, SB23-295 as amended, HCR23-1001 as amended, HB23-1019 as amended, HB23-1205 as amended, HB23-1182 as amended, HB23-1061, HB23-1074 as amended, HB23-1105 as amended, HB23-1161 as amended, HB23-1184, HB23-1227 as amended, HB23-1243, HB23-1231 as amended, HB23-1272 as amended, HB23-1261, HB23-1181 as amended, HB23-1102, HB23-1262, HB23-1229 as amended, HB23-1003 as amended
Laid over until Monday, May 1: HB23-1120, HB23-1233.

MESSAGE FROM THE GOVERNOR

Friday, April 28th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-074 - Sunset Modify Human Trafficking Prevention Training
Approved on Friday, April 28th, 2023 at 12:30 p.m.

SB23-085 - Sunset Continue Sexual Misconduct Advisory Committee
Approved on Friday, April 28th, 2023 at 12:30 p.m.

SB23-152 - Sunset Continue Custom Processing Meat Animals
Approved on Friday, April 28th, 2023 at 12:30 p.m.

SB23-154 - Sunset Continue Veterans One-stop Center
Approved on Friday, April 28th, 2023 at 12:30 p.m.

SB23-168 - Gun Violence Victims' Access to Judicial System
Approved on Friday, April 28th, 2023 at 9:30 a.m.

SB23-169 - Increasing Minimum Age To Purchase Firearms
Approved on Friday, April 28th, 2023 at 9:30 a.m.

SB23-170 - Extreme Risk Protection Order Petitions
Approved on Friday, April 28th, 2023 at 9:30 a.m.

SB23-250 - Transfer From Severance Tax Operations Cash Fund
Approved on Friday, April 28th, 2023 at 12:30 p.m.

Sincerely,
(signed)
Jared Polis
Governor

Friday, April 14th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-188 - Protections for Accessing Reproductive Health Care
Approved on Friday, April 14th, 2023 at 2:05 p.m.

SB23-189 - Increasing Access to Reproductive Health Care
Approved on Friday, April 14th, 2023 at 2:05 p.m.

SB23-190 - Deceptive Trade Practice Pregnancy-Related Service
Approved on Friday, April 14th, 2023 at 2:05 p.m.

Sincerely,
(signed)
Jared Polis
Governor

Friday, April 14th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

Today I signed into law Senate Bill 23-190, "Deceptive Trade Practice Pregnancy-related Service." This bill makes it a deceptive trade practice under Colorado's Consumer Protection Act to advertise that a person provides reproductive health care services when they do not in fact provide those services, which I fully support. Further, the bill temporarily makes it unprofessional conduct for licensed providers to prescribe or administer a particular medication off label for specific purposes until the State Boards of Medicine, Pharmacy, and Nursing find the practice to be within the generally accepted standard of practice. The Boards are required to promulgate rules by October 1, 2023 on this issue. Should the evidence that dominates the medical community subsequently change at any future time regarding this or any other practice, the Boards can reopen rulemaking and reassess their original decision.

I am a strong believer in science and believe that the members of the State's Medical, Pharmacy, and Nursing Boards have the subject matter expertise and substantial experience to provide the necessary analysis on this and other important medical treatments, and I'm glad that full authority to designate professional activities returns to them after October 1, 2023. These experts are best suited to make determinations about medical science and have the flexibility to change as science and federal regulations evolve. Moving forward, I would be hesitant to support additional legislative attempts to circumscribe precise medical treatments into law. Although I don't agree with legislating the practice of medicine, this direction only lasts five months under this bill. The standards of practice for medicine should be left to appointed medical professionals in the State driven by the ongoing process of science.

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As directed in the legislation, the Boards will take immediate action to comply with the rulemaking requirements in SB 23-190 in order to generate a specific stance on standards of practice in this space for the Colorado medical community.

I thank the sponsors for their work on SB 23-190 and other legislation that protects the right to choose in Colorado. Together we can ensure Colorado remains a place that respects freedom and bodily autonomy.

Sincerely,
(signed)
Jared Polis
Governor

On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m., Monday, May 1, 2023.

Approved:

James Coleman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

113th Legislative Day Monday, May 1, 2023

- Prayer 11
By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver. 12
- Call to Order 13
By the President at 10:00 a.m. 14
- Roll Call 15
Present--31 16
Excused--4, Buckner, Exum, Hansen, Mullica 17
Present later--4, Buckner, Exum, Hansen, Mullica 18
- Quorum 19
The President announced a quorum present. 20
- Pledge 21
By Senator Will. 22
- Approval of the Journal 23
On motion of Senator Rich, the Journal of Friday, April 28, 2023, was approved as 24
corrected by the Secretary. 25

SENATE SERVICES REPORT

Correctly Engrossed: SB23-251, 263, 286, 292, 295, and 297; SJR23-008. 32
Correctly Reengrossed: SB23-213 and SB279. 33
Correctly Revised: HB23-1003, 1019, 1061, 1074, 1091, 1102, 1105, 1136, 1161, 1162, 34
 1181, 1182, 1184, 1205, 1227, 1229, 1231, 1241, 1243, 1250, 1261, 1262, 1272, 1274, 35
 1275, 1279, 1298, 1300, and 1305; HCR23-1001. 36
Correctly Rerevised: HB23-1246. 37

MESSAGE FROM THE HOUSE

April 29, 2023 44
 Mr. President: 45

The House has passed on Third Reading and transmitted to the Revisor of Statutes 46
 HB23-1303, 1296, 1112, 1257, 1304, and 1293, amended as printed in House Journal, 47
 April 26, 2023. 48

The House has passed on Third Reading and transmitted to the Revisor of Statutes 49
 HB23-1135 and 1065, amended as printed in House Journal, April 28, 2023. 50

The House has passed on Third Reading and transmitted to the Revisor of Statutes 51
 SB23-067, amended as printed in House Journal, April 25, 2023. 52

The House has passed on Third Reading and transmitted to the Revisor of Statutes 53
 SB23-266, 172, 153, 195, 013, and 016, amended as printed in House Journal, April 26, 54
 2023. 55

The House has passed on Third Reading and transmitted to the Revisor of Statutes 56
 SB23-261, 111, 290, and 276, amended as printed in House Journal, April 28, 2023. 57

The House has passed on Third Reading and returns herewith SB23-165, 268, 273, 260, 58
 184, 264, 192, 056, 036, and 284. 59

The House has postponed indefinitely SB23-024. The bill is returned herewith. 60

The House has voted not to concur in the Senate amendments to HB23-1108 and requests that a conference committee be appointed. The Speaker has appointed Representatives Evans, chair, Duran, and Froelich as House conferees on the First Conference Committee on HB23-1108. The bill is transmitted herewith.

The House has voted to concur in the Senate amendments to HB23-1008, 1032, 1178, 1234, 1263, and 1246, and has repassed the bills as so amended.

MESSAGE FROM THE REVISOR OF STATUTES

May 1, 2023
We herewith transmit:

Without comment, as amended, HB23-1065, 1112, 1135, 1257, 1293, 1296, 1303, and 1304.

Without comment, as amended, SB23-013, 016, 067, 111, 153, 172, 195, 261, 266, 276, and 290.

COMMITTEE OF REFERENCE REPORTS

Appropriations

After consideration on the merits, the Committee recommends that **SB23-298** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 10, after line 17 insert:

"SECTION 3. Appropriation. (1) For the 2023-24 state fiscal year, \$30,260 is appropriated to the department of health care policy and financing for use by the executive director's office. This appropriation 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 office may use this appropriation as follows:

(a) \$26,385 for personal services, which amount is based on an assumption that the office will require an additional 0.8 FTE; and

(b) \$3,875 for operating expenses.

(2) For the 2023-24 state fiscal year, the general assembly anticipates that the department of health care policy and financing will receive \$30,259 in federal funds to implement this act, which amount is subject to the "(I)" notation as defined in the annual general appropriation act for the same fiscal year. 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) \$26,384 for personal services; and

(b) \$3,875 for operating expenses."

ReNUMBER succeeding section accordingly.

Page 1, line 102, strike "COLLABORATION." and substitute "COLLABORATION, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB23-302** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1153** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1201** be referred to the Committee of the Whole with favorable recommendation.

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Appropriations After consideration on the merits, the Committee recommends that **HB23-1212** be referred to the Committee of the Whole with favorable recommendation. 1
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Appropriations After consideration on the merits, the Committee recommends that **HB23-1218** be referred to the Committee of the Whole with favorable recommendation. 3
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Appropriations After consideration on the merits, the Committee recommends that **HB23-1237** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. 7
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Amend reengrossed bill, page 5, line 19, strike "\$61,607" and substitute "\$77,009". 12
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Page 5, line 22, strike "\$50,000" and substitute "\$62,500". 15
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Page 5, line 24, strike "\$11,607" and substitute "\$14,509". 17
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Appropriations After consideration on the merits, the Committee recommends that **HB23-1244** be referred to the Committee of the Whole with favorable recommendation. 20
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At the order of the President, Senators Buckner, Exum, and Mullica were added to the current roll call. 24
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APPOINTMENTS TO CONFERENCE COMMITTEE 28
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The President appointed Senators Fields, Chair, Gonzales, and Gardner as Senate conferees on the first conference committee on **HB23-1132**. 32
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On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Special Orders -- Second Reading of Bills Calendar (HB23-1120 and HB23-1233) of Monday, May 1, was laid over until later in the day, Monday, May 1. 36
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THIRD READING OF BILLS -- FINAL PASSAGE -- CONSENT CALENDAR 43
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On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent: 47
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SB23-251 by Senator(s) Roberts and Rich; also Representative(s) Daugherty and Pugliese-- Concerning a requirement that the attorney general represent the department of revenue in all driver's license and state identification card appeals, and, in connection therewith, making an appropriation. 50
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The question being "Shall the bill pass?", the roll call was taken with the following result: 56
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YES	31	NO	3	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Gonzales, Moreno, Pelton B., Priola, Simpson, and Winter F.

HB23-1091 by Representative(s) Pugliese and Kipp; also Senator(s) Marchman and Rich--Concerning the income tax credit for a qualifying contribution to promote child care in the state, and, in connection therewith, continuing the credit for three years, requiring the department of revenue to develop recommendations for the expansion of the types of contributions that qualify for the credit, and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fields, Ginal, Gonzales, Hinrichsen, Jaquez Lewis, Kolker, Moreno, Mullica, Priola, Roberts, Sullivan, Winter F., and Zenzinger.

HB23-1136 by Representative(s) Ortiz and Hartsook; also Senator(s) Winter F. and Liston--Concerning health insurance coverage for a prosthetic device necessary for a covered person to engage in certain types of activities, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fields, Ginal, Gonzales, Marchman, Moreno, Mullica, Pelton B., Priola, Roberts, Smallwood, Sullivan, Will, and Zenzinger.

HB23-1241 by Representative(s) Bird and Pugliese; also Senator(s) Zenzinger and Kirkmeyer--Concerning creating a task force to study the statewide K-12 education accountability system in order to address resource inequities contributing to student performance, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	2	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fields, Gardner, Lundeen, Moreno, Mullica, Pelton B., Priola, Simpson, Sullivan, and Winter F.

HB23-1274 by Representative(s) McCormick and Catlin; also Senator(s) Roberts and Will--Concerning an appropriation for species conservation trust fund projects.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Coleman, Ginal, Liston, Moreno, Pelton R., Priola, Rich, Simpson, and Zenzinger.

HB23-1298 by Representative(s) Sirota and Bird, Bockenfeld; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning the date upon which the department of public health and environment must begin providing reimbursements to certain public schools for costs associated with testing the lead content of drinking water.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Fields, Ginal, Gonzales, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Priola, Sullivan, and Winter F.

HB23-1300 by Representative(s) Bird and Sirota; also Senator(s) Zenzinger and Kirkmeyer-- Concerning extending continuous eligibility medical coverage for certain individuals, and, in connection therewith, seeking federal authorization and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	3	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Ginal, Gonzales, Hinrichsen, Jaquez Lewis, Kolker, Moreno, Priola, Roberts, Sullivan, and Winter F.

HB23-1305 by Representative(s) Bird and Bockenfeld, Sirota; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning the program to provide the continuation of health benefits for dependents of certain local government public safety employees who die in a work-related death, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	2	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Ginal, Gonzales, Hinrichsen, Kolker, Marchman, Moreno, Mullica, Pelton B., Priola, Roberts, Will, and Winter F.

HB23-1250 by Representative(s) Pugliese; also Senator(s) Pelton B.--Concerning a correction to the Colorado Revised Statutes to ensure that the attorney general's powers and duties include concurrent jurisdiction with the relevant district attorney over the regulation of architects.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Priola.

HB23-1162 by Representative(s) Woodrow; also Senator(s) Rodriguez--Concerning the regulation of consumer legal funding transactions, and, in connection therewith, authorizing the administrator of the "Uniform Consumer Credit Code" to adopt rules regulating creditor-imposed charges for certain consumer credit transactions that are secured by a consumer's potential proceeds from a settlement or judgment obtained in an associated legal claim.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	12	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Priola, and Winter F.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

Senate in recess. Senate reconvened.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1279 by Representative(s) Lindstedt and Sharbini; also Senator(s) Rodriguez--Concerning the ability of a licensed retail marijuana store to sell retail marijuana to a person who is not physically present on the store's licensed premises.

Laid over until later in the day, Monday, May 1.

HB23-1275 by Representative(s) Lindstedt and Weinberg; also Senator(s) Roberts--Concerning modifications to the performance-based incentive for film production in Colorado, and, in connection therewith, clarifying the definition of "qualified local expenditure" for payments to personal service corporations, requiring production companies to file information income tax returns regarding such payments, and eliminating the withholding exemption for payments to nonresidents who perform services in connection with a film production for less than one hundred twenty days in a year.

Laid over until later in the day, Monday, May 1.

SB23-263 by Senator(s) Priola; also Representative(s) Velasco--Concerning a loan from the general fund to the natural disaster mitigation enterprise to defray expenses incurred before the receipt of fee revenue or revenue bond proceeds.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	E	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter.

SB23-286 by Senator(s) Hansen; also Representative(s) Snyder and Soper--Concerning improving public access to government records.

Laid over until later in the day, Monday, May 1.

At the order of the President, Senator Hansen was added to the current roll call.

SB23-292 by Senator(s) Hansen and Fenberg, Coleman, Danielson, Exum, Hinrichsen, Marchman, Mullica, Roberts, Rodriguez; also Representative(s) Duran and Bird--Concerning labor requirements for energy sector construction, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Fields, Gonzales, Jaquez Lewis, Kolker, Priola, Sullivan, and Winter F.

SB23-297 by Senator(s) Zenzinger and Pelton R.; also Representative(s) McLachlan and Catlin--Concerning the expansion of the America 250 - Colorado 150 commission, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Coleman, Cutter, Exum, Gardner, Jaquez Lewis, Kirkmeyer, Liston, Marchman, Mullica, Pelton B., Priola, Roberts, Simpson, Smallwood, and Sullivan.

SB23-295

by Senator(s) Roberts and Will, Bridges, Pelton B., Rich; also Representative(s) McCluskie and Catlin, Holtorf, Lukens, McCormick, McLachlan, Soper, Velasco--Concerning the creation of the Colorado river drought task force, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Gardner, Ginal, Kirkmeyer, Liston, Lundeen, Marchman, Moreno, Mullica, Pelton R., Priola, Rodriguez, Simpson, Smallwood, Winter F., and Zenzinger.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the remaining Third Reading of Bills -- Final Passage Calendar (HCR23-1001, HB23-1019, HB23-1205, HB23-1182, HB23-1061, HB23-1074, HB23-1105, HB23-1161, HB23-1184, HB23-1227, HB23-1243, HB23-1231, HB23-1272, HB23-1261, HB23-1181, HB23-1102, HB23-1262, HB23-1229, HB23-1003) of Monday, May 1, was laid over until later in the day, Monday May 1, retaining its place on the calendar.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

SJR23-004

by Senator(s) Bridges and Van Winkle; also Representative(s) Kipp and Bockenfeld--Concerning uniformity among municipalities that locally collect sales and use tax on construction materials including issuance of building permits.

On motion of Senator Bridges, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Co-sponsor(s) added: Moreno.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB23-1056 and SB23-302 were made Special Orders -- Consent Calendar at 12:39 p.m.

Committee of the Whole

The hour of 12:39 p.m. having arrived, Senator Gonzales moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Gonzales was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1056 by Representative(s) Hamrick; also Senator(s) Cutter--Concerning modernizing record keeping by the state archives.

Ordered revised and placed on the calendar for third reading and final passage.

SB23-302 by Senator(s) Pelton B. and Hinrichsen; also Representative(s) Ortiz and Hartsook--Concerning changes to the Colorado veterans' service-to-career program.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 28, page(s) 1186 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS -- CONSENT CALENDAR

On motion of Senator Gonzales, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-302 as amended, HB23-1056.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-298, HB23-1153, HB23-1201, HB23-1212, HB23-1218, HB23-1237, HB23-1244, HB23-1197, HB23-1236, HB23-1271, HB23-1278, HB23-1245, HB23-1259, HB23-1264, HB23-1216, HB23-1249, HB23-1120, HB23-1233, HB23-1190, and SB23-296 were made Special Orders at 12:48 p.m.

Committee of the Whole

The hour of 12:48 p.m. having arrived, Senator Gonzales moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Gonzales was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-298

by Senator(s) Gardner and Roberts; also Representative(s) McCormick and Bockenfeld-- Concerning allowing certain public hospitals to improve access to health care through collaboration.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 28, page(s) 1200-1201 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 1, page(s) 1222 and placed in members' bill files.)

Amendment No. 3(L.007), by Senator Gardner and Roberts.

Amend Health and Human Services Committee Report, dated April 27, 2023, page 1, line 6, strike "reviews" and substitute "review".

Page 1 of the report, strike line 10 and substitute "THE STATE DEPARTMENT, THE DIVISION OF INSURANCE, IF APPLICABLE, AND THE".

Page 2 of the report, strike lines 6 through 8 and substitute:

"Page 8 of the bill, strike lines 25 through 28 and substitute "THE STATE DEPARTMENT AND TO THE DIVISION OF INSURANCE, IF THE PROPOSED COLLABORATIVE AGREEMENT INCLUDES NEGOTIATING WITH HEALTH INSURANCE PAYERS, AS DESCRIBED IN SUBSECTION (3)(g) OF THIS SECTION, PURSUANT TO RULES THAT MAY BE PROMULGATED FOR THE SUBMISSION AND REVIEW OF PROPOSALS BY THE STATE DEPARTMENT AND BY THE DIVISION OF INSURANCE, IF APPLICABLE. THE STATE DEPARTMENT AND THE DIVISION OF INSURANCE, IF APPLICABLE, MAY REQUEST ADDITIONAL INFORMATION NECESSARY"."

Page 2 of the report, after line 8 insert:

"Page 9 of the bill, strike line 1 and substitute "TO REVIEW THE PROPOSAL"."

Page 2 of the report, line 11, strike "DEPARTMENT OF" and substitute "STATE DEPARTMENT AND BY THE DIVISION OF INSURANCE, IF APPLICABLE, IF"."

Page 2 of the report, strike line 12.

Page 2 of the report, strike line 16 and substitute "FROM THE STATE DEPARTMENT AND THE DIVISION OF INSURANCE, IF APPLICABLE, THE".

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Page 2 of the report, lines 22, strike "DEPARTMENT OF HEALTH CARE POLICY AND FINANCING" and substitute "STATE DEPARTMENT AND THE DIVISION OF INSURANCE, IF APPLICABLE".

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Page 2 of the report, line 23, strike "CONCLUDES" and substitute "CONCLUDE".

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Page 2 of the report, line 29, strike "DEPARTMENT OF HEALTH CARE POLICY AND FINANCING" and substitute "STATE DEPARTMENT AND BY THE DIVISION OF INSURANCE, IF APPLICABLE,".

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Page 2 of the report, line 31, strike the first "GENERAL" and substitute "GENERAL,".

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Page 3 of the report, line 14, strike "IN THE DEPARTMENT OF REGULATORY AGENCIES".

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Page 3 of the report, line 17, strike "FORTY-FIVE DAY" and substitute "FORTY-FIVE-DAY".

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Page 3 of the report, line 20, strike "THIRTY DAY" and substitute "THIRTY-DAY".

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Amend printed bill, page 5, lines 18 and 19, strike "DEPARTMENT OF HEALTH CARE POLICY AND FINANCING" and substitute "STATE DEPARTMENT, THE DIVISION OF INSURANCE, IF APPLICABLE,"

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Page 6 of the bill, after line 10 insert:

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"(c) "DIVISION OF INSURANCE" MEANS THE DIVISION OF INSURANCE IN THE DEPARTMENT OF REGULATORY AGENCIES.".

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Re-number succeeding paragraphs accordingly.

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Page 6 of the bill, line 23, strike "(5) AND (6)" and substitute "(5), (6), AND (7)".

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Page 8 of the bill, line 7, strike "AUTHORIZED UNDER" and substitute "DESCRIBED IN".

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Page 8 of the bill, line 9, strike "SUCH".

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Page 10 of the bill, line 2, strike "DEPARTMENT OF HEALTH CARE POLICY AND FINANCING" and substitute "STATE DEPARTMENT, THE DIVISION OF INSURANCE, IF APPLICABLE,".

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As amended, ordered engrossed and placed on the calendar for third reading and final passage.

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HB23-1153 by Representative(s) Armagost and Amabile; also Senator(s) Pelton B. and Rodriguez-- Concerning a feasibility study to determine pathways to behavioral health care for people with serious mental illness, and, in connection therewith, making an appropriation.

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Ordered revised and placed on the calendar for third reading and final passage.

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HB23-1201 by Representative(s) Daugherty and Soper; also Senator(s) Mullica and Smallwood-- Concerning prescription drug benefits contract term requirements, and, in connection therewith, making an appropriation.

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Ordered revised and placed on the calendar for third reading and final passage.

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HB23-1212 by Representative(s) Hamrick and Lieder; also Senator(s) Kolker and Danielson-- Concerning the creation of a navigator program to promote apprenticeships to high school students, and, in connection therewith, making an appropriation.

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Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, April 25, page(s) 1061 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1218 by Representative(s) Brown and Titone; also Senator(s) Jaquez Lewis--Concerning requiring that a health-care facility inform patients as part of the informed consent process of services that the health-care facility refuses to provide to patients when the refusal is for nonmedical reasons, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.

(Printed in Senate Journal, April 28, page(s) 1198-1199 and placed in members' bill files.)

Amendment No. 2(L,017), by Senator Jaquez Lewis.Amend reengrossed bill, page 7, line 8, strike "**complaint process** -".

Page 9, line 5, strike "INFORMED CONSENT" and substitute "PROVIDING THE CURRENT SERVICE AVAILABILITY FORM".

Page 9, lines 7 and 8, strike "AS APPROPRIATE, UNTIL THE INFORMED CONSENT PROCESS IS CONDUCTED;" and substitute "AS APPROPRIATE;".

Page 9, strike lines 10 and 11 and substitute "REPRESENTATIVE'S RECEIPT OF THE SERVICE AVAILABILITY FORM; AND".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1237 by Representative(s) Velasco; also Senator(s) Will and Exum--Concerning inclusive language access in local emergency situations, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, May 1, page(s) 1237 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1244 by Representative(s) deGruy Kennedy and Velasco; also Senator(s) Priola--Concerning the transfer of the regional health connector program from the university of Colorado school of medicine to the prevention services division in the department of public health and environment, and, in connection therewith, making an appropriation.

Amendment No. 1(L.004), by Senator Priola.

Amend reengrossed bill, page 6, lines 1 and 2, strike "THIS SECTION." and substitute "SECTION 23-21-901.".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1197 by Representative(s) Young and Weinberg; also Senator(s) Danielson--Concerning requiring the department of health care policy and financing to engage in a stakeholder process to address the oversight of host home providers, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1236 by Representative(s) Young and Amabile; also Senator(s) Kolker--Concerning implementation updates to the behavioral health administration.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 27, page(s) 1127-1130 and placed in members' bill files.)

Amendment No. 2(J.002), by Senator Kolker.

Amend reengrossed bill, page 33, after line 25 insert:

"SECTION 41. Appropriation - adjustments to 2023 long bill.

(1) To implement this act, appropriations made in the annual general appropriation act for the 2023-24 state fiscal year to the department of human services are adjusted as follows:

(a) The general fund appropriation for use by the behavioral health administration for jail-based behavioral health services is decreased by \$2,250,400; and

(b) The general fund appropriation for use by the office of behavioral health for the jail-based competency restoration program is increased by \$2,250,400."

Renumber succeeding section accordingly.

Page 1, line 102, strike "ADMINISTRATION." and substitute "ADMINISTRATION, AND, IN CONNECTION THEREWITH MAKING AND REDUCING AN APPROPRIATION."

Amendment No. 3(L.031), by Senator Simpson.

Amend reengrossed bill, page 8, after line 7 insert:

"SECTION 12. In Colorado Revised Statutes, recreate and reenact, with amendments, 25-27.6-104 as follows:

25-27.6-104. License required - repeal. (1) (a) ON OR AFTER JULY 1, 2022, IT IS UNLAWFUL FOR ANY PERSON, PARTNERSHIP, ASSOCIATION, OR CORPORATION TO CONDUCT OR MAINTAIN A BEHAVIORAL HEALTH ENTITY WITHOUT HAVING OBTAINED A LICENSE THEREFOR FROM THE DEPARTMENT.

(b) ON OR AFTER JULY 1, 2021, AN ENTITY SEEKING INITIAL LICENSURE AS A BEHAVIORAL HEALTH ENTITY SHALL APPLY FOR A BEHAVIORAL HEALTH ENTITY LICENSE IF THE ENTITY WOULD PREVIOUSLY HAVE BEEN LICENSED AS AN ACUTE TREATMENT UNIT, A COMMUNITY MENTAL HEALTH CENTER, A COMMUNITY MENTAL HEALTH CLINIC, OR A CRISIS STABILIZATION UNIT LICENSED AS A COMMUNITY CLINIC.

(c) A FACILITY LICENSED AS OF JUNE 30, 2021, AS AN ACUTE TREATMENT UNIT, A COMMUNITY MENTAL HEALTH CENTER, A COMMUNITY MENTAL HEALTH CLINIC, OR A CRISIS STABILIZATION UNIT LICENSED AS A COMMUNITY CLINIC SHALL APPLY FOR A BEHAVIORAL HEALTH ENTITY LICENSE PRIOR TO THE EXPIRATION OF THE FACILITY'S CURRENT LICENSE. SUCH A FACILITY IS SUBJECT TO THE STANDARDS UNDER WHICH IT IS LICENSED AS OF JULY 1, 2021, UNTIL SUCH TIME AS THE BEHAVIORAL HEALTH ENTITY LICENSE IS ISSUED.

(2) THIS SECTION IS REPEALED, EFFECTIVE JANUARY 1, 2024."

Renumber succeeding sections accordingly.

Amendment No. 4(L.032), by Senator Simpson.

Amend reengrossed bill, page 33, strike lines 26 and 27.

Strike page 34 and substitute:

"SECTION 41. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety."

Amendment No. 5(L.033), by Senator Kolker.

Amend reengrossed bill, page 26, line 17, after "amend" insert "(3)".

Page 26, line 18, strike "portion" and substitute "portion,".

Page 26, line 20, after "rights." insert "(3) (a) Once the person is presented to

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an outpatient mental health facility or facility designated by the commissioner, an intervening professional shall screen the person immediately. If an intervening professional is not immediately available, the person must be screened within eight hours after the person's arrival at the facility to determine if the person meets criteria for an emergency mental health hold pursuant to section 27-65-106. Once the screening is completed and if the person meets the criteria, the intervening professional shall first pursue voluntary treatment and evaluation. If the person refuses or the intervening professional has reasonable grounds to believe the person will not remain voluntarily, the intervening professional may place the person under an emergency mental health hold pursuant to section 27-65-106.

(b) IF A PERSON DETAINED PURSUANT TO THIS SECTION IS TRANSPORTED TO AN EMERGENCY MEDICAL SERVICES FACILITY, THE INVOLUNTARY TRANSPORTATION HOLD EXPIRES UPON THE FACILITY RECEIVING THE PERSON FOR SCREENING BY AN INTERVENING PROFESSIONAL."

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1271 by Representative(s) Gonzales-Gutierrez and Soper; also Senator(s) Gonzales--Concerning the establishment of Lunar New Year Day as an observed state holiday.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1278 by Representative(s) Brown and Parenti; also Senator(s) Gonzales--Concerning measures permitting parties to certain legal relationships to satisfy certain requirements without having to appear in person.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1245 by Representative(s) Parenti and Willford; also Senator(s) Priola and Rodriguez--Concerning requirements under the "Fair Campaign Practices Act" for municipal elections.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 28, page(s) 1186 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1264 by Representative(s) McCormick and Catlin; also Senator(s) Pelton R. and Marchman--Concerning the authority of the commissioner of agriculture to act in instances involving the health of livestock.

Amendment No. 1(L.009), by Senator Pelton B.

Amend reengrossed bill, page 5, strike lines 10 through 24 and substitute:

"35-50-113. Condemnation of livestock. (2) Whenever the state agricultural commission finds it necessary to condemn and destroy any animals or property within this state because of any contagious or infectious disease, ~~such~~ THE animals or property shall not be destroyed until after a fair appraisal has been made of the value of ~~such~~ THE animals or property by ~~three~~ TWO appraisers, one to be appointed by the ~~state agricultural commission;~~ COMMISSIONER AND one by the owner of the property to be destroyed. ~~and the third to be selected by these two.~~ ~~Such~~ THE appraisers shall EACH make a report to the commission under oath as to their appraisal APPRAISALS and the commission shall forward such appraisal APPRAISALS to the governor with such recommendation as to the proportion of such appraisement to be considered a just bill against the state of Colorado as the commission may think right. WITHIN NINETY DAYS AFTER RECEIVING THE APPRAISALS AND RECOMMENDATION, THE GOVERNOR SHALL DETERMINE THE APPROPRIATE APPRAISEMENT. IF THE GOVERNOR FAILS TO MAKE A DETERMINATION WITHIN NINETY DAYS AFTER RECEIVING THE APPRAISALS AND RECOMMENDATION, THE COMMISSION'S RECOMMENDED APPRAISAL WILL BECOME THE DETERMINED APPRAISAL."

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As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1216 by Representative(s) Story and Froelich; also Senator(s) Danielson--Concerning measures to promote safety in the distribution of natural gas.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, April 27, page(s) 1055-1056 and placed in members' bill files.)

Amendment No. 2(L.009), by Senator Kirkmeyer.

Amend reengrossed bill, page 5, after line 7 insert:

"(e) NOTWITHSTANDING ANY PROVISION IN THIS SECTION TO THE CONTRARY, THE COMMISSION'S GAS PIPELINE SAFETY RULES PURSUANT TO THIS SECTION MUST PERMIT ANY ACTIVITY THAT IS WITHIN THE BEST PRACTICES AND STANDARDS FOR THE INDUSTRY GIVEN CONTINUOUS IMPROVEMENT AND CHANGES TO TECHNOLOGY."

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1259 by Representative(s) Daugherty and Evans; also Senator(s) Zenzinger and Simpson-- Concerning provisions in the open meetings law for an executive session of a local public body, and, in connection therewith, creating a local public body's right to cure a violation of the open meetings law for an executive session, adding prerequisites for a person to challenge a violation by a local public body of the open meetings law for an executive session, and permitting a local public body to recover costs and attorney fees in an action for a violation by a local public body of the executive session provisions if the local public body has cured the violation.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate journal, April 28, page(s) 1186, was **lost**.)

Amendment No. 2(L.008), by Senator Zenzinger.

Amend reengrossed bill, page 2, line 3, strike "(4.5) and".

Page 2, strike "(4.5) (a) (I) A LOCAL PUBLIC BODY HAS THE RIGHT TO CURE".

Page 2, strike lines 6 through 8.

Strike pages 3 and 4.

Page 5, strike lines 1 through 6.

Page 5, line 23, strike "challenges to a".

Page 5, strike line 24 and substitute "actions challenging a local public body for a violation of section 24-6-402 (2)(d.5)(II) or (4), C.R.S., or for a violation of section 24-6-402 (2)(d)(II), C.R.S., only as it relates to an executive session held at a meeting brought".

Page 1, strike lines 103 through 111 and substitute "CONNECTION THEREWITH, PROHIBITING AN AWARD OF COSTS OR ATTORNEY FEES IN CERTAIN CIRCUMSTANCES IN AN ACTION CHALLENGING A LOCAL PUBLIC BODY FOR A VIOLATION OF THE OPEN MEETINGS LAW RELATED TO AN EXECUTIVE SESSION."

As amended, ordered revised and placed on the calendar for third reading and final passage.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (HB23-1249, HB23-1120, HB23-1233, HB23-1190, SB23-296) of Monday, May 1 was laid over until later in the day, Monday, May 1, retaining its place on the calendar.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS**

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-298 as amended, HB23-1153, HB23-1201, HB23-1212 as amended, HB23-1218 as amended, HB23-1237 as amended, HB23-1244 as amended, HB23-1197, HB23-1236 as amended, HB23-1271, HB23-1278, HB23-1245 as amended, HB23-1264 as amended, HB23-1216 as amended, HB23-1259 as amended.
Laid over until later in the day, Monday, May 1: HB23-1249, HB23-1120, HB23-1233, HB23-1190, SB23-296.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-286 by Senator(s) Hansen; also Representative(s) Snyder and Soper--Concerning improving public access to government records.

A majority of those elected to the Senate having voted in the affirmative, Senator Hansen was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.011), by Senator Hansen.

Amend engrossed bill, page 3, line 3, strike "(3.5)(a)(III),".

Page 3, line 22, strike "searchable but not sortable," and substitute "searchable, but not sortable,".

Page 3, strike lines 25 through 27.

Page 4, line 10, strike "or sortable" and substitute "~~or sortable~~".

Page 4, line 16, strike "or sortable" and substitute "~~or sortable~~".

Page 5, line 4, strike "NOTWITHSTANDING" and substitute "UNLESS ANY OTHER PROVISION OF THIS PART 2 APPLIES TO PREVENT OR RESTRICT DISCLOSURE AND NOTWITHSTANDING".

The amendment was **passed** on the following roll call vote:

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges and Priola.

(For further action, see Reconsideration of **SB23-286**.)

HCR23-1001 by Representative(s) Weissman and Lynch, Bacon; also Senator(s) Gardner and Gonzales, Moreno, Van Winkle--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning judicial discipline, and, in connection therewith, establishing an independent judicial discipline adjudicative board, setting standards for judicial review of a discipline case, and clarifying when discipline proceedings become public.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Hansen, Kirkmeyer, Lundeen, Mullica, Priola, Roberts, Rodriguez, and Smallwood.

HB23-1019 by Representative(s) Weissman and Lynch, Bacon; also Senator(s) Gardner and Gonzales, Moreno, Van Winkle--Concerning judicial discipline, and, in connection therewith, ensuring complainant rights in judicial discipline proceedings and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Hansen, Mullica, Priola, Roberts, and Rodriguez.

HB23-1205 by Representative(s) Lynch and Bacon; also Senator(s) Gardner and Moreno--Concerning the creation of the office of the judicial discipline ombudsman, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	30	NO	5	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	N	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Priola and Sullivan.

HB23-1182 by Representative(s) Epps and Mabrey, Bacon, Garcia, Marshall, Sharbini, Woodrow; also Senator(s) Fields and Gardner--Concerning a requirement for remote public access to observe criminal court proceedings.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Jaquez Lewis, Liston, Marchman, Moreno, Priola, Roberts, Smallwood, Sullivan, Van Winkle, and Winter F.

HB23-1061 by Representative(s) Daugherty and Taggart; also Senator(s) Zenzinger--Concerning permitting a retail establishment to serve complementary alcohol beverages at a place of business, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Fenberg, Gardner, Moreno, Van Winkle, and Winter F.

HB23-1074 by Representative(s) Dickson and Amabile; also Senator(s) Marchman--Concerning a study regarding workforce transitions to other industries, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Gonzales, Hinrichsen, Jaquez Lewis, Priola, and Sullivan.

HB23-1105 by Representative(s) Parenti and Titone; also Senator(s) Cutter and Fields--Concerning the creation of task forces to examine issues affecting certain homeowners' rights, and, in connection therewith, creating the HOA homeowners' rights task force and the metropolitan district homeowners' rights task force, and making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Cutter was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.005), by Senator Cutter.

Amend revised bill, page 2, lines 2 and 3, strike "24-31-117 and 24-31-118" and substitute "12-10-226.3 and 12-10-226.5".

Page 2, line 4, strike "**24-31-117.**" and substitute "**12-10-226.3.**".

Page 2, line 6, strike"24-31-118," and substitute "12-10-226.5,"

Page 3, line 12, strike "24-31-118 (3)(a)." and substitute "12-10-226.5 (3)(a).".

Page 3, line 22, strike "LAW, CREATED IN SECTION 24-1-113 (1)," and substitute "REGULATORY AGENCIES, CREATED IN SECTION 24-34-101 (1)(a).".

Page 5, strike lines 20 and 21 and substitute "TO SUBSECTION (3)(a) OF THIS SECTION. THE DIRECTOR OF THE DIVISION OF REAL ESTATE OR THE DIRECTOR'S DESIGNEE SERVING ON THE TASK FORCE IS THE CHAIR OF THE".

- Page 7, line 19, strike "LAW" and substitute "REGULATORY AGENCIES".
- Page 7, line 27, strike "LAW" and substitute "REGULATORY AGENCIES".
- Page 8, line 3, strike "24-31-118 (1)(a)." and substitute "12-10-226.5 (1)(a).".
- Page 8, line 7, strike "LAW" and substitute "REGULATORY AGENCIES".
- Page 8, line 10, strike "24-31-118 (1)(a);" and substitute "12-10-226.5 (1)(a);".
- Page 8, line 17 strike "~~24-31-118.~~" and substitute "~~12-10-226.5.~~".
- Page 8 lines 20 and 21, strike "LAW, CREATED IN SECTION 24-1-113 (1)," and substitute "REGULATORY AGENCIES, CREATED IN SECTION 24-34-101 (1)(a).".
- Page 8, line 27, strike "24-31-117 (1)" and substitute "12-10-226.3 (1)".
- Page 11, strike lines 3 and 4 and substitute "TO SUBSECTION (2)(a) OF THIS SECTION. THE DIRECTOR OF THE DIVISION OF REAL ESTATE OR THE DIRECTOR'S DESIGNEE SERVING ON THE TASK FORCE IS THE CHAIR OF THE".
- Page 12, line 1, strike "24-31-117 (2)," and substitute "12-10-226.3 (2).".
- Page 12, line 6, strike "LAW" and substitute "REGULATORY AGENCIES".
- Page 12, line 14, strike "LAW" and substitute "REGULATORY AGENCIES".
- Page 12, lines 23 and 24, strike "law for use by consumer protection." and substitute "regulatory agencies for use by the division of real estate.".
- Page 12, strike line 27 and substitute "for the division of real estate.".

The amendment was **passed** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Gonzales, Jaquez Lewis, Kolker, Marchman, Moreno, Priola, and Rodriguez.

HB23-1161 by Representative(s) Kipp and Willford; also Senator(s) Cutter, Priola--Concerning environmental standards for certain products, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Fenberg, Fields, Gonzales, Hansen, Jaquez Lewis, and Moreno.

HB23-1184 by Representative(s) Lindstedt and Frizell; also Senator(s) Roberts--Concerning certain low-income housing property that is deemed to be used for a strictly charitable purpose, and, in connection therewith, clarifying and expanding the property tax exemption for property acquired by nonprofit housing providers for a strictly charitable low-income housing purpose and creating a property tax exemption for property held by community land trusts or nonprofit affordable homeownership developers and used for a strictly charitable purpose.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Fields, Gonzales, Hansen, Marchman, Moreno, Priola, Winter F., and Zenzinger.

HB23-1227 by Representative(s) Jodeh and Ortiz; also Senator(s) Will and Jaquez Lewis--Concerning the enforcement of requirements imposed on pharmacy benefit managers, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Fields, Moreno, Priola, Rodriguez, and Winter F.

HB23-1243 by Representative(s) Amabile; also Senator(s) Moreno--Concerning changes to the hospital community benefit, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Exum, Ginal, Gonzales, Priola, and Rodriguez.

HB23-1231 by Representative(s) McLachlan and Pugliese; also Senator(s) Marchman and Lundeen--Concerning improving mathematics outcomes in pre-kindergarten through twelfth grade education, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	N	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	N
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	N
Exum	Y	Kolker	N	Rich	Y	Zenzinger	Y
Fields	N	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Fenberg, Gardner, and Priola.

HB23-1272 by Representative(s) Weissman and Joseph; also Senator(s) Fenberg and Cutter--Concerning tax policy that advances decarbonization, and, in connection therewith, extending tax credits for the purchase or lease of electric vehicles; creating tax credits for industrial facilities to implement greenhouse gas emissions reduction improvements, for expenditures made in connection with geothermal energy projects, for production of geothermal electricity generation, for the deployment of heat pump technology, for retail sales of electric bicycles, and for construction of sustainable aviation fuel production facilities; creating a temporary specific ownership tax rate reduction on a portion of the sale of electric medium- and heavy-duty trucks; temporarily decreasing the severance tax credit for oil and gas production, requiring the revenue that is attributable to the decrease be deposited in the decarbonization tax credits administration cash fund, and creating the cash fund; and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Fields, Gonzales, Hansen, Jaquez Lewis, Marchman, Moreno, Priola, Sullivan, and Winter F.

HB23-1261 by Representative(s) McLachlan and Martinez; also Senator(s) Pelton B. and Buckner-- Concerning removing the requirement for a student to register for the United States selective service system to enroll in a state-supported institution of higher education.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Marchman, and Moreno.

HB23-1181 by Representative(s) Mauro, Snyder; also Senator(s) Hinrichsen and Mullica--Concerning the regulation of guaranteed asset protection agreements.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

HB23-1102 by Representative(s) Evans and Bird; also Senator(s) Roberts and Hansen--Concerning the high-visibility alcohol and drug impaired driving enforcement program.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Fields, Gardner, Ginal, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Lundeen, Moreno, Pelton B., Pelton R., Priola, Simpson, Smallwood, Van Winkle, and Will.

HB23-1262 by Representative(s) Ricks and Bradley; also Senator(s) Priola--Concerning allowing a student to receive an associate degree from the Colorado re-engaged initiative after earning a certain number of credit hours from a different institution.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Exum, Hinrichsen, Winter F., and Zenzinger.

HB23-1229 by Representative(s) Weissman and Mabrey, Amabile, Bacon, Boesenecker, Brown, deGruy Kennedy, Epps, Froelich, Garcia, Gonzales-Gutierrez, Jodeh, Joseph, Kipp, Lieder, Lindstedt, Michaelson Jenet, Ortiz, Parenti, Sharbini, Sirota, Story, Titone, Velasco, Vigil, Willford, Woodrow, Young; also Senator(s) Gonzales, Fields--Concerning changes to consumer lending laws to limit charges to consumers.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Kolker, Moreno, Priola, Rodriguez, and Sullivan.

HB23-1003 by Representative(s) Michaelson Jenet; also Senator(s) Cutter--Concerning the creation of the "Sixth Through Twelfth Grade Mental Health Screening Act", and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Exum, Fenberg, Fields, Gonzales, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Priola, Rodriguez, Sullivan, Winter F., and Zenzinger.

HB23-1279 by Representative(s) Lindstedt and Sharbini; also Senator(s) Rodriguez--Concerning the ability of a licensed retail marijuana store to sell retail marijuana to a person who is not physically present on the store's licensed premises.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	N	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Gonzales and Moreno.

HB23-1275 by Representative(s) Lindstedt and Weinberg; also Senator(s) Roberts--Concerning modifications to the performance-based incentive for film production in Colorado, and, in connection therewith, clarifying the definition of "qualified local expenditure" for payments to personal service corporations, requiring production companies to file information income tax returns regarding such payments, and eliminating the withholding exemption for payments to nonresidents who perform services in connection with a film production for less than one hundred twenty days in a year.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	25	NO	10	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Fields, Hansen, Jaquez Lewis, and Priola.

RECONSIDERATION OF SB23-286

SB23-286 by Senator(s) Hansen; also Representative(s) Snyder and Soper--Concerning improving public access to government records.

Having voted on the prevailing side, Majority Leader Moreno moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **SB23-286**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

THIRD READING OF BILLS -- FINAL PASSAGE (cont'd)

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-286 by Senator(s) Hansen; also Representative(s) Snyder and Soper--Concerning improving public access to government records.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Exum and Moreno.

SPECIAL ORDERS -- SECOND READING OF BILLS (cont'd)

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (HB23-1249, HB23-1120, HB23-1233, HB23-1190, SB23-296) of Monday, May 1 was laid over until later in the day, Monday, May 1, retaining its place on the calendar.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS**

On motion of Senator Gonzales, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Laid over until later in the day, Monday, May 1: HB23-1249, HB23-1120, HB23-1233, HB23-1190, SB23-296.

MESSAGE FROM THE HOUSE

May 1, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1294, 1306, 1189, 1146, 1283, 1281, 1291, 1307, and 1295, amended as printed in House Journal, April 29, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1284 and 1299.

The House has passed on Third Reading and transmitted to the Revisor of Statutes SB23-249, 105, 029, and 035, amended as printed in House Journal, April 29, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-053, amended as printed in House Journal, April 29, 2023, and amended on Third Reading as printed in House Journal, May 1, 2023.

The House has passed on Third Reading and returns herewith SB23-287, 265.

MESSAGE FROM THE REVISOR OF STATUTES

May 1, 2023
We herewith transmit:

Without comment, as amended, HB23-1146, 1189, 1281, 1283, 1284, 1291, 1294, 1295, 1299, 1306, and 1307.

Without comment, as amended, SB23-029, 035, 053, 105, and 249.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Judiciary

After consideration on the merits, the Committee recommends that **HB23-1301** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend reengrossed bill, page 60, before line 1 insert:

"SECTION 97. Amend section 11 of House Bill 23-1225 as follows:
 Section 11. **Act subject to petition - effective date.** Section 4 of this act takes effect January 1, 2025, and the remainder of 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; 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 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor; except that section 4 of this act takes effect January 1, ~~2026~~ 2025."

Renumber succeeding section accordingly.

Page 60, line 1, after "**date.**" insert "(1)".

Page 60, after line 9 insert:

"(2) Section 97 of this act takes effect only if House Bill 23-1225 becomes law, in which case section 97 takes effect on the effective date of this act or House Bill 23-1225, whichever is later."

Judiciary After consideration on the merits, the Committee recommends that **HB23-1192** 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 23.

Page 4, strike lines 1 through 4.

Renumber succeeding sections accordingly.

Judiciary After consideration on the merits, the Committee recommends that **HB23-1013** be **referred** to the Committee on Appropriations with favorable recommendation.

Education After consideration on the merits, the Committee recommends that **SB23-299** 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 "EDUCATION" and substitute "EDUCATION, AS DEFINED IN SECTION 23-18-102,".

Page 2, line 12, strike "SUFFICIENT" and substitute "REASONABLE".

Page 2, line 13, strike "REASONABLE".

Page 2, line 17, strike "ANY" and substitute "NOTWITHSTANDING ARTICLE 47 OF TITLE 25, ANY".

Page 3, strike line 1 and substitute "EPINEPHRINE AUTO-INJECTOR PURSUANT TO THIS SECTION.".

Page 3, strike lines 3 through 7 and substitute "THE PERSON IS ENCOURAGED TO MAKE A 911 EMERGENCY CALL.".

Page 3, line 8, strike "SHALL" and substitute "IS ENCOURAGED TO".

Page 3, line 14, after "ACTS" insert "REASONABLY".

Page 3, line 16, after "PERSON" insert "REASONABLY".

Page 3, strike lines 17 through 20 and substitute "BE EXPERIENCING ANAPHYLAXIS MAY ASSERT THE IMMUNITY SET FORTH IN SECTION 25-47-107.".

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Trans-
portation &
Energy After consideration on the merits, the Committee recommends that **SB23-062** be **postponed indefinitely**. 1
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Trans-
portation &
Energy After consideration on the merits, the Committee recommends that **HB23-1267** be **referred** to the Committee on Appropriations with favorable recommendation. 5
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Trans-
portation &
Energy After consideration on the merits, the Committee recommends that **HB23-1247** be **referred** to the Committee on Appropriations with favorable recommendation. 10
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portation &
Energy After consideration on the merits, the Committee recommends that **HB23-1210** be **referred** to the Committee on Appropriations with favorable recommendation. 15
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INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB23-303 by Senator(s) Fenberg and Hansen; also Representative(s) deGruy Kennedy and Weissman-- Concerning a reduction in property taxes, and, in connection therewith, creating a limit on annual property tax increases for certain local governments; temporarily reducing the valuation for assessment of certain residential and nonresidential property; creating new subclasses of property; permitting the state to retain and spend revenue up to the proposition HH cap; requiring the retained revenue to be used to reimburse certain local governments for lost property tax revenue and to be deposited in the state education fund to backfill the reduction in school district property tax revenue; transferring general fund money to a cash fund to also be used for the reimbursements; eliminating the cap on the amount of excess state revenues that may be used for the reimbursements for the 2023 property tax year; and referring a ballot issue. 20
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SB23-304 by Senator(s) Hansen and Fenberg; also Representative(s) Marshall and Frizell--Concerning changes to property tax valuation practices, and, in connection therewith, requiring property tax assessors to consider certain information when valuing real property, requiring certain counties use an alternative protest and appeal procedure in any year of general reassessment of real property that is valued biennially, and clarifying that data that a property tax assessor is required to provide at the request of a taxpayer must include certain information. 40
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HB23-1065 by Representative(s) Story and Parenti; also Senator(s) Marchman--Concerning the scope of the independent ethics commission's jurisdiction over ethics complaints against local government officials and employees, and in connection therewith, expanding the independent ethics commission's jurisdiction to include school districts and special districts, and making an appropriation. 48
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HB23-1112 by Representative(s) Bird and Young; also Senator(s) Hansen and Kolker--Concerning the enlargement of certain income tax credits for low- and middle-income working individuals or families, and, in connection therewith, reducing state income tax revenue by increasing the earned income tax credit and increasing the child tax credit. 55
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HB23-1135 by Representative(s) Michaelson Jenet and Bird; also Senator(s) Zenzinger and Smallwood--Concerning the offense classification for indecent exposure in view of a minor, and, in connection therewith, making an appropriation. 61
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HB23-1189 by Representative(s) Bird and Weinberg; also Senator(s) Zenzinger--Concerning an income tax credit for employer assistance to employees in making a home purchase. 66
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- HB23-1257** by Representative(s) Velasco and Boesenecker; also Senator(s) Cutter--Concerning water quality in mobile home parks, and, in connection therewith, making an appropriation. Finance 1
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- HB23-1283** by Representative(s) Jodeh; also Senator(s) Gonzales--Concerning the transfer of the Colorado refugee services program from the department of human services to the office of new Americans in the department of labor and employment, and, in connection therewith, making an appropriation. Appropriations 5
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- HB23-1293** by Representative(s) Weissman and Soper; also Senator(s) Gonzales and Gardner--Concerning the adoption of the 2023 recommendations of the Colorado commission on criminal and juvenile justice regarding felony sentencing, and, in connection therewith, making an appropriation. Judiciary 11
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- HB23-1294** by Representative(s) Bacon and Willford, Amabile, Boesenecker, Brown, deGruy Kennedy, Dickson, English, Epps, Garcia, Gonzales-Gutierrez, Hamrick, Jodeh, Joseph, Kipp, Lindsay, Lindstedt, Mabrey, Marshall, Michaelson Jenet, Ortiz, Parenti, Ricks, Sharbini, Story, Valdez, Velasco, Woodrow; also Senator(s) Winter F. and Gonzales--Concerning measures to protect communities from pollution, and, in connection therewith, making an appropriation. Transportation & Energy 17
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- HB23-1295** by Representative(s) Bird and Bockenfeld, Sirota; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning the review of payments made by the department of health care policy and financing to providers, and, in connection therewith, making an appropriation. Appropriations 25
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- HB23-1299** by Representative(s) Bird and Bockenfeld, Sirota, Taggart, Winter T.; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning the justice reinvestment crime prevention initiative, and, in connection therewith, making an appropriation. Appropriations 30
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- HB23-1303** by Representative(s) Brown and McCluskie; also Senator(s) Hansen and Roberts--Concerning protections in the event of an insurance company failure. Health & Human Services 35
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- HB23-1304** by Representative(s) McCluskie and Frizell; also Senator(s) Roberts and Exum--Concerning modifications to the affordable housing programs created by the voters' approval of proposition 123. Local Government & Housing 39
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- HB23-1307** by Representative(s) Daugherty and Soper; also Senator(s) Simpson and Rodriguez--Concerning enhanced supports for youth who are in detention, and, in connection therewith, making an appropriation. Appropriations 44
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Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Judiciary After consideration on the merits, the Committee recommends that **HB23-1199** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation. 59
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Amend reengrossed bill, page 5, after line 22 insert: 62
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"(6) FOR THE 2023-24 STATE FISCAL YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE SEVEN HUNDRED FORTY-FOUR THOUSAND THREE HUNDRED FIFTY-ONE DOLLARS FROM THE COLORADO CRIME VICTIM SERVICES FUND, CREATED PURSUANT TO SECTION 24-33.5-505.5, TO THE DEPARTMENT FOR THE PURPOSE OF DEVELOPING AND MAINTAINING THE SYSTEM PURSUANT TO THIS 64
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SECTION.

SECTION 2. In Colorado Revised Statutes, 24-33.5-505.5, **add** (2.5) as follows:

24-33.5-505.5. Colorado crime victim services fund - creation - uses - applications for grants - legislative declaration - repeal.

(2.5) (a) FOR THE 2023-24 STATE FISCAL YEAR, SEVEN HUNDRED FORTY-FOUR THOUSAND THREE HUNDRED FIFTY-ONE DOLLARS IS ANNUALLY APPROPRIATED FROM THE FUND TO THE DEPARTMENT FOR THE PURPOSE OF DEVELOPING AND MAINTAINING THE CONFIDENTIAL AND SECURE STATEWIDE SYSTEM PURSUANT TO SECTION 24-33.5-113.5.

(b) THIS SUBSECTION (2.5) IS REPEALED, EFFECTIVE JULY 1, 2025."

Renumber succeeding sections accordingly.

Page 8, after line 6 insert:

"SECTION 4. In Colorado Revised Statutes, 18-1-1001, **amend** (8)(b) as follows:

18-1-1001. Protection order against defendant - definitions. (8) For purposes of this section:

(b) "Until final disposition of the action" means until the case is dismissed, until the defendant is acquitted, ~~or~~ until the defendant completes ~~his or her~~ THE DEFENDANT'S sentence, OR UNTIL THE DEFENDANT'S COMMITMENT IS TERMINATED AND THE DEFENDANT IS DISCHARGED FROM SUPERVISION FOLLOWING A VERDICT OF NOT GUILTY BY REASON OF INSANITY PURSUANT TO SECTION 16-8-115. Any defendant sentenced to probation is deemed to have completed ~~his or her~~ THE DEFENDANT'S sentence upon discharge from probation. A defendant sentenced to incarceration is deemed to have completed ~~his or her~~ THE DEFENDANT'S sentence upon release from incarceration and discharge from parole supervision."

Renumber succeeding section accordingly.

Judiciary After consideration on the merits, the Committee recommends that **HB23-1086** be **referred** to the Committee on Appropriations with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **HB23-1133** be **referred** to the Committee on Appropriations with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **HB23-1138** be **referred** to the Committee on Appropriations with favorable recommendation.

Trans-
portation &
Energy After consideration on the merits, the Committee recommends that **HB23-1069** be **referred** to the Committee on Appropriations with favorable recommendation.

Trans-
portation &
Energy After consideration on the merits, the Committee recommends that **HB23-1252** be **referred** to the Committee on Appropriations with favorable recommendation.

Trans-
portation &
Energy After consideration on the merits, the Committee recommends that **HB23-1242** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 5, line 9, after "WELL AND" insert "THE VOLUME, EXPRESSED IN BARRELS, OF THE PRODUCED WATER".

Page 7, line 19, strike "JULY 1," and substitute "DECEMBER 31,".

Page 9, line 27, strike "**definitions.**" and substitute "**definitions - review of functions - repeal.**".

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Page 12, line 8, strike "AGENCY" and substitute "AGENCY, OTHER THAN A COMMISSIONER OF THE COMMISSION,".

Page 12, line 11, strike "ENVIRONMENT;" and substitute "ENVIRONMENT. A STAFF PERSON FOR THE COMMISSION MAY BE APPOINTED PURSUANT TO THIS SUBSECTION (3)(a)(III)(A).".

Page 12, line 15, before "NONGOVERNMENTAL" insert "ENVIRONMENTAL".

Page 13, line 6, strike "NONPROFIT" and substitute "NONGOVERNMENTAL".

Page 13, line 11, after "EACH" insert "OF WHOM MUST BE", and strike "NONPROFIT" and substitute "NONGOVERNMENTAL".

Page 13, line 13, strike "COLOR," and substitute "COLOR OR MUST RESIDE IN A DISPROPORTIONATELY IMPACTED COMMUNITY,".

Page 15, line 24, after "WATER;" add "EXCEPT THAT THE CONSORTIUM SHALL NOT PARTICIPATE AS A PARTY IN ANY RULE-MAKING PROCEEDING;".

Page 17, after line 20 insert:

"(7) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2030. BEFORE THE REPEAL, THIS SECTION IS SCHEDULED FOR REVIEW IN ACCORDANCE WITH SECTION 24-34-104.

SECTION 3. In Colorado Revised Statutes, 24-34-104, add (31)(a)(VIII) as follows:

24-34-104. General assembly review of regulatory agencies and functions for repeal, continuation, or reestablishment - legislative declaration - repeal. (31) (a) The following agencies, functions, or both, are scheduled for repeal on September 1, 2030:

(VIII) THE COLORADO PRODUCED WATER CONSORTIUM CREATED IN SECTION 34-60-135 (2)(a).".

Renumber succeeding sections accordingly.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- HB23-1146** by Representative(s) Valdez; also Senator(s) Rodriguez--Concerning a prohibition against an employer taking adverse action against an employee who accepts a gratuity, and, in connection therewith, making an appropriation.
Appropriations
- HB23-1281** by Representative(s) Titone and Vigil; also Senator(s) Cutter and Priola--Concerning measures to advance the use of clean hydrogen in the state, and, in connection therewith, making an appropriation.
Finance
- HB23-1284** by Representative(s) deGruy Kennedy and Lieder; also Senator(s) Mullica--Concerning modifications to the property tax deferral program.
Appropriations
- HB23-1291** by Representative(s) Joseph and Gonzales-Gutierrez, Bacon, Bockenfeld, Brown, Epps, Garcia, Lieder, Lindsay, Lindstedt, Mabrey, Ricks, Story, Velasco, Vigil, Willford, Woodrow; also Senator(s) Winter F. and Fields, Coleman, Exum, Gonzales--Concerning procedures for expulsion hearing officers, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs
- HB23-1296** by Representative(s) Ortiz and Herod; also Senator(s) Winter F.--Concerning the creation of a task force to study issues related to the rights of Coloradans with disabilities, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs

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HB23-1306 by Representative(s) Herod and Soper; also Senator(s) Gardner--Concerning the use of social media administered by an elected official that is not supported by government resources, and, in connection therewith, allowing an elected official to restrict or bar an individual from using the social media administered by the elected official for any reason including attempting to chill the speech of another individual.
State, Veterans, & Military Affairs

SPECIAL ORDERS -- SECOND READING OF BILLS (cont'd)

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1233 by Representative(s) Mauro and Valdez, Brown, Woodrow; also Senator(s) Priola and Winter F.--Concerning energy efficiency, and, in connection therewith, requiring the state electrical board to adopt rules facilitating electric vehicle charging at multifamily buildings, limiting the ability of the state electrical board to prohibit the installation of electric vehicle charging stations, forbidding private prohibitions on electric vehicle charging and parking, requiring local governments to count certain spaces served by an electric vehicle charging station for minimum parking requirements, forbidding local governments from prohibiting the installation of electric vehicle charging stations, exempting electric vehicle chargers from business personal property tax, and authorizing electric vehicle charging systems along highway rights-of-way.

Amendment No. 1(L.039), by Senator Pelton B.

Amend reengrossed bill, page 6, after line 4 insert:

"(IV) IF A SITE DEVELOPMENT PLAN APPLICATION IS SUBMITTED TO A LOCAL GOVERNMENT AND HAS BEEN APPROVED BY MARCH 1, 2024, THE LOCAL GOVERNMENT MAY DETERMINE HOW TO APPLY THE REQUIREMENTS OF THE RULES DEVELOPED IN ACCORDANCE WITH SUBSECTION (3)(a) OF THIS SECTION."

Amendment No. 2(L.041), by Senator Pelton B.

Amend reengrossed bill, page 17, line 8, after "(2)(a.5)," insert "(2)(a.8)."

Page 17, after line 13 insert:

"(a.8) "ELEVATOR AND ESCALATOR CODE" MEANS THE RULES ADOPTED IN ACCORDANCE WITH SECTION 9-5.5-112."

Page 17, line 24, strike "BOARD; OR" and substitute "BOARD;

(B) THE ELEVATOR AND ESCALATOR CODE BY REFERENCE WHEN ADOPTED OR UPDATED BY THE DIRECTOR OF THE DIVISION OF OIL AND PUBLIC SAFETY WITHIN THE DEPARTMENT OF LABOR AND EMPLOYMENT; OR".

Reletter succeeding sub-subparagraph accordingly.

Page 18, line 13, strike "BOARD; OR" and substitute "BOARD;

(B) THE ELEVATOR AND ESCALATOR CODE BY REFERENCE WHEN ADOPTED OR UPDATED BY THE DIRECTOR OF THE DIVISION OF OIL AND PUBLIC SAFETY WITHIN THE DEPARTMENT OF LABOR AND EMPLOYMENT; OR".

Reletter succeeding sub-subparagraph accordingly.

Page 18, line 22, after "(2)(a.5)," insert "(2)(a.8)."

Page 18, after line 27 insert:

"(a.8) "ELEVATOR AND ESCALATOR CODE" MEANS THE RULES ADOPTED IN ACCORDANCE WITH SECTION 9-5.5-112."

Page 19, line 12 strike "BOARD; OR" and substitute "BOARD;

(B) THE ELEVATOR AND ESCALATOR CODE BY REFERENCE WHEN ADOPTED OR UPDATED BY THE DIRECTOR OF THE DIVISION OF OIL AND PUBLIC

SAFETY WITHIN THE DEPARTMENT OF LABOR AND EMPLOYMENT; OR".

Reletter succeeding sub-subparagraph accordingly.

Page 20, line 2, strike "BOARD; OR" and substitute "BOARD;

(B) THE ELEVATOR AND ESCALATOR CODE BY REFERENCE WHEN ADOPTED OR UPDATED BY THE DIRECTOR OF THE DIVISION OF OIL AND PUBLIC SAFETY WITHIN THE DEPARTMENT OF LABOR AND EMPLOYMENT; OR".

Reletter succeeding sub-subparagraph accordingly.

Strike "CODE OR" and substitute "CODE, THE ELEVATOR AND ESCALATOR CODE, OR" on: **Page 18**, lines 1, 3, 17, and 19; **Page 19**, lines 16 and 18; and **Page 20**, lines 6 and 8.

Strike "CODE AND" and substitute "CODE, THE ELEVATOR AND ESCALATOR CODE, AND" on: **Page 17**, line 20; **Page 18**, line 9; and **Page 19**, lines 7 and 24.

Amendment No. 3(L.042), by Senator Priola and Winter F.

Amend reengrossed bill, page 21, before line 27 insert:

"SECTION 14. In Colorado Revised Statutes, 24-4-109, **amend** (2)(a) and (2)(b)(II); and **add** (5) and (6) as follows:

24-4-109. State engagement of disproportionately impacted communities - definitions. (2) Definitions. (a) (I) (A) ~~The environmental justice action task force created in section 25-1-133 will recommend to the general assembly potential modifications to the definitions established in this subsection (2). The definitions established in this subsection (2) apply unless and until the general assembly acts by bill to modify one or more of the definitions~~ ALL AGENCIES SHALL USE THE DEFINITION OF DISPROPORTIONATELY IMPACTED COMMUNITY SET FORTH IN SUBSECTION (2)(b)(II) OF THIS SECTION.

(B) IN APPLYING THE DEFINITION OF DISPROPORTIONATELY IMPACTED COMMUNITY, AN AGENCY MAY PRIORITIZE OR TARGET CERTAIN CRITERIA OF THE DEFINITION OF DISPROPORTIONATELY IMPACTED COMMUNITY OR CERTAIN SUBSETS OF COMMUNITIES THAT MEET THE DEFINITION OF DISPROPORTIONATELY IMPACTED COMMUNITY IF THE AGENCY MAKES A DETERMINATION BY RULE OR OTHER PUBLIC DECISION-MAKING PROCESS THAT THE PRIORITIZATION OR TARGETING IS WARRANTED AND REASONABLY TAILORED TO THE CATEGORY OF AGENCY ACTION INVOLVED. AN AGENCY WITH RULEMAKING AUTHORITY SHALL MAKE THE DETERMINATION BY RULE.

(C) A DETERMINATION OF THE PUBLIC UTILITIES COMMISSION THAT IT WILL PRIORITIZE OR TARGET CERTAIN CRITERIA OF THE DEFINITION OF DISPROPORTIONATELY IMPACTED COMMUNITY OR SUBSETS OF COMMUNITIES THAT MEET THE DEFINITION OF DISPROPORTIONATELY IMPACTED COMMUNITY DOES NOT CONSTITUTE ANY PREJUDICE OR DISADVANTAGE OR ANY UNREASONABLE DIFFERENCE AS SET FORTH IN SECTION 40-3-106 (1)(a).

(II) ~~This subsection (2)(a) is repealed, effective September 1, 2024.~~
(b) As used in this section and sections 25-1-133, 25-1-134, and 25-7-105 (1)(e), unless the context otherwise requires:

(II) "Disproportionately impacted community" means a community that is in a census block group, as determined in accordance with the most recent United States census, where the proportion of households that are low income is greater than forty percent, the proportion of households that identify as minority is greater than forty percent, or the proportion of households that are housing cost-burdened is greater than forty percent; or is any other community as identified or approved by a state agency, if: The community has a history of environmental racism perpetuated through redlining, anti-Indigenous, anti-immigrant, anti-Hispanic, or anti-Black laws; or the community is one where multiple factors, including socioeconomic stressors, disproportionate environmental burdens, vulnerability to environmental degradation, and lack of public participation, may act cumulatively to affect health and the environment and contribute to persistent disparities. As used in this subsection (2)(b)(II); "cost-burdened" means a household that spends more than thirty percent of its income on housing, and "low income" means the median household income is less than or equal to two hundred percent of the federal poverty guideline. FIVE YEAR UNITED STATES BUREAU OF THE CENSUS AMERICAN COMMUNITY SURVEY AND MEETS ONE OR MORE OF THE FOLLOWING CRITERIA:

(A) THE PROPORTION OF THE POPULATION LIVING IN HOUSEHOLDS THAT

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ARE BELOW TWO HUNDRED PERCENT OF THE FEDERAL POVERTY LEVEL IS GREATER THAN FORTY PERCENT;

(B) THE PROPORTION OF HOUSEHOLDS THAT SPEND MORE THAN THIRTY PERCENT OF HOUSEHOLD INCOME ON HOUSING IS GREATER THAN FIFTY PERCENT;

(C) THE PROPORTION OF THE POPULATION THAT IDENTIFIES AS PEOPLE OF COLOR IS GREATER THAN FORTY PERCENT;

(D) THE PROPORTION OF THE POPULATION THAT IS LINGUISTICALLY ISOLATED IS GREATER THAN TWENTY PERCENT;

(E) AN AGENCY DETERMINES THAT THE POPULATION IS DISPROPORTIONATELY IMPACTED BASED ON EVIDENCE, PRESENTED IN A RELEVANT AGENCY DECISION-MAKING PROCESS, THAT A CENSUS BLOCK GROUP IS DISPROPORTIONATELY IMPACTED BECAUSE IT HAS A HISTORY OF ENVIRONMENTAL RACISM PERPETUATED THROUGH REDLINING OR THROUGH ANTI-INDIGENOUS, ANTI-IMMIGRANT, ANTI-LATINO, OR ANTI-BLACK LAWS, POLICIES, OR PRACTICES AND THAT PRESENT-DAY DEMOGRAPHIC FACTORS AND DATA DEMONSTRATE THAT THE COMMUNITY CURRENTLY FACES ENVIRONMENTAL HEALTH DISPARITIES;

(F) THE COMMUNITY IS IDENTIFIED BY AN AGENCY AS BEING ONE WHERE MULTIPLE FACTORS, INCLUDING SOCIOECONOMIC STRESSORS, VULNERABLE POPULATIONS, DISPROPORTIONATE ENVIRONMENTAL BURDENS, VULNERABILITY TO ENVIRONMENTAL DEGRADATION OR CLIMATE CHANGE, AND LACK OF PUBLIC PARTICIPATION MAY ACT CUMULATIVELY TO AFFECT HEALTH AND THE ENVIRONMENT AND MAY CONTRIBUTE TO PERSISTENT DISPARITIES;

(G) THE COMMUNITY IS A MOBILE HOME PARK, AS DEFINED IN SECTION 38-12-201.5 (6); OR

(H) THE COMMUNITY IS LOCATED ON THE SOUTHERN UTE OR UTE MOUNTAIN UTE INDIAN RESERVATION.

(5) (a) (I) THE DIVISION OF ADMINISTRATION IN THE COLORADO DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT SHALL DESIGN THE COLORADO ENVIROSCREEN TOOL SO THAT A CENSUS BLOCK GROUP THAT SCORES ABOVE THE EIGHTIETH PERCENTILE IN THE COLORADO ENVIROSCREEN TOOL IS PRESUMED TO BE A DISPROPORTIONATELY IMPACTED COMMUNITY. AN AGENCY DETERMINING WHETHER A COMMUNITY IS A DISPROPORTIONATELY IMPACTED COMMUNITY IN ACCORDANCE WITH THIS SUBSECTION (5)(a) SHALL APPLY THE MOST RECENT VERSION OF COLORADO ENVIROSCREEN TOOL AVAILABLE AT THE TIME THE AGENCY MAKES THE DETERMINATION.

(II) AS USED IN THIS SUBSECTION (5)(a), "COLORADO ENVIROSCREEN TOOL" MEANS THE ENVIRONMENTAL JUSTICE MAPPING TOOL DEVELOPED AND ADMINISTERED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT AND COLORADO STATE UNIVERSITY, OR ANY SUCCESSOR TOOL.

(b) A CENSUS BLOCK GROUP THAT IS WITHIN A CENSUS TRACT THAT QUALIFIES AS DISADVANTAGED AS DETERMINED UNDER THE CLIMATE AND ECONOMIC JUSTICE SCREENING TOOL DEVELOPED BY THE COUNCIL ON ENVIRONMENTAL QUALITY IN THE OFFICE OF THE PRESIDENT OF THE UNITED STATES IS PRESUMED TO BE A DISPROPORTIONATELY IMPACTED COMMUNITY. AN AGENCY DETERMINING WHETHER A COMMUNITY IS A DISPROPORTIONATELY IMPACTED COMMUNITY UNDER THIS SUBSECTION (5)(b) SHALL APPLY THE MOST RECENT VERSION OF THE CLIMATE AND ECONOMIC JUSTICE SCREENING TOOL AVAILABLE WHEN IT IS DETERMINING WHETHER A COMMUNITY IS A DISPROPORTIONATELY IMPACTED COMMUNITY.

(6) THE PROVISIONS OF SUBSECTION (2)(b)(II) OF THIS SECTION ARE SEVERABLE, AND IF ANY PROVISION OF SUBSECTION (2)(b)(II) OF THIS SECTION IS FOUND BY A COURT OF COMPETENT JURISDICTION TO BE UNCONSTITUTIONAL, THE REMAINING PROVISIONS ARE VALID, UNLESS:

(a) IT APPEARS TO THE COURT THAT THE VALID PROVISIONS ARE SO ESSENTIALLY AND INSEPARABLY CONNECTED WITH, AND SO DEPENDENT ON, THE UNCONSTITUTIONAL PROVISION THAT IT CANNOT BE PRESUMED THAT THE LEGISLATURE WOULD HAVE ENACTED THE VALID PROVISIONS WITHOUT THE UNCONSTITUTIONAL ONE; OR

(b) THE COURT DETERMINES THAT THE VALID PROVISIONS, STANDING ALONE, ARE INCOMPLETE AND ARE INCAPABLE OF BEING EXECUTED IN ACCORDANCE WITH THE LEGISLATIVE INTENT.

SECTION 15. In Colorado Revised Statutes, 8-83-502, **amend** (4) as follows:

8-83-502. Definitions. As used in this part 5, unless the context otherwise requires:

(4) "~~Disproportionately impacted community~~" ~~means any community of color, low-to-middle income community, or indigenous community that is or has been directly impacted by coal pollution~~ HAS THE MEANING SET FORTH

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IN SECTION 24-4-109 (2)(b)(II).

SECTION 16. In Colorado Revised Statutes, **amend** 24-30-104 as follows:

24-30-104. Burnham Yard rail property site - required development planning. The executive director of the department of personnel shall engage with stakeholders including the city and county of Denver, the department of transportation, the department of local affairs, the regional transportation district created in section 32-9-105, and the communities, including disproportionately impacted communities, as defined in section ~~43-1-128 (2)(c)~~ SECTION 24-4-109 (2)(b)(II), and registered neighborhood organizations in the vicinity of the Burnham Yards rail property to create a site plan to support transit-oriented development at the Burnham Yard rail property site and potential recommendations for how to suballocate parcels for various beneficial uses at the site. The executive director shall, in consultation with the other governmental stakeholders named in this section, actively reach out to the communities, including disproportionately impacted communities, and registered neighborhood organizations in the vicinity of the Burnham Yards rail property regarding all stages of the development of the property, provide meaningful opportunities for members of those communities to express their views regarding the development of the property, and endeavor to identify groups or individuals from those communities who are interested in and capable of representing the interests of those communities throughout the development process. The executive director shall also identify any additional stakeholders, and as appropriate already engaged stakeholders, to engage with who may have an interest in developing the suballocated parcels for the best use such as the department of local affairs for affordable housing, local housing authorities, and the great outdoors Colorado program for potential green space development. The site plan must consider opportunities for the site including front range passenger rail service, multi-family and affordable housing development, community benefits, green spaces, parkland, recreational opportunities, retail, and links to transit and multi-modal options to connect the site to the surrounding community. The site plan must promote the development and operation of quality public private partnership opportunities and include a well-defined framework to facilitate collaboration between public and private entities in infrastructure development and operation and enable investment of public and private capital.

SECTION 17. In Colorado Revised Statutes, 24-38.5-302, **amend** (3) as follows:

24-38.5-302. Definitions. As used in this part 3, unless the context otherwise requires:

~~(3) (a) "Disproportionately impacted community" means a community that is in a census block group, as determined in accordance with the most recent United States decennial census, where the proportion of households that are low income is greater than forty percent, the proportion of households that identify as minority is greater than forty percent, or the proportion of households that are housing cost-burdened is greater than forty percent~~
"DISPROPORTIONATELY IMPACTED COMMUNITY" HAS THE MEANING SET FORTH IN SECTION 24-4-109 (2)(b)(II).

~~(b) As used in this subsection (3):~~

~~(f) "Cost-burdened" means a household that spends more than thirty percent of its income on housing;~~

~~(H) "Low income" means the median household income is less than or equal to two hundred percent of the federal poverty guideline.~~

SECTION 18. In Colorado Revised Statutes, 25-7.5-102, **amend** (7) as follows:

25-7.5-102. Definitions. As used in this article 7.5, unless the context otherwise requires:

~~(7) (a) "Disproportionately impacted community" means a community that is in a census block group, as determined in accordance with the most recent United States decennial census, where the proportion of households that are low income is greater than forty percent, the proportion of households that identify as minority is greater than forty percent, or the proportion of households that are housing cost-burdened is greater than forty percent~~
"DISPROPORTIONATELY IMPACTED COMMUNITY" HAS THE MEANING SET FORTH IN SECTION 24-4-109 (2)(b)(II).

~~(b) As used in this subsection (7):~~

~~(f) "Cost-burdened" means a household that spends more than thirty percent of its income on housing;~~

~~(H) "Low income" means the median household income is less than or~~

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equal to two hundred percent of the federal poverty guideline:

SECTION 19. In Colorado Revised Statutes, 40-1-102, **add** (6.5) as follows:

40-1-102. Definitions. As used in articles 1 to 7 of this title 40, unless the context otherwise requires:

(6.5) "DISPROPORTIONATELY IMPACTED COMMUNITY" HAS THE MEANING SET FORTH IN SECTION 24-4-109 (2)(b)(II).

SECTION 20. In Colorado Revised Statutes, 40-2-108, **repeal** (3)(d) as follows:

40-2-108. Rules - definitions - legislative declaration. (3) (d) As used in this subsection (3):

(f) ~~"Cost-burdened" means a household that spends more than thirty percent of its income on housing;~~

(H) ~~"Disproportionately impacted community" means a community that is in a census block group, as determined in accordance with the most recent United States census, where the proportion of households that are low income is greater than forty percent, the proportion of households that identify as minority is greater than forty percent, or the proportion of households that are housing cost-burdened is greater than forty percent; or is any other community as identified or approved by a state agency, if:~~

(A) ~~The community has a history of environmental racism perpetuated through redlining, anti-Indigenous, anti-immigrant, anti-Hispanic, or anti-Black laws; or~~

(B) ~~The community is one where multiple factors, including socioeconomic stressors, disproportionate environmental burdens, vulnerability to environmental degradation, and lack of public participation, may act cumulatively to affect health and the environment and contribute to persistent disparities;~~

(HI) ~~"Low income" means meeting one or more of the following criteria:~~

(A) ~~Median household income less than or equal to two hundred percent of the federal poverty guideline;~~

(B) ~~Median household income less than or equal to eighty percent of the area median income; or~~

(C) ~~Qualification under income guidelines adopted by the department of human services pursuant to section 40-8.5-105;~~

SECTION 21. In Colorado Revised Statutes, 43-1-128, **amend** (2)(c) as follows:

43-1-128. Environmental impacts of capacity projects - additional requirements - legislative declaration - definitions. (2) As used in this section, unless the context otherwise requires:

(c) (f) ~~"Disproportionately impacted community" means a community that is in a census block group, as determined in accordance with the most recent United States decennial census, where the proportion of households that are low income is greater than forty percent, the proportion of households that identify as minority is greater than forty percent, or the proportion of households that are housing cost-burdened is greater than forty percent~~
"DISPROPORTIONATELY IMPACTED COMMUNITY" HAS THE MEANING SET FORTH IN SECTION 24-4-109 (2)(b)(II).

(H) ~~As used in this subsection (2)(c):~~

(A) ~~"Cost-burdened" means a household that spends more than thirty percent of its income on housing;~~

(B) ~~"Low income" means the median household income is less than or equal to two hundred percent of the federal poverty guideline;~~

SECTION 22. In Colorado Revised Statutes, 43-4-1202, **amend** (5) as follows:

43-4-1202. Definitions. As used in this part 12, unless the context otherwise requires:

(5) (a) ~~"Disproportionately impacted community" means a community that is in a census block group, as determined in accordance with the most recent United States decennial census, where the proportion of households that are low income is greater than forty percent, the proportion of households that identify as minority is greater than forty percent, or the proportion of households that are housing cost-burdened is greater than forty percent~~
"DISPROPORTIONATELY IMPACTED COMMUNITY" HAS THE MEANING SET FORTH IN SECTION 24-4-109 (2)(b)(II).

(b) ~~As used in this subsection (5):~~

(f) ~~"Cost-burdened" means a household that spends more than thirty percent of its income on housing;~~

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~~(H) "Low income" means the median household income is less than or equal to two hundred percent of the federal poverty guideline."~~

Renumber succeeding section accordingly.

As amended, ordered revised and placed on the calendar for third reading and final passage.

(For further action, see amendments to the report of the Committee of the Whole.)

HB23-1249 by Representative(s) Armagost and Gonzales-Gutierrez, Amabile, Bacon, Boesenecker, Bradfield, deGruy Kennedy, Duran, Epps, Garcia, Jodeh, Joseph, Lindstedt, Mabrey, Martinez, Ortiz, Sharbini, Velasco, Vigil, Woodrow; also Senator(s) Simpson and Coleman, Gonzales, Hinrichsen, Moreno--Concerning measures to improve outcomes for young children by replacing justice involvement with community-based services, and, in connection therewith, making an appropriation.

Amendment No. 1(L.129), by Senator Coleman.

Amend reengrossed bill, page 13, line 15, after "(1)(c)" insert "and (1)(d)".

Page 13, after line 22 insert:

"(d) CONCERNING A CHILD WHO IS TEN YEARS OF AGE OR OLDER BUT UNDER THIRTEEN YEARS OF AGE IF THE JUVENILE COURT DETERMINES THERE IS PROBABLE CAUSE TO BELIEVE THAT THE CHILD COMMITTED AN OFFENSE LISTED IN SECTION 19-2.5-504, FOR THE PURPOSES OF DETERMINING WHETHER THE PROSECUTION HAS OVERCOME THE REBUTTABLE PRESUMPTION THAT THE CHILD WILL NOT BE PROSECUTED PURSUANT TO SECTION 19-2.5-504, AND THEREAFTER ONLY IF THE JUVENILE COURT DETERMINES THAT THE PROSECUTION HAS REBUTTED THE PRESUMPTION THAT THE CHILD WILL NOT BE PROSECUTED."

Page 17, after line 17 insert:

"(c) WHEN A LAW ENFORCEMENT OFFICER HAS CONTACT WITH A CHILD WHO IS TEN YEARS OF AGE OR OLDER BUT UNDER THIRTEEN YEARS OF AGE AND DETERMINES THERE IS PROBABLE CAUSE TO BELIEVE THAT THE CHILD COMMITTED AN OFFENSE LISTED IN SECTION 19-2.5-504, THE LAW ENFORCEMENT OFFICER SHALL PROVIDE A COPY OF THE INFORMATION FORM FOR CHILDREN UNDER THIRTEEN YEARS OF AGE CREATED PURSUANT TO SECTION 24-1.9-102.7 TO THE LOCAL DISTRICT ATTORNEY WITHIN TWENTY-FOUR HOURS."

Reletter succeeding paragraph accordingly.

Page 17, line 19, after "(6)(b)" insert "and (6)(c)".

Page 18, after line 25 insert:

"SECTION 18. In Colorado Revised Statutes, **add** 19-2.5-504 as follows:

19-2.5-504. Rebuttable presumption hearing for children ten years of age or older but under thirteen years of age. (1) WHEN THE JUVENILE COURT DETERMINES THERE IS PROBABLE CAUSE TO BELIEVE THAT THE CHILD COMMITTED AN ACT IN VIOLATION OF SECTION 18-3-402, THERE IS A PRESUMPTION THAT THE CHILD SHALL NOT BE PROSECUTED AND INSTEAD SHALL BE REFERRED TO THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM CREATED PURSUANT TO SECTION 24-1.9-102. THIS PRESUMPTION MAY BE REBUTTED BY CLEAR AND CONVINCING EVIDENCE THAT THE CHILD POSES A SUBSTANTIAL RISK TO ANOTHER AND THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM WOULD BE INSUFFICIENT TO PROTECT AGAINST SUCH RISK.

(2) THE DISTRICT ATTORNEY MAY FILE A MOTION WITH THE COURT REQUESTING A REBUTTABLE PRESUMPTION HEARING PURSUANT TO THIS SECTION WITHIN FOURTEEN DAYS AFTER THE DISTRICT ATTORNEY RECEIVES THE INFORMATION FORM FOR CHILDREN UNDER THIRTEEN YEARS OF AGE CREATED PURSUANT TO SECTION 24-1.9-102.7. THE DISTRICT ATTORNEY SHALL CONSULT WITH THE VICTIM OR VICTIM'S DESIGNEE BEFORE THE DISTRICT ATTORNEY FILES A MOTION WITH THE COURT. THE DISTRICT ATTORNEY MAY OVERCOME THE PRESUMPTION DESCRIBED IN SUBSECTION (1) OF THIS SECTION IF THE DISTRICT ATTORNEY SHOWS BY CLEAR AND CONVINCING EVIDENCE THAT PROSECUTION

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OF THE CHILD IS NECESSARY BECAUSE THE CHILD POSES A SUBSTANTIAL RISK TO ANOTHER AND THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM CREATED PURSUANT TO SECTION 24-1.9-102 WOULD BE INSUFFICIENT TO PROTECT AGAINST SUCH RISK.

(3) THE COURT MUST HOLD A HEARING WITHIN SEVEN DAYS AFTER RECEIVING THE DISTRICT ATTORNEY'S MOTION REQUESTING A REBUTTABLE PRESUMPTION HEARING. THE COURT MAY ORDER A CONTINUATION OF THE HEARING FOR UP TO TWENTY-EIGHT ADDITIONAL DAYS AT THE REQUEST OF THE CHILD, OR, IF THERE IS GOOD CAUSE SHOWN, THE COURT MAY EXTEND BEYOND THE TWENTY-EIGHT DAYS.

(4) AT A REBUTTABLE PRESUMPTION HEARING, THE CHILD SHALL BE REPRESENTED BY COUNSEL. IF THE CHILD HAS NOT RETAINED THE CHILD'S OWN COUNSEL, THE COURT SHALL APPOINT THE OFFICE OF THE STATE PUBLIC DEFENDER OR, IN THE CASE OF A CONFLICT, THE OFFICE OF ALTERNATE DEFENSE COUNSEL TO REPRESENT THE CHILD. THIS APPOINTMENT CONTINUES IF THE COURT APPOINTS THE OFFICE OF THE STATE PUBLIC DEFENDER OR THE OFFICE OF ALTERNATE DEFENSE COUNSEL PURSUANT TO SECTION 19-2.5-605 (2)(a) UNLESS:

(a) THE CHILD RETAINS THE CHILD'S OWN COUNSEL; OR

(b) THE CHILD MAKES A KNOWING, INTELLIGENT, AND VOLUNTARY WAIVER OF THE RIGHT TO COUNSEL, AS DESCRIBED IN SECTION 19-2.5-605 (2)(c).

(5) AT THE REBUTTABLE PRESUMPTION HEARING, THE COURT SHALL PROVIDE THE DISTRICT ATTORNEY AND CHILD AN OPPORTUNITY TO PRESENT THE COURT WITH INFORMATION PERTINENT TO THE REBUTTABLE PRESUMPTION. INFORMATION OFFERED TO THE COURT PURSUANT TO THIS SECTION MAY BE PROVIDED TO THE COURT WITHOUT REGARD TO WHETHER IT WOULD OTHERWISE BE ADMISSIBLE UNDER THE RULES OF EVIDENCE IF IT IS RELEVANT AND RELIABLE. THE CHILD SHALL NOT SUBPOENA A VICTIM OR VICTIMS IN THE CASE.

(6) AFTER THE REBUTTABLE PRESUMPTION HEARING, IF THE COURT DETERMINES THAT THE PROSECUTION HAS REBUTTED THE PRESUMPTION THAT THE CHILD WILL NOT BE PROSECUTED BY CLEAR AND CONVINCING EVIDENCE THAT THE CHILD POSES A SUBSTANTIAL RISK TO ANOTHER, AND THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM CREATED PURSUANT TO SECTION 24-1.9-102 WOULD BE INSUFFICIENT TO PROTECT AGAINST SUCH RISK, THE CHILD MAY BE PROSECUTED PURSUANT TO SECTION 19-2.5-103 (1)(d). IF THE COURT DETERMINES THAT THE PROSECUTION HAS NOT MET THIS BURDEN, PROSECUTION MUST NOT PROCEED, AND THE CHILD SHALL BE REFERRED TO THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM. THE COURT SHALL BASE ITS DETERMINATION ON WHETHER THE PRESUMPTION HAS BEEN PROPERLY REBUTTED BASED ON THE SPECIFIC FACTS AND CIRCUMSTANCES APPLICABLE TO THE JUVENILE.

(7) FOR CHILDREN TEN YEARS OF AGE OR OLDER BUT UNDER THIRTEEN YEARS OF AGE WHO ALLEGEDLY ENGAGED IN AN OFFENSE DESCRIBED IN SUBSECTION (1) OF THIS SECTION, IF THE DISTRICT ATTORNEY DOES NOT FILE A MOTION FOR A REBUTTABLE PRESUMPTION HEARING WITHIN FOURTEEN DAYS AFTER THE DISTRICT ATTORNEY RECEIVES THE INFORMATION FORM FOR CHILDREN UNDER THIRTEEN YEARS OF AGE CREATED PURSUANT TO SECTION 24-1.9-102.7, THE DISTRICT ATTORNEY SHALL REFER THE CHILD TO THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM CREATED PURSUANT TO SECTION 24-1.9-102 BY FORWARDING THE INITIAL FORM FOR CHILDREN UNDER THIRTEEN YEARS OF AGE TO THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM. AFTER THE FOURTEEN-DAY PERIOD HAS PASSED, THE CHILD SHALL NOT BE SUBSEQUENTLY PROSECUTED FOR THE INCIDENT DESCRIBED ON THE FORM FOR CHILDREN UNDER THIRTEEN YEARS OF AGE.

Renumber succeeding sections accordingly.

Page 52, line 8, strike "Sections 23, 24, 26, and 34" and substitute "Sections 24, 25, 27, and 35".

Page 52, line 9, strike "28" and substitute "29".

Amendment No. 2(L.133), by Senator Coleman.

Amend Coleman floor amendment (HB1249_L.129), page 1, line 28, strike "(1) WHEN THE".

Page 1, strike lines 29 through 36.

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Page 2, strike line 1 and substitute:

"(1) (a) THERE IS A PRESUMPTION THAT A CHILD TEN YEARS OF AGE OR OLDER BUT UNDER THIRTEEN YEARS OF AGE SHALL NOT BE PROSECUTED AND INSTEAD SHALL BE REFERRED TO THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM CREATED PURSUANT TO SECTION 24-1.9-102 WHEN THE JUVENILE COURT DETERMINES THERE IS PROBABLE CAUSE TO BELIEVE THAT THE ALLEGED CONDUCT OF THE CHILD CONSTITUTES:

(I) A VIOLATION OF SECTION 18-3-402; OR

(II) ONE OF THE FOLLOWING CRIMES, BUT ONLY IF THE CHILD'S INTENTIONAL CONDUCT DIRECTLY RESULTED IN SERIOUS BODILY INJURY TO A VICTIM TO FURTHER THE COMMISSION OF THE CHARGED CRIME:

(A) FIRST DEGREE ASSAULT, AS DESCRIBED IN SECTION 18-3-202;

(B) FIRST DEGREE KIDNAPPING, AS DESCRIBED IN SECTION 18-3-301;

(C) SECOND DEGREE KIDNAPPING, AS DESCRIBED IN SECTION 18-3-302;

(D) AGGRAVATED ROBBERY, AS DESCRIBED IN SECTION 18-4-302;

(E) FIRST DEGREE BURGLARY, AS DESCRIBED IN SECTION 18-4-202; OR

(F) FIRST DEGREE ARSON, AS DESCRIBED IN SECTION 18-4-102;

(b) THE PRESUMPTION DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION MAY BE REBUTTED BY CLEAR AND CONVINCING EVIDENCE THAT THE CHILD POSES A SUBSTANTIAL RISK TO ANOTHER AND THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM WOULD BE INSUFFICIENT TO PROTECT AGAINST SUCH RISK."

Page 2, line 10, strike "SUBSECTION (1)" and substitute "SUBSECTION (1)(a)".

Page 3, line 14, strike "SUBSECTION (1)" and substitute "SUBSECTION (1)(a)".

Amendment No. 3(L.128), by Senator Coleman.

Amend reengrossed bill, page 13, line 15, after "(1)(c)" insert "and (1)(d)".

Page 13, after line 22 insert:

"(d) CONCERNING A CHILD TEN YEARS OF AGE OR OLDER BUT UNDER THIRTEEN YEARS OF AGE WHO HAS KNOWINGLY AND VOLUNTARILY AVAILED THEMSELVES TO THE COURT'S JURISDICTION, PURSUANT TO SECTION 24-1.9-102.3(3)."

Page 18, after line 25 insert:

"SECTION 18. In Colorado Revised Statutes, add 19-2.5-505 as follows:

19-2.5-505. Hearing on referral from collaborative management programs. (1) WITHIN SEVEN DAYS AFTER RECEIPT OF AN INFORMATION FORM FOR CHILDREN UNDER THIRTEEN YEARS OF AGE, AS PROVIDED IN SECTION 24-1.9-102.3(3), THE JUVENILE COURT SHALL APPOINT THE OFFICE OF THE STATE PUBLIC DEFENDER OR, IN THE CASE OF A CONFLICT, THE OFFICE OF ALTERNATE DEFENSE COUNSEL, TO REPRESENT THE CHILD IDENTIFIED ON THE FORM. THE APPOINTMENT ORDER MUST INCLUDE THE INFORMATION FORM FOR CHILDREN UNDER THIRTEEN YEARS OF AGE AND BE SENT TO THE OFFICE OF THE STATE PUBLIC DEFENDER OR THE OFFICE OF ALTERNATE DEFENSE COUNSEL. THE APPOINTMENT CONTINUES PURSUANT TO SECTION 19-2.5-605 (2)(a) UNLESS:

(a) THE CHILD RETAINS THE CHILD'S OWN COUNSEL; OR

(b) THE CHILD MAKES A KNOWING, INTELLIGENT, AND VOLUNTARY WAIVER OF THE RIGHT TO COUNSEL, AS DESCRIBED IN SECTION 19-2.5-605 (2)(c).

(2) THE JUVENILE COURT MUST SET A STATUS HEARING IN TWENTY-ONE DAYS FOR THE CHILD TO NOTIFY THE COURT OF THE CHILD'S DECISION TO AVAIL THEMSELVES TO THE JUVENILE COURT OR TO BE REFERRED BACK TO THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM.

(3) AFTER A CHILD HAS CONSULTED WITH COUNSEL, THE CHILD MUST APPEAR BEFORE THE JUVENILE COURT FOR THE COURT TO MAKE A DETERMINATION REGARDING THE CHILD'S DECISION TO AVAIL THEMSELVES TO THE JUVENILE COURT OR TO BE REFERRED BACK TO THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM.

(4) (a) BEFORE THE JUVENILE COURT OBTAINS A DECISION FROM THE CHILD, THE JUVENILE COURT MUST NOTIFY THE CHILD IN PLAIN LANGUAGE THAT IS UNDERSTANDABLE TO THE CHILD OF THE FOLLOWING:

(I) HOW THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM WORKS AND WHAT THE PROGRAM CAN REQUIRE;

(II) THAT THE CHILD CAN DECLINE TO PARTICIPATE IN A MEETING WITH

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THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM BY CHOOSING TO AGREE TO POTENTIAL PROSECUTION IN JUVENILE COURT AND GIVING JURISDICTION TO THE JUVENILE COURT TO HEAR THE CASE;

(III) THE SENTENCING OPTIONS AVAILABLE TO THE JUVENILE COURT IN THE EVENT OF AN ADJUDICATION OF ALL OFFENSES WITH WHICH THE CHILD COULD BE CHARGED;

(IV) WHETHER AND WHEN AN ADJUDICATION FOR AN OFFENSE COULD BE EXPUNGED AND THE COLLATERAL CONSEQUENCES OF NOT EXPUNGING; AND

(V) THAT THE CHILD'S DECISION TO AVAIL THEMSELVES TO THE JUVENILE COURT IS FINAL UPON THE DISTRICT ATTORNEY'S DECISION TO FILE A PETITION IN DELINQUENCY.

(b) IF THE CHILD DECIDES TO AVAIL THEMSELVES TO THE JUVENILE COURT, THE JUVENILE COURT MUST OBTAIN A KNOWING, INTELLIGENT, AND VOLUNTARY WAIVER OF THE CHILD'S PARTICIPATION IN THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM. IF THE WAIVER IS MADE, THE JUVENILE COURT MUST SEND THE INFORMATION FORM FOR CHILDREN UNDER THIRTEEN YEARS OF AGE TO THE DISTRICT ATTORNEY'S OFFICE WITHIN TWENTY-FOUR HOURS AFTER RECEIPT OF THE WAIVER.

(c) IF THE CHILD DECIDES TO PARTICIPATE IN THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM, THE JUVENILE COURT MUST REFER THE CHILD BACK TO THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM.

(d) IF THE JUVENILE COURT IS UNABLE TO OBTAIN EITHER A DECISION TO PARTICIPATE IN THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM OR A KNOWING, INTELLIGENT, AND VOLUNTARY WAIVER FROM THE CHILD, THE JUVENILE COURT MUST APPOINT A GUARDIAN AD LITEM TO ADVISE THE JUVENILE COURT REGARDING THE BEST INTEREST OF THE CHILD, AND MUST DETERMINE WHETHER THE CHILD SHOULD BE REFERRED TO THE DEPARTMENT OF HUMAN SERVICES FOR AN ASSESSMENT.

(5) (a) AFTER THE DISTRICT ATTORNEY HAS RECEIVED THE JUVENILE COURT'S REFERRAL, THE DISTRICT ATTORNEY MAY FILE A PETITION WITHIN TWENTY-EIGHT DAYS, ONLY UPON THE REASONABLE BELIEF THAT:

(I) THE CHARGES ARE SUPPORTED BY PROBABLE CAUSE;

(II) ADMISSIBLE EVIDENCE WILL BE SUFFICIENT TO SUPPORT ADJUDICATION BEYOND A REASONABLE DOUBT;

(III) THE DECISION TO CHARGE THE CHILD IS IN THE INTEREST OF JUSTICE; AND

(IV) THE DECISION TO CHARGE THE CHILD IS IN THE BEST INTEREST OF THE CHILD.

(b) THE PETITION MUST INCLUDE A COPY OF THE JUVENILE COURT'S ORDER APPROVING JURISDICTION OVER THE CHILD.

(c) THE DISTRICT ATTORNEY MAY USE ALL AVAILABLE DISPOSITION TOOLS, INCLUDING DIVERSION.

(d) IF THE DISTRICT ATTORNEY RECEIVES A WRITTEN REQUEST DECLINING PROSECUTION THAT IS SIGNED BY THE CHILD, THE DISTRICT ATTORNEY NO LONGER HAS THE AUTHORITY TO FILE A PETITION IN DELINQUENCY.

(e) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, A CHILD'S STATEMENTS TO THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM ARE NOT, WITHOUT THE CHILD'S CONSENT, ADMISSIBLE AS EVIDENCE IN ANY ADJUDICATORY HEARING IN WHICH THE CHILD IS ACCUSED AND IS NOT SUBJECT TO SUBPOENA OR ANY OTHER COURT PROCEEDING OR FOR ANY OTHER PURPOSE.

(6) IF THE DISTRICT ATTORNEY DOES NOT FILE A PETITION WITHIN TWENTY-EIGHT DAYS AFTER RECEIPT OF THE JUVENILE COURT'S REFERRAL, THE DISTRICT ATTORNEY SHALL NOT SUBSEQUENTLY PROSECUTE THE CHILD."

Renumber succeeding sections accordingly.

Page 28, after line 24 insert:

"(3) (a) A CHILD TEN YEARS OF AGE OR OLDER BUT UNDER THIRTEEN YEARS OF AGE MAY DECLINE A REFERRAL TO A LOCAL COLLABORATIVE MANAGEMENT PROGRAM AND INSTEAD AVAIL THEMSELVES TO THE JURISDICTION OF THE JUVENILE COURT.

(b) AFTER REFERRAL TO A LOCAL COLLABORATIVE MANAGEMENT PROGRAM, IF A CHILD CHOOSES TO AVAIL THEMSELVES TO THE JUVENILE COURT, THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM MUST FORWARD THE INFORMATION FORM FOR CHILDREN UNDER THIRTEEN YEARS OF AGE TO THE JUVENILE COURT. IF THE CHILD HAS NOT RETAINED COUNSEL, THE COURT SHALL APPOINT THE OFFICE OF THE STATE PUBLIC DEFENDER OR, IN THE CASE OF A

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CONFLICT, THE OFFICE OF ALTERNATE DEFENSE COUNSEL, TO REPRESENT THE CHILD, AS PROVIDED IN SECTION 19-2.5-505, WITHIN SEVEN DAYS OF THE CHILD AVAILING HIMSELF OR HERSELF TO THE JUVENILE COURT."

Renumber succeeding subsections accordingly.

Page 31, line 16, strike "(9)(a)" and substitute "(10)(a)".

Page 31, line 25, strike "(9)(b)" and substitute "(10)(b)".

Page 33, line 27, strike "(9)(c)" and substitute "(10)(c)".

Page 34, line 1, strike "(9)(f)" and substitute "(10)(f)".

Page 36, line 11, strike "(11)(e)" and substitute "(12)(e)".

Page 42, line 22, after "(1)(b.5)" insert "and (1)(b.7)".

Page 43, after line 18 insert:

"(b.7) THE NUMBER OF CHILDREN WHO AVAIL THEMSELVES TO THE JUVENILE COURT'S JURISDICTION PURSUANT TO SECTION 24-1.9-102.3(3)."

Page 52, line 8, strike "Sections 23, 26, and 34" and substitute "Sections 24, 27, and 35".

Page 52, line 9, strike "28" and substitute "29".

Amendment No. 4(L.200), by Senator Coleman.

Amend the Coleman floor amendment (HB1249_L.128), page 3, strike lines 19 through 22 and substitute:

""(3) (a) A CHILD TEN YEARS OF AGE OR OLDER BUT UNDER THIRTEEN YEARS OF AGE MAY, AFTER REFERRAL BY LAW ENFORCEMENT, DECLINE TO PARTICIPATE IN SERVICES RECOMMENDED BY A LOCAL COLLABORATIVE MANAGEMENT PROGRAM AND INSTEAD AVAIL THEMSELVES TO THE JURISDICTION OF THE JUVENILE COURT.".

Amendment No. 5(L.159), by Senator Simpson.

Amend reengrossed bill, page 52, line 12, strike "July 1, 2024;" and substitute "July 1, 2025;".

Amendment No. 6(L.199), by Senator Coleman.

Amend reengrossed bill, page 17, line 19, after the period add "THE CONTACT INFORMATION FOR A VICTIM AND ANY OTHER IDENTIFYING INFORMATION OF THE VICTIM OTHER THAN THE VICTIM'S NAME MUST BE REDACTED ON ANY COPY OF THE INFORMATION FORM PROVIDED TO A PERSON WHO IS NOT THE VICTIM.".

Amendment No. 7(L.164), by Senator Coleman.

Amend reengrossed bill, page 36, after line 13 insert:

"(12) INFORMATION DISCLOSED PURSUANT TO SUBSECTION (11) OF THIS SECTION MUST NOT INCLUDE THE CONTACT INFORMATION OF A VICTIM, OR ANY IDENTIFYING INFORMATION OF A VICTIM, UNLESS THE VICTIM CONSENTS TO SHARING ANY INFORMATION;

(13) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, A CHILD'S RECORDS, STATEMENTS, OR HISTORY WITH THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM ARE NOT, WITHOUT THE CHILD'S CONSENT, ADMISSIBLE AS EVIDENCE IN ANY ADJUDICATORY OR CRIMINAL HEARING IN WHICH THE CHILD IS ACCUSED AND ARE NOT SUBJECT TO SUBPOENA OR ANY OTHER COURT PROCEEDING OR FOR ANY OTHER PURPOSE.".

Renumber succeeding subsection accordingly.

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Amendment No. 8(L.151), by Senator Simpson.

Amend reengrossed bill, page 27, line 24, strike "24-1.9-102.7." and substitute "24-1.9-102.7, IN ACCORDANCE WITH THE TIME FRAMES AND PROCEDURES ESTABLISHED BY THE DEPARTMENT OF HUMAN SERVICES, WHICH SHALL PRIORITIZE REFERRALS THAT INVOLVE A VICTIM."

Amendment No. 9(L.150), by Senator Simpson.

7Amend reengrossed bill, page 31, line 19, strike "MEETING." and substitute "MEETING IN ACCORDANCE WITH THE TIME FRAMES AND PROCEDURES ESTABLISHED BY THE DEPARTMENT OF HUMAN SERVICES, WHICH SHALL NOT EXCEED THIRTY DAYS AFTER THE SERVICE AND SUPPORT TEAM MAKES THE DETERMINATION."

Amendment No. 10(L.152), by Senator Simpson.

Amend reengrossed bill, page 22, line 25, strike "entities:" and substitute "entities, UNLESS A COUNTY DEPARTMENT OF HUMAN OR SOCIAL SERVICES DETERMINES GOOD CAUSE EXISTS TO EXCUSE A LISTED AGENCY OR ENTITY:"

Laid over until Tuesday, May 2, retaining its place on the calendar.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the remaining General Orders -- Second Reading of Bills Calendar (HB23-1120, HB23-1190, and SB23-296) of Monday, May 1, was laid over until Tuesday, May 2, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB23-1233 by Representative(s) Mauro and Valdez, Brown, Woodrow; also Senator(s) Priola and Winter F.--Concerning energy efficiency, and, in connection therewith, requiring the state electrical board to adopt rules facilitating electric vehicle charging at multifamily buildings, limiting the ability of the state electrical board to prohibit the installation of electric vehicle charging stations, forbidding private prohibitions on electric vehicle charging and parking, requiring local governments to count certain spaces served by an electric vehicle charging station for minimum parking requirements, forbidding local governments from prohibiting the installation of electric vehicle charging stations, exempting electric vehicle chargers from business personal property tax, and authorizing electric vehicle charging systems along highway rights-of-way.

Senators Priola and Winter F. moved to amend the Report of the Committee of the Whole to show that the following Priola and Winter F. floor amendment, (L.042) to HB 23-1233, did pass, and that the following new amendment to the Priola and Winter F. floor amendment, (L.042) to HB23-1233, did pass.

L.042

Amend reengrossed bill, page 21, before line 27 insert:

"SECTION 14. In Colorado Revised Statutes, 24-4-109, **amend** (2)(a) and (2)(b)(II); and **add** (5) and (6) as follows:

24-4-109. State engagement of disproportionately impacted communities - definitions. (2) **Definitions.** (a) (I) (A) ~~The environmental justice action task force created in section 25-1-133 will recommend to the general assembly potential modifications to the definitions established in this subsection (2). The definitions established in this subsection (2) apply unless and until the general assembly acts by bill to modify one or more of the definitions~~ ALL AGENCIES SHALL USE THE DEFINITION OF DISPROPORTIONATELY IMPACTED COMMUNITY SET FORTH IN SUBSECTION (2)(b)(II) OF THIS SECTION.

(B) IN APPLYING THE DEFINITION OF DISPROPORTIONATELY IMPACTED COMMUNITY, AN AGENCY MAY PRIORITIZE OR TARGET CERTAIN CRITERIA OF THE DEFINITION OF DISPROPORTIONATELY IMPACTED COMMUNITY OR CERTAIN SUBSETS OF COMMUNITIES THAT MEET THE DEFINITION OF DISPROPORTIONATELY IMPACTED COMMUNITY IF THE AGENCY MAKES A DETERMINATION BY RULE OR OTHER PUBLIC DECISION-MAKING PROCESS THAT THE PRIORITIZATION OR

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TARGETING IS WARRANTED AND REASONABLY TAILORED TO THE CATEGORY OF AGENCY ACTION INVOLVED. AN AGENCY WITH RULEMAKING AUTHORITY SHALL MAKE THE DETERMINATION BY RULE.

(C) A DETERMINATION OF THE PUBLIC UTILITIES COMMISSION THAT IT WILL PRIORITIZE OR TARGET CERTAIN CRITERIA OF THE DEFINITION OF DISPROPORTIONATELY IMPACTED COMMUNITY OR SUBSETS OF COMMUNITIES THAT MEET THE DEFINITION OF DISPROPORTIONATELY IMPACTED COMMUNITY DOES NOT CONSTITUTE ANY PREJUDICE OR DISADVANTAGE OR ANY UNREASONABLE DIFFERENCE AS SET FORTH IN SECTION 40-3-106 (1)(a).

(II) ~~This subsection (2)(a) is repealed, effective September 1, 2024.~~

(b) As used in this section and sections 25-1-133, 25-1-134, and 25-7-105 (1)(e), unless the context otherwise requires:

(II) "Disproportionately impacted community" means a community that is in a census block group, as determined in accordance with the most recent ~~United States census, where the proportion of households that are low income is greater than forty percent, the proportion of households that identify as minority is greater than forty percent, or the proportion of households that are housing cost-burdened is greater than forty percent, or is any other community as identified or approved by a state agency, if: The community has a history of environmental racism perpetuated through redlining, anti-Indigenous, anti-immigrant, anti-Hispanic, or anti-Black laws, or the community is one where multiple factors, including socioeconomic stressors, disproportionate environmental burdens, vulnerability to environmental degradation, and lack of public participation, may act cumulatively to affect health and the environment and contribute to persistent disparities. As used in this subsection (2)(b)(II), "cost-burdened" means a household that spends more than thirty percent of its income on housing, and "low income" means the median household income is less than or equal to two hundred percent of the federal poverty guideline.~~ FIVE YEAR UNITED STATES BUREAU OF THE CENSUS AMERICAN COMMUNITY SURVEY AND MEETS ONE OR MORE OF THE FOLLOWING CRITERIA:

(A) THE PROPORTION OF THE POPULATION LIVING IN HOUSEHOLDS THAT ARE BELOW TWO HUNDRED PERCENT OF THE FEDERAL POVERTY LEVEL IS GREATER THAN FORTY PERCENT;

(B) THE PROPORTION OF HOUSEHOLDS THAT SPEND MORE THAN THIRTY PERCENT OF HOUSEHOLD INCOME ON HOUSING IS GREATER THAN FIFTY PERCENT;

(C) THE PROPORTION OF THE POPULATION THAT IDENTIFIES AS PEOPLE OF COLOR IS GREATER THAN FORTY PERCENT;

(D) THE PROPORTION OF THE POPULATION THAT IS LINGUISTICALLY ISOLATED IS GREATER THAN TWENTY PERCENT;

(E) AN AGENCY DETERMINES THAT THE POPULATION IS DISPROPORTIONATELY IMPACTED BASED ON EVIDENCE, PRESENTED IN A RELEVANT AGENCY DECISION-MAKING PROCESS, THAT A CENSUS BLOCK GROUP IS DISPROPORTIONATELY IMPACTED BECAUSE IT HAS A HISTORY OF ENVIRONMENTAL RACISM PERPETUATED THROUGH REDLINING OR THROUGH ANTI-INDIGENOUS, ANTI-IMMIGRANT, ANTI-LATINO, OR ANTI-BLACK LAWS, POLICIES, OR PRACTICES AND THAT PRESENT-DAY DEMOGRAPHIC FACTORS AND DATA DEMONSTRATE THAT THE COMMUNITY CURRENTLY FACES ENVIRONMENTAL HEALTH DISPARITIES;

(F) THE COMMUNITY IS IDENTIFIED BY AN AGENCY AS BEING ONE WHERE MULTIPLE FACTORS, INCLUDING SOCIOECONOMIC STRESSORS, VULNERABLE POPULATIONS, DISPROPORTIONATE ENVIRONMENTAL BURDENS, VULNERABILITY TO ENVIRONMENTAL DEGRADATION OR CLIMATE CHANGE, AND LACK OF PUBLIC PARTICIPATION MAY ACT CUMULATIVELY TO AFFECT HEALTH AND THE ENVIRONMENT AND MAY CONTRIBUTE TO PERSISTENT DISPARITIES;

(G) THE COMMUNITY IS A MOBILE HOME PARK, AS DEFINED IN SECTION 38-12-201.5 (6); OR

(H) THE COMMUNITY IS LOCATED ON THE SOUTHERN UTE OR UTE MOUNTAIN UTE INDIAN RESERVATION.

(5) (a) (I) THE DIVISION OF ADMINISTRATION IN THE COLORADO DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT SHALL DESIGN THE COLORADO ENVIROSCREEN TOOL SO THAT A CENSUS BLOCK GROUP THAT SCORES ABOVE THE EIGHTIETH PERCENTILE IN THE COLORADO ENVIROSCREEN TOOL IS PRESUMED TO BE A DISPROPORTIONATELY IMPACTED COMMUNITY. AN AGENCY DETERMINING WHETHER A COMMUNITY IS A DISPROPORTIONATELY IMPACTED COMMUNITY IN ACCORDANCE WITH THIS SUBSECTION (5)(a) SHALL APPLY THE MOST RECENT VERSION OF COLORADO ENVIROSCREEN TOOL AVAILABLE AT THE TIME THE AGENCY MAKES THE DETERMINATION.

(II) AS USED IN THIS SUBSECTION (5)(a), "COLORADO ENVIROSCREEN TOOL" MEANS THE ENVIRONMENTAL JUSTICE MAPPING TOOL DEVELOPED AND ADMINISTERED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT AND

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COLORADO STATE UNIVERSITY, OR ANY SUCCESSOR TOOL.

(b) A CENSUS BLOCK GROUP THAT IS WITHIN A CENSUS TRACT THAT QUALIFIES AS DISADVANTAGED AS DETERMINED UNDER THE CLIMATE AND ECONOMIC JUSTICE SCREENING TOOL DEVELOPED BY THE COUNCIL ON ENVIRONMENTAL QUALITY IN THE OFFICE OF THE PRESIDENT OF THE UNITES STATES IS PRESUMED TO BE A DISPROPORTIONATELY IMPACTED COMMUNITY. AN AGENCY DETERMINING WHETHER A COMMUNITY IS A DISPROPORTIONATELY IMPACTED COMMUNITY UNDER THIS SUBSECTION (5)(b) SHALL APPLY THE MOST RECENT VERSION OF THE CLIMATE AND ECONOMIC JUSTICE SCREENING TOOL AVAILABLE WHEN IT IS DETERMINING WHETHER A COMMUNITY IS A DISPROPORTIONATELY IMPACTED COMMUNITY.

(6) THE PROVISIONS OF SUBSECTION (2)(b)(II) OF THIS SECTION ARE SEVERABLE, AND IF ANY PROVISION OF SUBSECTION (2)(b)(II) OF THIS SECTION IS FOUND BY A COURT OF COMPETENT JURISDICTION TO BE UNCONSTITUTIONAL, THE REMAINING PROVISIONS ARE VALID, UNLESS:

(a) IT APPEARS TO THE COURT THAT THE VALID PROVISIONS ARE SO ESSENTIALLY AND INSEPARABLY CONNECTED WITH, AND SO DEPENDENT ON, THE UNCONSTITUTIONAL PROVISION THAT IT CANNOT BE PRESUMED THAT THE LEGISLATURE WOULD HAVE ENACTED THE VALID PROVISIONS WITHOUT THE UNCONSTITUTIONAL ONE; OR

(b) THE COURT DETERMINES THAT THE VALID PROVISIONS, STANDING ALONE, ARE INCOMPLETE AND ARE INCAPABLE OF BEING EXECUTED IN ACCORDANCE WITH THE LEGISLATIVE INTENT.

SECTION 15. In Colorado Revised Statutes, 8-83-502, **amend** (4) as follows: **8-83-502. Definitions.** As used in this part 5, unless the context otherwise requires:

(4) "~~Disproportionately impacted community~~" ~~means any community of color, low-to-middle income community, or indigenous community that is or has been directly impacted by coal pollution~~ HAS THE MEANING SET FORTH IN SECTION 24-4-109 (2)(b)(II).

SECTION 16. In Colorado Revised Statutes, **amend** 24-30-104 as follows:

24-30-104. Burnham Yard rail property site - required development planning. The executive director of the department of personnel shall engage with stakeholders including the city and county of Denver, the department of transportation, the department of local affairs, the regional transportation district created in section 32-9-105, and the communities, including disproportionately impacted communities, as defined in section ~~43-1-128(2)(c)~~ SECTION 24-4-109 (2)(b)(II), and registered neighborhood organizations in the vicinity of the Burnham Yards rail property to create a site plan to support transit-oriented development at the Burnham Yard rail property site and potential recommendations for how to suballocate parcels for various beneficial uses at the site. The executive director shall, in consultation with the other governmental stakeholders named in this section, actively reach out to the communities, including disproportionately impacted communities, and registered neighborhood organizations in the vicinity of the Burnham Yards rail property regarding all stages of the development of the property, provide meaningful opportunities for members of those communities to express their views regarding the development of the property, and endeavor to identify groups or individuals from those communities who are interested in and capable of representing the interests of those communities throughout the development process. The executive director shall also identify any additional stakeholders, and as appropriate already engaged stakeholders, to engage with who may have an interest in developing the suballocated parcels for the best use such as the department of local affairs for affordable housing, local housing authorities, and the great outdoors Colorado program for potential green space development. The site plan must consider opportunities for the site including front range passenger rail service, multi-family and affordable housing development, community benefits, green spaces, parkland, recreational opportunities, retail, and links to transit and multi-modal options to connect the site to the surrounding community. The site plan must promote the development and operation of quality public private partnership opportunities and include a well-defined framework to facilitate collaboration between public and private entities in infrastructure development and operation and enable investment of public and private capital.

SECTION 17. In Colorado Revised Statutes, 24-38.5-302, **amend** (3) as follows:

24-38.5-302. Definitions. As used in this part 3, unless the context otherwise requires:

(3) (a) "~~Disproportionately impacted community~~" ~~means a community that is in a census block group, as determined in accordance with the most recent United~~

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~~States decennial census, where the proportion of households that are low income is greater than forty percent, the proportion of households that identify as minority is greater than forty percent, or the proportion of households that are housing cost-burdened is greater than forty percent "DISPROPORTIONATELY IMPACTED COMMUNITY" HAS THE MEANING SET FORTH IN SECTION 24-4-109 (2)(b)(II).~~

~~(b) As used in this subsection (3):~~

~~(f) "Cost-burdened" means a household that spends more than thirty percent of its income on housing;~~

~~(H) "Low income" means the median household income is less than or equal to two hundred percent of the federal poverty guideline.~~

SECTION 18. In Colorado Revised Statutes, 25-7.5-102, **amend** (7) as follows: **25-7.5-102. Definitions.** As used in this article 7.5, unless the context otherwise requires:

(7) (a) ~~"Disproportionately impacted community" means a community that is in a census block group, as determined in accordance with the most recent United States decennial census, where the proportion of households that are low income is greater than forty percent, the proportion of households that identify as minority is greater than forty percent, or the proportion of households that are housing cost-burdened is greater than forty percent "DISPROPORTIONATELY IMPACTED COMMUNITY" HAS THE MEANING SET FORTH IN SECTION 24-4-109 (2)(b)(II).~~

~~(b) As used in this subsection (7):~~

~~(f) "Cost-burdened" means a household that spends more than thirty percent of its income on housing;~~

~~(H) "Low income" means the median household income is less than or equal to two hundred percent of the federal poverty guideline.~~

SECTION 19. In Colorado Revised Statutes, 40-1-102, **add** (6.5) as follows: **40-1-102. Definitions.** As used in articles 1 to 7 of this title 40, unless the context otherwise requires:

(6.5) "DISPROPORTIONATELY IMPACTED COMMUNITY" HAS THE MEANING SET FORTH IN SECTION 24-4-109 (2)(b)(II).

SECTION 20. In Colorado Revised Statutes, 40-2-108, **repeal** (3)(d) as follows: **40-2-108. Rules - definitions - legislative declaration.** (3) (d) ~~As used in this subsection (3):~~

~~(f) "Cost-burdened" means a household that spends more than thirty percent of its income on housing;~~

~~(H) "Disproportionately impacted community" means a community that is in a census block group, as determined in accordance with the most recent United States census, where the proportion of households that are low income is greater than forty percent, the proportion of households that identify as minority is greater than forty percent, or the proportion of households that are housing cost-burdened is greater than forty percent; or is any other community as identified or approved by a state agency, if:~~

~~(A) The community has a history of environmental racism perpetuated through redlining, anti-Indigenous, anti-immigrant, anti-Hispanic, or anti-Black laws; or~~

~~(B) The community is one where multiple factors, including socioeconomic stressors, disproportionate environmental burdens, vulnerability to environmental degradation, and lack of public participation, may act cumulatively to affect health and the environment and contribute to persistent disparities.~~

~~(H) "Low income" means meeting one or more of the following criteria:~~

~~(A) Median household income less than or equal to two hundred percent of the federal poverty guideline;~~

~~(B) Median household income less than or equal to eighty percent of the area median income; or~~

~~(C) Qualification under income guidelines adopted by the department of human services pursuant to section 40-8.5-105.~~

SECTION 21. In Colorado Revised Statutes, 43-1-128, **amend** (2)(c) as follows:

43-1-128. Environmental impacts of capacity projects - additional requirements - legislative declaration - definitions. (2) As used in this section, unless the context otherwise requires:

(c) (f) ~~"Disproportionately impacted community" means a community that is in a census block group, as determined in accordance with the most recent United States decennial census, where the proportion of households that are low income is greater than forty percent, the proportion of households that identify as minority is greater than forty percent, or the proportion of households that are housing cost-burdened is greater than forty percent "DISPROPORTIONATELY IMPACTED COMMUNITY" HAS THE MEANING SET FORTH IN SECTION 24-4-109~~

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(2)(b)(II).

~~(H) As used in this subsection (2)(c):~~

~~(A) "Cost-burdened" means a household that spends more than thirty percent of its income on housing;~~

~~(B) "Low income" means the median household income is less than or equal to two hundred percent of the federal poverty guideline.~~

SECTION 22. In Colorado Revised Statutes, 43-4-1202, **amend** (5) as follows:
43-4-1202. Definitions. As used in this part 12, unless the context otherwise requires:

~~(5) (a) "Disproportionately impacted community" means a community that is in a census block group, as determined in accordance with the most recent United States decennial census, where the proportion of households that are low income is greater than forty percent, the proportion of households that identify as minority is greater than forty percent, or the proportion of households that are housing cost-burdened is greater than forty percent "DISPROPORTIONATELY IMPACTED COMMUNITY" HAS THE MEANING SET FORTH IN SECTION 24-4-109~~
 (2)(b)(II).

~~(b) As used in this subsection (5):~~

~~(f) "Cost-burdened" means a household that spends more than thirty percent of its income on housing;~~

~~(H) "Low income" means the median household income is less than or equal to two hundred percent of the federal poverty guideline."~~

Renumber succeeding section accordingly.

New Amendment

Amend the Priola and Winter F. amendment (HB1233_L.042) page 1, line 3, strike "(5)" and substitute "(2)(b)(IV), (5)".

Page 1, line 10, before "AGENCIES" insert "STATEWIDE".

Page 2, after line 44 insert:

"(IV) "STATEWIDE AGENCY" MEANS ANY BOARD, BUREAU, COMMISSION, DEPARTMENT, INSTITUTION, DIVISION, SECTION, OR OFFICER OF THE STATE. "STATEWIDE AGENCY" DOES NOT INCLUDE:

(A) THE LEGISLATIVE BRANCH;

(B) THE JUDICIAL BRANCH;

(C) STATE EDUCATIONAL INSTITUTIONS ADMINISTERED PURSUANT TO TITLE 23, EXCEPT PART 1 OF ARTICLE 8, PARTS 2 AND 3 OF ARTICLE 21, AND PARTS 2 TO 4 OF ARTICLE 31 OF TITLE 23; OR

(D) THE ADJUTANT GENERAL OF THE NATIONAL GUARD, WHOSE POWERS AND DUTIES ARE SET FORTH IN SECTION 28-3-106."

Strike "AN AGENCY" and substitute "A STATEWIDE AGENCY" on: **Page 1**, lines 14 and 21; **Page 2**, lines 25 and 34; and **Page 3**, lines 5 and 20.

Before "AGENCY" insert "STATEWIDE" on: **Page 1**, lines 18 and 20; **Page 2**, line 27; and **Page 3**, line 9.

A majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **passed** on the following roll call vote:

YES	25	NO	10	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS**

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	25	NO	10	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1233 as amended
Laid over until Tuesday, May 2: HB23-1249 as amended, HB23-1120, HB23-1190, SB23-296

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Roberts, Chair, Buckner, and Smallwood as Senate conferees on the first conference committee on **HB23-1002**.

MESSAGE FROM THE GOVERNOR

Monday, May 1st, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-180 - Restore Current Pay Periods For State Employees
Approved on Monday, May 1st, 2023 at 2:30 p.m.

SB23-183 - Local Government Provision Of Communications Services
Approved on Monday, May 1st, 2023 at 2:30 p.m.

SB23-020 - Timely Certified Death Certificates
Approved on Monday, May 1st, 2023 at 2:30 p.m.

SB23-232 - Unemployment Insurance Premiums Allocation Federal Law Compliance
Approved on Monday, May 1st, 2023 at 2:30 p.m.

SB23-185 - Sunset Noxious Weed Advisory Committee
Approved on Monday, May 1st, 2023 at 2:30 p.m.

SB23-156 - Sunset Private Letter Ruling And Information Letter
Approved on Monday, May 1st, 2023 at 2:30 p.m.

SB23-090 - Uniform Commercial Code 2022 Amendments
Approved on Monday, May 1st, 2023 at 2:30 p.m.

Sincerely,
(signed)
Jared Polis
Governor

May 01, 2023

The Honorable Colorado Senate
74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate,

It is my honor to inform you that I have approved and filed with the Secretary of State the following Act:

Senate Bill 23-214: 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, 2023, Except as Otherwise Noted.

Approved May 1, 2023 at 2:00 p.m.

The FY 2023-24 budget, a product of partnership and dynamic thinking with Colorado's leaders in the General Assembly, supports key investments to continue to save Coloradans money on healthcare, become one of the top ten safest states, to provide an investment for immediate property tax relief while we look towards long term reforms, and to successfully implement free universal preschool-all this while protecting fiscal responsibility.

We especially want to thank the members of the General Assembly for these top priority items for Colorado included in my budget request:

Public Safety Investments: This budget provides more than \$50.0M in public safety investments. The Long Bill includes \$14.2M to ensure a multi-faceted approach to making our state safer, with programs including special investigation units, statewide fire risk reduction, and trooper pay increases. In order to provide our firefighters with state-of-the-art equipment to keep our houses and communities safe from wildfires, this budget sets aside \$26.0M to purchase a new Firehawk. Additionally, this budget sets aside \$5.0M for auto theft prevention, ensuring that our communities will have robust resources to tackle a difficult but pervasive public safety issue. This budget also includes a \$2.0M appropriation to the State Forest Service for wildfire risk mitigation on federal lands through Good Neighbor Authority projects, a model that was pioneered by the State of Colorado and then adopted nationwide, as well as \$5.0M for the Colorado Strategic Wildfire Action Program to invest in landscape scale wildfire mitigation and related workforce development. There is a \$3.0M set-aside that will ensure investment in our state's capacity to investigate wildfires.

Workforce Investments: The budget makes smart investments in our workforce, connecting more Coloradans to zero-cost training and postsecondary education opportunities that will equip them with the skills necessary to fill critical workforce needs across our economy, build fulfilling careers that will support themselves and their families, and contribute to a thriving Colorado economy. Additionally this budget makes critical investment to close the COVID learning gap and support Colorado students. This budget includes a \$70M set aside for these investments into harnessing the talents of Coloradans and expanding our high quality, skilled workforce.

Water Investments: The budget includes investments across multiple departments that will leverage more than \$300M to protect Colorado's water resources, and ensure Colorado is favorably positioned to ensure there is long-term sustainability of water resources. These investments include \$25.2M for the Water Plan Grant Program to leverage funding for water projects worth \$100M for implementation of the Colorado Water Plan 2023, \$30M for the Department of Public Health & Environment to draw down \$200M in federal grants for water infrastructure and quality, and \$6.0M to draw

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down over \$66M in federal funds for small community water and wastewater projects. The budget includes \$70M for water projects through the annual Water Projects Bill, \$1.6M in the Department of Natural Resources for the Colorado River Policy and Technical support team, and \$2.4M in the Department of Public Health & Environment for the Water Quality Control Division.

Education Funding: This budget makes a record investment in our early learners by funding the first year of universal preschool available to all four-year-olds in the state. It also includes an overall 10.2% increase in per pupil funding above FY 2022-23 levels, or over \$20,000 per classroom.

Reserves and Fiscal Responsibility: This budget adopts the proposal for fiscal responsibility proposed in my request, including maintaining the largest reserve on record, 15.0% of the General Fund appropriations, and saving half of the enacted prepaids that were set aside to ensure the support of the provision of services and transformational change. Establishing record savings for the future will help us weather the next rainy day when it comes.

These priorities and more, as detailed in Attachment 1, represent a budget with the right priorities for Colorado. Attachment 2 to this letter sets out the Administration's interpretation of footnotes and FTE in Senate Bill 23-214.

In closing, I would like to express my Administration's gratitude for the work performed by the Joint Budget Committee members, the Joint Budget Committee staff, the staff of the Office of State Planning and Budgeting, and the department budget analysts throughout Colorado's government for their dedication to a responsible and effective budget.

Sincerely,

Jared Polis
(signed)
Governor
State of Colorado

Attachments

- 1. Select budget highlights
- 2. S.B. 23-214 Footnotes and FTE

Attachment 1: Select Budget Highlights

Department of Agriculture

"This budget includes funding for a Climate Drought-Smart Agriculture Marketing Specialist that will amplify market opportunities for Colorado producers and promote climate-smart agricultural practices, as well as funding for an agriculture water advisory to ensure comprehensive engagement on agricultural water issues and water supply challenges.

Department of Corrections

"The budget includes \$13.6M to address adequate bed space necessary for the increase in prison caseload and corresponding medical needs as well as \$0.8M for virtual reality career training for inmates so they are better positioned for a successful reentry into society upon completion of their sentence. In order to ensure adequate training of new correctional officers, the budget includes funding to expand the Corrections Training Academy.

Department of Early Childhood

"The budget funds the historic first year of universal preschool for all four-year-olds across the state beginning in August 2023 by including \$322M for the provision of half-day or full-day preschool starting with the 2023-24 school year. The budget includes \$6.0M for providers and employers to open or expand child care facilities. To expand early intervention eligibility services and support the workforce to ensure all children who meet the eligibility criteria are able to access those services, the budget includes \$5.0M.

Department of Education

"This budget increases Total Program funding for K-12 public schools by \$485M in addition to the School Finance Act as passed by the Senate that would increase funding by an additional \$180M, representing an overall 10.6% increase in per pupil funding above FY 2022-23 levels, and over \$20,000 more per classroom. The Long Bill maintains a robust State Education Fund reserve of \$1.2B to guard against a potential economic slowdown, while also ensuring a sustainable buy-down of the Budget Stabilization Factor that provides predictable funding to school districts.

"Additionally, this budget and set-asides include \$56M for categorical program increases, including \$40M in additional special education funding. The budget includes \$7.5M, or a 44% increase, for mill levy equalization in Charter School Institute schools as well as increased investments in the Imagination Library, School Transformation Grant Program, and the Colorado Library Consortium.

Department of Health Care Policy & Financing

"The budget invests in new initiatives that will improve the health of Coloradans enrolled in Medicaid and strengthen the workforce that is so vital to sustaining healthcare in our state. The budget includes \$130M for targeted rate increases which will ensure a minimum wage of \$15.75 per hour for workers providing home and community-based services (HCBS), provide increased technological payments to rural hospitals, and eliminate most non-statutory copays for Medicaid members.

"Additionally, the budget continues to fund HCPF's efforts to save people money on health care by moving from a fee-for-service model towards value-based payments, allocating \$8.7M for training and incentives for primary care providers to transition towards Alternative Payment Models (APMs). The budget includes a \$1.7M increase in Medicaid funding for a new doula benefit, with the goal of reducing the disproportionate number of preterm and low-weight births among Medicaid members.

Department of Higher Education

"The budget includes \$148M to support Colorado's public higher education through operating support for the public institutions of higher education and increased state financial aid. The allocation of operating support for the institutions emphasizes performance-based metrics and specifically focuses on support for students from underrepresented communities, including first-generation students and students from low-income families. The increase in state financial aid includes greater investments into the Colorado Opportunity Scholarship Fund, an evidence-based program proven to increase postsecondary attainment for students most in need of financial and wrap-around support for success in their education.

Department of Human Services

"The budget includes \$16.7M in SNAP administrative resources to combat food insecurity as well as \$12.7M to improve applicant and county case-worker navigation of public assistance programs. The budget includes \$2.2M for evidenced-based support services and housing vouchers designed to prevent youth homelessness. The budget includes \$10.6M for Colorado's forensic services system to expand clinical and quality assurance staffing.

Behavioral Health Administration

"The budget includes \$2.4M to increase access, reduce provider burden, and strengthen the quality of behavioral healthcare in Colorado, as well as \$2.2M to support children at risk of entering the child welfare system.

Department of Labor and Employment

"This budget includes \$2.7M to improve detection of unemployment insurance fraud and facilitate timely resolution of these cases, for resources for investigation and resolution of wage theft cases and related compensation, to continue the work necessary to remove barriers individuals with disabilities face when seeking employment opportunities, and to enhance the training and oversight of amusement rides and devices.

Department of Local Affairs

"This budget includes \$1.7M to expand funding for an additional 400 housing vouchers

for persons with disabilities who require long-term services and supports, which will allow individuals with disabilities to transition out of institutions or minimize possible future institutionalization.

Department of Natural Resources

"This budget includes \$7.0M for investments in wildfire mitigation, including a \$2.0M appropriation to the State Forest Service for wildfire risk mitigation on federal lands through Good Neighbor Authority projects, and \$5.0M for the Colorado Strategic Wildfire Action Program to invest in landscape scale wildfire mitigation and related workforce development.

"This budget makes smart investments to improve Colorado's position in interstate river water compact negotiations, and efficiency in river management and our water infrastructure.

"This budget makes additional investments to ensure a successful rollout of the Keep Colorado Wild Pass, which is already providing Coloradans access to our state parks at a discounted cost and a convenient purchase method during vehicle registration.

"This budget includes additional resources for the Colorado Oil and Gas Conservation Commission to implement their new mission and adopted rules, reduce backlogs of permitting applications and environmental reviews, and facilitate timely resolution of future cases.

Department of Personnel & Administration

"The budget includes \$12.0M to implement provisions of the Partnership Agreement, of which \$8.0M will be used for the professional development of employees of the state. This investment provides employees training opportunities to improve job opportunities and allow for more career mobility and further establishes the State of Colorado as an employer of choice. Additionally the budget includes \$1.8M for the maintenance and upkeep of the State's vehicle fleet with a focus on Alternative Fuel Vehicles to help further the mission of an 100% renewable energy Colorado by 2040.

Department of Public Health & Environment

"The budget includes significant investment in water infrastructure through a \$6M Infrastructure Investment and Jobs Act (IIJA) match to draw down over \$66M in federal funds toward local water projects. There is a \$2.4M water quality investment to ensure access to safe, clean drinking water across Colorado communities. The budget also invests in public health resources through \$1.1M in funding for radon mitigation in homes, and \$1.7M for disease surveillance systems and disease outbreak prevention. \$4.0M will be used to support well-regulated Coloradan industries via safe dairy products, health care facilities, and vital records.

Department of Public Safety

"The budget includes \$3.6M for investments to improve emergency preparedness and response, including additional fire aviation resources and statewide fire risk reduction initiatives, expanded resources to identify domestic extremist threats, and enhanced local emergency alert systems. Additionally the budget includes \$7.7M for trooper pay increases and \$2.9M to support the Colorado Bureau of Investigation and the Colorado State Patrol.

Department of Regulatory Agencies/Division of Insurance

"The budget includes \$10M to support the Health Care Affordability Enterprise in saving people money on health care by continuing to reduce premiums.

Department of Revenue

"The budget includes \$5.0M to modernize sales equipment across the state to generate up to an additional \$50M in revenue for beneficiaries such as Great Outdoors Colorado, Colorado Parks and Wildlife, the Outdoor Equity Fund, and others. Additionally the budget includes \$0.9M to establish an appointment based call center within the Taxation Division and add resources to keep Colorado compliant with new legislation regarding safety in the horse racing industry.

Office of Information Technology

"The budget includes \$17.4M for real time billing costs to ensure departments are able to maintain their IT operations, \$6.2M to secure Colorado from information technology security threats, \$4.5M for the myColorado application, and \$3.5M for data driven decisions and IT asset audit and compliance.

Statewide

"The budget includes a 5.0% across-the-board (ATB) salary survey increase for all state employees and a 3.0% increase for community providers. Additionally, the budget includes \$38.1M for all departments to implement information technology accessibility improvements to ensure that all Coloradans can access vital government resources.

Capital and IT Capital

"The budget includes \$471.1M for controlled maintenance, capital renewal and capital construction projects. Of the total capital appropriation the budget includes \$3.0M for the expansion of the CBI laboratory space, \$130.9M for 104 controlled maintenance projects, \$54.9M for projects which address life and safety issues, \$14.8M for projects that make greening government improvements, and \$91.6M for projects that expand the space available for workforce development.

"The budget includes \$124.3M for 20 IT capital projects, which includes \$52.6M for the Medicaid enterprise solutions system, \$15.1M to address the state's technical debt, \$14.2M for the modernization of the state's payroll system, and \$42.0M for projects which will modernization outdated systems and address safety concerns.

Attachment 2: H.B. 23-214 Footnotes and FTE

It is the Governor's constitutional obligation to review the General Appropriations Bill and exercise the line item veto when necessary. We recognize and appreciate the legitimate and reasonable expression by the General Assembly of the intent associated with certain appropriations contained in the FY 2023-24 Long Bill. In fact, many of these expressions of intent are based on information contained within the original Executive Branch budget requests. In general, we interpret most of these expressions of intent as different from attempts to administer appropriations or to pursue substantive law via the general appropriations bill. Thus, the Governor has not vetoed any of the footnotes in S.B. 23-214.

While the Legislature has the prerogative to express its intent, the Executive Branch maintains the clear and inherent responsibility to administer appropriations (see Colorado General Assembly v. Owens, 136 P.3d 262 (Colo. 2006); Colorado General Assembly v. Lamm, 704 P.2d 1371 (Colo. 1985); and Anderson v. Lamm, 195 Colo. 437, 579 P.2d 620 (1978)). For this reason, we directed Executive Branch agencies to comply with the intent of the footnotes contained in S.B. 23-214 only to the extent practicable and appropriate.

Moreover, if operational needs dictate otherwise, the Executive Branch will not be constrained by any limitations implied within any of the Long Bill footnotes. In particular, many footnotes in S.B. 23-214 may constitute attempts by the General Assembly to administer the appropriation, including:

- "those that indicate dollar amounts for expenditure in specific programs or for specific purposes;
- "those that indicate limits on dollar amounts for expenditure in specific programs or for specific purposes; and
- "those that indicate specific expectations for programmatic expenditures or activities.

As such, Executive Branch agencies may deviate from the intent expressed in any footnote as necessary.

As with past administrations, we are concerned with the General Assembly's inclusion of full-time equivalent positions (FTE) within the general appropriations act. The Colorado Supreme Court's opinion in Anderson v. Lamm, 195 Colo. 437, 579 P.2d 620 (1978) clearly states that "specific staffing and resource allocation decisions" in a general appropriations bill are unconstitutional. The Supreme Court affirmed this finding in Colorado General Assembly v. Owens, 136 P.3d 262 (Colo. 2006). Further, it remains our opinion that any predetermined prescription of FTE authorization limits the ability of state

agencies to make the most resource-effective use of appropriations to accomplish critical performance objectives.

Therefore, Executive Branch agencies are instructed to manage their appropriations within the scope of the dollars appropriated in S.B. 23-214 and without limitation by the bill's FTE authorizations.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Tuesday, May 2, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

114th Legislative Day Tuesday, May 2, 2023

- Prayer By Senator Bridges.
- Call to Order By the President at 9:00 a.m.
- Roll Call Present--30
Excused--5, Buckner, Fields, Gardner, Lundeen, Van Winkle
Present later--5, Buckner, Fields, Gardner, Lundeen, Van Winkle
- Quorum The President announced a quorum present.
- Pledge By Senator Will.
- Approval of the Journal On motion of Senator Rich, the Journal of Monday, May 1, 2023, was approved as corrected by the Secretary.

SENATE SERVICES REPORT

- Correctly Printed:** SB23-303 and 304.
- Correctly Engrossed:** SB23-298 and 302; SJR23-004.
- Correctly Reengrossed:** SB23-251, 263, 286, 292, 295, and 297.
- Correctly Revised:** HB23-1056, 1153, 1197, 1201, 1212, 1216, 1218, 1233, 1236, 1237, 1244, 1245, 1259, 1264, 1271, and 1278.
- Correctly Rerevised:** HB23-1003, 1019, 1061, 1074, 1091, 1102, 1105, 1136, 1161, 1162, 1181, 1182, 1184, 1205, 1227, 1229, 1231, 1241, 1243, 1250, 1261, 1262, 1272, 1274, 1275, 1279, 1298, 1300, and 1305; HCR23-1001.
- Correctly Enrolled:** SB23-036, 056, 165, 184, 192, 260, 264, 265, 268, 273, 284, and 287.

COMMITTEE OF REFERENCE REPORTS

Appropriations After consideration on the merits, the Committee recommends that **HB23-1013** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend reengrossed bill, page 11, after line 11 insert:

"SECTION 3. Appropriation. (1) For the 2023-24 state fiscal year, \$18,872 is appropriated to the department of corrections. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

- (a) \$12,000 for the purchase of information technology services; and
- (b) \$6,872 for use by institutions for operating expenses related to the mental health subprogram.

(2) For the 2023-24 state fiscal year, \$12,000 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 corrections under subsection (1)(a) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of corrections."

Renumber succeeding section accordingly.

Page 1, line 102, strike "FACILITIES." and substitute "FACILITIES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1088** 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 25 through 27 and substitute:

"SECTION 2. Appropriation. For the 2023-24 state fiscal year, \$642,645 is appropriated to the department of military and veterans affairs for use by the division of veterans affairs. This appropriation is from the general fund and is based on an assumption that the division will require an additional 1.6 FTE. To implement this act, the division may use this appropriation for the veterans mental health services program."

Page 5, strike lines 1 through 7.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1107** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1133** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1138** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1158** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1210** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 12, after line 27 insert:

"SECTION 3. Appropriation. For the 2023-24 state fiscal year, \$135,533 is appropriated to the office of the governor for use by the Colorado energy office. This appropriation is from the general fund and is based on an assumption that the office will require an additional 0.4 FTE. To implement this act, the office may use this appropriation for program administration."

Renumber succeeding section accordingly.

Page 1, line 104, strike "PROGRAM AND" and substitute "PROGRAM,".

Page 1, line 106, strike "ROADMAP." and substitute "ROADMAP, AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1247** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Appropriations After consideration on the merits, the Committee recommends that **HB23-1252** be referred to the Committee of the Whole with favorable recommendation. 1
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Appropriations After consideration on the merits, the Committee recommends that **HB23-1267** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. 3
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Appropriations After consideration on the merits, the Committee recommends that **HB23-1270** be referred to the Committee of the Whole with favorable recommendation. 9
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Appropriations After consideration on the merits, the Committee recommends that **HB23-1299** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. 13
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At the order of the President, Senators Gardner, Lundeen, and Van Winkle were added to the current roll call. 18
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On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for a moment of personal privilege by Senator Hansen. 22
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On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Special Orders -- Second Reading of Bills Calendar (HB23-1249, HB23-1120, HB23-1190, and SB23-296) of Tuesday, May 2 was laid over until later in the day, Tuesday, May 2. 27
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**THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR**

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent: 33
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HB23-1056 by Representative(s) Hamrick; also Senator(s) Cutter--Concerning modernizing record keeping by the state archives. 39
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The question being "Shall the bill pass?", the roll call was taken with the following result: 44
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YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**. 47
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Co-sponsor(s) added: Bridges and Priola. 58
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SB23-302 by Senator(s) Pelton B. and Hinrichsen; also Representative(s) Ortiz and Hartsook--Concerning changes to the Colorado veterans' service-to-career program. 62
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The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Danielson, Gardner, Ginal, Gonzales, Hansen, Jaquez Lewis, Kirkmeyer, Kolker, Lundeen, Marchman, Mullica, Priola, Rodriguez, Sullivan, Will, and Winter F.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-298 by Senator(s) Gardner and Roberts; also Representative(s) McCormick and Bockenfeld-- Concerning allowing certain public hospitals to improve access to health care through collaboration, and, in connection therewith, making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Gardner was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.008), by Senator Roberts and Gardner.

Amend engrossed bill, page 8, line 27, strike "PAYERS," and substitute "PAYERS".

Page 9, lines 10 and 11, strike "DEPARTMENT OF HEALTH CARE POLICY AND FINANCING CONCLUDES" and substitute "STATE DEPARTMENT AND THE DIVISION OF INSURANCE, IF APPLICABLE, CONCLUDE".

Page 9, line 14, strike "DEPARTMENT OF HEALTH CARE POLICY AND FINANCING" and substitute "STATE DEPARTMENT AND THE DIVISION OF INSURANCE, IF APPLICABLE,".

Page 10, line 26, strike "DEPARTMENT OF HEALTH CARE POLICY AND FINANCING OR" and substitute "STATE DEPARTMENT AND".

The amendment was **passed** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Exum, Ginal, Kirkmeyer, Lundeen, Mullica, Pelton R., Priola, and Will.

HB23-1153 by Representative(s) Armagost and Amabile; also Senator(s) Pelton B. and Rodriguez-- Concerning a feasibility study to determine pathways to behavioral health care for people with serious mental illness, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	30	NO	3	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Exum, Ginal, Gonzales, Hansen, Jaquez Lewis, Marchman, Mullica, Priola, Sullivan, and Winter F.

HB23-1201 by Representative(s) Daugherty and Soper; also Senator(s) Mullica and Smallwood-- Concerning prescription drug benefits contract term requirements, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	1	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Ginal, Hinrichsen, and Priola.

HB23-1212 by Representative(s) Hamrick and Lieder; also Senator(s) Kolker and Danielson-- Concerning the creation of a navigator program to promote apprenticeships to high school students, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	10	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Exum, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Marchman, Mullica, Priola, Roberts, Rodriguez, Sullivan, and Winter F.

HB23-1218 by Representative(s) Brown and Titone; also Senator(s) Jaquez Lewis--Concerning requiring that a health-care facility inform patients as part of the informed consent process of services that the health-care facility refuses to provide to patients when the refusal is for nonmedical reasons, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	21	NO	12	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Exum, Ginal, Hinrichsen, Kolker, Marchman, Moreno, Mullica, Priola, Winter F., and Zenzinger.

HB23-1237 by Representative(s) Velasco; also Senator(s) Will and Exum--Concerning inclusive language access in local emergency situations, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	25	NO	8	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Danielson, Fenberg, Ginal, Gonzales, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Mullica, Priola, Roberts, Rodriguez, Sullivan, and Winter F.

HB23-1244 by Representative(s) deGruy Kennedy and Velasco; also Senator(s) Priola--Concerning the transfer of the regional health connector program from the university of Colorado school of medicine to the prevention services division in the department of public health and environment, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	21	NO	12	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Jaquez Lewis, Marchman, Roberts, and Rodriguez.

HB23-1197 by Representative(s) Young and Weinberg; also Senator(s) Danielson--Concerning requiring the department of health care policy and financing to engage in a stakeholder process to address the oversight of host home providers, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	10	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Ginal, Gonzales, Marchman, Priola, Sullivan, and Winter F.

HB23-1236 by Representative(s) Young and Amabile; also Senator(s) Kolker and Simpson--Concerning implementation updates to the behavioral health administration, and, in connection therewith making and reducing an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	28	NO	5	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Exum, Ginal, Hansen, Jaquez Lewis, Marchman, Pelton B., Priola, and Winter F.

(For further action, see Reconsideration of HB23-1236.)

HB23-1271 by Representative(s) Gonzales-Gutierrez and Soper; also Senator(s) Gonzales--Concerning the establishment of Lunar New Year Day as an observed state holiday.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	29	NO	4	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Danielson, Exum, Fenberg, Gardner, Hansen, Hinrichsen, Kirkmeyer, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, and Winter F.

HB23-1278 by Representative(s) Brown and Parenti; also Senator(s) Gonzales--Concerning measures permitting parties to certain legal relationships to satisfy certain requirements without having to appear in person.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	25	NO	8	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Priola, Sullivan, and Winter F.

HB23-1264 by Representative(s) McCormick and Catlin; also Senator(s) Pelton R. and Marchman-- Concerning the authority of the commissioner of agriculture to act in instances involving the health of livestock.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	28	NO	5	EXCUSED	2	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

At the order of the President, Senator Buckner was added to the current roll call.

HB23-1216 by Representative(s) Story and Froelich; also Senator(s) Danielson--Concerning measures to promote safety in the distribution of natural gas.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	12	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Ginal, Gonzales, Jaquez Lewis, and Marchman.

HB23-1259 by Representative(s) Daugherty and Evans; also Senator(s) Zenzinger and Simpson-- Concerning provisions in the open meetings law for an executive session of a local public body, and, in connection therewith, prohibiting an award of costs or attorney fees in certain circumstances in an action challenging a local public body for a violation of the open meetings law related to an executive session.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	29	NO	5	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	N	Simpson	Y
Bridges	Y	Gonzales	N	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Pelton B.

HB23-1233 by Representative(s) Mauro and Valdez, Brown, Woodrow; also Senator(s) Priola and Winter F.--Concerning energy efficiency, and, in connection therewith, requiring the state electrical board to adopt rules facilitating electric vehicle charging at multifamily buildings, limiting the ability of the state electrical board to prohibit the installation of electric vehicle charging stations, forbidding private prohibitions on electric vehicle charging and parking, requiring local governments to count certain spaces served by an electric vehicle charging station for minimum parking requirements, forbidding local governments from prohibiting the installation of electric vehicle charging stations, exempting electric vehicle chargers from business personal property tax, and authorizing electric vehicle charging systems along highway rights-of-way.

A majority of those elected to the Senate having voted in the affirmative, Senator Winter was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.044) , by Senator Winter.

Amend revised bill, page 24, line 12, after "community" insert "THAT IS DESCRIBED IN SUBSECTION (2)(b)(II)(G) OR (2)(b)(II)(H) OF THIS SECTION OR".

Page 25, line 14, strike "DETERMINES" and substitute "DETERMINES, AFTER A COMMUNITY PRESENTS EVIDENCE OF BEING AND REQUESTS TO BE CLASSIFIED AS A DISPROPORTIONATELY IMPACTED COMMUNITY,".

Page 26, line 5, strike "(6);" and substitute "(6), REGARDLESS OF WHETHER THE MOBILE HOME PARK IS A CENSUS BLOCK GROUP;".

Page 26, line 7, strike "RESERVATION." and substitute "RESERVATION, REGARDLESS OF WHETHER THE COMMUNITY IS A CENSUS BLOCK GROUP;".

Page 26, line 19, strike "DESIGN" and substitute "ADMINISTER".

Page 26, strike lines 23 through 26 and substitute "IMPACTED COMMUNITY UNDER SUBSECTION (2)(b)(II)(F) OF THIS SECTION. A STATEWIDE AGENCY DETERMINING WHETHER A COMMUNITY IS A DISPROPORTIONALLY IMPACTED COMMUNITY UNDER SUBSECTION (2)(b)(II)(F) OF THIS SECTION SHALL APPLY THE MOST RECENT VERSION OF THE COLORADO ENVIROSCREEN TOOL AVAILABLE AT THE TIME THE".

Page 27, line 9, strike "PRESIDENT" and substitute "PRESIDENT".

Page 27, line 11, strike "COMMUNITY." and substitute "COMMUNITY UNDER SUBSECTION (2)(b)(II)(F) OF THIS SECTION.".

Page 27, line 13, strike "THIS SUBSECTION (5)(b)" and substitute "SUBSECTION (2)(b)(II)(F) OF THIS SECTION".

The amendment was **passed** on the following roll call vote:

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YES	32	NO	2	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	22	NO	12	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter.

HB23-1245 by Representative(s) Parenti and Willford; also Senator(s) Priola and Rodriguez-- Concerning requirements under the "Fair Campaign Practices Act" for municipal elections.

Laid over until Wednesday, May 3, retaining its place on the calendar.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Governor's Appointments -- Consent Calendar.

Upon request of Majority Leader Moreno, the appointments to the Air Quality Control Commission were removed from the Governor's Appointments -- Consent Calendar of Tuesday, May 2, and was placed at the end of the Governor's Appointments Calendar of Tuesday, May 2.

At the order of the President, Senator Fields was added to the current roll call.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Moreno, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
COLORADO WILDLIFE HABITAT STAMP COMMITTEE

for a term expiring December 31, 2023:

Liz Rose of Denver, Colorado, a sportsperson, to serve as a representative of the NorthEast region, occasioned by the resignation of Jennifer Gluck of LaSalle, Colorado, appointed;

for terms expiring December 31, 2026:

Brien Webster of Grand Junction, Colorado, a sports person, to serve as a representative of the NorthWest region, appointed;

Dave Dillon of Durango, Colorado, a sports person, to serve as a representative of the SouthWest region, appointed;

Lauren McCain, PhD, of Denver, Colorado, to serve as a representative of a nationally or regionally recognized conservation organization whose mission is focused on nongame wildlife and whose membership is composed primarily of nongame wildlife users, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
WATER QUALITY CONTROL COMMISSION

for terms expiring February 15, 2026:

Nicole Poncelet-Johnson of Fort Collins, Colorado, to serve as a member at large, appointed;

Charles Michael Weber of La Junta, Colorado, to serve as a member at large, reappointed;

Sonja Chavez of Gunnison, Colorado, to serve as a member from west of the Continental Divide, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

MEMBERS OF THE
STATE BOARD OF HEALTH

for terms expiring March 1, 2025:

Dr. Christina Suh of Aurora, Colorado, a resident of the Sixth Congressional District and a Democrat, occasioned by the resignation of Shawn Turk of Centennial, Colorado, appointed;

Jeff Kuhr, PhD of Grand Junction, Colorado, a resident of the Third Congressional District and a Republican, occasioned by the resignation of Patricia Hammon of Eagle, Colorado, appointed;

effective March 2, 2023, for terms expiring March 1, 2027:

Evelinn Borrayo, PhD, of Fort Collins, Colorado, to serve as a resident of the Second Congressional District, and as a Democrat, reappointed;

Thomas Butts of Thornton, Colorado, to serve as a resident of the Eighth Congressional District, and as an Unaffiliated, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Fields, the following Governor's appointments were confirmed by a roll call vote:

**MEMBERS OF THE
AIR QUALITY CONTROL COMMISSION**

effective February 1, 2023, for terms expiring January 31, 2026:

Guillermo "Bill" Gonzalez III of Denver, Colorado, to serve as a representative of technical experience, reappointed;

Jon Slutksy of Wellington, Colorado, to serve as a representative of agricultural experience, reappointed;

Randal Ahrens of Broomfield, Colorado to serve as a representative of industrial and private sector experience, reappointed;

Gerald Arnold of Englewood, Colorado, to serve as a representative of labor and industrial experience, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Hansen, Chair, Winter, and Gardner as Senate conferees on the first conference committee on [HB23-1108](#).

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Tuesday, May 2, was laid over until later in the day Tuesday, May 2, retaining its place on the calendar.

Consideration of House Amendments to Senate Bills: SB23-013, SB23-016, SB23-029, SB23-035, SB23-053, SB23-067, SB23-105, SB23-111, SB23-153, SB23-172, SB23-195, SB23-249, SB23-261, SB23-266, SB23-276, and SB23-290.

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

RECONSIDERATION OF HB23-1236

HB23-1236 by Representative(s) Young and Amabile; also Senator(s) Kolker and Simpson-- Concerning implementation updates to the behavioral health administration, and, in connection therewith making and reducing an appropriation.

Having voted on the prevailing side, Majority Leader Moreno moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **HB23-1236**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1236 by Representative(s) Young and Amabile; also Senator(s) Kolker and Simpson-- Concerning implementation updates to the behavioral health administration, and, in connection therewith making and reducing an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Kolker was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.034), by Senators Kolker and Simpson.

Amend rerevised bill, page 3, strike lines 18 through 27.

Page 4, strike lines 1 through 13.

Renumber succeeding sections accordingly.

Page 38, strike lines 18 through 26.

Renumber succeeding sections accordingly.

Page 39, lines 8 and 9, strike "Sections 2 and 5 of this take" and substitute "Section 5 of this act takes".

Page 39, lines 10 and 11, strike "sections 3 and 4 of this act take" and substitute "section 4 of this act takes".

Page 39, line 20, strike "sections 2 and 5 of this take" and substitute "section 5 of this act takes".

Page 39, line 22, strike "sections 3 and 4 of this act take" and substitute "section 4 of this act takes".

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The amendment was **passed** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

COMMITTEE OF REFERENCE REPORTS (cont'd)

- Judiciary After consideration on the merits, the Committee recommends that **HB23-1280** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
- Judiciary After consideration on the merits, the Committee recommends that **HB23-1268** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
- Judiciary After consideration on the merits, the Committee recommends that **HB23-1292** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
 - Amend reengrossed bill, page 4, line 3, after "SECTION," insert "FOR OFFENSES COMMITTED ON OR AFTER JULY 1, 2023,".
 - Page 6, line 8, strike "A" and substitute "FOR OFFENSES COMMITTED ON OR AFTER JULY 1, 2023, A".
- Judiciary After consideration on the merits, the Committee recommends that **HB23-1286** be **referred** to the Committee of the Whole with favorable recommendation.
- Judiciary After consideration on the merits, the Committee recommends that **HB23-1222** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary After consideration on the merits, the Committee recommends that **HB23-1214** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. 1
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 Amend reengrossed bill, page 2, lines 2 and 3, strike "article 17 of title 16" and 5
 substitute "16-17-101". 6
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 Page 2, after line 11 insert: 8
 "SECTION 2. In Colorado Revised Statutes, **add** 16-17-101.5 as 9
 follows:". 10
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 Page 3, strike lines 19 through 27 and substitute: 12
 "SECTION 3. In Colorado Revised Statutes, 16-17-102, **repeal** (1)". 13
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 Strike page 4. 15
 16
 Page 5, strike lines 1 through 6 and substitute: 17
 "SECTION 4. In Colorado Revised Statutes, **add** 16-17-102.3 as 18
 follows: 19
16-17-102.3. Procedure for application for commutation of sentence 20
by governor - application materials - timeline - responsibilities of the 21
executive clemency representative. (1) THE EXECUTIVE CLEMENCY 22
REPRESENTATIVE IS RESPONSIBLE". 23
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 Page 8, strike lines 8 through 27. 25
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 Page 9, strike lines 1 through 9 and substitute: 27
 "SECTION 5. In Colorado Revised Statutes, **add** 16-17-104 as 28
 follows:". 29
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 Page 10, line 6, strike "THIRTY" and substitute "FORTY-FIVE". 31
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 Page 10, line 13, strike "THIRTY-DAY" and substitute "FORTY-FIVE-DAY". 33
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 Page 11, after line 4 insert: 35
 "SECTION 6. In Colorado Revised Statutes, **add** 16-17-105 as 36
 follows:". 37
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 Page 11, lines 8 and 9, strike "AND THE GOVERNOR". 39
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 Page 11, line 9, strike "ARE" and substitute "IS". 41
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 Page 11, line 21, strike "GOVERNOR AND THE". 43
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 Page 12, line 1, strike "GOVERNOR AND THE". 45
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 Page 12, strike lines 13 through 27. 47
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 Page 13, strike lines 1 through 23. 49
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 Renumber succeeding section accordingly. 51
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Judiciary After consideration on the merits, the Committee recommends that **HB23-1293** be **referred** to the Committee on Appropriations with favorable recommendation. 54
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Appropriations After consideration on the merits, the Committee recommends that **SB23-303** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. 58
 59
 Amend printed bill, page 8, line 15, strike "SCHOOL DISTRICTS,". 60
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 Page 58, after line 9 insert: 62
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 "SECTION 19. **Appropriation.** (1) For the 2023-24 state fiscal year, 64
 \$207,717 is appropriated to the department of local affairs. This appropriation 65
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 67

is from the general fund. To implement this act, the department may use this appropriation for the purchase of information technology services.

(2) For the 2023-24 state fiscal year, \$207,717 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) 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 2023-24 state fiscal year, \$92,162,222 is appropriated to the department of education. This appropriation is from the state education fund created in section 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."

Renumber succeeding sections accordingly.

Page 58, line 17, strike "19," and substitute "20,".

Page 58, line 18, strike "20" and substitute "21".

Page 2, line 103 strike "AND".

Page 2, line 104, strike "ISSUE." and substitute "ISSUE; AND MAKING AN APPROPRIATION.".

MESSAGE FROM THE HOUSE

May 2, 2023
Mr. President:

The House has adopted and returns herewith SJR23-008.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1253, amended as printed in House Journal, May 1, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB23-1198, amended as printed in House Journal, May 1, 2023, and amended on Third Reading as printed in House Journal, May 2, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes SB23-200, amended as printed in House Journal, May 1, 2023.

The House has passed on Third Reading and returns herewith SB23-274, 198, 283, 031, 191, 253, and 254.

The House has voted to grant the House conferees on the First Conference Committee on SB23-060 to consider matters not at issue between the two houses.

The House has voted not to concur in the Senate amendments to HB23-1019 and requests that a conference committee be appointed. The Speaker has appointed Representatives Weissman, chairman, Bacon, and Lynch as House conferees on the First Conference Committee on HB23-1019. The House has granted authorization to go beyond the scope of the differences. The bill is transmitted herewith.

The House has voted not to concur in the Senate amendments to HCR23-1001 and requests that a conference committee be appointed. The Speaker has appointed Representatives Weissman, chairman, Bacon, and Lynch as House conferees on the First Conference Committee on HCR23-1001. The House has granted authorization to go beyond the scope of the differences. The bill is transmitted herewith.

The House has voted to concur in the Senate amendments to HB23-1003, 1074, 1182, 1227, 1229, 1231, 1243, and 1272, and has repassed the bills as so amended.

MESSAGE FROM THE REVISOR OF STATUTES

May 2, 2023
We herewith transmit:

Without comment, as amended, HB23-1198 and 1253.
Without comment, as amended, SB23-200.

On motion of Assistant Majority Leader Rodriguez, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB23-1013, HB23-1107, HB23-1247, HB23-1267, HB23-1299, HB23-1301, HB23-1280, HB23-1268, HB23-1222, HB23-1292 were made Special Orders -- Consent Calendar at 4:01 p.m.

Committee of the Whole The hour of 4:01 p.m. having arrived, Senator Gonzales moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Gonzales was called to act as Chair.

**SPECIAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1013 by Representative(s) Amabile; also Senator(s) Fields and Rodriguez--Concerning measures to regulate the use of restrictive practices on individuals in correctional facilities, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 2, page(s) 1277 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1107 by Representative(s) Duran and Pugliese; also Senator(s) Gardner and Winter F.-- Concerning funding for crime victim services.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1247 by Representative(s) Lukens and Winter T.; also Senator(s) Roberts and Pelton R.-- Concerning a requirement that the Colorado energy office conduct studies to assess advanced energy solutions in rural Colorado, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1267 by Representative(s) McCluskie and Soper; also Senator(s) Roberts--Concerning increased penalties for speeding violations on highways with steep downhill grades, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1299 by Representative(s) Bird and Bockenfeld, Sirota, Taggart, Winter T.; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning the justice reinvestment crime prevention initiative, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

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HB23-1301 by Representative(s) Soper and Snyder, Dickson, Weissman; also Senator(s) Gardner and Rodriguez, Buckner, Moreno--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.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, May 1, page(s) 1248-1249 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1280 by Representative(s) Joseph and Soper; also Senator(s) Roberts and Gardner--Concerning the codification of the Colorado access to justice commission.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1268 by Representative(s) Lukens and Evans; also Senator(s) Roberts and Pelton B.--Concerning changes to the process for a person serving a criminal sentence in Colorado for a conviction in another state to participate in a private treatment program.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1222 by Representative(s) Duran and Weissman; also Senator(s) Roberts and Winter F.--Concerning the jurisdiction of municipal courts to hear domestic violence offenses.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1292 by Representative(s) Weissman and Soper; also Senator(s) Gonzales and Gardner--Concerning the adoption of the 2023 recommendations of the Colorado commission on criminal and juvenile justice regarding enhanced sentencing.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, May 2, page(s) 1292 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS -- CONSENT CALENDAR**

On motion of Senator Gonzales, the report of the Committee of the Whole was **adopted** on the following roll call vote:

The Committee of the Whole took the following action:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Passed on second reading: HB23-1013 as amended, HB23-1107, HB23-1247, HB23-1267, HB23-1299, HB23-1301 as amended, HB23-1280, HB23-1268, HB23-1222, HB23-1292 as amended.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-299, SB23-296, SB23-303, HB23-1158, HB23-1088, HB23-1133, HB23-1138, HB23-1252, HB23-1270, HB23-1210, HB23-1192, HB23-1214, HB23-1286, HB23-1249, HB23-1120, and HB23-1190 were made Special Orders at 4:18 p.m.

Committee of the Whole

The hour of 4:18 p.m. having arrived, Senator Gonzales moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Gonzales was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB23-299 by Senator(s) Cutter; also Representative(s) Titone--Concerning the requirement to acquire epinephrine auto-injectors for placement at institutions of higher education.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, May 1, page(s) 1249 and placed in members' bill files.)

Amendment No. 2(L.004), by Senator Cutter.

Amend the Education Committee Report, dated May 1, 2023, page 1, line 12, strike ""REASONABLY"." and substitute ""REASONABLY AND".".

Amendment No. 3(L.003), by Senator Cutter.

Amend reengrossed bill, page 2, lines 8 and 9, strike "AUTO-INJECTORS IN EACH STUDENT HOUSING FACILITY AND CAFETERIA." and substitute "AUTO-INJECTORS."

Page 3, after line 13 insert:

"(7) EACH INSTITUTION OF HIGHER EDUCATION SHALL ADOPT A POLICY CONCERNING THE PLACEMENT OF EPINEPHRINE AUTO-INJECTORS THAT FOCUSES ON AREAS WHERE STUDENTS GATHER IN THE LARGEST VOLUMES, INCLUDING IN DORMITORIES AND DINING HALLS."

Re-number succeeding subsection accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1158 by Representative(s) Willford and Taggart; also Senator(s) Mullica--Concerning the creation of the Colorado commodity supplemental food grant program, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 28, page(s) 1199-1200 and placed in members' bill files.)

Amendment No. 2(L.005), by Senator Smallwood.

Amend reengrossed bill, page 3, after line 27 insert:

"(d) "QUALIFYING LOW-INCOME OLDER COLORADO ADULT" MEANS AN ADULT WHO IS SIXTY YEARS OF AGE OR OLDER AND WHOSE HOUSEHOLD INCOME IS NOT MORE THAN ONE HUNDRED THIRTY PERCENT OF THE FEDERAL POVERTY LEVEL."

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As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1088 by Representative(s) Martinez, Hartsook; also Senator(s) Hinrichsen--Concerning a program to provide mental health services for veterans, and, in connection therewith, making an appropriation.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 28, page(s) 1187- and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 2, page(s) 1278 and placed in members' bill files.)

Amendment No. 3(L.009), by Senator Hinrichsen.

Amend the State, Veterans, and Military Affairs Committee Report, dated April 27, 2023, page 1, strike lines 8 through 10 and substitute:

"Page 2 of the bill, strike lines 7 through 10 and substitute:

"(a) "ELIGIBLE VETERAN" MEANS A VETERAN WHO LIVES IN A VETERANS COMMUNITY LIVING CENTER, AS DEFINED IN SECTION 26-12-102."."

Page 5 of the reengrossed bill, strike lines 8 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, or safety.".

Page 1 of the bill, strike lines 102 and 103 and substitute "VETERANS, AND, IN".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1133 by Representative(s) Lindsay and Amabile; also Senator(s) Gonzales and Rodriguez--Concerning the cost of communications services for persons in custody, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1138 by Representative(s) Amabile and Soper; also Senator(s) Rodriguez--Concerning procedures related to adult competency proceedings.

Amendment No. 1(L.005), by Senator Rodriguez.

Amend reengrossed bill, page 4, line 21, strike "and" and substitute "and".

Page 5, line 1, before "THE" insert "OR".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1252 by Representative(s) Lieder and Kipp; also Senator(s) Exum and Hansen--Concerning the implementation of measures to advance thermal energy service.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1192 by Representative(s) Weissman; also Senator(s) Gonzales and Rodriguez--Concerning the creation of additional protections in the consumer code.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, May 1, page(s) 1249 and placed in members' bill files.)

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As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1214 by Representative(s) Epps, Weissman, Bacon, Garcia, Gonzales-Gutierrez, Mabrey, Woodrow; also Senator(s) Coleman and Gonzales--Concerning establishing procedures related to applying for commutation of a criminal sentence.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, May 2, page(s) 1292-1293 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1286 by Representative(s) Armagost and Duran; also Senator(s) Gardner and Ginal--Concerning changes to monetary penalties for the offense of cruelty to animals for working animals that are used in connection with governmental entities.

Ordered revised and placed on the calendar for third reading and final passage.

SB23-296 by Senator(s) Winter F. and Marchman; also Representative(s) Bacon--Concerning protections for students against discriminatory practices at school.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, May 1, page(s) 1131-1133 and placed in members' bill files.)

Amendment No. 2(L.006), by Senator Winter.

Amend printed bill, page 6, line 17, after "TEST," insert "REMEDYING AN IMPACTED GRADE,".

Page 7 of the bill, line 22, strike "GENDER-BASED VIOLENCE AND SEXUAL VIOLENCE," and substitute "VIOLENCE,".

Amend the Education Committee Report, dated April 26, 2023, page 2, strike lines 1 through 3 and substitute:

"Page 5 of the bill, strike lines 18 through 20 and substitute:

"(V) PROVIDE WRITTEN UPDATES ABOUT THE STATUS OF AN INVESTIGATION OR PROCEEDING TO THE REPORTING STUDENT AND RESPONDENT, AND THE PARENTS OR LEGAL GUARDIANS OF THE STUDENT AND RESPONDENT, AT EACH CRITICAL STAGE OF THE INVESTIGATION OR PROCEEDING, BUT AT LEAST EVERY FIFTEEN DAYS; AND".".

Page 3 of the report, strike line 18 and substitute:

"(III) FOR EACH REPORT, THE SCHOOL'S FINDINGS OF WHETHER THE HARASSMENT OR DISCRIMINATION OCCURRED.".

Page 3 of the report, line 28, strike "INCLUDING TITLE IX," and substitute "REGULATION, OR GUIDELINE, INCLUDING TITLE IX; SECTION 504 OF THE FEDERAL "REHABILITATION ACT OF 1973", 29 U.S.C. SEC. 701 ET SEQ.; AND TITLE VI OF THE FEDERAL "CIVIL RIGHTS ACT OF 1964", 42 U.S.C. SEC. 2000d ET SEQ.;".

Page 3 of the report, line 29, after the period, add "IF THIS SECTION CONFLICTS WITH OR DUPLICATES TITLE IX, SECTION 504 OF THE FEDERAL "REHABILITATION ACT OF 1973", OR TITLE VI OF THE FEDERAL "CIVIL RIGHTS ACT OF 1964", THE APPLICABLE FEDERAL LAW PREVAILS."

Page 4 of the report, line 6, strike "(2)(f).". and substitute "(2)(f), OR FOR BEHAVIORAL OR MENTAL HEALTH CONCERNS RELATED TO HARASSMENT OR DISCRIMINATION.".

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Amendment No. 3(L.009), by Senator Marchman.

Amend printed bill, page 3, after line 12 insert:

"(b) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT, A CHARTER SCHOOL AUTHORIZED BY A SCHOOL DISTRICT PURSUANT TO PART 1 OF ARTICLE 30.5 OF THIS TITLE 22, A CHARTER SCHOOL AUTHORIZED BY THE STATE CHARTER SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE 30.5 OF THIS TITLE 22, OR A BOARD OF COOPERATIVE SERVICES CREATED AND OPERATING PURSUANT TO ARTICLE 5 OF THIS TITLE 22 THAT OPERATES ONE OR MORE PUBLIC SCHOOLS."

Reletter succeeding paragraphs accordingly.

Page 3, line 13, strike "PUBLIC SCHOOL" and substitute "LOCAL EDUCATION PROVIDER".

Page 4, line 20, strike "PUBLIC SCHOOL" and substitute "LOCAL EDUCATION PROVIDER".

Page 4, line 23, strike "THE SCHOOL" and substitute "A PUBLIC SCHOOL".

Page 5, line 7, strike "SCHOOL;" and substitute "LOCAL EDUCATION PROVIDER;".

Page 7, line 3, strike "PUBLIC SCHOOL" and substitute "LOCAL EDUCATION PROVIDER".

Page 7, line 7, strike "THE SCHOOL" and substitute "A PUBLIC SCHOOL OR LOCAL EDUCATION PROVIDER" and strike "EACH PUBLIC SCHOOL" and substitute "EACH LOCAL EDUCATION PROVIDER".

Page 7, lines 13 and 14, strike "SCHOOL STAFF MEMBER" and substitute "PERSON".

Amendment No. 4(L.010), by Senator Winter.

Amend printed bill, page 8, strike lines 7 through 12 and substitute:

(VI) A PROHIBITION ON A SCHOOL USING A STUDENT REPORT OF HARASSMENT OR DISCRIMINATION, WHETHER VERBAL OR IN WRITING, AS THE BASIS FOR, OR A CONSIDERATION IN, INVESTIGATING OR EXACTING ANY DISCIPLINARY RESPONSE FOR A SCHOOL VIOLATION BY THE REPORTING STUDENT RELATED TO THE REPORTED INCIDENT FOR ANY OF THE FOLLOWING: ENGAGING IN REASONABLE SELF-DEFENSE AGAINST THE RESPONDENT, CONSENSUAL SEXUAL ACTIVITY, DRUG USE, ALCOHOL USE, LATE ARRIVAL, TRUANCY, UNAUTHORIZED ACCESS TO FACILITIES, TALKING PUBLICLY ABOUT THE REPORTED HARASSMENT OR DISCRIMINATION, OR EXPRESSING A TRAUMA SYMPTOM; AND".

Amend the Education Committee Report, dated April 26, 2023, page 2, strike lines 18 through 22.

Amendment No. 5(L.011), by Senator Marchman.

Amend printed bill, page 9, lines 4 and 5, strike "ON OR BEFORE JULY 1, 2024, AND ANNUALLY BY EACH JULY 1 THEREAFTER," and substitute "BEGINNING NO LATER THAN JULY 1, 2024,".

Page 9, line 5, strike "ANNUAL".

Page 9, line 6, after the period, insert "EACH NEW EMPLOYEE OF A PUBLIC SCHOOL MUST COMPLETE TRAINING UPON HIRING, AND EVERY THREE YEARS THEREAFTER; EXCEPT THAT AN EMPLOYEE MUST COMPLETE TRAINING WHEN TRANSFERRING FROM A POSITION WORKING WITH ELEMENTARY SCHOOL-AGED STUDENTS TO A POSITION WORKING WITH SECONDARY SCHOOL-AGED STUDENTS, OR TRANSFERRING FROM A POSITION WORKING WITH SECONDARY SCHOOL-AGED STUDENTS TO A POSITION WORKING WITH ELEMENTARY SCHOOL-AGED STUDENTS."

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Amendment No. 6(L.013), by Senator Winter.

Amend printed bill, page 3, strike lines 6 through 12 and substitute:

"(a) (I) "HARASSMENT OR DISCRIMINATION" MEANS TO ENGAGE IN, OR THE ACT OF ENGAGING IN, ANY UNWELCOME PHYSICAL OR VERBAL CONDUCT OR ANY WRITTEN, PICTORIAL, OR VISUAL COMMUNICATION, BY A STUDENT, SCHOOL STAFF, OR EMPLOYEE OF THE SCHOOL OR LOCAL EDUCATION PROVIDER, DIRECTED AT A STUDENT OR GROUP OF STUDENTS BECAUSE OF THAT STUDENT'S OR GROUP'S MEMBERSHIP IN, OR PERCEIVED MEMBERSHIP IN, A PROTECTED CLASS BASED ON DISABILITY, RACE, CREED, COLOR, SEX, SEXUAL ORIENTATION, GENDER IDENTITY, GENDER EXPRESSION, FAMILY COMPOSITION, RELIGION, AGE, NATIONAL ORIGIN, OR ANCESTRY, WHICH CONDUCT OR COMMUNICATION IS SUBJECTIVELY OFFENSIVE TO THE INDIVIDUAL ALLEGING HARASSMENT AND IS OBJECTIVELY OFFENSIVE TO A REASONABLE INDIVIDUAL WHO IS A MEMBER OF THE SAME PROTECTED CLASS. HARASSMENT OR DISCRIMINATION MAY OCCUR ON SCHOOL GROUNDS, AT A SCHOOL ACTIVITY, OR THROUGH ELECTRONIC COMMUNICATION. THE CONDUCT OR COMMUNICATION NEED NOT BE SEVERE OR PERVASIVE TO CONSTITUTE HARASSMENT OR DISCRIMINATION IF:

(A) SUBMISSION TO THE CONDUCT OR COMMUNICATION IS EXPLICITLY OR IMPLICITLY MADE A TERM OR CONDITION OF THE INDIVIDUAL'S ACCESS TO AN EDUCATIONAL SERVICE, OPPORTUNITY, OR BENEFIT;

(B) SUBMISSION TO, OBJECTION TO, OR REJECTION OF THE CONDUCT OR COMMUNICATION IS USED OR EXPLICITLY OR IMPLICITLY THREATENED TO BE USED AS A BASIS FOR EDUCATIONAL DECISIONS AFFECTING THE INDIVIDUAL; OR

(C) THE CONDUCT OR COMMUNICATION HAS THE PURPOSE OR EFFECT OF INTERFERING WITH, UNDERMINING, DETRACTING, OR OTHERWISE LIMITING THE INDIVIDUAL'S ACCESS TO THEIR EDUCATIONAL SERVICE, OPPORTUNITY, OR BENEFIT OR CREATING AN INTIMIDATING, HOSTILE, OR OFFENSIVE EDUCATIONAL ENVIRONMENT.

(II) PETTY SLIGHTS, MINOR ANNOYANCES, AND LACK OF GOOD MANNERS DO NOT CONSTITUTE HARASSMENT OR DISCRIMINATION UNLESS THE SLIGHTS, ANNOYANCES, OR LACK OF MANNERS, WHEN TAKEN IN COMBINATION AND UNDER THE TOTALITY OF THE CIRCUMSTANCES, MEET THE STANDARD SET FORTH IN SUBSECTION (1)(a)(I) OF THIS SECTION.

(III) WHETHER CONDUCT CONSTITUTES HARASSMENT OR DISCRIMINATION IS JUDGED UNDER THE TOTALITY OF THE CIRCUMSTANCES, WHICH MAY INCLUDE, BUT IS NOT LIMITED TO:

(A) THE FREQUENCY OF THE CONDUCT OR COMMUNICATION, RECOGNIZING THAT A SINGLE INCIDENT MAY RISE TO THE LEVEL OF HARASSMENT OR DISCRIMINATION;

(B) THE NUMBER OF INDIVIDUALS ENGAGED IN THE CONDUCT OR COMMUNICATION;

(C) THE TYPE OR NATURE OF THE CONDUCT OR COMMUNICATION;

(D) THE DURATION OF THE CONDUCT OR COMMUNICATION;

(E) THE LOCATION WHERE THE CONDUCT OR COMMUNICATION OCCURRED;

(F) WHETHER THE CONDUCT OR COMMUNICATION IS THREATENING;

(G) WHETHER ANY POWER DIFFERENTIAL EXISTS BETWEEN THE INDIVIDUAL ALLEGED TO HAVE ENGAGED IN HARASSMENT OR DISCRIMINATION AND THE INDIVIDUAL ALLEGING THE HARASSMENT OR DISCRIMINATION;

(H) ANY USE OF EPITHETS, SLURS, OR OTHER CONDUCT OR COMMUNICATION THAT IS HUMILIATING OR DEGRADING;

(I) WHETHER THE CONDUCT OR COMMUNICATION REFLECTS STEREOTYPES ABOUT AN INDIVIDUAL OR GROUP OF INDIVIDUALS IN A PROTECTED CLASS; OR

(J) WHETHER THE CONDUCT INCLUDES AN ACT OF PHYSICAL VIOLENCE."

Amendment No. 7(L.015), by Senator Lundeen.

Amend printed bill, page 3, after line 5, insert:

"(a) "EMPLOYEE" MEANS ANY EMPLOYEE OF THE PUBLIC SCHOOL OR SCHOOL DISTRICT, INCLUDING TEACHERS, TEACHER AIDES, BUS DRIVERS, CAFETERIA WORKERS, CUSTODIAL STAFF, ADMINISTRATIVE AND CLERICAL STAFF, SCHOOL MEDICAL STAFF, AND SECURITY STAFF."

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Reletter succeeding paragraphs accordingly.

Page 3, after line 12 insert:

"(b) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT, A CHARTER SCHOOL AUTHORIZED BY A SCHOOL DISTRICT PURSUANT TO PART 1 OF ARTICLE 30.5 OF THIS TITLE 22, A CHARTER SCHOOL AUTHORIZED BY THE STATE CHARTER SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE 30.5 OF THIS TITLE 22, OR A BOARD OF COOPERATIVE SERVICES CREATED AND OPERATING PURSUANT TO ARTICLE 5 OF THIS TITLE 22 THAT OPERATES ONE OR MORE PUBLIC SCHOOLS."

Reletter succeeding paragraphs accordingly.

Page 3, strike lines 26 and 27.

Page 4, strike lines 1 through 3.

Reletter succeeding paragraphs accordingly.

Page 4, line 23, strike "THE SCHOOL" and substitute "A PUBLIC SCHOOL".

Page 5, line 7, strike "SCHOOL;" and substitute "LOCAL EDUCATION PROVIDER;"

Page 7, line 7, strike "THE SCHOOL" and substitute "A PUBLIC SCHOOL OR LOCAL EDUCATION PROVIDER" and strike "EACH PUBLIC SCHOOL" and substitute "EACH LOCAL EDUCATION PROVIDER".

Page 7, lines 13 and 14, strike "SCHOOL STAFF MEMBER" and substitute "EMPLOYEE".

Strike "PUBLIC SCHOOL" and substitute "LOCAL EDUCATION PROVIDER" on: **Page 3**, line 13; **Page 4**, line 20; and **Page 7**, line 3.

Strike "SCHOOL STAFF" and substitute "EMPLOYEES" on: **Page 4**, lines 10 and 13; **Page 7**, line 25; and **Page 9**, lines 3, 6, and 12.

Amendment No. 8(L.018), by Senator Lundeen.

Amend printed bill, page 5, line 20, strike "AND".

Page 5, line 23, strike "FINDINGS." and substitute "FINDINGS; AND

(VII) PROHIBIT RETALIATION AGAINST A STUDENT WHO REPORTS OR PARTICIPATES IN, OR REFUSES TO PARTICIPATE IN, AN INVESTIGATION INTO A REPORT MADE PURSUANT TO THIS SECTION. CHARGES AGAINST A STUDENT FOR CODE OF CONDUCT VIOLATIONS RELATED TO THE INCIDENT FOR THE PURPOSE OF PUNISHING A STUDENT FOR MAKING A REPORT OR OTHERWISE INTERFERING WITH ANY RIGHT OR PRIVILEGE SECURED BY THIS SECTION CONSTITUTES RETALIATION."

Amendment No. 9(L.019), by Senator Lundeen.

Amend the Education Committee Report, dated April 26, 2023, page 2, strike line 4 and substitute:

"Page 5 of the bill, strike line 24 and substitute:

"(e) EACH LOCAL EDUCATION PROVIDER SHALL RETAIN THE RECORDS OF A".

Page 5 of the bill, line 25, strike "THE CASE" and substitute "THE RECORD OF A REPORT INCLUDES ANY ACCOMMODATIONS OR SUPPORTIVE MEASURES TAKEN IN RESPONSE TO A REPORT OR FORMAL COMPLAINT OF HARASSMENT OR FORMAL COMPLAINT AND DOCUMENTATION OF THE BASIS FOR THE LOCAL EDUCATION PROVIDER'S ACTION AND RESPONSE."

Page 5 of the bill, strike lines 26 and 27.

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Page 6 of the bill, strike lines 1 and 2."

Amendment No. 10(L.017), by Senator Lundeen.

Amend printed bill, page 5, line 9, strike "SCHOOL STAFF WHO ARE" and substitute "INDIVIDUAL CONDUCTING THE INVESTIGATION, OR THE INDIVIDUAL'S DESIGNEE, AND THAT THE INDIVIDUAL OR DESIGNEE".

Page 5 of the bill, strike line 10.

Page 5 of the bill, line 13, strike "REPORTING STUDENT AND THE RESPONDENT" and substitute "PARTIES".

Page 5 of the bill, line 18, strike "WRITTEN" and strike "REPORTING".

Amend the Education Committee Report, dated April 26, 2023, page 2, strike lines 1 through 3 and substitute:

"Page 5 of the bill, strike line 19 and substitute "PARTIES AND THE PARTIES' PARENTS OR LEGAL GUARDIANS ON THE STATUS OF THE INVESTIGATION OR".

Page 5 of the bill, lines 21 and 22, strike "REPORTING STUDENT AND RESPONDENT" and substitute "PARTIES".

Amendment No. 11(L.024), by Senator Lundeen.

Amend printed bill, page 10, line 7, strike "INFORMATION" and substitute "INFORMATION, AGGREGATED AND WITHOUT PERSONALLY IDENTIFIABLE INFORMATION ABOUT THE PARTIES,".

Page 10, line 9, before "HARASSMENT" insert "FORMAL".

Page 10, line 10, strike "REPORTED;" and substitute "REPORTED WHEN HARASSMENT OR DISCRIMINATION WAS FOUND;".

Amend the Senate Education Committee Report, dated April 26, 2023, strike page 3, lines 17 and 18.

Amendment No. 12(L.027), by Senator Lundeen.

Amend printed bill, page 2, after line 1 insert:

"SECTION 1. Legislative intent. (1) It is the intent of the general assembly that this Senate Bill 23-296 does not create a private cause of action against a local education agency or its employee."

Renumber succeeding sections accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1210 by Representative(s) Dickson; also Senator(s) Hansen--Concerning carbon management, and, in connection therewith, ensuring that carbon management projects are eligible for grants under the industrial and manufacturing operations clean air grant program, providing for the creation of a carbon management roadmap, and making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, May 2, page(s) 1278 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

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On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the remaining Special Orders -- Second Reading of Bills Calendar (HB23-1249 as amended, HB23-1120, HB23-1190, SB23-303, HB23-1270) of Tuesday, May 2, was laid over until Wednesday, May 3, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-299 as amended, SB23-296 as amended, HB23-1158 as amended, HB23-1088 as amended, HB23-1133, HB23-1138 as amended, HB23-1252, HB23-1192 as amended, HB23-1214 as amended, HB23-1286, HB23-1210 as amended. Laid over until Wednesday, May 3: HB23-1249 as amended, HB23-1120, HB23-1190, SB23-303, HB23-1270

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-013 by Senator(s) Ginal and Cutter, Danielson, Jaquez Lewis; also Representative(s) Story, Lynch--Concerning resources for fire investigations to enhance public safety, and, in connection therewith, prioritizing funding for wildland fire investigations and making an appropriation.

Senator Ginal moved that the Senate concur in House amendments to **SB23-013**, as printed in House journal, April 26, page(s) 1562. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-029

by Senator(s) Moreno; also Representative(s) Lindsay--Concerning addressing disproportionate discipline in public schools, and, in connection therewith, making an appropriation.

Senator Moreno moved that the Senate concur in House amendments to **SB23-029**, as printed in House journal, April 29, page(s) 1620. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-035

by Senator(s) Bridges and Moreno; also Representative(s) Herod and Joseph--Concerning the operation of the middle-income housing authority, and, in connection therewith, adding members to the board of directors, expanding the power of the authority to enter into public-private partnerships, and making an appropriation.

Senator Moreno moved that the Senate concur in House amendments to **SB23-035**, as printed in House journal, April 29, page(s) 1702-1703. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-053

by Senator(s) Kirkmeyer and Rodriguez; also Representative(s) Woodrow and Evans-- Concerning restrictions on nondisclosure agreements that affect government employees.

Senator Kirkmeyer moved that the Senate concur in House amendments to **SB23-053**, as printed in House journal, April 29 and May 1, page(s) 1687-1692 and 1717. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Moreno.

SB23-067 by Senator(s) Coleman; also Representative(s) Bacon and Holtorf--Concerning a recidivism reduction program for persons sentenced to the department of corrections facilitated by program participants in partnership with department of corrections staff, and, in connection therewith, making an appropriation.

Senator Coleman moved that the Senate concur in House amendments to **SB23-067**, as printed in House journal, April 25, page(s) 1524. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Pelton B.

SB23-111 by Senator(s) Rodriguez; also Representative(s) Woodrow and Titone--Concerning public employees' workplace protection from employer retaliation, and, in connection therewith, making an appropriation.

Senator Rodriguez moved that the Senate concur in House amendments to **SB23-111**, as printed in House journal, April 28, page(s) 1624-1625. The motion was **adopted** by the following roll call vote:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Danielson.

SB23-153 by Senator(s) Rodriguez and Rich; also Representative(s) Duran and Pugliese--Concerning the continuation of the regulation of notaries by the secretary of state in the department of state, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies and making an appropriation.

Senator Rodriguez moved that the Senate concur in House amendments to **SB23-153**, as printed in House journal, April 26, page(s) 1581-1582. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	31	NO	4	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-172 by Senator(s) Winter F. and Gonzales, Buckner, Cutter, Danielson, Hinrichsen, Jaquez Lewis, Marchman, Moreno, Sullivan; also Representative(s) Weissman and Bacon, deGruy Kennedy, Dickson, Epps, Froelich, Garcia, Jodeh, Kipp, Lindsay, Mabrey, Michaelson Jenet, Titone, Vigil, Willford, Woodrow--Concerning protections for Colorado workers against discriminatory employment practices, and, in connection therewith, making an appropriation.

Senator Winter moved that the Senate concur in House amendments to **SB23-172**, as printed in House journal, April 26, page(s) 1570-1571. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-249 by Senator(s) Bridges and Van Winkle; also Representative(s) McLachlan and Evans-- Concerning false reporting of an emergency.

Senator Bridges moved that the Senate concur in House amendments to **SB23-249**, as printed in House journal, April 29, page(s) 1613. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Sullivan.

SB23-261

by Senator(s) Danielson and Exum, Buckner, Coleman, Cutter, Fenberg, Fields, Gonzales, Hinrichsen, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, Winter F.; also Representative(s) Duran and Willford, Amabile, Bacon, Boesenecker, Brown, deGruy Kennedy, Dickson, Epps, Froelich, Garcia, Gonzales-Gutierrez, Hamrick, Jodeh, Joseph, Kipp, Lieder, Lindsay, Lindstedt, Mabrey, Marshall, Martinez, Michaelson Jenet, Ortiz, Parenti, Ricks, Sharbini, Sirota, Snyder, Titone, Valdez, Velasco, Vigil, Woodrow, Young--Concerning the creation of the direct care workforce stabilization board to develop recommendations regarding direct care workers, and, in connection therewith, making an appropriation.

Senator Danielson moved that the Senate concur in House amendments to **SB23-261**, as printed in House journal, April 28, page(s) 1623-1624. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-266

by Senator(s) Priola and Jaquez Lewis; also Representative(s) Brown and Kipp-- Concerning a requirement that the commissioner of agriculture designate neonicotinoid pesticides as limited-use pesticides.

Senator Priola moved that the Senate concur in House amendments to **SB23-266**, as printed in House journal, April 26, page(s) 1570. The motion was **adopted** by the following roll call vote:

YES	31	NO	4	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-276 by Senator(s) Fenberg; also Representative(s) Sirota--Concerning modifications to laws regarding elections, and, in connection therewith, making an appropriation.

Senator Fenberg moved that the Senate concur in House amendments to **SB23-276**, as printed in House journal, April 28, page(s) 1627-1628. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	30	NO	5	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-290 by Senator(s) Fenberg; also Representative(s) Amabile--Concerning natural medicine, and, in connection therewith, making an appropriation.

Senator Fenberg moved that the Senate concur in House amendments to **SB23-290**, as printed in House journal, April 28, page(s) 1625-1627. The motion was **adopted** by the following roll call vote:

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YES	32	NO	3	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the Consideration of House Amendments Calendar (SB23-016, SB23-105, and SB23-195) of Tuesday, May 2, was laid over until Wednesday, May 3, retaining its place on the calendar.

RECONSIDERATION OF SB23-153

SB23-153 by Senator(s) Rodriguez and Rich; also Representative(s) Duran and Pugliese--Concerning the continuation of the regulation of notaries by the secretary of state in the department of state, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies and making an appropriation.

Having voted on the prevailing side, Majority Leader Moreno moved for reconsideration of the last Senate action, repassage, on **SB23-153**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS (cont'd)

SB23-153 by Senator(s) Rodriguez and Rich; also Representative(s) Duran and Pugliese--Concerning the continuation of the regulation of notaries by the secretary of state in the department of state, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies and making an appropriation.

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB23-155

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 SB23-155, concerning the continuation of the regulation of nursing home administrators, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies, 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 3, line 24, after "26-3.1-101 (1.5)," insert "AND".

Page 4, strike lines 4 through 27.

Page 5, strike lines 1 through 21.

Re-number succeeding sections accordingly.

Respectfully submitted,

Senate Committee:	House Committee:
(signed)	(signed)
Rachel Zenzinger, Chair	Jenny Willford, Chair
Kyle Mullica	Mary Young
Jim Smallwood	Mary Bradfield

DELIVERY TO THE GOVERNOR

To the Governor for signature on Tuesday, May 02, 2023, at 11:00 AM:
SB22-012, 017, 044, 151, 157, 187, 206.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

HB23-1198 by Representative(s) Titone and Lukens; also Senator(s) Rich--Concerning a statewide teacher externship program to provide kindergarten through twelfth grade teachers work-based learning opportunities in specified disciplines, and, in connection therewith, making an appropriation.
Finance

HB23-1253 by Representative(s) Sharbini and Lindsay; also Senator(s) Hinrichsen--Concerning a task force to study corporate ownership of housing in Colorado, and, in connection therewith, making an appropriation.
Local Government & Housing

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Wednesday, May 3, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

 115th Legislative Day

 Wednesday, May 3, 2023

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Prayer	By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.	11
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Call to Order	By the President at 9:00 a.m.	13
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Roll Call	Present--33	15
	Excused--3, Marchman, Van Winkle	16
	Excused later--4, Jaquez Lewis, Pelton, B., Priola, Smallwood	17
	Present later--6, Jaquez Lewis, Marchman, Pelton, B., Priola, Van Winkle	18
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Quorum	The President announced a quorum present.	20
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	At the order of the President, Senator Van Winkle was added to the current roll call.	24
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Pledge	By Senator Will.	27
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Approval of the Journal	On motion of Senator Rich, the Journal of Tuesday, May 2, 2023, was approved as corrected by the Secretary.	29
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SENATE SERVICES REPORT

Correctly Engrossed: SB23-296 and 299.
Correctly Reengrossed: SB23-298 and 302.
Correctly Revised: HB23-1013, 1088, 1107, 1133, 1138, 1158, 1192, 1210, 1214, 1222, 1247, 1252, 1267, 1268, 1280, 1286, 1292, 1299, and 1301.
Correctly Rerevised: HB23-1056, 1153, 1197, 1201, 1212, 1216, 1218, 1233, 1236, 1237, 1244, 1259, 1264, 1271, and 1278.
Correctly Enrolled: SB23-031, 191, 198, 253, 254, 274, and 283.

COMMITTEE OF REFERENCE REPORTS

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Finance	After consideration on the merits, the Committee recommends that SB23-304 be referred to the Committee of the Whole with favorable recommendation.	49
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Finance	After consideration on the merits, the Committee recommends that HB23-1240 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	54
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	Amend reengrossed bill, page 5, line 20, strike "ENTITY." and substitute "ENTITY; EXCEPT THAT THIS SUBSECTION (3)(c) DOES NOT APPLY TO THE REGIONAL TRANSPORTATION DISTRICT ESTABLISHED BY ARTICLE 9 OF TITLE 32 OR THE SCIENTIFIC AND CULTURAL FACILITIES DISTRICT ESTABLISHED BY ARTICLE 13 OF TITLE 32."	58
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	Page 6, line 1, strike "TWO AND NINETY-ONE HUNDREDTHS" and substitute "FOUR".	64
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Finance	After consideration on the merits, the Committee recommends that HB23-1290 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	1 2 3 4
Finance	After consideration on the merits, the Committee recommends that HB23-1017 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	5 6 7 8
Finance	After consideration on the merits, the Committee recommends that HB23-1265 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	9 10 11 12
Finance	After consideration on the merits, the Committee recommends that HB23-1081 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	13 14 15 16
Finance	After consideration on the merits, the Committee recommends that HB23-1041 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	17 18 19 20
Finance	After consideration on the merits, the Committee recommends that SB23-098 be postponed indefinitely.	21 22 23 24
Finance	After consideration on the merits, the Committee recommends that HB23-1277 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	25 26 27 28
Finance	After consideration on the merits, the Committee recommends that HB23-1285 be referred to the Committee of the Whole with favorable recommendation.	29 30 31 32
Finance	After consideration on the merits, the Committee recommends that HB23-1147 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	33 34 35 36
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB23-1078 be postponed indefinitely.	37 38 39 40
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB23-1076 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	41 42 43 44 45
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB23-1288 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	46 47 48 49 50
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB23-1297 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	51 52 53 54 55
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB23-1174 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	56 57 58 59 60
Local Government & Housing	After consideration on the merits, the Committee recommends that HB23-1287 be referred to the Committee of the Whole with favorable recommendation.	61 62 63 64 65
Local Government & Housing	After consideration on the merits, the Committee recommends that HB23-1255 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	66 67 68 69
	Amend reengrossed bill, page 5, line 12, strike "REQUIREMENTS," and substitute "REQUIREMENTS THAT REGULATE OR RESTRICT MARKET RATE DEVELOPMENT OR REDEVELOPMENT IN ORDER TO ENFORCE AFFORDABILITY REQUIREMENTS,".	70 71 72

Local Government & Housing

After consideration on the merits, the Committee recommends that **HB23-1304** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 3, line 12, strike "less than" and substitute "less than" and after "percent" insert "OR LESS".

Page 6, lines 14 and 15, strike "A UNIT" and substitute "REGULATED UNITS".

Page 6, line 17, strike "UNIT" and substitute "UNITS".

Page 7, line 2, strike "timeline." and substitute "timeline, UNLESS THE OFFICE AGREES TO EXTEND ALL OR A PORTION OF THE TIMELINE IN ITS REASONABLE DISCRETION."

Page 8, line 10, strike "A UNIT" and substitute "REGULATED UNITS".

Page 8, line 12, strike "UNIT." and substitute "UNITS."

Page 11, line 26, after "owners" insert "AND THEIR ASSIGNEES".

Page 20, strike lines 25 through 27.

Page 21, strike line 1 and substitute:

"(III) COLORADANS SHOULD BE ABLE TO LIVE WHERE THEY WORK AND NOT HAVE TO SPEND MORE THAN THIRTY PERCENT OF THEIR INCOME ON HOUSING COSTS, ESPECIALLY IN RURAL AND RURAL RESORT COMMUNITIES WHERE HOUSING NEEDS ARE UNIQUE."

Local Government & Housing

After consideration on the merits, the Committee recommends that **HB23-1254** be **referred** to the Committee of the Whole with favorable recommendation.

Local Government

After consideration on the merits, the Committee recommends that **HB23-1065** be **referred** to the Committee on Appropriations with favorable recommendation.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

FIRST REPORT OF FIRST CONFERENCE COMMITTEE ON SB23-060

***** 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 SB23-060, concerning consumer protections in event ticket sales, 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 5, strike "ALSO".

Page 4, lines 15 and 16, strike "~~or as represented~~" and substitute "or as represented".

Page 7, strike lines 2 through 8.

Reletter succeeding paragraphs accordingly.

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Page 8, line 11, after "PAYMENT;" add "OR".

Page 8, line 27, strike "TICKET; OR" and substitute "TICKET."

Page 9, strike lines 1 through 19.

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 7, strike lines 13 through 26 and substitute:

"(e) USES OR CAUSES TO BE USED AN INTERNET WEBSITE TO DISPLAY ANY COMBINATION OF TEXT, IMAGES, WEB DESIGNS, OR INTERNET ADDRESSES AND KNOWS OR SHOULD KNOW THAT SUCH INTERNET WEBSITE:

(I) IS SUBSTANTIALLY SIMILAR TO THE INTERNET WEBSITE OF AN OPERATOR, A PLACE OF ENTERTAINMENT, OR A RIGHTS HOLDER; OR

(II) HAS THE TENDENCY OR CAPACITY TO CONFUSE A POTENTIAL PURCHASER;

(f) IS A PRIMARY TICKET SELLER, RESELLER, OR TICKET RESALE MARKETPLACE THAT FACILITATES THE SALE OR RESALE OF TICKETS FOR AN EVENT LOCATED IN COLORADO AND DOES NOT PROMINENTLY DISPLAY THE TOTAL PRICE OF THE TICKET, INCLUDING ALL SERVICE FEES, CONVENIENCE FEES, LOGISTICS FEES, AND ANY OTHER MANDATORY FEE THAT MUST BE PAID IN ORDER TO PURCHASE THE TICKET AND EXCLUDING ANY APPLICABLE SALES TAX, WHEN THE TICKET PRICE IS INITIALLY DISPLAYED AND ANYTIME AFTER THE INITIAL DISPLAY OF THE TICKET PRICE. THE TOTAL PRICE OF THE TICKET MUST BE DISPLAYED IN ANY PRICE QUOTE OR ADVERTISEMENT THAT INCLUDES PRICING."

Reletter succeeding paragraphs accordingly.

Page 8, strike lines 6 and 7 and substitute:

"(h) INCREASES THE PRICE OF A TICKET AFTER THE PRICE OF A TICKET IS INITIALLY DISPLAYED; EXCEPT THAT THE PERSON MAY ADD".

Respectfully submitted,

Senate Committee:
(signed)
Robert Rodriguez, Chair
James Coleman
Mark Baisley

House Committee:
(signed)
Lindsey Daugherty, Chair
Mandy Lindsay
Mike Lynch

COMMITTEE OF REFERENCE REPORTS (cont'd)

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1060** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1086** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1199** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend reengrossed bill, page 8, before line 8 insert:

SECTION 3. Appropriation. (1) For the 2023-24 state fiscal year, \$523,686 is appropriated to the office of the governor for use by the office of information technology. This appropriation is from reappropriated funds

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received from the department of public safety under section 24.33.5-505.5 (2.5)(a), C.R.S., and is based on the assumption that the office will require an additional 2.7 FTE. To implement this act, the office may use this appropriation to provide information technology services for the department of public safety."

Page 1, line 102, strike "ASSAULT." and substitute "ASSAULT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1215** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 13, line 25, strike "\$622,356" and substitute "\$516,950".

Page 1, line 102, after "MAKING" insert "AND REDUCING".

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1242** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1293** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1295** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend reengrossed bill, page 4, line 15, strike "455.508" and substitute "455.506".

Page 5, strike lines 10 and 11, and substitute "EXPERIENCE WITH AUDITS OF THE RECOVERY AUDIT CONTRACTORS PROGRAM."

Page 5, line 15, strike "CAR 455.508" and substitute "CFR 455.506".

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1307** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

Senate in recess. Senate reconvened.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Gonzales, Chair, Gardner, and Moreno as Senate conferees on the first conference committee on **HCR23-1001**.

The President appointed Senators Gardner, Chair, Gonzales, and Moreno as Senate conferees on the first conference committee on **HB23-1019**.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Special Orders -- Second Reading of Bills Calendar (HB23-1249, HB23-1120, HB23-1190, SB23-303, and HB23-1270) of Wednesday, May 3 was laid over until later in the day, Wednesday, May 3, retaining its place on the calendar.

At the order of the President, Senator Marchman was added to the current roll call.

**THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR**

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1013 by Representative(s) Amabile; also Senator(s) Fields and Rodriguez--Concerning measures to regulate the use of restrictive practices on individuals in correctional facilities, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Gonzales, Hansen, Jaquez Lewis, Kolker, Marchman, Moreno, and Priola.

HB23-1107 by Representative(s) Duran and Pugliese; also Senator(s) Gardner and Winter F.-- Concerning funding for crime victim services.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Danielson, Exum, Fenberg, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Smallwood, Sullivan, and Zenzinger.

HB23-1247 by Representative(s) Lukens and Winter T.; also Senator(s) Roberts and Pelton R.-- Concerning a requirement that the Colorado energy office conduct studies to assess advanced energy solutions in rural Colorado, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	30	NO	5	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Exum, Hansen, Hinrichsen, Kirkmeyer, Marchman, Mullica, Pelton B., Priola, Simpson, and Will.

HB23-1267 by Representative(s) McCluskie and Soper; also Senator(s) Roberts--Concerning increased penalties for speeding violations on highways with steep downhill grades, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Hansen, Hinrichsen, Liston, Moreno, Mullica, and Priola.

HB23-1299 by Representative(s) Bird and Bockenfeld, Sirota, Taggart, Winter T.; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning the justice reinvestment crime prevention initiative, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	3	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Exum, Hinrichsen, Moreno, Mullica, Priola, Roberts, Smallwood, and Winter F.

HB23-1301 by Representative(s) Soper and Snyder, Dickson, Weissman; also Senator(s) Gardner and Rodriguez, Buckner, Moreno--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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

HB23-1280 by Representative(s) Joseph and Soper; also Senator(s) Roberts and Gardner--Concerning the codification of the Colorado access to justice commission.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coleman, Exum, Gonzales, Kirkmeyer, Liston, Lundeen, Moreno, Pelton B., Pelton R., Priola, and Smallwood.

HB23-1268 by Representative(s) Lukens and Evans; also Senator(s) Roberts and Pelton B.--Concerning changes to the process for a person serving a criminal sentence in Colorado for a conviction in another state to participate in a private treatment program.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Marchman, Moreno, Mullica, Pelton R., Priola, and Winter F.

HB23-1222 by Representative(s) Duran and Weissman; also Senator(s) Roberts and Winter F.--
Concerning the jurisdiction of municipal courts to hear domestic violence offenses.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Exum, Fields, Ginal, Hansen, Jaquez Lewis, Marchman, Moreno, Mullica, Priola, Sullivan, and Van Winkle.

HB23-1292 by Representative(s) Weissman and Soper; also Senator(s) Gonzales and Gardner--
Concerning the adoption of the 2023 recommendations of the Colorado commission on
criminal and juvenile justice regarding enhanced sentencing.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	4	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Moreno and Priola.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1245 by Representative(s) Parenti and Willford; also Senator(s) Priola and Rodriguez--
Concerning requirements under the "Fair Campaign Practices Act" for municipal elections.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	21	NO	14	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	N	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	N
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coleman, Exum, Fields, Gonzales, Hansen, Jaquez Lewis, Moreno, and Mullica.

HB23-1158 by Representative(s) Willford and Taggart; also Senator(s) Mullica--Concerning the creation of the Colorado commodity supplemental food grant program, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	3	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Exum, Fenberg, Fields, Ginal, Hansen, Hinrichsen, Marchman, Moreno, Priola, Roberts, Sullivan, Winter F., and Zenzinger.

HB23-1088 by Representative(s) Martinez, Hartsook; also Senator(s) Hinrichsen--Concerning a program to provide mental health services for veterans, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Jaquez Lewis, Kirkmeyer, Kolker, Lundeen, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Roberts, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

HB23-1133 by Representative(s) Lindsay and Amabile; also Senator(s) Gonzales and Rodriguez--Concerning the cost of communications services for persons in custody, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fields, Hansen, Jaquez Lewis, Marchman, Moreno, Priola, and Winter F.

HB23-1138 by Representative(s) Amabile and Soper; also Senator(s) Rodriguez--Concerning procedures related to adult competency proceedings.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Kolker, and Moreno.

HB23-1252 by Representative(s) Lieder and Kipp; also Senator(s) Exum and Hansen--Concerning the implementation of measures to advance thermal energy service.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Ginal, Mullica, Priola, Sullivan, and Winter F.

HB23-1192 by Representative(s) Weissman; also Senator(s) Gonzales and Rodriguez--Concerning the creation of additional protections in the consumer code.

The question being "Shall the bill pass?", the roll call was taken with the following result:

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YES	21	NO	14	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	N	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	N
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Fenberg, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Priola, Sullivan, and Winter F.

HB23-1214 by Representative(s) Epps, Weissman, Bacon, Garcia, Gonzales-Gutierrez, Mabrey, Woodrow; also Senator(s) Coleman and Gonzales--Concerning establishing procedures related to applying for commutation of a criminal sentence, and, in connection therewith, making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Gonzales was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.010), by Senator Gonzales.

Amend revised bill, page 10, before line 12 insert:

"SECTION 7. Appropriation. For the 2023-24 state fiscal year, \$28,221 is appropriated to the office of the governor. This appropriation is from the general fund and is based on an assumption that the office will require an additional 0.4 FTE. To implement this act, the office may use this appropriation for administration of the governor's office and residence."

Re-number succeeding section accordingly.

Page 1, line 102, strike "SENTENCE." and substitute "SENTENCE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

The amendment was **passed** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Fields, Marchman, Priola, and Winter F.

HB23-1286 by Representative(s) Armagost and Duran; also Senator(s) Gardner and Ginal--Concerning changes to monetary penalties for the offense of cruelty to animals for working animals that are used in connection with governmental entities.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Cutter, Fenberg, Hansen, Kolker, Liston, Pelton R., Roberts, Simpson, Smallwood, Van Winkle, Will, and Zenzinger.

SB23-296 by Senator(s) Winter F. and Marchman; also Representative(s) Bacon--Concerning protections for students against discriminatory practices at school.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Exum, Fields, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Moreno, Mullica, Priola, Roberts, and Sullivan.

HB23-1210 by Representative(s) Dickson; also Senator(s) Hansen--Concerning carbon management, and, in connection therewith, ensuring that carbon management projects are eligible for grants under the industrial and manufacturing operations clean air grant program, providing for the creation of a carbon management roadmap, and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges.

SB23-299 by Senator(s) Cutter; also Representative(s) Titone--Concerning the requirement to acquire epinephrine auto-injectors for placement at institutions of higher education.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	4	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Danielson, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Sullivan, and Winter F.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Wednesday, May 3 was laid over until later in the day, Wednesday, May 3.

Consideration of House Amendments to Senate Bills: SB23-016, SB23-105, SB23-195, and SB23-200.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that **SB23-158** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 2, strike "(19)(a)(II)" and substitute "(15)(a)(X)".

Page 2, strike lines 9 and 10 and substitute:

"(15) (a) The following statutory authorizations for the designated advisory committees are scheduled for repeal on September 1, 2024:"

Page 2, line 11, strike "(II)" and substitute "(X)".

Page 2, line 16, strike "2028." and substitute "2024."

Page 2, line 23, strike "2028." and substitute "2024."

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB23-1296** be **referred** to the Committee on Appropriations with favorable recommendation.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB23-1291** be **referred** to the Committee on Appropriations with favorable recommendation.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB23-1306** be **referred** to the Committee of the Whole with favorable recommendation.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB23-1057** 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 22 and 23 and substitute:

"ENTITY THAT IS:

(a) SCHEDULED FOR RENOVATION OF A RESTROOM MUST:

(I) PROVIDE A NON-GENDERED SINGLE-STALL RESTROOM OR A NON-GENDERED MULTI-STALL RESTROOM WHERE A RESTROOM IS ACCESSIBLE TO THE PUBLIC;

(II) ENSURE THAT ANY SINGLE-STALL RESTROOM IS NOT A GENDER-SPECIFIC RESTROOM;

(III) ALLOW FOR THE USE OF A MULTI-STALL RESTROOM BY ANY GENDER IF CERTAIN FACILITY FEATURES ARE MET PURSUANT TO THE I.P.C. OR ANY SUBSEQUENT INTERNATIONAL PLUMBING CODE ADOPTED AS PART OF THE COLORADO PLUMBING CODE AND THE COLORADO FUEL GAS CODE ADOPTED BY THE STATE PLUMBING BOARD PURSUANT TO SECTION 12-155-106;

(IV) PROVIDE ANY CAREGIVER ON THE GENDER BINARY THAT IS CARING FOR AN INFANT ACCESS TO AT LEAST ONE SAFE, SANITARY, AND CONVENIENT BABY DIAPER CHANGING STATION WHERE A RESTROOM IS ACCESSIBLE TO THE PUBLIC AS FOLLOWS:

(A) IF ONLY GENDER-SPECIFIC RESTROOMS ARE AVAILABLE, AT LEAST ONE CHANGING TABLE IN EACH RESTROOM;

(B) IF A NON-GENDERED SINGLE-STALL RESTROOM IS AVAILABLE, AT LEAST ONE CHANGING TABLE IN THAT RESTROOM, AND PUBLIC ENTITIES ARE ENCOURAGED TO ALSO PROVIDE CHANGING TABLES IN EACH OF THE SINGLE-STALL GENDER-SPECIFIC RESTROOMS;

(C) IF A NON-GENDERED MULTI-STALL RESTROOM IS AVAILABLE, AT LEAST ONE CHANGING TABLE IN THAT RESTROOM, AND PUBLIC ENTITIES ARE ENCOURAGED TO ALSO PROVIDE CHANGING TABLES IN EACH OF THE GENDER-SPECIFIC RESTROOMS; OR

(D) AN EASILY ACCESSIBLE LOCATION WITH EQUIVALENT PRIVACY AND AMENITIES AS A RESTROOM; AND

(V) ENSURE THAT EACH BABY DIAPER CHANGING STATION IS MAINTAINED, REPAIRED, AND REPLACED AS NECESSARY TO ENSURE SAFETY AND EASE OF USE AND CLEANED WITH THE SAME FREQUENCY AS THE RESTROOM IN WHICH IT IS LOCATED OR RESTROOMS ON THE SAME FLOOR OR IN THE SAME SPACE IF THE CHANGING TABLE IS LOCATED IN A RESTROOM."

Page 7, after line 23 insert:

"(b) A NEWLY CONSTRUCTED BUILDING ON EACH FLOOR MUST:"

Page 7, line 24, strike "(a)" and substitute "(I)".

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Page 7, line 27, strike "(b)" and substitute "(II)".

Page 8, line 2, strike "(c)" and substitute "(III)".

Page 8, line 8, strike "(d) (I)" and substitute "(IV)".

Page 8, line 25, strike "(II)" and substitute "(V)".

Page 9, strike lines 5 through 7 and substitute "PARTIALLY OWNED BY A PUBLIC ENTITY THAT:

(a) IS ACCESSIBLE TO EMPLOYEES OR ENROLLED STUDENTS AND THAT IS SCHEDULED FOR RENOVATION OF A RESTROOM MUST:

(I) PROVIDE A NON-GENDERED SINGLE-STALL RESTROOM OR A NON-GENDERED MULTI-STALL RESTROOM;

(II) ENSURE THAT ANY SINGLE-STALL RESTROOM IS NOT A GENDER-SPECIFIC RESTROOM; AND

(III) ALLOW FOR THE USE OF A MULTI-STALL RESTROOM BY ANY GENDER IF CERTAIN FACILITY FEATURES ARE MET PURSUANT TO THE I.P.C. OR ANY SUBSEQUENT INTERNATIONAL PLUMBING CODE ADOPTED AS PART OF THE COLORADO PLUMBING CODE AND THE COLORADO FUEL GAS CODE ADOPTED BY THE STATE PLUMBING BOARD PURSUANT TO SECTION 12-155-106.

(b) IS A NEWLY CONSTRUCTED BUILDING ON EACH FLOOR MUST:".

Page 9, line 8, strike "(a)" and substitute "(I)".

Page 9, line 10, strike "(b)" and substitute "(II)".

Page 9, line 12, strike "(c)" and substitute "(III)".

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1226** be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1303** be referred to the Committee of the Whole with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1269** be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB23-1223** be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services

The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE MEDICAL SERVICES BOARD

for a term expiring July 1, 2026:

Idalia Massa-Carroll of Arvada, Colorado, to serve as a resident of the Seventh Congressional District, a Democrat, with knowledge of medical assistance programs, appointed.

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MESSAGE FROM THE HOUSE

May 3, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1260, 1309, and 1020, amended as printed in House Journal, May 2, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB23-1273, amended as printed in House Journal, May 2, 2023, and amended on Third Reading as printed in House Journal, May 3, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes SB23-159, amended as printed in House Journal, April 29, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes SB23-258, amended on Third Reading as printed in House Journal May 3, 2023.

The House has passed on Third Reading and returns herewith SB23-205 and 174.

MESSAGE FROM THE REVISOR OF STATUTES

May 3, 2023
We herewith transmit:

Without comment, as amended, HB23-1020, 1260, 1273, and 1309.
Without comment, as amended, SB23-159 and 258.

Call of the Senate. Call raised.

RECALL OF HB23-1213

Senator moved for recall of **HB23-1213** from the House for purpose of reconsideration. A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**. The bill was ordered recalled.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB23-1086, HB23-1199, HB23-1295, HB23-1307, HB23-1297, HB23-1288 were made Special Orders -- Consent Calendar at 2:53 p.m.

Committee of the Whole

The hour of 2:53 p.m. having arrived, Senator Coleman moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Coleman was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1086 by Representative(s) DeGraaf and Joseph, Bradley, Soper; also Senator(s) Baisley and Winter F.--Concerning enactment of the "Due Process Asset Forfeiture Act", and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

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HB23-1199 by Representative(s) Froelich and Soper; also Senator(s) Winter F.--Concerning measures to provide additional access to services for victims of sexual assault, and, in connection therewith, making an appropriation.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, May 1, page(s) 1251-1252 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 3, page(s) 1318 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1295 by Representative(s) Bird and Bockenfeld, Sirota; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning the review of payments made by the department of health care policy and financing to providers, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 3, page(s) 1319 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1307 by Representative(s) Daugherty and Soper; also Senator(s) Simpson and Rodriguez--Concerning enhanced supports for youth who are in detention, and, in connection therewith, making an appropriation.

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1297 by Representative(s) Epps and Taggart; also Senator(s) Pelton B.--Concerning prohibiting a corporation from issuing a scrip in bearer form upon the holder surrendering enough scrip to equal a full share.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1288 by Representative(s) McCluskie and Amabile; also Senator(s) Roberts--Concerning fair access to insurance coverage for persons unable to obtain insurance coverage for their real property.

Ordered revised and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS -- CONSENT CALENDAR**

On motion of Senator Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	E	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1086, HB23-1199 as amended, HB23-1295 as amended, HB23-1307, HB23-1297, HB23-1288.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB23-1060, HB23-1215, HB23-1242, HB23-1293, SB23-304, HB23-1285, HB23-1254, HB23-1255, HB23-1304, HB23-1287, HB23-1303, HB23-1306, HB23-1249, HB23-1120, HB23-1190, SB23-303, HB23-1270 were made Special Orders at 2:59 p.m.

Committee of the Whole The hour of 2:59 p.m. having arrived, Senator Coleman moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Coleman was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1060 by Representative(s) Story, Lynch; also Senator(s) Cutter, Danielson, Jaquez Lewis-- Concerning updates to the Colorado state forest service seedling tree nursery, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1242 by Representative(s) Boesenecker and Joseph; also Senator(s) Cutter--Concerning water used in oil and gas operations, and, in connection therewith, making an appropriation.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, May 1, page(s) 1252-1253 and placed in members' bill files.)

Amendment No. 2(L.018), by Senators Cutter and Priola.

Amend reengrossed bill, page 13, line 20, strike "(I)".

Page 13, strike lines 25 through 27.

Page 14, strike lines 1 through 9 and substitute:

"(d) (I) MEMBERS SHALL BE REIMBURSED FOR ACTUAL AND NECESSARY EXPENSES INCURRED WHILE PERFORMING OFFICIAL DUTIES, TOGETHER WITH MILEAGE, AT THE RATE AT WHICH MEMBERS OF THE GENERAL ASSEMBLY ARE REIMBURSED PURSUANT TO SECTION 2-2-317. ALL CONSORTIUM MEMBERS ARE ENTITLED TO RECEIVE FIFTY DOLLARS FOR EACH MEETING ATTENDED DURING THE 2023-24 STATE FISCAL YEAR; EXCEPT THAT MEMBERS WHO ARE APPOINTED UNDER SUBSECTION (3)(a)(IV)(B) OF THIS SECTION AND RESIDE IN A DISPROPORTIONATELY IMPACTED COMMUNITY ARE ELIGIBLE TO RECEIVE AN ADDITIONAL ONE HUNDRED FIFTY DOLLARS FOR EACH MEETING ATTENDED DURING THE 2023-24 STATE FISCAL YEAR.

(II) A MEMBER OF THE CONSORTIUM WHO, AS PART OF THE MEMBER'S TYPICALLY ASSIGNED, REGULAR JOB DUTIES, RECEIVES PROFESSIONAL COMPENSATION FOR THE MEMBER'S PARTICIPATION IN A CONSORTIUM MEETING IS NOT ELIGIBLE FOR THE ADDITIONAL PER DIEM FOR REPRESENTATIVES OF A DISPROPORTIONATELY IMPACTED COMMUNITY PURSUANT TO SUBSECTION (3)(d)(I) OF THIS SECTION.

(III) THE DIRECTOR OF THE CONSORTIUM HIRED PURSUANT TO SUBSECTION (3)(e) OF THIS SECTION SHALL ANNUALLY ADJUST THE PER DIEM AMOUNTS SET FORTH IN SUBSECTION (3)(d)(I) OF THIS SECTION BASED ON THE ANNUAL PERCENTAGE CHANGE IN THE UNITED STATES DEPARTMENT OF LABOR'S BUREAU OF LABOR STATISTICS CONSUMER PRICE INDEX FOR DENVER-AURORA-LAKEWOOD FOR ALL ITEMS PAID BY ALL URBAN CONSUMERS,

OR ITS SUCCESSOR INDEX.

(IV) THE DIRECTOR OF THE CONSORTIUM SHALL DETERMINE THE FORM AND MANNER BY WHICH A CONSORTIUM MEMBER MAY REQUEST EXPENSE REIMBURSEMENT, MILEAGE REIMBURSEMENT, OR A PER DIEM ALLOWANCE."

Reletter succeeding paragraph accordingly.

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1293 by Representative(s) Weissman and Soper; also Senator(s) Gonzales and Gardner-- Concerning the adoption of the 2023 recommendations of the Colorado commission on criminal and juvenile justice regarding felony sentencing, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1254 by Representative(s) Brown and Mabrey; also Senator(s) Cutter--Concerning the conditions covered under the warranty of habitability for residential premises, and, in connection therewith, specifying a landlord's requirements to remediate a residential premises that is damaged due to an environmental public health event, expanding what constitutes retaliation by a landlord, and describing situations in which a tenant may terminate a lease after the premises has been damaged due to an environmental public health event.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1304 by Representative(s) McCluskie and Frizell; also Senator(s) Roberts and Exum-- Concerning modifications to the affordable housing programs created by the voters' approval of proposition 123.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, May 3, page(s) 1317 and placed in members' bill files.)

Laid over until later in the day, Wednesday, May 3.

HB23-1287 by Representative(s) McCluskie and Lukens; also Senator(s) Roberts and Will--Concerning a county's regulatory authority related to short-term rentals of lodging units.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1303 by Representative(s) Brown and McCluskie; also Senator(s) Hansen and Roberts-- Concerning protections in the event of an insurance company failure.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1285 by Representative(s) Valdez; also Senator(s) Priola--Concerning the requirement that a store use fees collected from single-use bags to purchase certain items for the store.

Amendment No. 1(L.007), by Senator Priola.

Amend reengrossed bill, page 2, strike lines 14 through 23 and substitute "TO THE MUNICIPALITY OR COUNTY FOR THE PURPOSES LISTED IN SUBSECTIONS (1)(a)(I)(B) AND (2)(a)(I)(B) OF THIS SECTION AND TO PURCHASE REUSABLE BAGS."

Page 3, strike lines 1 through 4.

As amended, ordered revised and placed on the calendar for third reading and final passage.

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HB23-1270 by Representative(s) Garcia and Lindsay; also Senator(s) Gonzales--Concerning the creation of the urgent incident response fund for the purpose of reimbursing certain governmental entities for the costs of responding to urgent incidents, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1306 by Representative(s) Herod and Soper; also Senator(s) Gardner and Coleman--Concerning the use of social media administered by an elected official that is not supported by government resources, and, in connection therewith, allowing an elected official to restrict or bar an individual from using the social media administered by the elected official for any reason including attempting to chill the speech of another individual.

Ordered revised and placed on the calendar for third reading and final passage.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB23-1293 by Representative(s) Weissman and Soper; also Senator(s) Gonzales and Gardner--Concerning the adoption of the 2023 recommendations of the Colorado commission on criminal and juvenile justice regarding felony sentencing, and, in connection therewith, making an appropriation.

Senator R. Pelton moved to amend the Report of the Committee of the Whole to show that the following R. Pelton floor amendment, (L.003) to HB 23-1293, did pass.

Amend reengrossed bill, page 7, strike lines 21 through 27.

Page 8, strike line 1.

Renumber succeeding sections accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	12	NO	20	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	Y	Hinrichsen	N	Pelton B.	E	Van Winkle	Y
Cutter	N	Jaquez	E	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	E	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Marchman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	31	NO	1	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	E	Van Winkle	Y
Cutter	Y	Jaquez	E	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	E	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1060, HB23-1242 as amended, HB23-1293, HB23-1254, HB23-1287, HB23-1303, HB23-1285 as amended, HB23-1270, HB23-1255 as amended, HB23-1306.

Laid over until later in the day, Wednesday, May 3: HB23-1249 as amended, HB23-1120, HB23-1190, SB23-303, HB23-1215, SB23-304, HB23-1304 as amended.

SPECIAL ORDERS -- SECOND READING OF BILLS (cont'd)

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1215 by Representative(s) Sirota and Boesenecker; also Senator(s) Mullica and Cutter-- Concerning limitations on hospital facility fees, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 28, page(s) 1193-1196 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 3, page(s) 1319 and placed in members' bill files.)

Amendment No. 3(L.025), by Senator Cutter and Mullica.

Amend the Health and Human Services Committee Report, dated April 27, 2023, page 1, line 3, after "FEE" insert "DIRECTLY FROM A PATIENT".

Page 1 of the report, after line 6 insert:

"Page 5 of the bill, before line 17 insert:

"(c) NOTHING IN THIS SUBSECTION (2) PROHIBITS A HEALTH-CARE PROVIDER OR HEALTH SYSTEM FROM CHARGING, BILLING, OR COLLECTING A FACILITY FEE FROM A PATIENT'S INSURER PURSUANT TO AN AGREEMENT BETWEEN THE HEALTH-CARE PROVIDER OR HEALTH SYSTEM AND THE CARRIER OR AS REQUIRED BY LAW.".

Page 7 of the report, strike lines 6 and 7 and substitute "INFORMATION FOR PURPOSES OF THE REPORT, AND EVERY EFFORT MUST BE MADE TO MINIMIZE THE NUMBER OF DATA REQUESTS. THE REPORT MUST INCLUDE A DESCRIPTION OF".

Amendment No. 3(L.022), by Senator Cutter and Mullica.

Amend the Health and Human Services Committee Report, dated April 27, 2023, page 1, line 5, strike "HEALTH CARE" and substitute "HEALTH-CARE".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1255 by Representative(s) Lindstedt and Dickson; also Senator(s) Gonzales--Concerning preemption of local regulations limiting the number of building permits issued for development. 1
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Amendment No. 1, Local Government & Housing Committee Amendment. 5
 (Printed in Senate Journal, May 3, page(s) 1316 and placed in members' bill files.) 6
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 As amended, ordered revised and placed on the calendar for third reading and final 8
 passage. 9
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SB23-303 by Senator(s) Fenberg and Hansen; also Representative(s) deGruy Kennedy and Weissman- 12
 -Concerning a reduction in property taxes, and, in connection therewith, creating a limit on 13
 annual property tax increases for certain local governments; temporarily reducing the 14
 valuation for assessment of certain residential and nonresidential property; creating new 15
 subclasses of property; permitting the state to retain and spend revenue up to the 16
 proposition HH cap; requiring the retained revenue to be used to reimburse certain local 17
 governments for lost property tax revenue and to be deposited in the state education fund to 18
 backfill the reduction in school district property tax revenue; transferring general fund 19
 money to a cash fund to also be used for the reimbursements; eliminating the cap on the 20
 amount of excess state revenues that may be used for the reimbursements for the 2023 21
 property tax year; and referring a ballot issue. 22
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Amendment No. 1, Appropriations Committee Amendment. 24
 (Printed in Senate Journal, May 2, page(s) 1292-1293 and placed in members' bill files.) 25
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Amendment No. 2(L.014), by Senator Fenberg and Hansen. 27

Amend printed bill, page 18, after line 5 insert: 28
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"(5) THE FINAL DECISION BY A GOVERNING BODY TO IMPOSE A MILL 30
 LEVY THAT EXCEEDS THE PROPERTY TAX LIMIT IN ACCORDANCE WITH THE 31
 PROCEDURES SET FORTH IN SUBSECTION (4) OF THIS SECTION IS DEEMED TO BE 32
 FINAL AND CONCLUSIVE AND IS NOT SUBJECT TO APPEAL TO COURT." 33
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Renumber succeeding subsection accordingly. 35
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Page 21, line 13, strike "~~years~~ YEAR" and substitute "years". 37
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Page 21, line 14, strike "~~January 1, 2023~~," and substitute "AND January 1, 39
 2023,". 40
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Page 21, line 18, strike "2023," and substitute "2024,". 42
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Page 22, line 13, strike "2023," and substitute "2024,". 44
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Page 47, line 24, after "(1)(b.5)," insert "(1)(d.5)," 46
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Page 48, after line 14, insert: 48
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"(d.5) "LOCAL GOVERNMENTAL ENTITY" MEANS A GOVERNMENTAL 50
 ENTITY AUTHORIZED BY LAW TO IMPOSE AD VALOREM TAXES ON TAXABLE 51
 PROPERTY LOCATED WITHIN ITS TERRITORIAL LIMITS." 52
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Page 52, line 24, strike "ENTITY" and substitute "ENTITY, EXCLUDING SCHOOL 54
 DISTRICTS," 55
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Page 55, after line 4, insert: 57
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"(e) IF A LOCAL GOVERNMENTAL ENTITY IS LOCATED IN MORE THAN ONE 59
 COUNTY, THEN THE PART LOCATED IN EACH COUNTY IS TREATED LIKE ANY 60
 OTHER LOCAL GOVERNMENTAL ENTITY LOCATED WITHIN THE COUNTY FOR THE 61
 PURPOSE OF DETERMINING THE REIMBURSEMENT AMOUNT UNDER SUBSECTION 62
 (4.5)(a) OF THIS SECTION, BUT, FOR THE PURPOSE OF APPLYING SUBSECTION 63
 (4.5)(b) OF THIS SECTION, THE ENTIRE LOCAL GOVERNMENTAL ENTITY IS 64
 CONSIDERED." 65
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Amendment No. 3(L.015), by Senator Fenberg and Hansen.

Amend printed bill, page 54, strike lines 14 through 24 and substitute:

"(c) (I) THE TOTAL STATEWIDE REIMBURSEMENT SET FORTH IN SUBSECTION (4.5)(a) OF THIS SECTION SHALL NOT EXCEED:

(A) FOR THE PROPERTY TAX YEAR COMMENCING ON JANUARY 1, 2024, THE TOTAL OF THE AMOUNT IN THE FUND AND AN AMOUNT EQUAL TO FIFTEEN PERCENT OF THE AMOUNT IN THE PROPOSITION HH GENERAL FUND EXEMPT ACCOUNT FOR THE 2023-24 FISCAL YEAR; AND

(B) FOR A PROPERTY TAX YEAR COMMENCING ON OR AFTER JANUARY 1, 2025, BUT BEFORE JANUARY 1, 2033, THE TOTAL OF THE AMOUNT IN THE FUND AND IN THE PROPOSITION HH GENERAL FUND EXEMPT ACCOUNT THAT IS AVAILABLE FOR THE REIMBURSEMENT WARRANTS FOR THE PROPERTY TAX YEAR.

(II) IF THE TOTAL OF ALL REIMBURSEMENTS STATEWIDE WOULD OTHERWISE EXCEED THE LIMIT SET FORTH IN SUBSECTION (4.5)(c)(I) OF THIS SECTION FOR A PROPERTY TAX YEAR, THE STATE TREASURER SHALL PROPORTIONALLY REDUCE THE REIMBURSEMENT AMOUNT FOR EACH ELIGIBLE LOCAL GOVERNMENTAL ENTITY SO THAT THE TOTAL OF ALL REIMBURSEMENTS STATEWIDE EQUALS THE LIMIT FOR THE PROPERTY TAX YEAR.

(III) THE STATE TREASURER SHALL REDUCE A LOCAL GOVERNMENTAL ENTITY'S REIMBURSEMENT AS NECESSARY TO AVOID THE LOCAL GOVERNMENTAL ENTITY EXCEEDING ITS FISCAL YEAR SPENDING LIMIT UNDER SECTION 20 (7)(b) OF ARTICLE X OF THE STATE CONSTITUTION FOR THE FISCAL YEAR."

Page 58, after line 9 insert:

"SECTION 19. In Colorado Revised Statutes, 22-54-114, add (10) as follows:

22-54-114. State public school fund - repeal. (10) (a) ON FEBRUARY 1, 2024, THE STATE TREASURER SHALL TRANSFER SEVENTY-TWO MILLION DOLLARS FROM THE GENERAL FUND TO THE STATE PUBLIC SCHOOL FUND FOR THE PURPOSE OF OFFSETTING REDUCTIONS IN SCHOOL DISTRICT PROPERTY TAX REVENUE.

(b) THIS SUBSECTION (10) IS REPEALED, EFFECTIVE JULY 1, 2025."

Renumber succeeding sections accordingly.

Page 58, line 17, strike "19" and substitute "20".

Page 58, line 18, strike "20" and substitute "21".

Amendment No. 4(L.023), by Senator Fenberg and Hansen.

Amend printed bill, page 29, line 11, strike "7.1" and substitute "6.7".

Amendment No. 5(L.027), by Senator Fenberg and Hansen.

Amend printed bill, page 58, after line 9, insert:

"SECTION 19. In Colorado Revised Statutes, 39-5-121, add (3.5) as follows:

(3.5) (a) ON OR BEFORE MARCH 1, 2024, THE ADMINISTRATOR SHALL PREPARE A DESCRIPTION OF THE PROPERTY TAX CLASSES AND SUBCLASSES SET FORTH IN SECTIONS 39-1-104 AND 39-1-104.2, THE VALUATION FOR ASSESSMENT FOR THE DIFFERENT CLASSES AND SUBCLASSES, THE PROPERTY TAX YEARS THAT THE VARIOUS VALUATIONS FOR ASSESSMENT APPLY, AND INFORMATION ABOUT THE APPLICATION PROCESS SET FORTH IN SECTION 39-1-104.6(3). THE ASSESSOR SHALL EITHER INCLUDE THE DESCRIPTION ALONG WITH A NOTICE OF VALUATION THAT IS REQUIRED TO BE SENT IN THE 2024 CALENDAR YEAR UNDER SUBSECTION (1) OR (1.5) OF THIS SECTION OR MAKE IT AVAILABLE ON THE ASSESSOR'S WEBSITE.

(b) THIS SUBSECTION (3.5) IS REPEALED, EFFECTIVE JULY 1, 2025.

SECTION 20. In Colorado Revised Statutes, 39-10-104.5, amend (6) as follows:

39-10-104.5. Payment dates - optional payment dates - failure to pay - delinquency. (6) (a) There shall be no installment payment of property taxes totaling less than twenty-five dollars, and such taxes shall be paid in full

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no later than the last day of April. If such taxes are not paid prior to the last day of April, delinquent interest on the amount thereof shall accrue at the rate of one percent per month from the first day of May until the date of payment.

(b) (I) FOR THE PROPERTY TAX COMMENCING ON JANUARY 1, 2023, IF A TAXPAYER ELECTS TO PAY THE PROPERTY TAXES IN TWO EQUAL INSTALLMENTS, THE FIRST INSTALLMENT MUST BE PAID ON OR BEFORE MARCH 31, 2024. DELINQUENT INTEREST ON THE FIRST INSTALLMENT ACCRUES FROM APRIL 1, 2024, AS OTHERWISE SET FORTH IN THIS SECTION.

(II) THIS SUBSECTION (6)(b) IS REPEALED, EFFECTIVE JULY 1, 2026."

Page 58, line 17, strike "19," and substitute "21,".

Page 58, line 18, strike "20" and substitute "22".

Amendment No. 6(L.038), by Senator Fenberg.

Amend printed bill, page 21, page 5, after "APPLIES" insert "FOR A PROPERTY TAX YEAR THAT THE REAL PROPERTY IS STILL USED FOR AGRICULTURAL PURPOSES AND".

Amendment No. 7(L.028), by Senator Kirkmeyer.

Amend printed bill, page 35, line 4, after the period add "IF AN INDIVIDUAL IS AN OWNER-OCCUPIER OF A RESIDENTIAL REAL PROPERTY AND AN OWNER OF RECORD ON ANOTHER PROPERTY ALONG WITH A MEMBER OF THE INDIVIDUAL'S FAMILY OTHER THAN THE INDIVIDUAL'S SPOUSE, THEN THE OTHER FAMILY MEMBER MAY BE AN OWNER-OCCUPIER OF THE OTHER PROPERTY."

Amendment No. 8(L.040), by Senators Fenberg and Hansen.

Amend printed bill, page 16, line 27, strike "THEREON;" and substitute "THEREON AT ANY ELECTION HELD BEFORE, ON, OR AFTER NOVEMBER 7, 2023;".

Page 17, line 2, strike "GOVERNMENT." and substitute "GOVERNMENT AT ANY ELECTION HELD BEFORE, ON, OR AFTER NOVEMBER 7, 2023.".

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB23-304 by Senator(s) Hansen and Fenberg; also Representative(s) Marshall and Frizell-- Concerning changes to property tax valuation practices, and, in connection therewith, requiring property tax assessors to consider certain information when valuing real property, requiring certain counties use an alternative protest and appeal procedure in any year of general reassessment of real property that is valued biennially, and clarifying that data that a property tax assessor is required to provide at the request of a taxpayer must include certain information.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1304 by Representative(s) McCluskie and Frizell; also Senator(s) Roberts and Exum-- Concerning modifications to the affordable housing programs created by the voters' approval of proposition 123.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, May 3, page(s) 1317 and placed in members' bill files.)

Amendment No. 2(L.019), by Senators Roberts and Exum.

Amend printed bill, page 11, line 23, strike "or loans" and substitute "or loans".

Page 11, line 26, strike "ownership and" and substitute "ownership. and THE PROGRAM SHALL ALSO MAKE GRANTS OR LOANS".

Page 22, line 6, strike "AND".

Page 22, after line 8, insert:

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"(III) IS ACCOMPANIED BY A NARRATIVE DESCRIPTION OF WHY OTHER FUNDING SOURCES CANNOT BE UTILIZED, ARE NOT SUFFICIENT, OR ARE NOT ACCESSIBLE TO MEET THE HOUSING NEEDS DESCRIBED WITHIN THE PETITION; AND".

As amended, ordered revised and placed on the calendar for third reading and final passage.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the Special Orders -- Second Reading of Bills Calendar (HB23-1249, HB23-1120, and HB23-1190) of Wednesday, May 3, was laid over until Thursday, May 4, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB23-303 by Senator(s) Fenberg and Hansen; also Representative(s) deGruy Kennedy and Weissman--Concerning a reduction in property taxes, and, in connection therewith, creating a limit on annual property tax increases for certain local governments; temporarily reducing the valuation for assessment of certain residential and nonresidential property; creating new subclasses of property; permitting the state to retain and spend revenue up to the proposition HH cap; requiring the retained revenue to be used to reimburse certain local governments for lost property tax revenue and to be deposited in the state education fund to backfill the reduction in school district property tax revenue; transferring general fund money to a cash fund to also be used for the reimbursements; eliminating the cap on the amount of excess state revenues that may be used for the reimbursements for the 2023 property tax year; and referring a ballot issue.

Senator Liston moved to amend the Report of the Committee of the Whole to show that the following Liston floor amendment, (L.034) to SB 23-303, did pass.

Amend printed bill, page 29, line 6, strike "ONE HUNDRED FORTY" and substitute "TWO HUNDRED".

Page 29, line 8, strike "AND".

Page 29, after line 8, insert:

"(C) THE VALUATION FOR ASSESSMENT FOR PRIMARY RESIDENCE REAL PROPERTY THAT IS OWNED BY AN INDIVIDUAL WHO QUALIFIES FOR THE SENIOR HOMESTEAD EXEMPTION ALLOWED BY SECTION 39-3-203 (1) IS 6.7 PERCENT OF THE AMOUNT EQUAL TO THE ACTUAL VALUE OF THE PROPERTY MINUS THE LESSER OF ONE HUNDRED THOUSAND DOLLARS OR THE AMOUNT THAT CAUSES THE VALUATION FOR ASSESSMENT OF THE PROPERTY TO BE ONE THOUSAND DOLLARS; AND"

Renumber succeeding sub-subparagraph accordingly.

Page 29, line 11, strike "OR (3)(r)(IV)(B)" and substitute "(3)(r)(IV)(B), OR (3)(r)(IV)(C)".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	14	NO	20	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	E
Buckner	N	Hansen	N	Mullica	Y	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator Kirkmeyer moved to amend the Report of the Committee of the Whole to show that the following Kirkmeyer floor amendment, (L.022) to SB 23-303, did pass.

Amend printed bill, page 8, line 17, strike "GOVERNMENTS" and substitute "GOVERNMENTS, PROVIDE RENTAL ASSISTANCE AND TENANCY SUPPORT SERVICE PROGRAMS,".

Page 11, line 18, strike "39-3-210 (4)(a)(II); AND" and substitute "39-3-210 (4)(a)(II);
(II) IF THERE IS ANY MONEY REMAINING AFTER THE ALLOCATION SET FORTH IN SUBSECTION (3)(b)(I) OF THIS SECTION, THE STATE TREASURER SHALL TRANSFER AN AMOUNT EQUAL TO THE REMAINDER OR FIVE PERCENT OF THE TOTAL AMOUNT IN THE ACCOUNT FOR THE FISCAL YEAR, WHICHEVER IS LESS, TO THE HOUSING DEVELOPMENT GRANT FUND, CREATED IN SECTION 24-32-721, TO BE USED FOR RENTAL ASSISTANCE AND TENANCY SUPPORT SERVICE PROGRAMS; AND".

ReNUMBER succeeding subparagraph accordingly.

Page 11, line 23, strike "SUBSECTION (3)(b)(I)" and substitute "SUBSECTIONS (3)(b)(I) AND (3)(b)(II)".

Page 13, line 3, strike "(3)(b)(II)," and substitute "(3)(b)(III),".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	17	NO	17	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	N	Simpson	Y
Bridges	N	Gonzales	Y	Moreno	N	Smallwood	E
Buckner	N	Hansen	N	Mullica	Y	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	Y
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Senator Pelton R. moved to amend the Report of the Committee of the Whole to show that the following Pelton R. floor amendment, (L.041) to SB 23-303, did pass.

Amend printed bill, page 11, line 18, strike "39-3-210 (4)(a)(II); AND" and substitute "39-3-210 (4)(a)(II);
(II) IF THERE IS ANY MONEY REMAINING AFTER THE ALLOCATION SET FORTH IN SUBSECTION (3)(b)(I) OF THIS SECTION, THE STATE TREASURER SHALL ISSUE A WARRANT, TO BE PAID FROM MONEY IN THE ACCOUNT, TO EACH COUNTY ASSESSOR THAT IS EQUAL TO THE COUNTY ASSESSOR'S ACTUAL ADMINISTRATIVE EXPENSES RELATED TO IMPLEMENTING SB23-303, INCLUDING THE APPLICATION PROCESS SET FORTH IN SECTION 39-1-104.6; AND".

ReNUMBER succeeding subparagraph accordingly.

Page 11, line 23, strike "SUBSECTION (3)(b)(I)" and substitute "SUBSECTIONS (3)(b)(I) AND (3)(b)(II)".

Page 13, line 3, strike "(3)(b)(II)," and substitute "(3)(b)(III),".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	11	NO	23	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	E
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator Pelton B. moved to amend the Report of the Committee of the Whole to show that the following Pelton B. floor amendment, (L.043) to SB 23-303, did pass.

Amend printed bill, page 17, lines 10 and 11, strike "LIMIT IF THE FOLLOWING PROCEDURES ARE FOLLOWED:" and substitute "LIMIT, BUT ONLY IF THE VOTERS OF THE LOCAL GOVERNMENT APPROVE THE MILL LEVY."

Page 17, strike lines 12 through 27.

Page 18, strike lines 1 through 5.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	11	NO	23	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	E
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Marchman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	24	NO	10	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-303 as amended, SB23-304, HB23-1215 as amended, HB23-1304 as amended

Laid over until Thursday, May 4: HB23-1249 as amended, HB23-1120, HB23-1190.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Wednesday, May 3, was laid over until Thursday, May 4, retaining its place on the calendar.

Consideration of House Amendments to Senate Bills: SB23-016, SB23-105, SB23-195, and SB23-200.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- SB23-305** by Senator(s) Pelton B.; also Representative(s) Pugliese--Concerning the creation of the property tax task force.
Finance
- SB23-306** by Senator(s) Moreno and Simpson; --Concerning state capital assets, and, in connection therewith, determining office space for the legislative department in the capitol complex, specifying additional sources of funding and modifying the timing of the funding for certain capital construction projects for state-owned buildings, and making an appropriation.
Appropriations
- HB23-1020** by Representative(s) Ricks and English; also Senator(s) Fields--Concerning social equity licenses in the regulated marijuana business, and, in connection therewith, making an appropriation.
Finance
- HB23-1260** by Representative(s) Soper and Valdez, Woodrow; also Senator(s) Baisley and Priola--Concerning tax incentives to maximize investments in semiconductor and advanced manufacturing in Colorado, and, in connection therewith, authorizing the economic development commission to approve refund certificates for certain income tax credits, creating a semiconductor manufacturing zone program, modifying the Colorado job growth incentive tax credit for semiconductor and advanced manufacturing, creating an advanced industries task force, and making an appropriation.
Finance
- HB23-1273** by Representative(s) Snyder and Joseph; also Senator(s) Roberts--Concerning the creation of the wildfire resilient homes grant program, and, in connection therewith, making an appropriation.
Appropriations
- HB23-1309** by Representative(s) Herod and Snyder; also Senator(s) Roberts--Concerning the restructuring of the performance-based incentive for film production in Colorado, and, in connection therewith, reducing an appropriation.
Finance

MESSAGE FROM THE HOUSE

May 3, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes SB23-255 and 256, amended as printed in House Journal, May 2, 2023.

MESSAGE FROM THE REVISOR OF STATUTES

May 3, 2023
We herewith transmit:

Without comment, as amended, SB23-255 and 256.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB23-001, 002, 007, 036, 056, 082, 094, 102, 149, 160, 166, 175, 193, 196, 202, 208, 210, 211, 220, 247, 268, and 272.



DELIVERY TO THE GOVERNOR

To the Governor for signature on Wednesday, May 03, 2023, at 05:12 P.M.:
SB22-202 and 211.



On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Thursday, May 4, 2023.

Approved:

James Coleman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

116th Legislative Day

Thursday, May 4, 2023

- Prayer By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora.
- Call to Order By the President at 9:00 a.m.
- Roll Call Present--33
Excused--2, Danielson, Mullica
Present later--2, Danielson, Mullica
- Quorum The President announced a quorum present.
- Pledge By Senator Will.
- Approval of the Journal On motion of Senator Rich, the Journal of Wednesday, May 3, 2023, was approved as corrected by the Secretary.

SENATE SERVICES REPORT

- Correctly Printed:** SB23-305 and 306.
- Correctly Engrossed:** SB23-303 and 304.
- Correctly Reengrossed:** SB23-296 and 299.
- Correctly Revised:** HB23-1060, 1086, 1199, 1215, 1242, 1254, 1255, 1270, 1285, 1287, 1288, 1293, 1295, 1297, 1303, 1304, 1306, and 1307.
- Correctly Rerevised:** HB23-1013, 1088, 1107, 1133, 1138, 1158, 1192, 1210, 1214, 1222, 1245, 1247, 1252, 1267, 1268, 1280, 1286, 1292, 1299, and 1301.
- Correctly Enrolled:** SB23-013, 029, 035, 053, 067, 111, 153, 172, 174, 205, 249, 261, 266, 276, and 290.

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB23-1108

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 HB23-1108, concerning the creation of a task force to study victim and survivor awareness and responsiveness training requirements for judicial personnel, and, in connection therewith, making an appropriation, has met and reports that it has agreed upon the following:

That the House accede to the Senate amendment made to the bill, as the amendment appears in the rerevised bill, with the following changes:

Amend rerevised bill, page 2, lines 2 and 3, strike "article 5.7 to title 13" and

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substitute "24-33.5-534".

Page 2, strike lines 4 through 6.

Page 2, line 7, strike "13-5.7-101. Definitions." and substitute "24-33.5-534. Task force to study victim and survivor awareness and responsiveness training requirements for judicial personnel - creation - membership - duties - report - definitions - repeal."

Page 2, line 14, strike "SECTION 13-5.7-102." and substitute "SUBSECTION(2) OF THIS SECTION."

Page 2, strike line 15.

Page 3, strike lines 1 and 2 and substitute: "(2) THERE IS".

Renumber succeeding subsections accordingly.

Page 3, line 3, strike "JUDICIAL DEPARTMENT" and substitute "OFFICE FOR VICTIMS PROGRAMS IN THE DIVISION OF CRIMINAL JUSTICE".

Page 5, line 12, strike "(10) AND (11)" and substitute "(11) AND (12)".

Page 7, line 2, strike "(10)" and substitute "(11)".

Page 8, line 3, strike "(11)(c)" and substitute "(12)(c)".

Page 8, line 18, strike "(13)(b)" and substitute "(14)(b)".

Page 9, line 2, strike "(13)(c)" and substitute "(14)(c)".

Page 10, lines 22 and 23, strike "(10) AND (11)" and substitute "(11) AND (12)".

Page 10, line 24, strike "(13)" and substitute "(14)".

Page 11, strike lines 4 through 8, and substitute: "SECTION 2. Appropriation. For the 2023-24 state fiscal year, \$11,900 is appropriated to the department of public safety for use by the division of criminal justice. This appropriation is from the general fund. To implement this act, the division may use this appropriation for DCJ administrative services."

Respectfully submitted,

House Committee:
(signed)
Gabe Evans, Chair
Monica Duran
Meg Froelich

Senate Committee:

Chris Hansen, Chair
Faith Winter

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB23-1002

THIS REPORT AMENDS THE
REENGROSSED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

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Your first conference committee appointed on HB23-1002, concerning the affordability of epinephrine auto-injectors, and, in connection therewith, making an appropriation, 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 therefore:

Amend reengrossed bill, page 4, strike lines 7 through 9 and substitute:

"(2) FOR HEALTH COVERAGE PLANS ISSUED OR RENEWED ON OR AFTER JANUARY 1, 2024, IF A CARRIER PROVIDES COVERAGE FOR PRESCRIPTION EPINEPHRINE AUTO-INJECTORS, THE CARRIER SHALL CAP THE TOTAL AMOUNT".

Page 4, after line 17 insert:

"(4) THE COVERAGE REQUIRED BY THIS SECTION MAY BE OFFERED THROUGH A HIGH DEDUCTIBLE PLAN THAT INCLUDES A HEALTH SAVINGS ACCOUNT PURSUANT TO 26 U.S.C. SEC. 223 OF THE FEDERAL "INTERNAL REVENUE CODE OF 1986"; EXCEPT THAT A CARRIER MAY APPLY DEDUCTIBLE AMOUNTS FOR THE REQUIRED COVERAGE IF THE COVERAGE IS NOT CONSIDERED BY THE UNITED STATES DEPARTMENT OF THE TREASURY TO BE PREVENTIVE OR TO HAVE AN ACCEPTABLE DEDUCTIBLE AMOUNT.".

Renumber succeeding subsections accordingly.

Page 10, strike lines 8 through 10 and substitute "RECEIPT OF THE CLAIM, EITHER:

(I) REIMBURSE THE PHARMACY IN AN AMOUNT THAT THE PHARMACY PAID FOR THE NUMBER OF EPINEPHRINE AUTO-INJECTORS DISPENSED THROUGH THE PROGRAM; OR

(II) SEND THE PHARMACY A REPLACEMENT SUPPLY OF EPINEPHRINE AUTO-INJECTORS IN AN AMOUNT EQUAL TO THE NUMBER OF EPINEPHRINE AUTO-INJECTORS DISPENSED THROUGH THE PROGRAM PURSUANT TO SUBSECTION (6)(a) OF THIS SECTION.".

Respectfully submitted,

House Committee:
(signed)
Javier Mabrey, Chair
Iman Jodeh
Ron Wienberg

Senate Committee:
(signed)
Dylan Roberts, Chair
Janet Buckner

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB23-1132

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 HB23-1132, concerning the court data-sharing task force, and, in connection therewith, making an appropriation, 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 amendment appears in the rerevised bill, with the following changes:

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Amend rerevised bill, page 4, strike lines 21 through 26 and substitute:

"(h) A REPRESENTATIVE FROM THE OFFICE OF THE CHILD PROTECTION OMBUDSMAN; AND

(i) A REPRESENTATIVE FROM THE SEXUAL ASSAULT COMMUNITY OR FROM THE DOMESTIC VIOLENCE VICTIM'S RIGHTS COMMUNITY.".

Respectfully submitted,

House Committee:
(signed)
Marc Snyder, Chair
Matt Soper
Shannon Bird

Senate Committee:
(signed)
Rhonda Fields, Chair
Julie Gonzales
Bob Gardner

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for a moment of personal privilege by Senator Liston.

COMMITTEE OF REFERENCE REPORTS

Appropriations

After consideration on the merits, the Committee recommends that **SB23-158** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1017** 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 24 though 27 and substitute:

SECTION 2. Appropriation. (1) For the 2023-24 state fiscal year, \$5,445,751 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) \$52,500 to the executive director's office for personal services related to administration and support;

(b) \$200,000 to the executive director's office for operating expenses related to administration and support;

(c) \$5,123,726 for operating expenses related to taxation services; and

(d) \$69,525 for tax administration IT system (GenTax) support.".

Page 5, strike line 1.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1041** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1057** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1076** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1081** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1223** be referred to the Committee of the Whole with favorable recommendation.

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Appropriations

After consideration on the merits, the Committee recommends that **HB23-1226** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1240** 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 24, strike "\$98,136" and substitute "\$72,267".

Page 8, line 27, strike "\$89,711" and substitute "\$64,382".

Page 9, line 1, strike "1.3 FTE" and substitute "0.9 FTE".

Page 9, line 2, strike "\$8,425" and substitute "\$7,885".

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1269** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1283** 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 9 insert:

SECTION 6. In Colorado Revised Statutes, 8-3.8-101, amend (5)(b)(II) and (9) as follows:

8-3.8-101. Immigration legal assistance - fund - report - definitions.

(5) (b) (II) On or before ~~January 31, 2022, and on January 2~~ IMMEDIATELY AFTER JULY 1, 2023, AND ON JULY 1 OF each year thereafter, the administrator shall award grants from the fund, subject to available appropriations, to qualifying organizations.

(9) Notwithstanding section 24-1-136 (11)(a)(I), the administrator shall submit a consolidated report of the reported information described in subsection (7) of this section to the joint budget committee ~~on July 1, 2022, and each July 1 thereafter~~ ANNUALLY BY SEPTEMBER 1.

SECTION 7. In Colorado Revised Statutes, 8-73-116, add (7)(c) as follows:

8-73-116. Benefit recovery fund - recovery benefits - eligible individuals - third-party administrator - definitions - rules - access to personal information or tax data to administer fund - confidentiality requirements. (7) (c) NOTWITHSTANDING SECTION 39-21-113, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE MAY PROVIDE THE COLORADO OFFICE OF NEW AMERICANS, CREATED IN SECTION 8-3.7-103, AND ANY THIRD-PARTY ADMINISTRATOR WITH ANY INFORMATION OBTAINED FROM ANY INVESTIGATION CONDUCTED BY THE DEPARTMENT OF REVENUE OR ITS AGENTS OR DISCLOSED IN ANY DOCUMENT, REPORT, OR RETURN FILED IN CONNECTION WITH ANY OF THE TAXES COVERED BY ARTICLE 21 OF TITLE 39 IF SUCH INFORMATION IS NECESSARY FOR THE ADMINISTRATION OF THE FUND. ANY INFORMATION PROVIDED TO THE COLORADO OFFICE OF NEW AMERICANS OR A THIRD-PARTY ADMINISTRATOR PURSUANT TO THIS SUBSECTION (7)(c) IS CONFIDENTIAL, AND ALL EMPLOYEES OF EITHER THE COLORADO OFFICE OF NEW AMERICANS OR A THIRD-PARTY ADMINISTRATOR IS SUBJECT TO THE LIMITATIONS SET FORTH IN SECTION 39-21-113 (4) AND THE PENALTIES SPECIFIED IN SECTION 39-21-113 (6).

SECTION 8. In Colorado Revised Statutes, 39-21-113, add (33) as follows:

39-21-113. Reports and returns - rule - repeal.

(33) NOTWITHSTANDING THE CONFIDENTIALITY REQUIREMENTS IN THIS SECTION, THE EXECUTIVE DIRECTOR MAY PROVIDE THE COLORADO OFFICE OF NEW AMERICANS, CREATED IN SECTION 8-3.7-103, AND A THIRD-PARTY ADMINISTRATOR, AS DEFINED IN SECTION 8-73-116 (1)(e), WITH ANY INFORMATION OBTAINED PURSUANT TO THIS SECTION AND, IN CONNECTION WITH

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PROVIDING THE INFORMATION, MAY ENTER INTO AN AGREEMENT WITH THE COLORADO OFFICE OF NEW AMERICANS OR THE DEPARTMENT OF LABOR AND EMPLOYMENT THAT PROVIDES FOR THE PAYMENT OF THE COSTS INCURRED IN CONNECTION WITH SUPPLYING THE INFORMATION AND PROVIDING FOR THE PERIODIC UPDATING OF THE INFORMATION SUPPLIED. ANY INFORMATION PROVIDED TO THE COLORADO OFFICE OF NEW AMERICANS OR A THIRD-PARTY ADMINISTRATOR PURSUANT TO THIS SUBSECTION (33) IS CONFIDENTIAL, AND ALL EMPLOYEES OF EITHER THE COLORADO OFFICE OF NEW AMERICANS OR A THIRD-PARTY ADMINISTRATOR ARE SUBJECT TO THE LIMITATIONS SET FORTH IN SUBSECTION (4) OF THIS SECTION AND THE PENALTIES SPECIFIED IN SUBSECTION (6) OF THIS SECTION."

Renumber succeeding sections accordingly.

Page 9, line 18, after "office" insert "of".

Appropriations After consideration on the merits, the Committee recommends that **HB23-1290** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB23-1291** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB23-1296** be referred to the Committee of the Whole with favorable recommendation.

Committee of the Whole On motion of Senator Bridges, the Senate resolved itself into the Committee of the Whole for consideration of Special Orders--Second Reading of Bills, and Senator Bridges was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1249 by Representative(s) Armagost and Gonzales-Gutierrez, Amabile, Bacon, Boesenecker, Bradfield, deGruy Kennedy, Duran, Epps, Garcia, Jodeh, Joseph, Lindstedt, Mabrey, Martinez, Ortiz, Sharbini, Velasco, Vigil, Woodrow; also Senator(s) Simpson and Coleman, Gonzales, Hinrichsen, Moreno--Concerning measures to improve outcomes for young children by replacing justice involvement with community-based services, and, in connection therewith, making an appropriation.

(Amended in Special Orders as printed in Senate journal May 1, page 1259-1264.)

Amendment No. 11(L.207), by Senator Coleman.

Amend reengrossed bill, page 13, line 15, strike "(1)(c)" and insert "(1)(c), (1)(d), (1)(e), and (1)(f)".

Page 13, after line 22 insert:

"(d) CONCERNING A JUVENILE TEN YEARS OF AGE OR OLDER WHO IS ACCUSED OF AN OFFENSE OF UNLAWFUL SEXUAL BEHAVIOR, AS DEFINED IN SECTION 16-22-102, THAT WOULD BE A FELONY IF COMMITTED BY AN ADULT;

(e) CONCERNING A JUVENILE TEN YEARS OF AGE OR OLDER WHO IS ACCUSED OF COMMITTING ONE OF THE FOLLOWING CRIMES, BUT ONLY IF THE JUVENILE'S INTENTIONAL CONDUCT DIRECTLY RESULTED IN SERIOUS BODILY INJURY TO A VICTIM:

(I) FIRST DEGREE ASSAULT, AS DESCRIBED IN SECTION 18-3-202;

(II) FIRST DEGREE KIDNAPPING, AS DESCRIBED IN SECTION 18-3-301;

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(III) SECOND DEGREE KIDNAPPING, AS DESCRIBED IN SECTION 18-3-302;
 (IV) AGGRAVATED ROBBERY, AS DESCRIBED IN SECTION 18-4-302;
 (V) FIRST DEGREE BURGLARY, AS DESCRIBED IN SECTION 18-4-202; OR
 (VI) FIRST DEGREE ARSON, AS DESCRIBED IN SECTION 18-4-102;
 (f) CONCERNING A JUVENILE TEN YEARS OF AGE OR OLDER WHO IS
 ACCUSED OF AN ATTEMPT OF FIRST DEGREE MURDER PURSUANT TO SECTION
 18-3-102 (1)(a), (1)(d), OR (1)(f), IF THE CHILD PERSONALLY USED OR
 DISCHARGED A FIREARM TO FURTHER THE CHARGED CRIME."

(Further amendments to this amendment printed in Senate Journal page 1440-1148.)

Amendment No. 12(L.162), by Senator Coleman.

Amend reengrossed bill, page 26, line 20, strike "AND".

Page 26, after line 20 insert:

"(E) A PROCESS FOR HOW AGENCIES OR ENTITIES, OTHER THAN LAW
 ENFORCEMENT, WILL REFER CHILDREN TEN YEARS OF AGE OR OLDER BUT UNDER
 THIRTEEN YEARS OF AGE, AND CHILDREN UNDER EIGHTEEN YEARS OF AGE WHO
 ARE VICTIMS OF THE ALLEGED CONDUCT OF A CHILD TEN YEARS OF AGE OR
 OLDER BUT UNDER THIRTEEN YEARS OF AGE, TO THE LOCAL COLLABORATIVE
 MANAGEMENT PROGRAM; AND".

Reletter succeeding sub-subparagraph accordingly.

Page 27, after line 9 insert:

"(III) THE MEMORANDUM OF UNDERSTANDING MUST OUTLINE
 AGREEMENTS BETWEEN AGENCIES OR ENTITIES REGARDING WHICH CHILDREN
 ARE MOST APPROPRIATE FOR REFERRAL TO THE LOCAL COLLABORATIVE
 MANAGEMENT PROGRAM, AND PROCEDURES FOR PRIORITIZING REFERRALS, IF
 NECESSARY DUE TO LIMITED RESOURCES."

(Further amendments to this amendment printed in Senate Journal page 1440-1148.)

Amendment No. 13(L.163), by Senator Coleman.

Amend reengrossed bill, page 28, line 11, after "CENTER;" add "AND".

Page 28, line 12, strike "SERVICES; AND" and substitute "SERVICES."

Page 28, strike line 13.

(Further amendments to this amendment printed in Senate Journal page 1440-1148.)

Amendment No. 14(L.158), by Senator Coleman.

Amend reengrossed bill, page 51, after line 9, insert:

"SECTION 34. In Colorado Revised Statutes, 27-50-101, **amend**
 (17)(a)(II) as follows:

27-50-101. Definitions. As used in this article 50, unless the context
 otherwise requires:

(17) (a) "Priority populations" means people who are:

(II) Presenting with acute or chronic behavioral health needs, including
 but not limited to individuals who have been determined incompetent to stand
 trial, adults with serious mental illness, ~~and~~ children and youth with serious
 emotional ~~disturbance~~: DISTURBANCE, AND CHILDREN IDENTIFIED ON THE
 INFORMATION FORM FOR CHILDREN UNDER THIRTEEN YEARS OF AGE, CREATED
 IN SECTION 24-1.9-102.7, WHO ARE REFERRED TO A LOCAL COLLABORATIVE
 MANAGEMENT PROGRAM FOR SERVICES.

SECTION 35. In Colorado Revised Statutes, 27-50-403, **amend** (2)(f)
 as follows:

**27-50-403. Behavioral health administrative services organizations
 - contract requirements - individual access - care coordination.** (2) A
 behavioral health administrative services organization shall:

(f) Require collaboration with all local law enforcement and county
 agencies in the service area, including county departments of human or social

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~~services~~; SERVICES AND LOCAL COLLABORATIVE MANAGEMENT PROGRAMS WITHIN THE SERVICE AREA;

SECTION 36. In Colorado Revised Statutes, 27-50-404, **amend** (3) as follows:

27-50-404. Care coordination - responsibilities of behavioral health administrative services organizations - coordination with managed care entities. (3) A behavioral health administrative services organization shall ensure care coordination services through its network and include local partners, when appropriate, such as ~~counties and~~ COUNTIES, school ~~districts~~ DISTRICTS, AND LOCAL COLLABORATIVE MANAGEMENT PROGRAMS."

Renumber succeeding sections accordingly.

Page 52, line 8, strike "34" and substitute "37".

(Further amendments to this amendment printed in Senate Journal page 1440-1148.)

Amendment No. 15(L.153), by Senator Coleman.

Amend reengrossed bill, page 22, line 23, strike "interested" and substitute "interested".

(Further amendments to this amendment printed in Senate Journal page 1440-1148.)

As amended, laid over until later in the day Thursday, May 4, retaining its place on the calendar.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the Special Orders -- Second Reading of Bills Calendar (HB23-1190 and HB23-1120) of Thursday, May 4, was laid over until later in the day, Thursday, May 4.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Bridges, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Laid over until later in the day, Thursday, May 4: HB23-1249 as amended, HB23-1190, HB23-1120.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for a moment of personal privilege by Senator Gonzales.

Upon request of Majority Leader Moreno, **HB23-1086, HB23-1199, HB23-1295, HB23-1307, HB23-1297, and HB23-1288** were removed from the Third Reading of Bills--Final Passage--Consent Calendar of Thursday, May 4, and was placed on the Third Reading of Bills Final Passage Calendar of Thursday, May 4.

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THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1086 by Representative(s) DeGraaf and Joseph, Bradley, Soper; also Senator(s) Baisley and Winter F.--Concerning enactment of the "Due Process Asset Forfeiture Act", and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter.

HB23-1199 by Representative(s) Froelich and Soper; also Senator(s) Winter F.--Concerning measures to provide additional access to services for victims of sexual assault, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Liston, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Roberts, Smallwood, Sullivan, Will, and Zenzinger.

HB23-1295 by Representative(s) Bird and Bockenfeld, Sirota; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning the review of payments made by the department of health care policy and financing to providers, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Hansen, and Priola.

HB23-1307 by Representative(s) Daugherty and Soper; also Senator(s) Simpson and Rodriguez-- Concerning enhanced supports for youth who are in detention, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Fields, Gardner, Gonzales, Hansen, Kirkmeyer, Liston, Marchman, Moreno, Mullica, Pelton B., Priola, Smallwood, Will, and Zenzinger.

HB23-1297 by Representative(s) Epps and Taggart; also Senator(s) Pelton B.--Concerning prohibiting a corporation from issuing a scrip in bearer form upon the holder surrendering enough scrip to equal a full share.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Priola.

HB23-1288 by Representative(s) McCluskie and Amabile; also Senator(s) Roberts--Concerning fair access to insurance coverage for persons unable to obtain insurance coverage for their real property.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Exum, Gardner, Ginal, Kirkmeyer, Liston, Lundeen, Priola, Smallwood, and Will.

HB23-1060 by Representative(s) Story, Lynch; also Senator(s) Cutter, Danielson, Jaquez Lewis--Concerning updates to the Colorado state forest service seedling tree nursery, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Priola.

HB23-1242 by Representative(s) Boesenecker and Joseph; also Senator(s) Cutter and Priola--Concerning water used in oil and gas operations, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Jaquez Lewis.

HB23-1293 by Representative(s) Weissman and Soper; also Senator(s) Gonzales and Gardner-- Concerning the adoption of the 2023 recommendations of the Colorado commission on criminal and juvenile justice regarding felony sentencing, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	30	NO	5	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	N	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Priola.

HB23-1254 by Representative(s) Brown and Mabrey; also Senator(s) Cutter--Concerning the conditions covered under the warranty of habitability for residential premises, and, in connection therewith, specifying a landlord's requirements to remediate a residential premises that is damaged due to an environmental public health event, expanding what constitutes retaliation by a landlord, and describing situations in which a tenant may terminate a lease after the premises has been damaged due to an environmental public health event.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Exum, Fields, Hansen, Jaquez Lewis, Priola, and Sullivan.

HB23-1287 by Representative(s) McCluskie and Lukens; also Senator(s) Roberts and Will--Concerning a county's regulatory authority related to short-term rentals of lodging units.

The question being "Shall the bill pass?", the roll call was taken with the following result:

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YES	29	NO	6	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Hansen and Priola.

HB23-1303 by Representative(s) Brown and McCluskie; also Senator(s) Hansen and Roberts--Concerning protections in the event of an insurance company failure.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

HB23-1285 by Representative(s) Valdez; also Senator(s) Priola and Cutter--Concerning the requirement that a store use fees collected from single-use bags to purchase certain items for the store.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Gonzales, Jaquez Lewis, Kolker, and Mullica.

HB23-1270 by Representative(s) Garcia and Lindsay; also Senator(s) Gonzales--Concerning the creation of the urgent incident response fund for the purpose of reimbursing certain governmental entities for the costs of responding to urgent incidents, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Danielson, Exum, Fields, Hinrichsen, Marchman, Priola, Roberts, and Sullivan.

HB23-1255 by Representative(s) Lindstedt and Dickson; also Senator(s) Gonzales--Concerning preemption of local regulations limiting the number of building permits issued for development.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	20	NO	15	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	N	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	N
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Hinrichsen, Moreno, Priola, and Winter F.

HB23-1306 by Representative(s) Herod and Soper; also Senator(s) Gardner and Coleman--Concerning the use of social media administered by an elected official that is not supported by government resources, and, in connection therewith, allowing an elected official to restrict or bar an individual from using the social media administered by the elected official for any reason including attempting to chill the speech of another individual.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	N	Smallwood	N
Buckner	Y	Hansen	N	Mullica	N	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	N	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Priola.

HB23-1215 by Representative(s) Sirota and Boesenecker; also Senator(s) Mullica and Cutter--
Concerning limitations on hospital facility fees, and, in connection therewith, making and
reducing an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill
was **passed**.

Co-sponsor(s) added: Buckner, Exum, Fields, Jaquez Lewis, and Priola.

SB23-303 by Senator(s) Fenberg and Hansen; also Representative(s) deGruy Kennedy and Weissman--
Concerning a reduction in property taxes, and, in connection therewith, creating a limit on
annual property tax increases for certain local governments; temporarily reducing the
valuation for assessment of certain residential and nonresidential property; creating new
subclasses of property; permitting the state to retain and spend revenue up to the proposition
HH cap; requiring the retained revenue to be used to reimburse certain local governments
for lost property tax revenue and to be deposited in the state education fund to backfill the
reduction in school district property tax revenue; transferring general fund money to a cash
fund to also be used for the reimbursements; eliminating the cap on the amount of excess
state revenues that may be used for the reimbursements for the 2023 property tax year;
referring a ballot issue; and making an appropriation.

Laid over until later in the day Thursday, May 4, retaining its place on the calendar.

SB23-304 by Senator(s) Hansen and Fenberg; also Representative(s) Marshall and Frizell--Concerning
changes to property tax valuation practices, and, in connection therewith, requiring property
tax assessors to consider certain information when valuing real property, requiring certain
counties use an alternative protest and appeal procedure in any year of general reassessment
of real property that is valued biennially, and clarifying that data that a property tax assessor
is required to provide at the request of a taxpayer must include certain information.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	29	NO	6	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill
was **passed**.

HB23-1304 by Representative(s) McCluskie and Frizell; also Senator(s) Roberts and Exum--Concerning
modifications to the affordable housing programs created by the voters' approval of
proposition 123.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Mullica, and Priola.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS (cont'd)

SB23-016 by Senator(s) Hansen; also Representative(s) McCormick and Sirota--Concerning measures to promote reductions in greenhouse gas emissions in Colorado, and, in connection therewith, making an appropriation.

Laid over until later in the day Thursday, May 4, retaining its place on the calendar.

SB23-105 by Senator(s) Danielson and Buckner, Coleman, Cutter, Exum, Fields, Gonzales, Hinrichsen, Jaquez Lewis, Marchman, Rodriguez, Sullivan, Winter F.; also Representative(s) Gonzales-Gutierrez and Bacon, Boesenecker, deGruy Kennedy, Froelich, Garcia, Jodeh, Joseph, Mabrey, Martinez, Michaelson Jenet, Ortiz, Story, Vigil, Willford, Woodrow--Concerning the implementation of measures to ensure equal pay for equal work, and, in connection therewith, making an appropriation.

Senator Buckner moved that the Senate concur in House amendments to **SB23-105**, as printed in House journal, April 29, page(s) 1684-1685. The motion was **lost** by the following roll call vote:

YES	12	NO	23	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	N	Simpson	N
Bridges	Y	Gonzales	N	Moreno	N	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	N
Coleman	Y	Hinrichsen	N	Pelton B.	N	Van Winkle	N
Cutter	N	Jaquez	N	Pelton R.	N	Will	N
Danielson	N	Kirkmeyer	N	Priola	N	Winter F.	N
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	N	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

RECONSIDERATION OF SB23-105

SB23-105 by Senator(s) Danielson and Buckner, Coleman, Cutter, Exum, Fields, Gonzales, Hinrichsen, Jaquez Lewis, Marchman, Rodriguez, Sullivan, Winter F.; also Representative(s) Gonzales-Gutierrez and Bacon, Boesenecker, deGruy Kennedy, Froelich, Garcia, Jodeh, Joseph, Mabrey, Martinez, Michaelson Jenet, Ortiz, Story, Vigil, Willford, Woodrow--Concerning the implementation of measures to ensure equal pay for equal work, and, in connection therewith, making an appropriation.

Having voted on the prevailing side, Majority Leader Moreno moved for reconsideration of the last Senate action, concurrence, on **SB23-105**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS (cont'd)

SB23-105 by Senator(s) Danielson and Buckner, Coleman, Cutter, Exum, Fields, Gonzales, Hinrichsen, Jaquez Lewis, Marchman, Rodriguez, Sullivan, Winter F.; also Representative(s) Gonzales-Gutierrez and Bacon, Boesenecker, deGruy Kennedy, Froelich, Garcia, Jodeh, Joseph, Mabrey, Martinez, Michaelson Jenet, Ortiz, Story, Vigil, Willford, Woodrow--Concerning the implementation of measures to ensure equal pay for equal work, and, in connection therewith, making an appropriation.

Senator Buckner moved that the Senate concur in House amendments to **SB23-105**, as printed in House journal, April 29, page(s) 1684-1685. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-195 by Senator(s) Winter F. and Will; also Representative(s) Jodeh and Pugliese, Hartsook-- Concerning the calculation of contributions toward an insured's required cost sharing under a health benefit plan.

Laid over until later in the day Thursday, May 4, retaining its place on the calendar.

SB23-200 by Senator(s) Winter F.; also Representative(s) Froelich and Herod--Concerning the utilization of automated vehicle identification systems for increased traffic law enforcement by certain jurisdictions.

Senator Winter moved that the Senate concur in House amendments to **SB23-200**, as printed in House journal, May 1, page(s) 1725-1727. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	N	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-159

by Senator(s) Hinrichsen and Pelton B., Pelton R., Priola, Simpson; also Representative(s) Boesenecker and Lindsay--Concerning the continuation of the Colorado food systems advisory council, and, in connection therewith, extending the sunset date by three years and making an appropriation.

Senator Hinrichsen moved that the Senate concur in House amendments to **SB23-159**, as printed in House journal, April 29, page(s) 1753-1755. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Mullica.

SB23-258

by Senator(s) Buckner and Lundeen; also Representative(s) Michaelson Jenet and Bradfield--Concerning consolidating duties under the authorization process for Colorado educator preparation programs from the department of higher education to the department of education, and, in connection therewith, making an appropriation.

Senator Lundeen moved that the Senate concur in House amendments to **SB23-258**, as printed in House journal, May 3, page(s) 1799-1800. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-255

by Senator(s) Roberts and Will, Baisley, Ginal, Hinrichsen, Marchman, Mullica, Pelton B., Pelton R., Priola, Rich, Rodriguez, Simpson; also Representative(s) McCluskie and Catlin, Holtorf, Lukens, Martinez, McCormick, McLachlan, Soper, Velasco--Concerning the provision of compensation to people who suffer damages because of gray wolf depredation, and, in connection therewith, making and reducing appropriations.

Senator Roberts moved that the Senate concur in House amendments to **SB23-255**, as printed in House journal, May 3, page(s) 1706. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-256 by Senator(s) Will and Roberts, Baisley, Hinrichsen, Marchman, Mullica, Pelton B., Pelton R., Rich, Simpson; also Representative(s) Lukens and Soper, Catlin, Holtorf, Martinez, McCluskie, McLachlan, Taggart, Velasco, Winter T.--Concerning prerequisites to the management of gray wolves prior to the wolves being reintroduced.

Senator Roberts moved that the Senate concur in House amendments to **SB23-256**, as printed in House journal, May 3, page(s) 1752-1753. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	28	NO	7	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	N	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	N	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	N
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB23-005, 006, 013, 028, 031, 039, 049, 053, 072, 087, 099, 161, 163, 165, 178, 184, 192, 204, 264, 265, and 284.

Senate in recess. Senate reconvened.

Call of the Senate.

Call raised.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS (cont'd)

SB23-016 by Senator(s) Hansen; also Representative(s) McCormick and Sirota--Concerning measures to promote reductions in greenhouse gas emissions in Colorado, and, in connection therewith, making an appropriation.

Senator Hansen moved that the Senate not concur in House amendments to **SB23-016**, as printed in House journal, April 26, page(s) 1579-1581, and that a conference committee be appointed.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

SB23-195 by Senator(s) Winter F. and Will; also Representative(s) Jodeh and Pugliese, Hartsook--Concerning the calculation of contributions toward an insured's required cost sharing under a health benefit plan.

Senator Winter moved that the Senate concur in House amendments to **SB23-195**, as printed in House journal, April 26, page(s) 1583. The motion was **adopted** by the following roll call vote:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	25	NO	10	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Gonzales and Sullivan.

COMMITTEE OF REFERENCE REPORTS

Appropriations After consideration on the merits, the Committee recommends that **HB23-1284** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **SB23-306** 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 1 insert:

"SECTION 1. In Colorado Revised Statutes, 24-82-101, amend (1)(a), (1)(b), and (2)(a) as follows:

2-2-321. Designation and assignment of space in capitol buildings group and on the grounds thereof. (1) (a) The general assembly, by joint resolution, shall designate and assign such space in the capitol building (except for space on the first floor, which shall be designated and assigned by the executive department for the use of elected officials) and on the grounds surrounding the capitol which is necessary for the use of the legislative department, including, but not limited to, parking space on the grounds and streets surrounding the capitol building, all areas of the subbasement of the capitol building, and access to all tunnels providing access to the subbasements of the capitol building, the legislative services building, and the state office building at 1525 Sherman street, AND THE CAPITOL BUILDING ANNEX AT 1375 SHERMAN STREET.

(b) Notwithstanding any law, rule, or provision of any tenant handbook for the capitol complex facilities to the contrary, the executive committee of the legislative council created in section 2-3-301 (1) may grant any member or employee of the general assembly access to any or all of the tunnels providing access to the subbasements of the capitol building, the legislative services building, and the state office building at 1525 Sherman street, AND THE CAPITOL BUILDING ANNEX AT 1375 SHERMAN STREET, unless, after consultation with the department of personnel and the Colorado state patrol, the executive committee determines that denial of access is necessary to address immediate concerns about building security and occupant protection.

(2) (a) In addition, the general assembly shall designate and assign such space in the legislative services building at Fourteenth avenue and Sherman street, including, but not limited to, all areas of the subbasement of the legislative services building, and on no more than two floors of the state office building at 1525 Sherman street after the attorney general and the staff of the attorney general vacate said state office building, AND IN THE AREAS OF THE CAPITOL BUILDING ANNEX AT 1375 SHERMAN STREET THAT ARE DETERMINED TO BE LEGISLATIVE SPACE PURSUANT TO SECTION 24-82-101 (4)(a), and may provide for the furnishing and equipping thereof as may be necessary for the use of the legislative department."

Renumber succeeding sections accordingly.

Page 8, line 16, strike "(1)(a);" and substitute "(1);".

Page 9, after line 13 insert:

"(b) Shall be responsible for the supervision of the provision of maintenance for legislative spaces in the capitol, the legislative services building, the state office building at 1525 Sherman street ~~two floors of~~ SUBJECT TO THE PROVISIONS OF SUBSECTION (4)(b) OF THIS SECTION, the capitol building annex at 1375 Sherman street SUBJECT TO THE PROVISIONS OF SUBSECTION (4)(a) OF THIS SECTION, and the grounds and tunnels specified in subsection (1)(a) of this section if the executive committee of the legislative council adopts a resolution assuming such responsibility. The executive committee shall

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deliver a copy of any resolution it adopts pursuant to this subsection (1)(b) to the executive director of the department of personnel."

Page 9, line 24, strike "SHALL" and substitute "SHALL, SUBJECT TO THE APPROVAL OF THE EXECUTIVE COMMITTEE OF THE LEGISLATIVE COUNCIL AND THE GOVERNOR,".

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB23-1002 by Representative(s) Mabrey and Jodeh; also Senator(s) Roberts--Concerning the affordability of epinephrine auto-injectors, and, in connection therewith, making an appropriation.

Senator Roberts moved for the adoption of the first report of the first conference committee on **HB23-1002**, as printed in Senate journal, May 4, page(s) 1346-1347. The motion was **adopted** by the following roll call vote:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	25	NO	10	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Gonzales.

HB23-1132 by Representative(s) Snyder and Soper; also Senator(s) Fields--Concerning the court data-sharing task force, and, in connection therewith, making an appropriation.

Senator Fields moved for the adoption of the first report of the first conference committee on **HB23-1132**, as printed in Senate journal, May 4, page(s) 1347-1348. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	29	NO	6	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

HB23-1108 by Representative(s) Duran and Evans; also Senator(s) Hansen and Gardner--Concerning the creation of a task force to study victim and survivor awareness and responsiveness training requirements for judicial personnel, and, in connection therewith, making an appropriation.

Senator Hansen moved for the adoption of the first report of the first conference committee on **HB23-1108**, as printed in Senate journal, May 4, page(s) 1345-1346. The motion was **adopted** by the following roll call vote:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

CHANGE IN SPONSORSHIP

Upon announcement of President *pro tem* Coleman, Senator Gardner was removed as a Senate co-prime sponsor with Senator Hansen on HB23-1108.

THIRD READING OF BILLS -- FINAL PASSAGE (cont'd)

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-303

by Senator(s) Fenberg and Hansen; also Representative(s) deGruy Kennedy and Weissman-- Concerning a reduction in property taxes, and, in connection therewith, creating a limit on annual property tax increases for certain local governments; temporarily reducing the valuation for assessment of certain residential and nonresidential property; creating new subclasses of property; permitting the state to retain and spend revenue up to the proposition HH cap; requiring the retained revenue to be used to reimburse certain local governments for lost property tax revenue and to be deposited in the state education fund to backfill the reduction in school district property tax revenue; transferring general fund money to a cash fund to also be used for the reimbursements; eliminating the cap on the amount of excess state revenues that may be used for the reimbursements for the 2023 property tax year; referring a ballot issue; and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	21	NO	14	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	N	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	N	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Moreno, and Priola.

CONFERENCE COMMITTEE GRANTED FURTHER POWERS

SB23-016

by Senator(s) Hansen; also Representative(s) McCormick and Sirota--Concerning measures to promote reductions in greenhouse gas emissions in Colorado, and, in connection therewith, making an appropriation.

Senator Hansen moved that the Senate conferees on the first conference committee on **SB23-016** be granted permission to go beyond the scope of the differences between the two houses.

A majority of all members elected to the Senate having voted in the affirmative, the motion was adopted.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB23-158, HB23-1017, HB23-1041, HB23-1057, HB23-1076, HB23-1081, HB23-1223, HB23-1226, HB23-1240, HB23-1269, HB23-1283, HB23-1290, HB23-1291, HB23-1296, HB23-1284, and SB23-306 were made Special Orders at 7:01 p.m.

Committee of the Whole The hour of 7:01 p.m. having arrived, Senator Zenzinger moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Zenzinger was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1017 by Representative(s) Kipp and Bockenfeld; also Senator(s) Bridges and Van Winkle-- Concerning improvements to the electronic sales and use tax simplification system, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 4, page(s) 1348 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1041 by Representative(s) Duran and Lynch; also Senator(s) Ginal and Simpson--Concerning a prohibition against wagering on races of greyhounds that are simulcast from out-of-state tracks at which the races are conducted.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1057 by Representative(s) McCormick and Vigil; also Senator(s) Jaquez Lewis--Concerning a requirement that certain public buildings have restrooms with amenities for all genders, and, in connection therewith, making an appropriation.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, May 3, page(s) 1329-1330 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1076 by Representative(s) Daugherty; also Senator(s) Marchman--Concerning workers' compensation, and, in connection therewith, increasing the duration of benefits based on mental impairment, removing the authority to petition over artificial devices, allowing an employee to request a hearing on the loss of total temporary disability benefits under certain circumstances, updating provisions related to independent medical examinations, increasing the amount of attorney fees that are presumed unreasonable, and making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1081 by Representative(s) Lindstedt and Taggart; also Senator(s) Hinrichsen--Concerning the expansion of the tax credit for conversion costs for employee business ownership.

Ordered revised and placed on the calendar for third reading and final passage.

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- HB23-1223** by Representative(s) Bacon and English; also Senator(s) Fields--Concerning the creation of a task force to establish shared guidance for entities to utilize in prioritizing grant money to achieve maximum impact to reduce negative outcomes for youth, and, in connection therewith, making an appropriation. 1
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- Ordered revised and placed on the calendar for third reading and final passage. 9
- HB23-1226** by Representative(s) Soper and deGruy Kennedy; also Senator(s) Roberts and Will-- Concerning transparency requirements for hospitals, and, in connection therewith, creating more timely submissions of data; providing insights into transfers of cash and profits and reserves, including those leaving Colorado; reporting on all information received; reporting information by each hospital in addition to health systems; disclosing executive compensation, including compensated incentives; reporting mergers and acquisitions of hospitals and physicians; reporting investments in capital equipment and construction; and making an appropriation. 10
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- Ordered revised and placed on the calendar for third reading and final passage. 20
- HB23-1269** by Representative(s) Michaelson Jenet and Gonzales-Gutierrez; also Senator(s) Bridges and Gardner--Concerning efforts to promote clinical stabilization for youth involved in the behavioral health system, and, in connection therewith, making an appropriation. 21
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- Ordered revised and placed on the calendar for third reading and final passage. 28
- HB23-1290** by Representative(s) McCluskie and Sirota; also Senator(s) Moreno and Fields--Concerning the referral of a ballot issue related to the underestimation of revenue from the taxes on products that contain nicotine in a required notice to voters, and, in connection therewith, referring a ballot issue to the voters to allow the state to retain and spend state revenues that would otherwise need to be refunded for exceeding the estimate in the ballot information booklet analysis for proposition EE and to allow the state to maintain the tax rates on cigarettes, tobacco products, and nicotine products established in proposition EE that would otherwise need to be decreased. 29
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- Ordered revised and placed on the calendar for third reading and final passage. 40
- HB23-1291** by Representative(s) Joseph and Gonzales-Gutierrez, Bacon, Bockenfeld, Brown, Epps, Garcia, Lieder, Lindsay, Lindstedt, Mabrey, Ricks, Story, Velasco, Vigil, Willford, Woodrow; also Senator(s) Winter F. and Fields, Coleman, Exum, Gonzales--Concerning procedures for expulsion hearing officers, and, in connection therewith, making an appropriation. 41
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- Ordered revised and placed on the calendar for third reading and final passage. 49
- HB23-1296** by Representative(s) Ortiz and Herod; also Senator(s) Winter F.--Concerning the creation of a task force to study issues related to the rights of Coloradans with disabilities, and, in connection therewith, making an appropriation. 50
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- Ordered revised and placed on the calendar for third reading and final passage. 56
- HB23-1284** by Representative(s) deGruy Kennedy and Lieder; also Senator(s) Mullica--Concerning modifications to the property tax deferral program. 57
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- Ordered revised and placed on the calendar for third reading and final passage. 62
- SB23-306** by Senator(s) Moreno and Simpson; --Concerning state capital assets, and, in connection therewith, determining office space for the legislative department in the capitol complex, specifying additional sources of funding and modifying the timing of the funding for certain capital construction projects for state-owned buildings, and making an appropriation. 63
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Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 4, page(s) 1366-1367 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB23-1240 by Representative(s) Brown and Amabile; also Senator(s) Fenberg--Concerning a sales and use tax exemption for construction and building materials used for repairing and rebuilding residential structures damaged or destroyed by a declared wildfire disaster in 2020, 2021, or 2022, and, in connection therewith, making an appropriation.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, May 3, page(s) 1240 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 4, page(s) 1349 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1283 by Representative(s) Jodeh; also Senator(s) Gonzales--Concerning the transfer of the Colorado refugee services program from the department of human services to the office of new Americans in the department of labor and employment, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 4, page(s) 1349-1350 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB23-158 by Senator(s) Gonzales and Gardner; also Representative(s) Gonzales-Gutierrez and Weissman--Concerning the continuation of the Colorado commission on criminal and juvenile justice.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, May 3, page(s) 1328-1329 and placed in members' bill files.)

Amendment No. 2(L.011), by Senator Gonzales.

Amend the printed bill, page 2, after line 12 insert:

"SECTION 2. In Colorado Revised Statutes, 16-11.3-101, **amend** (1)(d), (1)(f), (1)(i), and (2) as follows:

16-11.3-101. Legislative declaration. (1) The general assembly finds and declares that:

(d) The number of offenders projected to be sentenced in the future ~~will~~ MAY require that an even greater percentage of the state budget be dedicated to incarceration UNLESS NON-CARCERAL AND EFFECTIVE INTERVENTIONS ARE DEVELOPED THAT DECREASE PRISON POPULATIONS WHILE DECREASING RECIDIVISM AND CREATING HEALTHIER, SAFER, AND CRIME-FREE COMMUNITIES;

(f) It is in the interest of the people of the state of Colorado to maintain public safety through the most cost-effective AND RESEARCH-BASED use of limited criminal justice resources;

(i) It is in the best interest of the public to engage in a comprehensive, evidence-based analysis of the circumstances and characteristics of the offenders being sentenced to AND RESIDING IN the department of corrections, the alternatives to incarceration, THE AVAILABILITY OF TRANSITIONAL AND HOUSING RESOURCES FOR OFFENDERS TO SUPPORT SUCCESSFUL REENTRY, the effectiveness of prevention programs, and the effectiveness of the criminal code and sentencing laws in securing public safety.

(2) Therefore, the general assembly declares that a commission comprised of ~~experts~~ PERSONS WITH KNOWLEDGE AND EXPERIENCE in criminal justice, corrections, mental and behavioral health, drug abuse, VIOLENCE

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PREVENTION, victims' rights, higher education, juvenile justice, local government, and other pertinent disciplines shall be formed to engage in an evidence-based analysis of the criminal justice system in Colorado and annually report to the governor, the speaker of the house of representatives, the president of the senate, and the chief justice of the Colorado supreme court."

Renumber succeeding sections accordingly.

Amendment No. 3(L.012), by Senator Gonzales.

Amend printed bill, page 2, before line 13 insert:

"SECTION 2. In Colorado Revised Statutes, 16-11.3-103, amend (1), (2)(a), (2)(b), and (2)(f); repeal (2.5)(a); and add (2)(b.5) as follows:

16-11.3-103. Duties of the commission - mission - staffing - report - definition. (1) The mission of the commission is to enhance public safety, to ensure justice PROMOTE A JUST AND FAIR CRIMINAL JUSTICE SYSTEM FOR ALL PERSONS, and to ensure protection of the CONSTITUTIONAL AND STATUTORY rights of victims through the cost-effective use of public resources. The work of the commission will focus on evidence-based recidivism reduction initiatives and the cost-effective expenditure of limited criminal justice funds.

(2) The commission has the following duties:

(a) To conduct an empirical analysis ANALYSES of and collect evidence-based data on sentencing policies and practices, including but not limited to the effectiveness of the sentences imposed in meeting the purposes of sentencing and the need to prevent recidivism and revictimization;

(b) To investigate effective alternatives to incarceration FOR ALL OFFENDERS WHO CAN BE SAFELY PLACED IN ALTERNATIVE PROGRAMS, the factors contributing to recidivism AND HOW TO ADDRESS THOSE FACTORS, evidence-based recidivism reduction PREVENTION initiatives, and cost-effective crime prevention programs TO ADDRESS INCREASING PRISON POPULATIONS AND THE NEED TO PROMOTE PUBLIC SAFETY;

(b.5) TO INVESTIGATE EFFECTIVE INTERVENTION FOR PERSONS INVOLVED IN THE CRIMINAL JUSTICE SYSTEM WHO ARE SUFFERING FROM BEHAVIORAL HEALTH DISORDERS AND HOW THE CRIMINAL JUSTICE SYSTEM CAN MORE EFFECTIVELY INTERVENE WITH THAT POPULATION THROUGH EVIDENCE-BASED PRACTICES;

(f) To work with other state-established boards, task forces, or commissions that study or address criminal justice issues, AND COMMUNITY GROUPS THAT WORK WITH VIOLENCE PREVENTION, OFFENDER RE-ENTRY, RESTORATIVE JUSTICE, AND VICTIM AND SURVIVOR SUPPORT;

(2.5) (a) ~~Using empirical analysis and evidence-based data, the commission shall study sentences in Colorado."~~

Renumber succeeding sections accordingly.

Amendment No. 4(L.013), by Senator Gonzales.

Amend the printed bill, page 2, before line 13 insert:

"SECTION 2. In Colorado Revised Statutes, 16-11.3-103, amend (3), (4), and (5)(a); and add (6.5) as follows:

16-11.3-103. Duties of the commission - mission - staffing - report - definition. (3) The commission shall establish advisory committees, WHICH MUST INCLUDE TASK FORCES AND WORKING GROUPS, that focus on specific subject matters and make recommendations to the full commission. The chairperson of the commission shall select the chairpersons for the advisory committees as well as the commission members to serve on the advisory committees. The chairperson of an advisory committee may SHALL select noncommission members from interested members of the community to serve on the advisory committee, TASK FORCE, OR WORKING GROUP WHO REPRESENT A DIVERSE GROUP OF SUBJECT MATTER EXPERTS. Each advisory committee shall make findings and recommendations for consideration by the commission. Noncommission members of an advisory committee shall serve without compensation and without reimbursement for expenses.

(4) The commission ~~at its discretion, may~~ SHALL respond to inquiries referred by members of the general assembly AND the governor, ~~and the chief~~

~~justice of the Colorado supreme court~~ as resources allow.

(5) (a) The division of criminal justice in the department of public safety, in consultation with the department of corrections, shall provide resources for data collection, research, analysis, and publication of the commission's findings and reports. THE DIVISION SHALL ASSIST IN THE PREPARATION OF MATERIALS NECESSARY FOR THE IMPLEMENTATION OF POLICY RECOMMENDATIONS AND LEGISLATIVE RECOMMENDATIONS SUPPORTED BY THE COMMISSION.

(6.5) THE COMMISSION SHALL CONDUCT REGULAR MEETINGS TO INFORM MEMBERS BY RECOGNIZED EXPERTS ON NATIONAL RESEARCH THAT IS RELEVANT INFORMATION RELATED TO ITS DECISION MAKING ON MATTERS CURRENTLY UNDER STUDY BY THE COMMISSION ON RESEARCH AND EVIDENCE-BASED PRACTICES IN THE CRIMINAL JUSTICE AND CORRECTIONAL SYSTEMS THAT IMPROVE OUTCOMES FOR OFFENDERS, RECOVERY FOR VICTIMS, AND ENHANCE PUBLIC SAFETY."

Renumber succeeding sections accordingly.

Amendment No. 5(L.014), by Senator Gonzales.

Amend the printed bill, page 2, before line 13 insert:

"SECTION 2. In Colorado Revised Statutes, 16-11.3-103, amend (7) as follows:

16-11.3-103. Duties of the commission - mission - staffing - report - definition. (7) On or before ~~May~~ JULY 1 of each even-numbered year, the commission shall request a letter from the governor suggesting topics for the commission to study. ~~In preparing the letter, the governor is encouraged to consult with the chief justice of the Colorado supreme court and the majority and minority leaders of the house of representatives and the senate.~~ THE COMMISSION SHALL PROVIDE THE OPPORTUNITY TO ALL COMMISSION MEMBERS, ADVISORY COMMITTEE MEMBERS, AND OTHER INTERESTED COMMUNITY GROUPS TO PROVIDE TOPICS FOR STUDY TO BE SUBMITTED TO THE GOVERNOR IN CONJUNCTION WITH THE COMMISSION'S REQUEST FOR A LETTER FROM THE GOVERNOR. WHEN CONSIDERING TOPICS FOR THE COMMISSION TO STUDY, THE GOVERNOR IS ENCOURAGED TO CONSIDER THE INPUT PROVIDED AND IS ENCOURAGED TO CONSULT WITH THE MAJORITY AND MINORITY LEADERS OF THE SENATE AND HOUSE OF REPRESENTATIVES AND THE CHAIRS OF THE JUDICIARY COMMITTEES OF THE SENATE AND HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES."

Renumber succeeding sections accordingly.

Amendment No. 6(L.015), by Senator Gonzales.

Amend the printed bill, after line 12 insert:

"SECTION 2. In Colorado Revised Statutes, 16-11.3-102, amend (2)(a) introductory portion, (2)(a)(III), (2)(a)(IV), (2)(a)(XI) introductory portion, (2)(a)(XI)(F), (2)(a)(XI)(H), (2)(a)(XI)(M), and (6); repeal (2)(a)(XI)(C); and add (2)(a)(XI)(H.5) as follows:

16-11.3-102. Colorado commission on criminal and juvenile justice - creation - membership - operation. (2) (a) The commission consists of ~~twenty-nine~~ THE FOLLOWING voting members: as follows

(III) ~~The executive director of the department of human services, or his or her designee~~ THE COMMISSIONER OF THE BEHAVIORAL HEALTH ADMINISTRATION, OR THE COMMISSIONER'S DESIGNEE;

(IV) ~~The executive director of the department of higher education, or his or her designee~~ A REPRESENTATIVE OF HIGHER EDUCATION WITH EXPERTISE IN THE TOPIC OF CRIMINAL JUSTICE;

(XI) ~~Thirteen members~~ MEMBERS appointed by the governor as follows:

(C) ~~An expert in juvenile justice issues;~~

(F) ~~A~~ TWO criminal defense attorney ATTORNEYS, AT LEAST ONE OF WHOM MUST BE AN ATTORNEY IN A RURAL JUDICIAL DISTRICT;

(H) One member who is a representative of a ~~community corrections provider, a community corrections board member, or a~~ behavioral, mental health, or substance use disorder treatment provider;

(H.5) ONE MEMBER WHO IS A REPRESENTATIVE OF A COMMUNITY CORRECTIONS PROVIDER OR A COMMUNITY CORRECTIONS BOARD;

(M) ~~Two members who shall be appointed at-large~~ ONE MEMBER WHO WORKS WITH A COMMUNITY-BASED REENTRY PROGRAM.

(6) The commission shall meet at least once per month or on a schedule determined by the chairperson to review information necessary for making recommendations. THE CHAIRPERSON SHALL MAKE EVERY EFFORT TO SCHEDULE MEETINGS AT A TIME AND LOCATION, AND IN A MANNER, THAT MAXIMIZES PARTICIPATION BY ALL INTERESTED PARTIES."

Renumber succeeding sections accordingly.

Amendment No. 7(L.017), by Senator Gonzales.

Amend printed bill, page 2, before line 13 insert:

"SECTION 2. In Colorado Revised Statutes, 16-11.3-103, add (5)(c) as follows:

16-11.3-103. Duties of the commission - mission - staffing - report - definition. (5) (c) (I) THE DIVISION OF CRIMINAL JUSTICE SHALL PROVIDE A TRANSLATOR OR INTERPRETER QUALIFIED IN THE SPANISH LANGUAGE TO PROVIDE ORAL TRANSLATION IN SPANISH FOR EVERY PUBLIC COMMISSION AND ADVISORY COMMITTEE MEETING AND WRITTEN TRANSLATION INTO SPANISH OF EVERY PUBLICLY AVAILABLE DOCUMENT CONSIDERED OR PRODUCED BY THE COMMISSION OR AN ADVISORY COMMITTEE.

(II) UPON REQUEST, THE DIVISION OF CRIMINAL JUSTICE SHALL PROVIDE A QUALIFIED TRANSLATOR OR INTERPRETER IN A REQUESTED LANGUAGE TO PROVIDE ORAL TRANSLATION OF A PUBLIC COMMISSION OR ADVISORY COMMITTEE MEETING AND WRITTEN TRANSLATION OF ANY PUBLICLY AVAILABLE DOCUMENT CONSIDERED OR PRODUCED BY THE COMMISSION OR AN ADVISORY COMMITTEE.

(III) AS USED IN THIS SUBSECTION (5)(c), UNLESS THE CONTEXT OTHERWISE REQUIRES, "QUALIFIED TRANSLATOR OR INTERPRETER" MEANS A TRANSLATOR OR INTERPRETER WHO IS DETERMINED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY TO:

(A) BE SCREENED AND TESTED IN PROFICIENCY IN BOTH ENGLISH AND THE APPLICABLE NON-ENGLISH LANGUAGE WITH AFFILIATION OR ACCREDITATION BY A NATIONALLY RECOGNIZED ASSOCIATION OF TRANSLATORS OR HAVE OTHER CREDENTIALS OR CERTIFICATIONS THAT COMPARE TO OR EXCEED THE STANDARDS USED BY A NATIONALLY RECOGNIZED ASSOCIATION OF TRANSLATORS; AND

(B) PRODUCE TRANSLATIONS THAT ARE LINGUISTICALLY ACCURATE, CULTURALLY APPROPRIATE, AND TECHNICALLY CONSISTENT WITH THE ORIGINAL STATEMENT OR DOCUMENT."

Renumber succeeding sections accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Zenzinger, the report of the Committee of the Whole was **adopted** on the following roll call vote:

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB23-306 as amended, SB23-158 as amended, HB23-1017 as amended, HB23-1041, HB23-1057 as amended, HB23-1076, HB23-1081, HB23-1223, HB23-1226, HB23-1269, HB23-1290, HB23-1291, HB23-1296, HB23-1284, HB23-1240 as amended, HB23-1283 as amended.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Thursday, May 4, 2023, at 2:50 PM:
 SB23-001, 002, 007, 036, 056, 082, 094, 102, 149, 160, 166, 175, 193, 196, 208, 210, 220, 247, 268, and 272.

MESSAGE FROM THE GOVERNOR

Thursday, May 4th, 2023

Colorado Senate
 The 74th General Assembly
 First Regular Session
 State Capitol
 Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-069 - Requirements To Operate A Motorboat
 Approved on Thursday, May 4th, 2023 at 12:30 p.m.

SB23-211 - Federal Indian Child Welfare Act Of 1978
 Approved on Thursday, May 4th, 2023 at 12:30 p.m.

SB23-202 - Wearing Of Native American Traditional Regalia
 Approved on Thursday, May 4th, 2023 at 12:30 p.m.

SB23-004 - Employment Of School Mental Health Professionals
 Approved on Thursday, May 4th, 2023 at 12:30 p.m.

SB23-162 - Increase Access To Pharmacy Services
 Approved on Thursday, May 4th, 2023 at 12:30 p.m.

SB23-143 - Retail Delivery Fees
 Approved on Thursday, May 4th, 2023 at 3:07 p.m.

SB23-144 - Prescription Drugs For Chronic Pain
 Approved on Thursday, May 4th, 2023 at 3:07 p.m.

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SB23-093 - Increase Consumer Protections Medical Transactions
Approved on Thursday, May 4th, 2023 at 3:07 p.m.

Sincerely,
(signed)
Jared Polis
Governor

May 3, 2023

The Honorable Colorado State Senate
The 74th General Assembly
First Regular Session
State Capitol
200 E. Colfax Ave.
Denver, CO 80203

Dear Honorable Members of the Colorado State Senate:

Today I signed Senate Bill 23-093, "Increase Consumer Protections Medical Transactions" into law. This bill institutes important protections for consumers that help to: ensure accuracy, transparency and full disclosure by debt collectors; protect against deceptive trade practices in debt collection; and both prevent Coloradans from acquiring medical debt as well as help them manage existing debt. The high cost and often unpredictable nature of health care mean that a significant number of Coloradans struggle with medical debt. These consumers can face predatory collections actions and often use the majority of their savings to pay off their bills. Any progress towards reducing the burden of health care costs on Coloradans is a step towards saving people money on health care that I support.

This legislation also moves the cap on medical debt interest from 8% annually to 3%, which may differ from the interest rate on other types of debt. While I understand a flat interest rate is predictable for consumers and regulators, I would have preferred a flexible interest rate cap that was responsive to inflationary factors. In addition, the General Assembly passed, and I signed into law, HB 23-1126, which prevents the inclusion of certain medical debt in consumer credit reports.

These two bills will significantly change the landscape of laws and regulations related to medical debt in the State. I look forward to reviewing the study from the Department of Revenue that will result from House Bill 23-1126 and evaluating the impact along with the contemporaneous impact of SB 23-093, on consumer behavior related to acquiring and paying off medical bills, the health care system and related costs, debt collection practices, and the strength of Colorado's economy, especially in regards to borrowing and lending practices.

I thank the sponsors for their work on SB 23-093.

Sincerely,
(signed)
Jared Polis
Governor
State of Colorado

May 4, 2023

The Honorable Colorado State Senate
The 74th General Assembly
First Regular Session
State Capitol
200 E. Colfax Ave.
Denver, CO 80203

Dear Honorable Members of the Colorado State Senate:

Today, I am signing SB 2023-202 "Concerning the Wearing of Traditional Native American Regalia at Graduation Ceremonies" which requires a qualified student to be able to wear and display traditional Native American regalia at a graduation ceremony. Graduation is a rite of passage for the graduating student. A time to celebrate with friends and family and, for some, a time to honor their cultural or spiritual traditions. This bill ensures those qualified students will be able to wear regalia significant to their culture during an important milestone in their lives.

While this bill spells out one specific form of protected speech in statute, I want to note that these types of First Amendment protections exist for all students that wish to display sacred symbols of faith or culture during a graduation ceremony that do not cause a substantial disturbance or materially interfere with the ceremony, and this bill does not diminish that right for any student wanting to honor their faith and heritage during a momentous occasion. A Sikh student wearing a pagri, a Jewish student wearing a yarmulke, a Muslim student wearing a Hijab, or a Christian student affixing a cross to their graduation gown are all examples of protected speech.

This legislation makes clear graduating students have First Amendment protections at their graduation ceremonies and further promotes a Colorado for all.

Sincerely,
 (signed)
 Jared Polis
 Governor
 State of Colorado

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Thursday, May 4 was laid over until Friday, May 5, retaining its place on the calendar.

Special Orders -- Second Reading of Bills: HB23-1249 as amended, HB23-1190, HB23-1120.

On motion of Majority Leader Moreno, the Senate adjourned until 9:00 a.m., Friday, May 5, 2023.

Approved:

James Coleman
 President *pro tem* of the Senate

Attest:

Cindi L. Markwell
 Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

117th Legislative Day Friday, May 5, 2023

Prayer By Senator Buckner. 10
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 Call to Order By the President at 9:00 a.m. 13
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 Roll Call Present--27 16
 Excused--8, Gardner, Jaquez Lewis, Kirkmeyer, Lundeen, Mullica, Simpson, Smallwood, Zenzinger 17
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 Present later---8, Gardner, Jaquez Lewis, Kirkmeyer, Lundeen, Mullica, Simpson, Smallwood, Zenzinger 19
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 Quorum The President announced a quorum present. 22
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 Pledge By Senator Will. 24
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 Approval of the Journal On motion of Senator Rich, the Journal of Thursday, May 4, 2023, was approved as corrected by the Secretary. 26
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 On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege. 30
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 At the order of the President, Senators Gardner, Jaquez Lewis, Kirkmeyer, Lundeen, Simpson, Smallwood, and Zenzinger were added to the current roll call. 35
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 Senate in recess. Senate reconvened. 39
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SENATE SERVICES REPORT

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Correctly Engrossed: SB23-158 and 306. 45
Correctly Reengrossed: SB23-303 and 304. 46
Correctly Revised: HB23-1017, 1041, 1057, 1076, 1081, 1223, 1226, 1240, 1269, 1283, 1290, 1291, 1296, and 1284. 47
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Correctly Rerevised: HB23-1060, 1086, 1199, 1215, 1242, 1254, 1255, 1270, 1285, 1287, 1288, 1293, 1295, 1297, 1303, 1304, 1306, and 1307. 49
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Correctly Enrolled: SB23-058, 105, 159, 200, 255, 256, and 258. 51
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COMMITTEE OF REFERENCE REPORTS

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 Trans- After consideration on the merits, the Committee recommends that **HB23-1294** be **referred** to the Committee on Appropriations with favorable recommendation. 58
 portation & Energy 59
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 Judiciary After consideration on the merits, the Committee recommends that **HB23-1135** be **referred** to the Committee on Appropriations with favorable recommendation. 63
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Judiciary

After consideration on the merits, the Committee recommends that **HB23-1258** 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, after "costs" insert "**and benefits**".

Page 2, line 9, strike "TITLE 18." and substitute "TITLE 18, EXCEPT THOSE CRIMES THAT ARE A LEVEL 1 OR LEVEL 2 DRUG FELONY."

Page 5, strike lines 2 through 6 and substitute "CONDUCTED PURSUANT TO SECTION 23-20-145 AND UPON APPROVAL OF TWO-THIRDS OF THE TASK FORCE MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY REGARDING:

(I) HOW MONEY SAVED BY A REDUCTION IN DRUG CRIMES OR SENTENCING FOR DRUG CRIMES COULD BE SPENT TO REDUCE SUBSTANCE USE AND DEPENDENCE IN COLORADO; AND

(II) HOW TO IMPROVE REHABILITATION DURING SUPERVISION AND INCARCERATION FOR THOSE CONVICTED OF A DRUG CRIME."

Page 5, strike line 18 and substitute:

"23-20-145. Financial study of the costs and benefits associated with".

Page 5, line 21, after "HEALTH" insert "AND THE DEPARTMENT OF PUBLIC SAFETY" and strike "AN ACTUARIAL COST" and substitute "A FINANCIAL STUDY".

Page 6, line 14, after "HEALTH" insert "AND THE DEPARTMENT OF PUBLIC SAFETY".

After "COSTS" insert "AND BENEFITS" on: **Page 2**, line 10; **Page 3**, lines 1 and 3; **Page 5**, lines 22 and 26; and **Page 6**, lines 1, 5, 7, 9, 11, 15, and 26.

Strike "ACTUARIAL COST" and substitute "FINANCIAL" on: **Page 5**, line 24; and **Page 6**, lines 15 and 26.

Local Government & Housing

After consideration on the merits, the Committee recommends that **HB23-1253** be **referred** to the Committee on Appropriations with favorable recommendation.

Local Government & Housing

After consideration on the merits, the Committee recommends that **HB23-1165** be **postponed indefinitely**.

Local Government & Housing

After consideration on the merits, the Committee recommends that **HB23-1171** be **referred** to the Committee of the Whole with favorable recommendation.

MESSAGE FROM THE HOUSE

May 5, 2023
Mr. President:

The House has voted not to concur in the Senate amendments to HB23-1105 and requests that a conference committee be appointed. The Speaker has appointed Representatives Titone, chair, Parenti, and Frizell as House conferees on the First Conference Committee on HB23-1105. The House has granted authorization to go beyond the scope of the differences. The bill is transmitted herewith.

The House has voted not to concur in the Senate amendments to HB23-1216 and requests that a conference committee be appointed. The Speaker has appointed Representatives Story, chair, Froelich, and Evans as House conferees on the First Conference Committee on HB23-1216. The House has granted authorization to go beyond the scope of the differences. The bill is transmitted herewith.

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The House has voted to concur in the Senate amendments to HB23-1212, 1218, 1237, 1244, 1233, 1259, 1264, 1236, 1013, 1088, 1138, 1158, 1192, 1214, 1245, 1292, and 1301 and has repassed the bills as so amended.

The House voted to adhere to its position on HB23-1210. The bill is transmitted herewith.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Special Orders -- Second Reading of Bills Calendar (HB23-1249, HB23-1190, and 1120) of Friday, May 5, was laid over until later in the day Friday, May 5, retaining its place on the calendar.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Governor's Appointment -- Consent Calendar.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Moreno, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE
MEDICAL SERVICES BOARD

for a term expiring July 1, 2026:

Idalia Massa-Carroll of Arvada, Colorado, to serve as a resident of the Seventh Congressional District, a Democrat, with knowledge of medical assistance programs, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	E	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB23-306

by Senator(s) Moreno and Simpson; also Representative(s) Valdez and Lindsay-- Concerning state capital assets, and, in connection therewith, determining office space for the legislative department in the capitol complex, specifying additional sources of funding and modifying the timing of the funding for certain capital construction projects for state-owned buildings, and making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Majority Leader Moreno was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.005), by Majority Leader Moreno.

Amend engrossed bill, page 3, line 2, strike "24-82-101," and substitute "2-2-321,".

The amendment was **passed** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	E	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

At the order of the President, Senator Mullica was added to the current roll call.

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Fenberg, Ginal, Gonzales, Hansen, Kirkmeyer, Liston, Lundeen, and Priola.

HB23-1017 by Representative(s) Kipp and Bockenfeld; also Senator(s) Bridges and Van Winkle-- Concerning improvements to the electronic sales and use tax simplification system, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Fenberg, Hinrichsen, Jaquez Lewis, Kolker, Mullica, Priola, Roberts, and Zenzinger.

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HB23-1041 by Representative(s) Duran and Lynch; also Senator(s) Ginal and Simpson--Concerning a prohibition against wagering on races of greyhounds that are simulcast from out-of-state tracks at which the races are conducted.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Moreno, and Priola.

HB23-1057 by Representative(s) McCormick and Vigil; also Senator(s) Jaquez Lewis--Concerning a requirement that certain public buildings have restrooms with amenities for all genders, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, Winter F., and Zenzinger.

HB23-1076 by Representative(s) Daugherty; also Senator(s) Marchman--Concerning workers' compensation, and, in connection therewith, increasing the duration of benefits based on mental impairment, removing the authority to petition over artificial devices, allowing an employee to request a hearing on the loss of total temporary disability benefits under certain circumstances, updating provisions related to independent medical examinations, increasing the amount of attorney fees that are presumed unreasonable, and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

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YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Exum, Fields, Gonzales, Hansen, Jaquez Lewis, Kolker, Moreno, Priola, Rodriguez, Sullivan, and Winter F.

HB23-1081 by Representative(s) Lindstedt and Taggart; also Senator(s) Hinrichsen--Concerning the expansion of the tax credit for conversion costs for employee business ownership.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	28	NO	7	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Hansen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, and Winter F.

HB23-1223 by Representative(s) Bacon and English; also Senator(s) Fields--Concerning the creation of a task force to establish shared guidance for entities to utilize in prioritizing grant money to achieve maximum impact to reduce negative outcomes for youth, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coleman, Cutter, Exum, Gonzales, Hinrichsen, Moreno, Priola, Rodriguez, Sullivan, and Winter F.

HB23-1226 by Representative(s) Soper and deGruy Kennedy; also Senator(s) Roberts and Will-- Concerning transparency requirements for hospitals, and, in connection therewith, creating more timely submissions of data; providing insights into transfers of cash and profits and reserves, including those leaving Colorado; reporting on all information received; reporting information by each hospital in addition to health systems; disclosing executive compensation, including compensated incentives; reporting mergers and acquisitions of hospitals and physicians; reporting investments in capital equipment and construction; and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Fenberg, Fields, Hansen, Jaquez Lewis, Moreno, and Priola.

HB23-1269 by Representative(s) Michaelson Jenet and Gonzales-Gutierrez; also Senator(s) Bridges and Gardner--Concerning efforts to promote clinical stabilization for youth involved in the behavioral health system, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Kirkmeyer, Kolker, Lundeen, Moreno, Mullica, Pelton B., Pelton R., Priola, Roberts, Smallwood, Will, and Zenzinger.

HB23-1290 by Representative(s) McCluskie and Sirota; also Senator(s) Moreno and Fields-- Concerning the referral of a ballot issue related to the underestimation of revenue from the taxes on products that contain nicotine in a required notice to voters, and, in connection therewith, referring a ballot issue to the voters to allow the state to retain and spend state revenues that would otherwise need to be refunded for exceeding the estimate in the ballot information booklet analysis for proposition EE and to allow the state to maintain the tax rates on cigarettes, tobacco products, and nicotine products established in proposition EE that would otherwise need to be decreased.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	13	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Coleman, Cutter, Exum, Fenberg, Hansen, Marchman, and Priola.

HB23-1291 by Representative(s) Joseph and Gonzales-Gutierrez, Bacon, Bockenfeld, Brown, Epps, Garcia, Lieder, Lindsay, Lindstedt, Mabrey, Ricks, Story, Velasco, Vigil, Willford, Woodrow; also Senator(s) Winter F. and Fields, Coleman, Exum, Gonzales--Concerning procedures for expulsion hearing officers, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Moreno, Priola, Rodriguez, and Sullivan.

HB23-1296 by Representative(s) Ortiz and Herod; also Senator(s) Winter F.--Concerning the creation of a task force to study issues related to the rights of Coloradans with disabilities, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Ginal, Gonzales, Hinrichsen, Jaquez Lewis, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, and Zenzinger.

HB23-1284 by Representative(s) deGruy Kennedy and Lieder; also Senator(s) Mullica--Concerning modifications to the property tax deferral program.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Exum, Fenberg, Ginal, Hansen, Kolker, Moreno, Priola, Roberts, and Rodriguez.

HB23-1240 by Representative(s) Brown and Amabile; also Senator(s) Fenberg--Concerning a sales and use tax exemption for construction and building materials used for repairing and rebuilding residential structures damaged or destroyed by a declared wildfire disaster in 2020, 2021, or 2022, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Winter F., and Zenzinger.

HB23-1283 by Representative(s) Jodeh; also Senator(s) Gonzales--Concerning the transfer of the Colorado refugee services program from the department of human services to the office of new Americans in the department of labor and employment, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

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YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Ginal, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, Winter F., and Zenzinger.

SB23-158

by Senator(s) Gonzales and Gardner; also Representative(s) Gonzales-Gutierrez and Weissman--Concerning the continuation of the Colorado commission on criminal and juvenile justice.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	21	NO	14	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	N	Simpson	Y
Bridges	Y	Gonzales	N	Moreno	Y	Smallwood	Y
Buckner	N	Hansen	Y	Mullica	Y	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Lundeen, Pelton B., Pelton R., and Rich.

CHANGE IN SPONSORSHIP

Upon announcement of the President, Senator Gonzales was removed as a Senate co-prime sponsor with Senator Garder on SB23-158.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Hansen, Chair, Priola, and Van Winkle as Senate conferees on the first conference committee on **SB23-016**.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Finance

After consideration on the merits, the Committee recommends that **HB23-1260** be **referred** to the Committee on Appropriations with favorable recommendation.

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Finance	After consideration on the merits, the Committee recommends that HB23-1309 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	1 2 3 4
Finance	After consideration on the merits, the Committee recommends that HB23-1281 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	5 6 7 8
Finance	After consideration on the merits, the Committee recommends that HB23-1198 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	9 10 11 12
Finance	After consideration on the merits, the Committee recommends that SB23-305 be postponed indefinitely .	13 14 15 16
Finance	After consideration on the merits, the Committee recommends that HB23-1189 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	17 18 19 20
	Amend reengrossed bill, page 4, line 6, strike "TWO AND ONE-HALF" and substitute "FIVE".	21 22 23
	Page 4, line 10, strike "THREE HUNDRED SEVENTY-FIVE" and substitute "FIVE HUNDRED".	24 25 26 27
Finance	After consideration on the merits, the Committee recommends that HB23-1257 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	28 29 30 31
	Amend reengrossed bill, page 5, strike lines 1 through 3.	32 33
	Reenumerate succeeding subsections accordingly.	34 35
	Page 10, lines 14 and 15, strike "FORTY-EIGHT HOURS" and substitute "FIVE DAYS".	36 37 38
	Page 11, line 20, strike "FOR SUFFICIENT" and substitute "OF".	39 40
	Page 13, line 27, strike "THE" and substitute "SOME OR ALL OF THE FOLLOWING ENTITIES: THE".	41 42 43
	Page 15, line 16, strike "OR" and substitute "OR, SUBJECT TO DIVISION APPROVAL,".	44 45 46
	Page 17, line 25, strike "ISSUES OR IMPROVE A PARK'S WATER QUALITY," and substitute "ISSUES,".	47 48 49
	Page 18, lines 1 and 2, strike "CEASE AND DESIST" and substitute "CEASE-AND-DESIST".	50 51 52
	Page 20, strike lines 26 and 27.	53 54
	Page 21, strike lines 1 and 2 and substitute:	55 56
	"(u) MAY, IF THE ATTORNEY GENERAL HAS REASON TO BELIEVE THAT A VIOLATION OF A STATUTE OR RULE IS CAUSING AN IMMINENT AND SUBSTANTIVE ENDANGERMENT TO THE PUBLIC HEALTH, WATER QUALITY, OR ENVIRONMENT WITHIN A MOBILE HOME PARK, REQUEST A".	57 58 59 60 61
	Page 22, strike line 11 and substitute:	62 63
	"(d) HAS FAILED TO COMPLY WITH A PROVISION OF SECTION 25-8-1003 (2) AND THE APPLICABLE DEADLINE TO COMPLY WITH THE PROVISION HAS PASSED.".	64 65 66 67

Finance

After consideration on the merits, the Committee recommends that **HB23-1112** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 5, strike line 10 and substitute "(1)(b), (2)(a), (3)(a), (3.5)(a), and (4) introductory portion; and **add** (3)(d), (3.5)(d), (4)(c), (4.5), and (8) as follows:".

Page 5, strike lines 12 and 13 and substitute "**definitions - repeal.** (1) (b) Now, therefore, it is the intent of the general assembly to establish a permanent and refundable state child tax credit for eligible Colorado taxpayers, ~~which is equal to a percentage of the federal credit based on a family's adjusted gross income.~~ The intended purpose of this credit is to support Colorado working families with young children, reduce child poverty, and to help Colorado's economy.

(2) As used in this section:

(a) (I) "Eligible child" means FOR INCOME TAX YEARS COMMENCING BEFORE JANUARY 1, 2024, a qualifying child for purposes of the federal child tax credit who is under six years of age at the end of the taxable year for which the credit is claimed.

(II) "ELIGIBLE CHILD" MEANS FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2024, A QUALIFYING CHILD, AS DEFINED IN SECTION 152 (c) OF THE INTERNAL REVENUE CODE, WHO IS UNDER SIX YEARS OF AGE AT THE END OF THE TAXABLE YEAR FOR WHICH THE CREDIT IS CLAIMED.

(3) (a) Except as provided in subsection (4) of this section, for income tax years commencing on or after January 1, 2022, BUT BEFORE JANUARY 1, 2024, a resident".

Page 5, strike lines 18 through 27.

Strike page 6.

Page 7, strike lines 1 through 18.

Page 7, before line 19, insert:

"(d) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE DECEMBER 31, 2026.".

Page 7, line 19, strike "for".

Page 7, strike line 20 and substitute "for income tax years commencing on or after January 1, 2022, BUT BEFORE JANUARY 1, 2024, a resident".

Page 7, strike line 27.

Strike page 8 and 9.

Page 10, strike line 1.

Page 10, before line 2, insert:

"(d) THIS SUBSECTION (3.5) IS REPEALED, EFFECTIVE DECEMBER 31, 2026.".

Page 10, lines 2 and 3, strike "~~In any income tax year commencing on or after January 1, 2022, If~~" and substitute "In any income tax year commencing on or after January 1, 2022, BUT BEFORE JANUARY 1, 2024, if".

Page 10, strike lines 7 through 27.

Strike page 11.

Page 12, strike lines 1 through 15 and substitute:

"(c) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE DECEMBER 31, 2026.

(4.5) (a) (I) FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2024, A RESIDENT INDIVIDUAL WHO FILES A SINGLE RETURN IS ALLOWED A CHILD TAX CREDIT AGAINST THE INCOME TAXES DUE UNDER THIS ARTICLE 22 FOR EACH ELIGIBLE CHILD OF THE TAXPAYER IN THE FOLLOWING AMOUNTS:

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(A) ONE THOUSAND TWO HUNDRED DOLLARS IF THE INDIVIDUAL'S FEDERAL ADJUSTED GROSS INCOME IS TWENTY-FIVE THOUSAND DOLLARS OR LESS;

(B) SIX HUNDRED DOLLARS IF THE INDIVIDUAL'S FEDERAL ADJUSTED GROSS INCOME IS GREATER THAN TWENTY-FIVE THOUSAND DOLLARS BUT LESS THAN OR EQUAL TO FIFTY THOUSAND DOLLARS; AND

(C) TWO HUNDRED DOLLARS IF THE INDIVIDUAL'S FEDERAL ADJUSTED GROSS INCOME IS GREATER THAN FIFTY THOUSAND DOLLARS BUT LESS THAN OR EQUAL TO SEVENTY-FIVE THOUSAND DOLLARS.

(II) FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2024, TWO RESIDENT INDIVIDUALS WHO FILE A JOINT RETURN ARE ALLOWED A CHILD TAX CREDIT AGAINST THE INCOME TAXES DUE UNDER THIS ARTICLE 22 FOR EACH ELIGIBLE CHILD OF THE TAXPAYER IN THE FOLLOWING AMOUNTS:

(A) ONE THOUSAND TWO HUNDRED DOLLARS IF THE INDIVIDUALS' FEDERAL ADJUSTED GROSS INCOME IS THIRTY-FIVE THOUSAND DOLLARS OR LESS;

(B) SIX HUNDRED DOLLARS IF THE INDIVIDUALS' FEDERAL ADJUSTED GROSS INCOME IS GREATER THAN THIRTY-FIVE THOUSAND DOLLARS BUT LESS THAN OR EQUAL TO SIXTY THOUSAND DOLLARS; AND

(C) TWO HUNDRED DOLLARS IF THE INDIVIDUALS' FEDERAL ADJUSTED GROSS INCOME IS GREATER THAN SIXTY THOUSAND DOLLARS BUT LESS THAN OR EQUAL TO EIGHTY-FIVE THOUSAND DOLLARS.

(b) (I) A RESIDENT INDIVIDUAL WHO FILES A SINGLE RETURN AND WHOSE FEDERAL ADJUSTED GROSS INCOME IS GREATER THAN SEVENTY-FIVE THOUSAND DOLLARS IS NOT ALLOWED A CREDIT UNDER THIS SECTION.

(II) TWO RESIDENT INDIVIDUALS WHO FILE A JOINT RETURN AND WHOSE FEDERAL ADJUSTED GROSS INCOME IS GREATER THAN EIGHTY-FIVE THOUSAND DOLLARS ARE NOT ALLOWED A CREDIT UNDER THIS SECTION."

Page 12, line 17, strike "2024," and substitute "2025,".

Page 12, line 18, strike "SUBSECTIONS".

Page 12, strike line 19.

Page 12, line 21, strike "ALLOWED." and substitute "ALLOWED IF CUMULATIVE INFLATION SINCE THE LAST ADJUSTMENT, WHEN APPLIED TO THE CURRENT LIMITS, RESULTS IN AN INCREASE OF AT LEAST ONE THOUSAND DOLLARS WHEN THE ADJUSTED LIMITS ARE ROUNDED TO THE NEAREST ONE THOUSAND DOLLARS."

Strike "FORTY" and substitute "THIRTY-EIGHT" on: **Page 3**, line 7; **Page 4**, line 8; and **Page 5**, line 1.

Page 1, strike line 105 and substitute: "CREDIT AND RESTRUCTURING THE CHILD TAX CREDIT TO ALLOW ALL LOW-INCOME TAXPAYERS WITH INCOME BELOW CERTAIN THRESHOLDS TO CLAIM THE CREDIT."

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Finance

After consideration on the merits, the Committee recommends that **HB23-1020** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend the reengrossed bill, page 2, strike line 3 and substitute "(2); and **add** (1.3) and (4.7) as follows:".

Page 3, strike lines 2 through 6.

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Page 3, lines 10 and 11, strike "RETAIL MARIJUANA TRANSPORTER LICENSEE, OR INDEPENDENT DELIVERER LICENSEE" and substitute "OR RETAIL MARIJUANA TRANSPORTER LICENSEE".

Page 3, strike lines 20 through 27.

Page 4, strike lines 1 through 5.

Page 4, lines 17 and 18, strike "ACCELERATOR TRANSPORTER, OR ACCELERATOR INDEPENDENT DELIVERER" and substitute "OR ACCELERATOR TRANSPORTER".

Page 4, strike lines 23 and 24 and substitute "(2)(aa); and **add** (1)(j.3) as follows:".

Strike page 6.

Page 7, strike lines 1 through 13.

Page 13, strike lines 17 and 18 and substitute "(2)(b)(X); and **add** (2)(b)(XII) and (2)(b)(XIII) as follows:".

Page 13, strike lines 22 through 25 and substitute:
"(XII) ACCELERATOR TRANSPORTER LICENSE; AND
(XIII) ACCELERATOR HOSPITALITY BUSINESS LICENSE."

Page 13, strike line 27 and substitute "(16) as follows:".

Page 14, strike lines 2 through 4.

Page 14, strike line 21 and substitute "(14) as follows:".

Page 14, line 23, strike "(1) (f) A RETAIL MARIJUANA PRODUCTS".

Page 14, strike lines 24 through 27.

Page 15, strike lines 1 through 16.

Page 17, strike lines 22 through 27.

Re-number succeeding sections accordingly.

Strike pages 18 through 28.

Page 29, strike lines 1 through 10.

Re-number succeeding sections accordingly.

Page 29, line 11, strike "44-10-615" and substitute "44-10-613".

Page 29, line 13, strike "**44-10-615.**" and substitute "**44-10-613.**".

Page 30, lines 5 and 6, strike "LICENSING AND THE INDEPENDENT DELIVERY LICENSE." and substitute "LICENSING."

Page 30, strike lines 14 and 15 and substitute "INCLUDING SOCIAL EQUITY LICENSING;"

Appropriations After consideration on the merits, the Committee recommends that **HB23-1065** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB23-1069** be referred to the Committee of the Whole with favorable recommendation.

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Appropriations	After consideration on the merits, the Committee recommends that HB23-1112 be referred to the Committee on with favorable recommendation.	1 2 3
Appropriations	After consideration on the merits, the Committee recommends that HB23-1135 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	4 5 6 7
Appropriations	After consideration on the merits, the Committee recommends that HB23-1147 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	8 9 10 11
	Amend reengrossed bill, page 3, after line 1 insert:	12 13 14
	"SECTION 1. In Colorado Revised Statutes, 42-2-104, amend (4)(a); repeal (5); and add (5.5) as follows:	15 16 17
	42-2-104. Licenses issued - denied. (4) (a) The department shall not issue a driver's license, including a temporary driver's license under section 42-2-106 (2) 42-2-106 (5), to a person under eighteen years of age unless the person has:	18 19 20 21
	(I) Applied for, been issued, and possessed an appropriate instruction permit for at least twelve months; and	22 23
	(II) Submitted a log or other written evidence on a standardized form approved by the department certifying that the person has completed not less than fifty hours of actual driving experience WITH A DRIVING SUPERVISOR LISTED IN SECTION 42-2-106 (2)(b), (2)(c), OR (2)(e), of which not less than ten hours must have been completed while driving at night. which THE form is MUST BE signed by:	24 25 26 27 28 29
	(A) The person's parent or guardian or by a ANOTHER responsible adult;	30
	(B) The instructor of a driver's DRIVER education course approved by the department; or	31 32
	(C) Any individual who is twenty-one years of age or older, who holds a valid driver's license, and who instructed the applicant if the applicant is a foster child.	33 34 35
	(III) SUCCESSFULLY COMPLETED A THIRTY-HOUR DRIVER EDUCATION COURSE, WHICH MAY BE COMPLETED ONLINE, THAT IS APPROVED BY THE DEPARTMENT; AND	36 37 38
	(IV) RECEIVED A MINIMUM OF:	39
	(A) SIX HOURS OF BEHIND-THE-WHEEL DRIVING TRAINING WITH A DRIVING INSTRUCTOR EMPLOYED BY OR ASSOCIATED WITH A DRIVER EDUCATION COURSE THAT IS APPROVED BY THE DEPARTMENT; OR	40 41 42
	(B) TWELVE HOURS OF BEHIND-THE-WHEEL DRIVING TRAINING DIRECTED BY A PARENT, A LEGAL GUARDIAN, OR AN ALTERNATE PERMIT SUPERVISOR APPOINTED IN ACCORDANCE WITH SECTION 42-2-106 (2)(e)(I) IF NO ENTITY OFFERS APPROVED DRIVING TRAINING AT LEAST TWENTY HOURS A WEEK FROM A PERMANENT LOCATION WITH AN ADDRESS THAT IS WITHIN THIRTY MILES OF THE PERMIT HOLDER'S RESIDENCE.	43 44 45 46 47 48
	(5) The department shall not issue a driver's license to a person under sixteen years and six months of age unless the person has either:	49 50
	(a) Received a minimum of twelve hours of driving-behind-the-wheel training directed by a parent, a legal guardian, or an alternate permit supervisor; which training shall be in addition to the driving experience required by subsection (4) of this section, if no entity offers approved behind-the-wheel driver training at least twenty hours a week from a permanent location with an address that is within thirty miles of the permit holder's residence; or	51 52 53 54 55 56
	(b) Received a minimum of six hours of driving-behind-the-wheel training with a driving instructor employed or associated with an approved driver education course.	57 58 59
	(5.5) THE DEPARTMENT SHALL NOT ISSUE A DRIVER'S LICENSE, INCLUDING A TEMPORARY DRIVER'S LICENSE UNDER SECTION 42-2-106 (5), TO A PERSON WHO IS EIGHTEEN YEARS OF AGE OR OLDER AND UNDER TWENTY-ONE YEARS OF AGE UNLESS THE PERSON:	60 61 62 63
	(a) HAS BEEN ISSUED A DRIVER'S LICENSE FROM ANOTHER JURISDICTION;	64
	OR	65
	(b) HAS SUCCESSFULLY COMPLETED A FOUR-HOUR PREQUALIFICATION DRIVER AWARENESS PROGRAM THAT IS APPROVED BY THE DEPARTMENT OR A	66 67

THIRTY-HOUR DRIVER EDUCATION COURSE THAT IS APPROVED BY THE DEPARTMENT.

SECTION 2. In Colorado Revised Statutes, **repeal and reenact, with amendments,** 42-2-106 as follows:

42-2-106. Instruction permits and temporary licenses - penalty.

(1) (a) THE DEPARTMENT SHALL ISSUE AN INSTRUCTION PERMIT TO A MINOR WHO IS FIFTEEN YEARS OF AGE OR OLDER AND UNDER TWENTY-ONE YEARS OF AGE AND WHO:

(I) HAS SUCCESSFULLY COMPLETED, WITHIN THE PREVIOUS SIX MONTHS, A THIRTY-HOUR DRIVER EDUCATION COURSE THAT IS APPROVED BY THE DEPARTMENT; AND

(II) MEETS THE REQUIREMENTS TO BE ISSUED AN INSTRUCTION PERMIT IN ACCORDANCE WITH SECTIONS 42-2-107 AND 42-2-108.

(b) THE DEPARTMENT SHALL ISSUE AN INSTRUCTION PERMIT TO A MINOR WHO IS EIGHTEEN YEARS OF AGE OR OLDER AND WHO:

(I) HAS SUCCESSFULLY COMPLETED A THIRTY-HOUR DRIVER EDUCATION COURSE THAT IS APPROVED BY THE DEPARTMENT OR A FOUR-HOUR PREQUALIFICATION DRIVER AWARENESS PROGRAM THAT IS APPROVED BY THE DEPARTMENT; AND

(II) QUALIFIES FOR AN INSTRUCTION PERMIT IN ACCORDANCE WITH SECTIONS 42-2-107 AND 42-2-108.

(c) THE DEPARTMENT SHALL ISSUE AN INSTRUCTION PERMIT TO A MINOR WHO IS QUALIFIED UNDER SUBSECTION (1)(a) OR (1)(b) OF THIS SECTION AND WHO HAS A DISABILITY THAT REQUIRES THE PERSON TO USE A SPECIAL VEHICLE OR THAT QUALIFIES THE MINOR FOR PARKING PRIVILEGES UNDER SECTION 42-3-204, BUT THE DEPARTMENT MAY SET ADDITIONAL REASONABLE REQUIREMENTS ON THE USE OF THE INSTRUCTION PERMIT.

(2) (a) AN INSTRUCTION PERMIT ENTITLES THE HOLDER TO DRIVE A MOTOR VEHICLE ON A ROADWAY IF THE MINOR COMPLIES WITH SUBSECTION (2)(b) OF THIS SECTION.

(b) EXCEPT AS PROVIDED IN SUBSECTION (2)(c), (2)(d), OR (2)(e) OF THIS SECTION, AN INSTRUCTION PERMIT HOLDER SHALL NOT DRIVE A MOTOR VEHICLE ON A ROADWAY UNLESS:

(I) THE PERMIT IS IN THE HOLDER'S IMMEDIATE POSSESSION; AND

(II) ONE OF THE FOLLOWING PERSONS WHO HOLDS A VALID DRIVER'S LICENSE IS SUPERVISING THE PERMIT HOLDER FROM THE FRONT PASSENGER SEAT OR, IF THE MOTOR VEHICLE IS A MOTORCYCLE, IN CLOSE PROXIMITY TO WHERE THE PERMIT HOLDER IS DRIVING:

(A) THE MINOR'S PARENT OR STEPPARENT;

(B) THE MINOR'S GRANDPARENT WITH POWER OF ATTORNEY;

(C) THE GUARDIAN WHO SIGNED THE AFFIDAVIT OF LIABILITY;

(D) THE FOSTER PARENT WHO SIGNED THE AFFIDAVIT OF LIABILITY;

(E) AN APPROVED DRIVER EDUCATION INSTRUCTOR IF THE MOTOR VEHICLE COMPLIES WITH SECTION 42-2-602;

(F) A PERSON AUTHORIZED TO SUPERVISE A FOSTER CHILD IN SUBSECTION (2)(c) OF THIS SECTION;

(G) AN ALTERNATE PERMIT SUPERVISOR APPOINTED IN ACCORDANCE WITH SUBSECTION (2)(e)(I) OF THIS SECTION; OR

(H) THE PERSON WHO SIGNED THE AFFIDAVIT OF LIABILITY.

(c) NOTWITHSTANDING SUBSECTION (2)(d) OF THIS SECTION, A FOSTER CHILD MAY DRIVE WITH AND FULFILL THE FIFTY-HOUR DRIVING REQUIREMENT ESTABLISHED IN SECTION 42-2-104 (4)(a)(II) WITH ANY PERSON WHO:

(I) HOLDS A VALID DRIVER'S LICENSE;

(II) IS TWENTY-ONE YEARS OF AGE OR OLDER; AND

(III) OCCUPIES THE FRONT PASSENGER SEAT, IN CLOSE PROXIMITY TO THE FOSTER CHILD, FOR THE PURPOSES OF INSTRUCTION.

(d) THE PARENT, STEPPARENT, GRANDPARENT WITH POWER OF ATTORNEY, GUARDIAN WHO SIGNED THE AFFIDAVIT OF LIABILITY, OR FOSTER PARENT WHO SIGNED THE AFFIDAVIT OF LIABILITY MAY ALLOW THE MINOR TO DRIVE WITH AN INDIVIDUAL WHO HOLDS A VALID DRIVER'S LICENSE AND IS TWENTY-ONE YEARS OF AGE OR OLDER FOR ADDITIONAL DRIVING EXPERIENCE, BUT THE ADDITIONAL DRIVING EXPERIENCE DOES NOT COUNT TOWARD THE FIFTY-HOUR DRIVING REQUIREMENT ESTABLISHED IN SECTION 42-2-104 (4)(a)(II).

(e) (I) IF THE PARENT, STEPPARENT, GRANDPARENT WITH POWER OF ATTORNEY, GUARDIAN WHO COSIGNED THE APPLICATION FOR THE MINOR'S INSTRUCTION PERMIT, OR FOSTER PARENT WHO COSIGNED THE APPLICATION FOR

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THE MINOR'S INSTRUCTION PERMIT DOES NOT HAVE A COLORADO DRIVER'S LICENSE, THE PERSON MAY APPOINT AN ALTERNATE PERMIT SUPERVISOR WHO HOLDS A COLORADO DRIVER'S LICENSE.

(II) IF THE PARENT, STEPPARENT, GRANDPARENT WITH POWER OF ATTORNEY, GUARDIAN WHO COSIGNED THE APPLICATION FOR THE MINOR'S INSTRUCTION PERMIT, OR FOSTER PARENT WHO COSIGNED THE APPLICATION FOR THE MINOR'S INSTRUCTION PERMIT IS IN THE UNITED STATES MILITARY AND DOES NOT HAVE A COLORADO DRIVER'S LICENSE, THE PERSON MAY SUPERVISE THE INSTRUCTION PERMIT HOLDER IF THE PERSON HOLDS A VALID DRIVER'S LICENSE FROM ANOTHER STATE, IS AUTHORIZED TO DRIVE A MOTOR VEHICLE OR MOTORCYCLE, AND HAS PROPER MILITARY IDENTIFICATION.

(3) TO BE AN APPROVED DRIVING INSTRUCTOR, THE INSTRUCTOR MUST HAVE A VALID DRIVER'S LICENSE. TO BE AN APPROVED DRIVING INSTRUCTOR WHO GIVES INSTRUCTION IN MOTORCYCLES, THE INSTRUCTOR MUST HAVE A VALID MOTORCYCLE DRIVER'S LICENSE OR ENDORSEMENT AND HAVE SUCCESSFULLY COMPLETED AN INSTRUCTION PROGRAM IN MOTORCYCLE SAFETY THAT IS APPROVED BY THE COLORADO STATE PATROL.

(4) AN INSTRUCTION PERMIT EXPIRES THREE YEARS AFTER THE DATE OF ISSUANCE; EXCEPT THAT A TEMPORARY INSTRUCTION PERMIT TO DRIVE A COMMERCIAL MOTOR VEHICLE, AS DEFINED IN SECTION 42-2-402 (4), EXPIRES ONE YEAR AFTER THE DATE OF ISSUANCE.

(5) (a) THE DEPARTMENT, IN ITS DISCRETION, MAY ISSUE A TEMPORARY MINOR DRIVER'S LICENSE OR TEMPORARY DRIVER'S LICENSE TO AN APPLICANT WHO IS NOT A FIRST-TIME APPLICANT IN COLORADO OR WHO IS UNDER EIGHTEEN YEARS OF AGE AND IS ACCOMPANIED BY A PERSON WHO SIGNS AN AFFIDAVIT OF LIABILITY IN ACCORDANCE WITH SECTION 42-2-108 (1) THAT WILL PERMIT THE APPLICANT TO OPERATE A MOTOR VEHICLE WHILE THE DEPARTMENT COMPLETES ITS VERIFICATION OF ALL FACTS RELATIVE TO THE APPLICANT'S RIGHT TO RECEIVE A MINOR DRIVER'S LICENSE OR DRIVER'S LICENSE.

(b) THE DEPARTMENT SHALL ISSUE A TEMPORARY MINOR DRIVER'S LICENSE OR TEMPORARY DRIVER'S LICENSE TO A FIRST-TIME APPLICANT IN COLORADO FOR A MINOR DRIVER'S LICENSE OR DRIVER'S LICENSE THAT WILL PERMIT THE APPLICANT TO OPERATE A MOTOR VEHICLE WHILE THE DEPARTMENT COMPLETES ITS VERIFICATION OF ALL FACTS RELATIVE TO THE APPLICANT'S RIGHT TO RECEIVE A MINOR DRIVER'S LICENSE OR DRIVER'S LICENSE, INCLUDING THE AGE, IDENTITY, AND RESIDENCY OF THE APPLICANT, UNLESS THE APPLICANT IS UNDER EIGHTEEN YEARS OF AGE AND IS ACCOMPANIED BY A PERSON WHO SIGNS AN AFFIDAVIT OF LIABILITY IN ACCORDANCE WITH SECTION 42-2-108 (1). THE VERIFICATION MUST INCLUDE A COMPARISON OF EXISTING DRIVER'S LICENSE AND IDENTIFICATION CARD IMAGES IN DEPARTMENT FILES WITH THE APPLICANT'S IMAGES TO ENSURE THE APPLICANT HAS ONLY ONE IDENTITY.

(c) A TEMPORARY DRIVER'S LICENSE OR TEMPORARY MINOR DRIVER'S LICENSE IS VALID FOR UP TO ONE YEAR AS DETERMINED BY THE DEPARTMENT, UNLESS EXTENDED BY THE DEPARTMENT, AND MUST BE IN THE APPLICANT'S IMMEDIATE POSSESSION WHILE OPERATING A MOTOR VEHICLE. A TEMPORARY DRIVER'S LICENSE OR TEMPORARY MINOR DRIVER'S LICENSE IMMEDIATELY BECOMES INVALID WHEN THE PERMANENT DRIVER'S LICENSE HAS BEEN ISSUED OR HAS BEEN REFUSED FOR GOOD CAUSE.

(6) A PERSON WHO VIOLATES THIS SECTION COMMITS A CLASS A TRAFFIC INFRACTION.

SECTION 3. In Colorado Revised Statutes, 42-2-107, amend (1)(a)(II) 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. (1) (a) (II) If an applicant is applying for an instruction permit, or driver's LICENSE, or minor driver's license for the first time in Colorado and the applicant otherwise meets the requirements for such license or permit, the applicant shall receive a temporary license, TEMPORARY MINOR DRIVER'S LICENSE, or instruction permit pursuant to section ~~42-2-106(2)~~ 42-2-106 (5) until the department verifies all facts relative to ~~such~~ THE applicant's right to receive an instruction permit, or minor driver's LICENSE, or driver's license, including the age, identity, and residency of the applicant."

Renumber succeeding sections accordingly.

Page 3, line 9, strike "THE" and substitute "ON AND AFTER JULY 1, 2025, THE".

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Page 3, after line 11 insert:

**"SECTION 5. In Colorado Revised Statutes, add 42-2-605 as follows:
42-2-605. Criminal history of commercial driving instructors - rules**

- definition. (1) A COMMERCIAL DRIVING INSTRUCTOR SHALL NOT PROVIDE, AND A COMMERCIAL DRIVING SCHOOL SHALL NOT EMPLOY A COMMERCIAL DRIVING INSTRUCTOR TO PROVIDE, DRIVING INSTRUCTION TO A MINOR OR AT-RISK ADULT IF THE COMMERCIAL DRIVING INSTRUCTOR HAS BEEN, WITHIN THE LAST TWENTY YEARS, CONVICTED OF OR PLEAD GUILTY OR NOLO CONTENDERE TO:

(a) A CRIMINAL VIOLATION OF ARTICLE 3; PART 4 OR 8 OF ARTICLE 6; ARTICLE 6.5; OR PART 4, 5, OR 8 OF ARTICLE 7 OF TITLE 18;

(b) ANY OTHER CRIME THAT THE DEPARTMENT DETERMINES, BY RULE, PLACES A MINOR OR AT-RISK ADULT AT RISK OF SEXUAL MISCONDUCT OR VIOLENCE WHEN WITH THE COMMERCIAL DRIVING INSTRUCTOR; OR

(c) A CRIMINAL VIOLATION OF ARTICLE 2 OF TITLE 18, THE BASIS OF WHICH IS AN OFFENSE LISTED IN SUBSECTION (1)(a) OR (1)(b) OF THIS SECTION.

(2) (a) A COMMERCIAL DRIVING SCHOOL SHALL NOT EMPLOY OR AUTHORIZE A COMMERCIAL DRIVING INSTRUCTOR TO PROVIDE DRIVING INSTRUCTION TO A MINOR OR AT-RISK ADULT UNLESS THE COMMERCIAL DRIVING INSTRUCTOR HAS OBTAINED A FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK IN ACCORDANCE WITH SUBSECTION (2)(b) OF THIS SECTION; EXCEPT THAT A COMMERCIAL DRIVING INSTRUCTOR MAY PROVIDE DRIVING INSTRUCTION ON A PROBATIONARY BASIS WHILE THE RESULTS OF THE RECORD CHECK ARE PENDING. THE COMMERCIAL DRIVING SCHOOL SHALL SUBMIT TO THE DEPARTMENT THE NAME OF EACH COMMERCIAL DRIVING INSTRUCTOR THAT IT INTENDS TO EMPLOY OR TO AUTHORIZE TO PROVIDE DRIVING INSTRUCTION TO MINORS OR AT-RISK ADULTS.

(b) A COMMERCIAL DRIVING SCHOOL SHALL REQUIRE EACH COMMERCIAL DRIVING INSTRUCTOR WHO PROVIDES DRIVING INSTRUCTION TO MINORS OR AT-RISK ADULTS TO SUBMIT A COMPLETE SET OF FINGERPRINTS TO A LOCAL LAW ENFORCEMENT AGENCY. THE LAW ENFORCEMENT AGENCY SHALL SUBMIT THE FINGERPRINTS TO THE COLORADO BUREAU OF INVESTIGATION FOR THE PURPOSE OF CONDUCTING A FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK. THE COLORADO BUREAU OF INVESTIGATION SHALL FORWARD THE FINGERPRINTS TO THE FEDERAL BUREAU OF INVESTIGATION FOR THE PURPOSE OF CONDUCTING A FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK. THE COLORADO BUREAU OF INVESTIGATION SHALL FORWARD THE RESULTS TO THE COMMERCIAL DRIVING SCHOOL. THE COMMERCIAL DRIVING SCHOOL MAY ACQUIRE A NAME-BASED JUDICIAL RECORD CHECK FOR A COMMERCIAL DRIVING INSTRUCTOR WHO HAS TWICE SUBMITTED TO A FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK AND WHOSE FINGERPRINTS ARE UNCLASSIFIABLE. THE COMMERCIAL DRIVING SCHOOL SHALL NOTIFY THE DEPARTMENT OF ANY CRIMINAL CONVICTION OR PLEA OF GUILTY OR NOLO CONTENDERE THAT DISQUALIFIES THE COMMERCIAL DRIVING INSTRUCTOR FROM PROVIDING INSTRUCTION IN ACCORDANCE WITH SUBSECTION (1) OF THIS SECTION. THE COMMERCIAL DRIVING INSTRUCTOR SHALL PAY THE COSTS ASSOCIATED WITH THE FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK TO THE COLORADO BUREAU OF INVESTIGATION.

(3) AS USED IN THIS SECTION, "AT-RISK ADULT" HAS THE MEANING SET FORTH IN SECTION 18-6.5-102 (2).

(4) (a) THIS SECTION TAKES EFFECT JULY 1, 2025.

(b) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE JULY 1, 2026."

Renumber succeeding sections accordingly.

Page 4, strike lines 3 through 27.

Page 5, strike lines 1 through 10 and substitute "DRIVER EDUCATION VOUCHER PROGRAM ACT".

42-2-702. Legislative declaration. (1) THE GENERAL ASSEMBLY DECLARES THAT:"

Page 5, lines 12 and 13, strike "EXAMINED TO DETERMINE THEIR ABILITY" and substitute "TRAINED TO ENSURE THEY ARE ABLE".

Page 5, line 14, strike "ROADWAYS;" and substitute "ROADWAYS, AND

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REQUIRING ALL INDIVIDUALS UNDER TWENTY-ONE YEARS OF AGE TO COMPLETE A DRIVER'S EDUCATION COURSE OR DRIVER AWARENESS PROGRAM BEFORE OBTAINING A DRIVER'S LICENSE TO PROTECT ALL DRIVERS ON THE STATE ROADWAYS;"

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Page 5, line 23, strike "DRIVING EXAMINATION REIMBURSEMENT" and substitute "DRIVER EDUCATION VOUCHER".

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Page 5, line 24, strike "REIMBURSEMENT" and substitute "VOUCHER".

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Page 5, line 26, strike "42-2-708" and substitute "42-2-707".

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Page 5, lines 26 and 27, strike "AN EXAMINATION" and substitute "A DRIVER EDUCATION COURSE".

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Page 5, line 27, strike "HOLDER TO" and substitute "APPLICANT TO OBTAIN A DRIVER'S LICENSE;"

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Page 6, strike lines 1 through 7.

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Reletter succeeding paragraphs accordingly.

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Page 6, lines 19 and 20, strike "PRIVATELY ADMINISTERED DIVING EXAMINATIONS," and substitute "PARTICIPATING IN AND COMPLETING A DRIVER EDUCATION COURSE,"

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Page 6, strike lines 26 and 27.

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Page 7, strike lines 1 through 3.

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Page 7, line 4, strike "(3)" and substitute "(1)".

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Page 7, strike lines 5 and 6 and substitute:

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"(2) "DRIVER EDUCATION COURSE" MEANS A DRIVER EDUCATION COURSE OR PREQUALIFICATION DRIVER AWARENESS PROGRAM THAT MEETS THE REQUIREMENTS SET FORTH IN SECTION 42-2-104 (4)(a)(III) OR (5.5) OR 42-2-106 (1)(a)(I) OR (1)(b)(I), AS APPLICABLE, AND THAT IS APPROVED BY THE DEPARTMENT.

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(3) "DRIVER EDUCATION VOUCHER PROGRAM ENTERPRISE" OR "ENTERPRISE" MEANS THE ENTERPRISE CREATED IN SECTION 43-2-704 (1).

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(4) "ELIGIBLE INDIVIDUAL" MEANS AN INDIVIDUAL WHO:

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(a) IS REQUIRED, PURSUANT TO SECTION 42-2-104 (4)(a)(III) OR (5.5) OR 42-2-106 (1)(a)(I) OR (1)(b)(I), AS APPLICABLE, TO COMPLETE A DRIVER EDUCATION COURSE OR PREQUALIFICATION DRIVER AWARENESS PROGRAM AS A PREREQUISITE TO OBTAINING A DRIVER'S LICENSE; AND

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(b) HAS A HOUSEHOLD INCOME OF LESS THAN OR EQUAL TO TWO HUNDRED PERCENT OF THE FEDERAL POVERTY GUIDELINE."

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Page 7, line 10, strike "42-2-708." and substitute "42-2-707."

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Page 7, line 12, strike "42-2-707." and substitute "42-2-706."

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Page 7, strike lines 20 through 25 and substitute:

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"(10) "VOUCHER PROGRAM" MEANS THE DRIVER EDUCATION VOUCHER PROGRAM ESTABLISHED IN SECTION 42-2-705."

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Page 7, line 26, strike "ADEPT enterprise" and substitute "Enterprise".

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Page 8, strike line 12 and substitute:

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"(B) ONE MEMBER WHO REPRESENTS A PROVIDER OF A DRIVER EDUCATION COURSE APPROVED BY THE DEPARTMENT;

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(III) THE PRESIDENT OF THE SENATE SHALL APPOINT ONE MEMBER".

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Re-number succeeding subparagraph accordingly.

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Page 8, strike lines 15 and 16 and substitute "REPRESENTS RURAL AREAS."

Page 8, line 20, strike "OCTOBER 1, 2023." and substitute "JANUARY 1, 2025."

Page 9, line 10, strike "NOVEMBER 1, 2023." and substitute "MARCH 1, 2025."

Page 9, strike lines 17 and 18.

Reletter succeeding paragraphs accordingly.

Page 9, strike lines 21 through 27 and substitute:

"(c) ANNUALLY DETERMINE THE AMOUNT OF THE VOUCHER AVAILABLE IN A STATE FISCAL YEAR UNDER THE VOUCHER PROGRAM."

Page 10, strike lines 24 through 27.

Strike pages 11 and 12.

Page 13, strike lines 1 through 20 and substitute:

"42-2-705. Driver education voucher program - governing board policies - annual determination of voucher amount. (1) (a) THE DRIVER EDUCATION VOUCHER PROGRAM IS CREATED TO PROVIDE VOUCHERS TO ELIGIBLE INDIVIDUALS, STARTING JULY 1, 2025, TO HELP DEFRAY THE COSTS OF PARTICIPATING IN AND COMPLETING A DRIVER EDUCATION COURSE AS REQUIRED BY SECTION 42-2-104 (4)(a)(III) OR (5.5) OR 42-2-106 (1)(a)(I) OR (1)(b)(I), AS APPLICABLE. AN ELIGIBLE INDIVIDUAL MAY USE A VOUCHER GRANTED PURSUANT TO THIS SECTION TO DEFRAY THE COSTS OF DRIVER TRAINING, INCLUDING CLASSROOM OR ONLINE TRAINING AND BEHIND-THE-WHEEL TRAINING, AND A DRIVING EXAMINATION EDUCATION.

(b) THE ENTERPRISE SHALL ADMINISTER THE VOUCHER PROGRAM PURSUANT TO POLICIES DEVELOPED BY THE GOVERNING BOARD PURSUANT TO SECTION 42-2-704 (6)(c), INCLUDING POLICIES REGARDING:

(I) THE FORM AND MANNER FOR INDIVIDUALS TO APPLY FOR A VOUCHER;

(II) THE METHOD BY WHICH AN APPLICANT DEMONSTRATES ELIGIBILITY FOR A VOUCHER;

(III) THE DETERMINATION OF THE VOUCHER AMOUNT AVAILABLE EACH STATE FISCAL YEAR;

(IV) THE MECHANISM FOR TRANSFERRING THE VOUCHER, ON BEHALF OF AN ELIGIBLE INDIVIDUAL, TO THE PROVIDER OF A DRIVER EDUCATION COURSE IN WHICH THE ELIGIBLE INDIVIDUAL ENROLLS AND FOR THE DRIVER EDUCATION COURSE PROVIDER TO REDEEM THE VOUCHER THROUGH THE ENTERPRISE;

(V) THE MECHANISM FOR VERIFYING THE APPROPRIATE USE OF A VOUCHER ISSUED BY THE ENTERPRISE AND FOR ENSURING THE ELIGIBLE INDIVIDUAL SUCCESSFULLY COMPLETES A DRIVER EDUCATION COURSE FOR WHICH A VOUCHER IS OBTAINED; AND

(VI) ANY OTHER MATTERS NECESSARY TO ADMINISTER THE VOUCHER PROGRAM.

(2) BY MAY 1, 2025, AND BY EACH MAY 1 THEREAFTER, THE GOVERNING BOARD SHALL DETERMINE, PURSUANT TO ITS POLICIES AND BASED ON PROJECTIONS OF ANTICIPATED REVENUES IN THE FUND AND EXPECTED NUMBER OF APPLICANTS TO THE VOUCHER PROGRAM, THE AMOUNT OF THE VOUCHER AVAILABLE IN THE NEXT STATE FISCAL YEAR. THE DEPARTMENT SHALL POST THE VOUCHER AMOUNT FOR A GIVEN FISCAL YEAR ON ITS PUBLIC-FACING WEBSITE.

(3) AN ELIGIBLE INDIVIDUAL THAT RECEIVES A VOUCHER SHALL USE THE VOUCHER TO PAY THE COST TO ENROLL IN A DRIVER EDUCATION COURSE THAT IS APPROVED BY THE DEPARTMENT FOR PURPOSES OF COMPLYING WITH THE REQUIREMENTS OF SECTION 42-2-104 (4)(a)(III) OR (5.5) OR 42-2-106 (1)(a)(I) OR (1)(b)(I), AS APPLICABLE.

42-2-706. Driver education voucher program enterprise fund.

(1) THE DRIVER EDUCATION VOUCHER PROGRAM ENTERPRISE".

Reletter succeeding C.R.S. sections accordingly.

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	Page 13, line 22, strike "42-2-708," and substitute "42-2-707,".	1
	Page 14, line 4, strike "ADEPT enterprise" and substitute "Enterprise".	2
	Page 14, line 6, after "PERMIT," insert "ON AND AFTER JANUARY 1, 2025,".	3
	Page 14, lines 7 and 8, strike "SIX DOLLARS" and substitute "FIFTY CENTS".	4
	Page 14, strike lines 16 through 23.	5
	Page 14, strike lines 26 and 27 and substitute "appropriation is from the driver education voucher program enterprise fund created in section 42-2-706 (1), C.R.S. To implement this act, the department may use this".	6
	Page 15, strike lines 20 through 22 and substitute:	7
	"(2) This act applies to applications for driver's licenses, instruction permits, and vouchers submitted on or after July 1, 2025.".	8
	Strike "ADEPT" and substitute "DRIVER EDUCATION VOUCHER PROGRAM" on: Page 5, line 22; Page 6, lines 8, 10, 15, and 23; and Page 7, lines 11 and 27.	9
	Strike "ADEPT" on: Page 7, lines 9 and 14; Page 8, line 2; Page 10, lines 16 and 19; Page 14, lines 3, 7, and 17.	10
Appropriations	After consideration on the merits, the Committee recommends that HB23-1189 be referred to the Committee of the Whole with favorable recommendation.	11
Appropriations	After consideration on the merits, the Committee recommends that HB23-1198 be referred to the Committee of the Whole with favorable recommendation.	12
Appropriations	After consideration on the merits, the Committee recommends that HB23-1253 be referred to the Committee of the Whole with favorable recommendation.	13
Appropriations	After consideration on the merits, the Committee recommends that HB23-1257 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	14
	Amend the reengrossed bill, page 26, line 18, strike "\$128,909" and substitute "\$136,885".	15
Appropriations	After consideration on the merits, the Committee recommends that HB23-1260 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	16
	Amend reengrossed bill, page 34, line 6, strike "\$197,426" and substitute "\$300,108".	17
	Page 34, strike lines 10 through 14 and substitute:	18
	"(a) \$103,381 for use by the executive director's office for personal services related to administration and support, which amount is based on an assumption that the office will require an additional 1.4 FTE;	19
	(b) \$8,560 for use by the executive director's office for operating expenses related to administration and support;	20
	(c) \$155,525 for tax administration IT system (GenTax) support; and	21
	(d) \$32,642 for the purchase of document management services.".	22
	Page 34, line 17, strike "subsection (2)(c)" and substitute "subsection (2)(d)".	23

Appropriations After consideration on the merits, the Committee recommends that **HB23-1265** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **HB23-1273** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB23-1277** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB23-1281** be referred to the Committee of the Whole with favorable recommendation.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Danielson, Chair, Jaquez Lewis, and Kirkmeyer as Senate conferees on the first conference committee on **HB23-1216**.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB23-1135 and HB23-1265 were made Special Orders at 3:24 p.m.

Committee of the Whole The hour of 3:24 p.m. having arrived, Senator Gonzales moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Gonzales was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1135 by Representative(s) Michaelson Jenet and Bird; also Senator(s) Zenzinger and Smallwood--Concerning the offense classification for indecent exposure in view of a minor, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1265 by Representative(s) Lukens and Velasco; also Senator(s) Marchman and Will--Concerning the creation of a "Born to Be Wild" special license plate to raise funds for nonlethal means of mitigating conflict with gray wolves, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS -- CONSENT CALENDAR

On motion of Senator Gonzales, the report of the Committee of the Whole was adopted on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	E
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1135, HB23-1265.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB23-1065, HB23-1069, HB23-1112, HB23-1147, HB23-1189, HB23-1198, HB23-1253, HB23-1257, HB23-1260, HB23-1273, HB23-1277, HB23-1281 were made Special Orders at 3:29 p.m.

Committee of the Whole

The hour of 3:29 p.m. having arrived, Senator Gonzales moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Gonzales was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1069 by Representative(s) McCormick and Amabile; also Senator(s) Cutter--Concerning the creation of the biochar in oil and gas well plugging working advisory group to make recommendations for the development of a pilot program to study the use of biochar in the plugging of oil and gas wells, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1147 by Representative(s) Kipp; also Senator(s) Winter F.--Concerning provisions relating to the adequate training of motor vehicle drivers, and, in connection therewith, creating an enterprise to educate potential drivers and reimburse third-party providers and counties for a portion of the costs of administering driving examinations, setting limits on the fees third-party providers may charge, providing translation services for driving examinations, imposing a fee on instruction permits and driver's licenses, and making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, May 5, page(s) 1391-1398 and placed in members' bill files.)

Amendment No. 2(L.021), by Senator Winter.

Amend the Appropriations Committee Report, dated May 5, 2023, page 7, line 27, strike "DRIVER'S" and substitute "DRIVER".

Page 11, strike lines 4 through 7 and substitute:

"Page 14 of the reengrossed bill, strike lines 16 through 27.

Page 15 of the bill, strike lines 1 through 9.

Re-number succeeding section accordingly."

Page 11 of the report, line 15, strike "3, 7, and 17." and substitute "3 and 7."

Amend reengrossed bill, page 6, line 17, strike "42-2-708" and substitute "42-2-707".

Page 9, line 20, after "SECTION;" insert "AND".

Page 1, line 108, after "EXAMINATIONS," insert "AND".

Page 1, strike lines 109 and 110 and substitute "INSTRUCTION PERMITS AND DRIVER'S LICENSES."

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1189 by Representative(s) Bird and Weinberg; also Senator(s) Zenzinger--Concerning an income tax credit for employer assistance to employees in making a home purchase.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, May 5, page(s) 1389 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1198 by Representative(s) Titone and Lukens; also Senator(s) Rich--Concerning a statewide teacher externship program to provide kindergarten through twelfth grade teachers work-based learning opportunities in specified disciplines, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1253 by Representative(s) Sharbini and Lindsay; also Senator(s) Hinrichsen--Concerning a task force to study corporate ownership of housing in Colorado, and, in connection therewith, making an appropriation.

Amendment No. 1(L.016), by Senator Kirkmeyer.

Amend reengrossed bill, page 3, strike lines 4 and 5.

Reletter succeeding subsubparagraphs accordingly.

Page 3, line 19, strike "AND".

Page 3, after line 19 insert:

"(III) THE MINORITY LEADER OF THE SENATE SHALL APPOINT TWO MEMBERS, ONE OF WHOM REPRESENTS A STATEWIDE TRADE ASSOCIATION OF BANKS OR OTHER LENDERS AND ONE OF WHOM REPRESENTS A STATEWIDE REAL ESTATE ASSOCIATION; AND".

Reorder succeeding subparagraph accordingly.

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1257 by Representative(s) Velasco and Boesenecker; also Senator(s) Cutter--Concerning water quality in mobile home parks, and, in connection therewith, making an appropriation.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, May 5, page(s) 1389 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 5, page(s) 1399 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

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HB23-1260 by Representative(s) Soper and Valdez, Woodrow; also Senator(s) Baisley and Priola-- Concerning tax incentives to maximize investments in semiconductor and advanced manufacturing in Colorado, and, in connection therewith, authorizing the economic development commission to approve refund certificates for certain income tax credits, creating a semiconductor manufacturing zone program, modifying the Colorado job growth incentive tax credit for semiconductor and advanced manufacturing, creating an advanced industries task force, and making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, May 5, page(s) 1399 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1273 by Representative(s) Snyder and Joseph; also Senator(s) Roberts--Concerning the creation of the wildfire resilient homes grant program, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1277 by Representative(s) Marshall and Taggart; also Senator(s) Kolker and Smallwood-- Concerning the filing of income tax returns by business entities.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1281 by Representative(s) Titone and Vigil; also Senator(s) Cutter and Priola--Concerning measures to advance the use of clean hydrogen in the state, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1112 by Representative(s) Bird and Young; also Senator(s) Hansen and Kolker--Concerning the enlargement of certain income tax credits for low- and middle-income working individuals or families, and, in connection therewith, reducing state income tax revenue by increasing the earned income tax credit and increasing the child tax credit.

Amendment No. 1, Finance Committee Amendment.

(Printed in Senate Journal, May 5, page(s) 1390-1391 and placed in members' bill files.)

Amendment No. 2(L.010), by Senator Hansen.

Amend the Finance Committee Report, dated May 4, 2023, page 1, line 2, strike "(3)(d)".

Page 1, strike line 3 and substitute "(4.5), (8), and (9) as follows:".

Page 2, strike lines 6 and 7.

Page 2, strike lines 11 through 13.

Page 2, strike lines 21 and 22.

Page 2, line 23, strike "(4.5)" and substitute ""(4.5)".

Amend the reengrossed bill, page 12, after line 26 insert:

"(9) SUBSECTIONS (3), (3.5), AND (4) OF THIS SECTION AND THIS SUBSECTION (9) ARE REPEALED, EFFECTIVE DECEMBER 31, 2026.".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1065 by Representative(s) Story and Parenti; also Senator(s) Marchman--Concerning the scope of the independent ethics commission's jurisdiction over ethics complaints against local government officials and employees, and in connection therewith, expanding the independent ethics commission's jurisdiction to include school districts and special districts, and making an appropriation.

Laid over until Saturday, May 6, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	E
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1069, HB23-1147 as amended, HB23-1189 as amended, HB23-1198, HB23-1253 as amended, HB23-1257 as amended, HB23-1260 as amended, HB23-1273, HB23-1277, HB23-1281, HB23-1112 as amended.
Laid over until Saturday, May 6: HB23-1065.

MESSAGE FROM THE HOUSE

May 5, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1194, 1220, 1048, and 1066, amended as printed in House Journal, May 3, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1084, and 1200 amended as printed in House Journal, May 4, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes SB23-075, amended on Third Reading as printed in House Journal May 5, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-213, amended as printed in House Journal, May 4, 2023.

The House has passed on Third Reading and returns herewith SB23-279.

In response to the request of the Senate, the Speaker has appointed Representatives McCormick, chair, Sirota, and Soper as House conferees on the First Conference Committee on SB23-016.

MESSAGE FROM THE REVISOR OF STATUTES

May 5, 2023
We herewith transmit:

Without comment, as amended, HB23-1048, 1066, 1084, 1194, 1200, and 1220.
Without comment, as amended, SB23-075 and 213.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB23-029, 067, 111, 153, 249, 254, 283, and 287; HB23-1201, 1224, 1225, 1227, 1234, 1243, 1272, 1012, 1075, 1095, 1100, 1130, 1155, 1168, 1186, 1196, 1213, 1217, 1232, 1235, 1251, 1266, 1276; HCR23-1002; HJR23-1020, 1023.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Friday, May 5, 2023, at 11:59 am: SB22-005, 006, 013, 028, 031, 039, 049, 053, 072, 087, 099, 161, 163, 165, 178, 184, 192, 204, 264, 265, and 284.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB23-1120 were made Special Orders at 8:51 p.m.

Committee of the Whole

The hour of 8:51 p.m. having arrived, Senator Bridges moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Bridges was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1120 by Representative(s) Joseph and Ortiz, Garcia, Lieder, Velasco; also Senator(s) Fields and Winter F.--Concerning eviction protections for residential tenants who receive public assistance, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 28, page(s) 1191-1192 and placed in members' bill files.)

Amendment No. 2(L.025), by Senator Fields.

Amend reengrossed bill, page 3, line 23, strike "(1)" and substitute "(1); and add (3)".

Page 3, line 24, strike "commenced." and substitute "commenced - report."

Page 5, line 16, strike "ALTERNATIVE DISPUTE RESOLUTION" and substitute "DISPUTE RESOLUTION, CREATED IN SECTION 13-22-303,".

Page 6, after line 3 insert:

"(3) BEGINNING JANUARY, 2024, THE JUDICIAL DEPARTMENT SHALL REPORT TO THE HOUSE OF REPRESENTATIVES JUDICIARY COMMITTEE AND THE SENATE JUDICIARY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, DURING THE JUDICIAL DEPARTMENT'S "SMART ACT" HEARING THE TOTAL NUMBER OF MEDIATIONS SCHEDULED BY THE OFFICE OF DISPUTE RESOLUTION PURSUANT TO THIS SECTION, THE OUTCOMES OF THE MEDIATIONS, AND THE COST OF THE MEDIATIONS FOR THE PREVIOUS FISCAL YEAR."

As amended, ordered revised and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS**

On motion of Senator Priola, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	24	NO	10	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	E
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1120 as amended.

CONFERENCE COMMITTEE GRANTED FURTHER POWERS

HCR23-1001 by Representative(s) Weissman and Lynch, Bacon; also Senator(s) Gardner and Gonzales, Moreno, Van Winkle--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning judicial discipline, and, in connection therewith, establishing an independent judicial discipline adjudicative board, setting standards for judicial review of a discipline case, and clarifying when discipline proceedings become public.

Senator Gonzales moved that the Senate conferees on the first conference committee on **HCR23-1001** be granted permission to go beyond the scope of the differences between the two houses.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**.

HB23-1019 by Representative(s) Weissman and Lynch, Bacon; also Senator(s) Gardner and Gonzales, Moreno, Van Winkle--Concerning judicial discipline, and, in connection therewith, ensuring complainant rights in judicial discipline proceedings and making an appropriation.

Senator Gonzales moved that the Senate conferees on the first conference committee on **HB23-1019** be granted permission to go beyond the scope of the differences between the two houses.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**.

HB23-1216 by Representative(s) Story and Froelich; also Senator(s) Danielson--Concerning measures to promote safety in the distribution of natural gas.

Senator Danielson moved that the Senate conferees on the first conference committee on **HB23-1216** be granted permission to go beyond the scope of the differences between the two houses.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- HB23-1048** by Representative(s) Luck and Boesenecker; also Senator(s) Pelton R. and Ginal--
Concerning delineator posts on a two-lane state highway.
Appropriations
- HB23-1066** by Representative(s) Bradley and Velasco; also Senator(s) Priola--Concerning authorizing
an individual to move between two adjacent parcels of public land that touch at the corners,
and, in connection therewith, creating a task force to study the issue of access to public
lands that are blocked by privately owned lands and making an appropriation.
Appropriations
- HB23-1084** by Representative(s) Bradfield and Ortiz; also Senator(s) Gardner--Concerning the
continuation of the income tax deduction for military retirement benefits.
Appropriations
- HB23-1194** by Representative(s) McLachlan and Pugliese; also Senator(s) Simpson and Ginal--
Concerning efforts to remediate risks associated with certain closed landfills, and, in
connection therewith, creating the closed landfill remediation grant program, and making an
appropriation.
Appropriations
- HB23-1200** by Representative(s) Ricks and Bockenfeld; also Senator(s) Mullica--Concerning improved
outcomes for persons with behavioral health disorders.
Appropriations
- HB23-1220** by Representative(s) Holtorf and McCormick, Bockenfeld; also Senator(s) Pelton B. and
Pelton R.--Concerning a study regarding the economic impact of the elimination of large-
capacity groundwater withdrawal within the Republican river basin, and, in connection
therewith, requiring the Colorado water center to conduct the study and report its findings
and conclusions to certain legislative committees and making an appropriation.
Appropriations

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Cutter, Chair, Fields, and Pelton, R. as Senate conferees
on the first conference committee on [HB23-1105](#).

CONFERENCE COMMITTEE GRANTED FURTHER POWERS

- HB23-1105** by Representative(s) Parenti and Titone; also Senator(s) Cutter and Fields--Concerning the
creation of task forces to examine issues affecting certain homeowners' rights, and, in
connection therewith, creating the HOA homeowners' rights task force and the metropolitan
district homeowners' rights task force, and making an appropriation.

Senator Cutter moved that the Senate conferees on the first conference committee on
HB23-1105 be granted permission to go beyond the scope of the differences between the
two houses.

A majority of all members elected to the Senate having voted in the affirmative, the
motion was **adopted**.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Friday, May 5, was laid over until Saturday, May 6, retaining its place on the calendar.

General Orders -- Second Reading of Bills: HB23-1249, HB23-1190.



On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m., Saturday, May 6, 2023.

Approved:

James Coleman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

118th Legislative Day Saturday, May 6, 2023

Prayer	By Senator Pelton, R.	10 11 12
Call to Order	By the President at 10:00 a.m.	13 14 15
Roll Call	Present--28 Absent--1, Hansen Excused--6, Buckner, Coleman, Exum, Fields, Kolker, Marchman Excused later -- 4, Buckner, Exum, Liston, Smallwood Present later--7, Buckner, Coleman, Exum, Fields, Hansen, Kolker, Marchman	16 17 18 19 20 21
Quorum	The President announced a quorum present.	22 23
Pledge	By Senator Will.	24 25
Approval of the Journal	On motion of Senator Rich, the Journal of Friday, May 5, 2023, was approved as corrected by the Secretary.	26 27 28 29

SENATE SERVICES REPORT

Correctly Reengrossed: SB23-158 and 306. 34
Correctly Revised: HB23-1069, 1112, 1120, 1135, 1147, 1189, 1198, 1253, 1257, 1260, 1265, 1273, 1277, and 1281. 35
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Correctly Rerevised: HB23-1017, 1041, 1057, 1076, 1081, 1223, 1226, 1240, 1269, 1283, 1284, 1290, 1291, and 1296. 37
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Correctly Enrolled: SB23-195 and 279. 39
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MESSAGE FROM THE HOUSE

May 6, 2023 45
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 Mr. President: 47
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 The House has adopted and returns herewith SJR23-004. 49
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 The House has postponed indefinitely SB23-109. The bill is returned herewith. 51
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 The Speaker has appointed Representative Taggart to replace Representative Frizell as House conferee on the First Conference Committee on HB23-1105. 53
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On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Special Orders -- Second Reading of Bills Calendar (HB23-1249, HB23-1190, HB23-1065) of Saturday, May 6 was laid over until later in the day, Saturday, May 6, retaining its place on the calendar. 56
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At the order of the President, Senators Buckner, Coleman, Exum, Hansen, Kolker, Marchman were added to the current roll call. 62
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**THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR**

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1135 by Representative(s) Michaelson Jenet and Bird; also Senator(s) Zenzinger and Smallwood--Concerning the offense classification for indecent exposure in view of a minor, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Gardner, Ginal, Kirkmeyer, Liston, Lundeen, Mullica, Pelton B., Pelton R., Priola, Rich, Simpson, Van Winkle, and Will.

HB23-1265 by Representative(s) Lukens and Velasco; also Senator(s) Marchman and Will--Concerning the creation of a "Born to Be Wild" special license plate to raise funds for nonlethal means of mitigating conflict with gray wolves, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	3	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1069 by Representative(s) McCormick and Amabile; also Senator(s) Cutter and Priola--Concerning the creation of the biochar in oil and gas well plugging working advisory group to make recommendations for the development of a pilot program to study the use of biochar in the plugging of oil and gas wells, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Fenberg, Gonzales, Jaquez Lewis, Sullivan, and Winter F.

HB23-1147 by Representative(s) Kipp; also Senator(s) Winter F.--Concerning provisions relating to the adequate training of motor vehicle drivers, and, in connection therewith, creating an enterprise to educate potential drivers and reimburse third-party providers and counties for a portion of the costs of administering driving examinations, setting limits on the fees third-party providers may charge, providing translation services for driving examinations, and imposing a fee on instruction permits and driver's licenses.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Ginal, Hinrichsen, Jaquez Lewis, Moreno, and Priola.

(For further action, see Reconsideration on HB23-1147.)

HB23-1189 by Representative(s) Bird and Weinberg; also Senator(s) Zenzinger and Mullica--Concerning an income tax credit for employer assistance to employees in making a home purchase.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	7	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Fenberg, Ginal, Hansen, Moreno, Priola, Rodriguez, Smallwood, Sullivan, and Winter F.

HB23-1198 by Representative(s) Titone and Lukens; also Senator(s) Rich--Concerning a statewide teacher externship program to provide kindergarten through twelfth grade teachers work-based learning opportunities in specified disciplines, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	29	NO	5	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Ginal, Moreno, Mullica, Pelton B., Simpson, and Will.

HB23-1253 by Representative(s) Sharbini and Lindsay; also Senator(s) Hinrichsen--Concerning a task force to study corporate ownership of housing in Colorado, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	21	NO	13	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	N	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Gonzales, Jaquez Lewis, Marchman, Moreno, Priola, Sullivan, and Winter F.

HB23-1257 by Representative(s) Velasco and Boesenecker; also Senator(s) Cutter and Priola--Concerning water quality in mobile home parks, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

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YES	24	NO	10	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Danielson, Fenberg, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Marchman, Moreno, Rodriguez, Sullivan, Winter F., and Zenzinger.

HB23-1260 by Representative(s) Soper and Valdez, Woodrow; also Senator(s) Baisley and Priola-- Concerning tax incentives to maximize investments in semiconductor and advanced manufacturing in Colorado, and, in connection therewith, authorizing the economic development commission to approve refund certificates for certain income tax credits, creating a semiconductor manufacturing zone program, modifying the Colorado job growth incentive tax credit for semiconductor and advanced manufacturing, creating an advanced industries task force, and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Hansen, Jaquez Lewis, Marchman, Roberts, Rodriguez, and Smallwood.

HB23-1273 by Representative(s) Snyder and Joseph; also Senator(s) Roberts--Concerning the creation of the wildfire resilient homes grant program, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	8	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Danielson, Fenberg, Hansen, Priola, and Winter F.

HB23-1277 by Representative(s) Marshall and Taggart; also Senator(s) Kolker and Smallwood--
Concerning the filing of income tax returns by business entities.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Exum, Gardner, Kirkmeyer, Lundeen, Mullica, Pelton B., Pelton R., Priola, Rodriguez, and Will.

HB23-1281 by Representative(s) Titone and Vigil; also Senator(s) Cutter and Priola--Concerning measures to advance the use of clean hydrogen in the state, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	11	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Jaquez Lewis, Kolker, and Marchman.

HB23-1112 by Representative(s) Bird and Young; also Senator(s) Hansen and Kolker--Concerning the enlargement of certain income tax credits for low- and middle-income working individuals or families, and, in connection therewith, reducing state income tax revenue by increasing the earned income tax credit and restructuring the child tax credit to allow all low-income taxpayers with income below certain thresholds to claim the credit.

A majority of those elected to the Senate having voted in the affirmative, Senator Kolker was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.011), by Senator Kolker.

Amend revised bill, page 6, strike lines 13 through 16 and substitute:

"(3.5) (a) Except as provided in subsection (4) of this section, for income tax years commencing on or after January 1, 2022, BUT BEFORE JANUARY 1, 2024, a resident".

The amendment was **passed** on the following roll call vote:

YES	25	NO	9	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	26	NO	8	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Danielson, Exum, Ginal, Gonzales, Hinrichsen, Jaquez Lewis, Marchman, Moreno, Mullica, Priola, Roberts, Rodriguez, Sullivan, Winter F., and Zenzinger.

HB23-1120 by Representative(s) Joseph and Ortiz, Garcia, Lieder, Velasco; also Senator(s) Fields and Winter F.--Concerning eviction protections for residential tenants who receive public assistance, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	20	NO	14	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	N	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	N	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Moreno, Priola, and Sullivan.

RECONSIDERATION OF HB23-1147

HB23-1147 by Representative(s) Kipp; also Senator(s) Winter F.--Concerning provisions relating to the adequate training of motor vehicle drivers, and, in connection therewith, creating an enterprise to educate potential drivers and reimburse third-party providers and counties for a portion of the costs of administering driving examinations, setting limits on the fees third-party providers may charge, providing translation services for driving examinations, and imposing a fee on instruction permits and driver's licenses.

Having voted on the prevailing side, Assistant Majority Leader Rodriguez moved for reconsideration of the last Senate action, Final Passage, on **HB23-1147**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1147 by Representative(s) Kipp; also Senator(s) Winter F.--Concerning provisions relating to the adequate training of motor vehicle drivers, and, in connection therewith, creating an enterprise to educate potential drivers and reimburse third-party providers and counties for a portion of the costs of administering driving examinations, setting limits on the fees third-party providers may charge, providing translation services for driving examinations, and imposing a fee on instruction permits and driver's licenses.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	12	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	E	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

COMMITTEE OF REFERENCE REPORTS

Appropriations After consideration on the merits, the Committee recommends that **HB23-1084** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **HB23-1146** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB23-1174** 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 3, strike "\$454,008" and substitute "\$109,955".

Page 8, line 7, strike "\$381,488" and substitute "\$64,139".

Page 8, line 8, strike "1.6 FTE" and substitute "0.8 FTE".

Page 8, line 9, strike "\$15,500" and substitute "\$7,750".

Page 8, line 10, strike "\$57,100" and substitute "\$38,066".

Page 8, line 11, strike "\$57,100" and substitute "\$38,066".

Page 8, line 15, strike "0.3 FTE" and substitute "0.2 FTE".

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1194** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1200** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1209** 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 26, strike "\$277,560" and substitute "\$604,560".

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1220** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1258** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1294** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB23-1309** 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 17, strike "2029," and substitute "2025,".

Page 7, line 23, strike "ALL" and substitute "THE", strike "YEARS" and substitute "YEAR", and strike "COMMENCE" and substitute "COMMENCES".

Page 7, line 25, strike "TEN" and substitute "FIVE".

Page 7, line 26, strike "AND FOR ALL INCOME TAX YEARS THAT COMMENCE".

Page 7, strike line 27.

Page 8, strike lines 1 and 2 and substitute "IF, BASED".

Page 8, line 13, strike "SECTIONS 39-22-2002 AND 39-22-2003" and substitute "PART 20 OF ARTICLE 22 OF THIS TITLE 39".

Page 8, line 26, strike "SECTIONS 39-22-2002 AND 39-22-2003" and substitute "PART 20 OF ARTICLE 22 OF THIS TITLE 39".

Page 13, line 11, strike "2026." and substitute "2025.".

Page 14, line 8, after "2024," insert "AND ON OR AFTER JANUARY 1, 2025,".

Senate in recess. Senate reconvened.

At the order of the President, Senator Fields was added to the current roll call.

On motion of Majority Leader Moreno, and with a majority elected to the Senate having voted in the affirmative, members of the Conference Committee on HB23-1105 were excused pursuant to Senate Rule 21 (c).

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, (HB23-1200, HB23-1146, HB23-1258, HB23-1309, HB23-1190, HB23-1294, HB23-1171, HB23-1084, HB23-1174, HB23-1194, HB23-1220) were made Special Orders at 1:49 p.m.

Committee of the Whole The hour of 1:49 p.m. having arrived, Senator Bridges moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Bridges was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1200 by Representative(s) Ricks and Bockenfeld; also Senator(s) Mullica--Concerning improved outcomes for persons with behavioral health disorders.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1309 by Representative(s) Herod and Snyder; also Senator(s) Jaquez Lewis--Concerning the restructuring of the performance-based incentive for film production in Colorado, and, in connection therewith, reducing an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 6, page(s) 1417 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1146 by Representative(s) Valdez; also Senator(s) Rodriguez--Concerning a prohibition against an employer taking adverse action against an employee who accepts a gratuity, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1194 by Representative(s) McLachlan and Pugliese; also Senator(s) Simpson and Ginal--Concerning efforts to remediate risks associated with certain closed landfills, and, in connection therewith, creating the closed landfill remediation grant program, and making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1258 by Representative(s) Sharbini and Garcia; also Senator(s) Cutter and Priola--Concerning creating a task force to study the costs associated with drug crimes, and, in connection therewith, making an appropriation.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, May 5, page(s) 1380 and placed in members' bill files.)

Amendment No. 2(L.014), by Senator PeltonB.

Amend reengrossed bill, page 6, after line 13 insert:

"(e) DETERMINE THE TOTAL STATE AND LOCAL GOVERNMENT COSTS

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ASSOCIATED WITH THE ENFORCEMENT OF DRUG LAWS, INCLUDING THEFT CRIMES RELATED TO DRUG CRIMES."

Amendment No. 3(L.015), by Senator PeltonB.

Amend reengrossed bill, page 6, after line 13 insert:

"(e) DETERMINE THE TOTAL STATE AND LOCAL GOVERNMENT COSTS ASSOCIATED WITH DRUG OVERDOSE DEATHS."

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1190 by Representative(s) Boesenecker and Sirota; also Senator(s) Winter F. and Jaquez Lewis-- Concerning a right of first refusal to purchase qualifying multifamily residential property by a local government.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, May 3, page(s) 686-687 and placed in members' bill files.)

Amendment No. 2(L.046), by Senator Winter.

Amend reengrossed bill, page 10, strike lines 5 through 8 and substitute:

"(c) A RESIDENTIAL SELLER DOES NOT NEED TO PROVIDE A SUBSEQUENT NOTICE TO THE LOCAL GOVERNMENT UNLESS THE TERMS OF AN ACCEPTABLE SALE MATERIALLY CHANGE. IF THE TERMS OF AN ACCEPTABLE SALE MATERIALLY CHANGE, THE RESIDENTIAL SELLER SHALL PROVIDE A SUBSEQUENT NOTICE TO THE LOCAL GOVERNMENT. FOR PURPOSES OF THIS SUBSECTION (2)(c), ANY CHANGE IN THE PRICE OF A WRITTEN OFFER THE RESIDENTIAL SELLER HAS RECEIVED ON THE QUALIFYING PROPERTY OR ANY CHANGE IN THE PRICE OF AN ACCEPTABLE WRITTEN OFFER ON THE QUALIFYING PROPERTY IS A MATERIAL CHANGE."

Page 12, strike line 6 and substitute:

"THE REQUIREMENTS OF THIS PART 12 HAVE BEEN SATISFIED, AND STATE WITH RESPECT TO SUCH SALE EITHER THAT:

(A) THE RIGHTS AND PROPERTY INTERESTS OF THE LOCAL GOVERNMENT UNDER THIS PART 12 HAVE EXPIRED OR HAVE BEEN RELEASED OR WAIVED; OR

(B) THAT THE PURCHASER IS THE LOCAL GOVERNMENT OR ITS ASSIGNEE UNDER THIS PART 12."

Page 12, lines 11 and 12, strike "HELD LIABLE OR RESPONSIBLE FOR ANY DAMAGES RELATED TO" and substitute "LIABLE IN LAW OR EQUITY, INCLUDING UNDER ANY POLICY OR AGREEMENT OF TITLE INSURANCE AS DEFINED IN SECTION 10-11-102 (8), FOR".

Page 13, line 3, strike "GOVERNMENT," and substitute "GOVERNMENT OR IF THE LOCAL GOVERNMENT FAILS TO MAKE AN OFFER WITHIN THE TIME PERIOD PROVIDED IN AND IN ACCORDANCE WITH SUBSECTION (4) OF THIS SECTION,".

Page 15, after line 10, insert:

"(6) ANY ACTION BY THE LOCAL GOVERNMENT REQUIRED OR PERMITTED UNDER THIS PART 12 MAY BE PERFORMED BY, AS MAY BE APPLICABLE AND TO THE EXTENT PERMITTED BY LAW, THE COUNTY MANAGER OF A COUNTY, THE MAYOR OR CITY MANAGER OF A CITY OR TOWN, OR ANOTHER OFFICER DESIGNATED BY THE GOVERNING BODY OF THE LOCAL GOVERNMENT."

Re-number succeeding subsections accordingly.

Amendment No. 3(L.047), by Senator Winter.

Amend reengrossed bill, page 20, line 19, strike "IS DEFECTIVE UNLESS" and substitute "REMAINS SUBJECT TO".

Page 20, line 21, strike "SECTION ARE SECURED OR UNTIL" and substitute "SECTION, UNLESS SUCH PROPERTY INTERESTS HAVE EXPIRED, ARE RELEASED OR

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WAIVED, OR".

Page 20, line 23, strike "SECTION," substitute "SECTION OR ANY OTHER PROVISION OF THIS PART 12:".

Page 20, strike line 24 and substitute:

"(A) IN ADDITION TO THE REMEDIES SET FORTH IN SUBSECTION (3) OF THIS".

Page 21, line 1, strike "SELLER. THE INTEREST IN THE QUALIFYING PROPERTY" and substitute "SELLER; AND".

Page 21, strike lines 2 and 3 and substitute:

"(B) THE INTEREST IN A QUALIFYING PROPERTY TRANSFERRED IN RELIANCE ON AN AFFIDAVIT MADE IN ACCORDANCE WITH SECTION 29-4-1202 (2)(e) IS NOT SUBJECT TO THE PROPERTY INTERESTS OF THE LOCAL GOVERNMENT IN THE QUALIFYING PROPERTY.".

Amendment No. 4(L.066), by Senator Winter.

Amend the Local Government and Housing Committee Report, dated April 4, 2023, page 1, after line 13 insert:

"Page 9 of the reengrossed bill, strike lines 21 through 26.

Renumber succeeding subparagraphs accordingly.".

Amend the reengrossed bill, page 17, line 10, strike "STATE OR TO A LOCAL GOVERNMENT;" and substitute "STATE, A LOCAL GOVERNMENT, THE COLORADO HOUSING AND FINANCE AUTHORITY, CREATED IN SECTION 29-4-704 (1), THE COLORADO MIDDLE INCOME HOUSING AUTHORITY, CREATED IN SECTION 29-4-1104 (1), AND ANY OTHER POLITICAL SUBDIVISION OF THE STATE;".

Amend the Local Government and Housing Committee Report, dated April 4, 2023, page 2 of the report, line 12, strike ""SELLER; OR"." and substitute ""SELLER;".

Page 2 of the report, strike lines 14 through 16 and substitute:

""(k) IF THE FIRST CERTIFICATE OF OCCUPANCY FOR THE QUALIFYING PROPERTY WAS ISSUED WITHIN THIRTY YEARS PRECEDING THE DATE OF A TRIGGERING EVENT THAT IS SET FORTH IN SECTION 29-4-1202 (2)(b);

(l) IF THE QUALIFYING PROPERTY IS THE SUBJECT OF A FORECLOSURE ACTION OR IS ACQUIRED BY A FORECLOSING LENDER IN A FORECLOSURE ACTION OR BY A DEED IN LIEU OF FORECLOSURE;

(m) MADE TO ANY ORGANIZATION THAT PROVIDES NOTICE TO THE LOCAL GOVERNMENT, THAT AGREES TO RESYNDICATE THE QUALIFYING PROPERTY PURSUANT TO 26 U.S.C. SEC. 42, AND THAT MAINTAINS AFFORDABILITY FOR AT LEAST THIRTY YEARS FROM THE DATE OF THE RESYNDICATION THROUGH A LAND USE RESTRICTIVE AGREEMENT ON THE QUALIFYING PROPERTY. AS USED IN THIS SUBSECTION (1)(m), "AFFORDABILITY" MEANS THAT RENT FOR ANY UNIT IN THE QUALIFYING PROPERTY DOES NOT EXCEED THE RENT FOR HOUSEHOLDS OF A GIVEN SIZE AT THE APPLICABLE AREA MEDIAN INCOME, AS PUBLISHED ANNUALLY BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; OR

(n) IF THE QUALIFYING PROPERTY WILL BE SOLD AND PURCHASED FOR THE CONTINUED PROVISION OF, OR WILL BE CONVERTED TO PROVIDE, MEDICAL SERVICES, SOCIAL SERVICES, OR HALFWAY HOUSING.".

Amendment No. 5(L.067), by Senator Winter.

Amend reengrossed bill, page 14, after line 20 insert:

"(5) (a) IF THE LOCAL GOVERNMENT OR ITS ASSIGNEE RECEIVES A SUBSEQUENT NOTICE FROM A RESIDENTIAL SELLER AS REQUIRED BY SUBSECTION (2)(c) OF THIS SECTION, THE LOCAL GOVERNMENT OR ITS ASSIGNEE SHALL:

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(I) PROVIDE A NOTICE OF INTENT IN ACCORDANCE WITH SUBSECTION (3)(a)(I) OF THIS SECTION; EXCEPT THAT THE NOTICE OF INTENT DOES NOT NEED TO BE PROVIDED AGAIN IF THE LOCAL GOVERNMENT OR ITS ASSIGNEE HAS PREVIOUSLY PROVIDED A NOTICE OF INTENT;

(II) MAKE AN OFFER TO PURCHASE THE QUALIFYING PROPERTY WITHIN TWENTY-ONE CALENDAR DAYS OF RECEIPT OF THE SUBSEQUENT NOTICE; AND

(III) AGREE TO CLOSE ON THE QUALIFYING PROPERTY IN ACCORDANCE WITH SUBSECTION (4) OF THIS SECTION.

(b) IF THE LOCAL GOVERNMENT OR ITS ASSIGNEE DOES NOT MAKE AN OFFER WITHIN THE TIME PERIOD SET FORTH IN SUBSECTION (5)(a)(II) OF THIS SECTION, THE RIGHTS UNDER THIS PART 12 EXPIRE."

Renumber succeeding subsections accordingly.

Amendment No. 6(L.070), by Senator Winter.

Amend reengrossed bill, page 8, after line 13 insert:

"(f) THE GOVERNING BODY OF THE LOCAL GOVERNMENT MAY ELECT TO DISCLAIM ANY RIGHTS PROVIDED UNDER THIS PART 12 WITH RESPECT TO ANY PROPOSED TRANSACTION OR FOR ANY DURATION OF TIME.

(g) A LOCAL GOVERNMENT THAT HAS NOT FULLY DISCLAIMED ALL RIGHTS UNDER THIS PART 12 PURSUANT TO SECTION 29-4-1203 (2)(a), SHALL POST A NOTICE IN A CONSPICUOUS LOCATION ON ITS WEBSITE THAT INFORMS RESIDENTIAL SELLERS THAT QUALIFYING PROPERTIES, IF SOLD, MAY BE SUBJECT TO A RIGHT OF FIRST REFUSAL FOR PURCHASE BY THE LOCAL GOVERNMENT AT A PRICE AGREED UPON BY THE RESIDENTIAL SELLER."

Page 10, line 4, strike "(2)(b)" and substitute "(2)".

Page 17, strike lines 20 through 27.

Strike page 18.

Page 19, strike lines 1 through 9 and substitute:

"(2) (a) IN ADDITION TO NOT RESPONDING TO A RESIDENTIAL SELLER'S NOTICE AS SET FORTH IN SECTION 29-4-1202 (3)(a)(III), THE LOCAL GOVERNMENT MAY ALSO WAIVE ITS RIGHTS UNDER THIS PART 12 IF THE LOCAL GOVERNMENT MAKES THE DETERMINATION THAT A PROPOSED SALE TO A THIRD-PARTY BUYER WILL ENSURE THAT:

(I) THE THIRD-PARTY BUYER AGREES THAT AT LEAST TEN PERCENT OF THE DWELLING UNITS IN THE QUALIFYING PROPERTY WILL NOT EXCEED FIFTY PERCENT OF THE AREA MEDIAN INCOME FOR A PERIOD OF FIFTEEN YEARS;

(II) THE THIRD-PARTY BUYER AGREES THAT AT LEAST TEN PERCENT OF THE DWELLING UNITS IN THE QUALIFYING PROPERTY WILL NOT EXCEED SIXTY PERCENT OF THE AREA MEDIAN INCOME FOR A PERIOD OF TWENTY YEARS; OR

(III) THE THIRD-PARTY BUYER AGREES THAT AT LEAST TEN PERCENT OF THE DWELLING UNITS IN THE QUALIFYING PROPERTY WILL NOT EXCEED EIGHTY PERCENT OF THE AREA MEDIAN INCOME FOR A PERIOD THIRTY YEARS.

(b) IN ORDER FOR THE REQUIREMENTS OF SUBSECTION (2)(a) OF THIS SECTION TO BE MET:

(I) THE RESIDENTIAL SELLER MUST PROVIDE NOTICE TO THE LOCAL GOVERNMENT PRIOR TO THE LOCAL GOVERNMENT MAKING AN OFFER TO PURCHASE THE QUALIFYING PROPERTY UNDER SECTION 29-4-1202 THAT THE THIRD-PARTY BUYER HAS MADE AN OFFER ON THE QUALIFYING PROPERTY AND IS COMMITTED TO PRESERVING OR CONVERTING THE QUALIFYING PROPERTY AS AFFORDABLE HOUSING UNDER EITHER SUBSECTION (2)(a)(I), (2)(a)(II), OR (2)(a)(III) OF THIS SECTION IF THE QUALIFYING PROPERTY IS SOLD TO THE THIRD-PARTY BUYER;

(II) THE THIRD-PARTY BUYER SHALL ENTER INTO AN AGREEMENT WITH THE LOCAL GOVERNMENT THAT THE THIRD-PARTY BUYER SHALL PRESERVE OR CONVERT THE QUALIFYING PROPERTY AS AFFORDABLE HOUSING UNDER EITHER SUBSECTION (2)(a)(I), (2)(a)(II), OR (2)(a)(III) OF THIS SECTION IF THE QUALIFYING PROPERTY IS SOLD TO THE THIRD-PARTY BUYER AND FOR ANY OTHER TERMS TO WHICH THE THIRD-PARTY BUYER AND THE LOCAL GOVERNMENT AGREE. IF, AFTER THE SALE OF THE QUALIFYING PROPERTY TO THE THIRD-PARTY

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BUYER, THE THIRD-PARTY BUYER FAILS TO COMPLY WITH THE TERMS OF THE AGREEMENT, THE THIRD-PARTY BUYER SHALL BE HELD LIABLE AND SUBJECT TO ANY REMEDIES AND ENFORCEMENT UNDER THE AGREEMENT PURSUANT TO SECTION 29-4-1205 OR UNDER ANY OTHER APPLICABLE LAW.

(III) THE THIRD-PARTY BUYER SHALL CERTIFY ITS COMPLIANCE WITH THIS SUBSECTION (2) AT LEAST ONCE EVERY TWO YEARS BY SUBMITTING DOCUMENTATION TO THE LOCAL GOVERNMENT IN A FORM AND MANNER DEEMED ACCEPTABLE BY THE LOCAL GOVERNMENT.

(c) THE WAIVER PROVIDED UNDER THIS SUBSECTION (2) IS ONLY EFFECTIVE FOR THE SALE TO THE THIRD-PARTY BUYER IDENTIFIED IN THE NOTICE REQUIRED BY SUBSECTION (2)(b)(I) OF THIS SECTION, AND IF THE SALE TO THE THIRD-PARTY BUYER DOES NOT OCCUR THEN THE WAIVER IS VOID AND THE LOCAL GOVERNMENT IS ENTITLED TO ALL THE RIGHTS PROVIDED UNDER THIS PART 12."

Page 21, line 20, strike "(2)(b)," and substitute "(2),".

Amendment No. 7(L.049), by Senator Priola.

Amend reengrossed bill, page 8, after line 13 insert:

"(f) THE GOVERNING BODY OF THE LOCAL GOVERNMENT MAY ELECT TO DISCLAIM ANY RIGHTS PROVIDED UNDER THIS PART 12 WITH RESPECT TO ANY PROPOSED TRANSACTION OR FOR ANY DURATION OF TIME.

(g) A LOCAL GOVERNMENT THAT HAS NOT FULLY DISCLAIMED ALL RIGHTS UNDER THIS PART 12 PURSUANT TO SECTION 29-4-1203 (2)(a), SHALL POST A NOTICE IN A CONSPICUOUS LOCATION ON ITS WEBSITE THAT INFORMS RESIDENTIAL SELLERS THAT QUALIFYING PROPERTIES, IF SOLD, MAY BE SUBJECT TO A RIGHT OF FIRST REFUSAL FOR PURCHASE BY THE LOCAL GOVERNMENT AT A PRICE AGREED UPON BY THE RESIDENTIAL SELLER."

Page 10, line 4, strike "(2)(b)" and substitute "(2)".

Page 17, strike lines 20 through 27.

Strike page 18.

Page 19, strike lines 1 through 9 and substitute:

"(2) (a) IN ADDITION TO NOT RESPONDING TO A RESIDENTIAL SELLER'S NOTICE AS SET FORTH IN SECTION 29-4-1202 (3)(a)(III), THE LOCAL GOVERNMENT MAY ALSO WAIVE ITS RIGHTS UNDER THIS PART 12 IF THE LOCAL GOVERNMENT MAKES THE DETERMINATION THAT A PROPOSED SALE TO A THIRD-PARTY BUYER WILL ENSURE THAT:

(I) THE THIRD-PARTY BUYER AGREES THAT AT LEAST TEN PERCENT OF THE DWELLING UNITS IN THE QUALIFYING PROPERTY WILL NOT EXCEED FIFTY PERCENT OF THE AREA MEDIAN INCOME FOR A PERIOD OF FIFTEEN YEARS;

(II) THE THIRD-PARTY BUYER AGREES THAT AT LEAST TEN PERCENT OF THE DWELLING UNITS IN THE QUALIFYING PROPERTY WILL NOT EXCEED SIXTY PERCENT OF THE AREA MEDIAN INCOME FOR A PERIOD OF TWENTY YEARS; OR

(III) THE THIRD-PARTY BUYER AGREES THAT AT LEAST TEN PERCENT OF THE DWELLING UNITS IN THE QUALIFYING PROPERTY WILL NOT EXCEED EIGHTY PERCENT OF THE AREA MEDIAN INCOME FOR A PERIOD THIRTY YEARS.

(b) IN ORDER FOR THE REQUIREMENTS OF SUBSECTION (2)(a) OF THIS SECTION TO BE MET:

(I) THE RESIDENTIAL SELLER MUST PROVIDE NOTICE TO THE LOCAL GOVERNMENT PRIOR TO THE LOCAL GOVERNMENT MAKING AN OFFER TO PURCHASE THE QUALIFYING PROPERTY UNDER SECTION 29-4-1202 THAT THE THIRD-PARTY BUYER HAS MADE AN OFFER ON THE QUALIFYING PROPERTY AND IS COMMITTED TO PRESERVING OR CONVERTING THE QUALIFYING PROPERTY AS AFFORDABLE HOUSING UNDER EITHER SUBSECTION (2)(a)(I), (2)(a)(II), OR (2)(a)(III) OF THIS SECTION IF THE QUALIFYING PROPERTY IS SOLD TO THE THIRD-PARTY BUYER;

(II) THE THIRD-PARTY BUYER SHALL ENTER INTO AN AGREEMENT WITH THE LOCAL GOVERNMENT THAT THE THIRD-PARTY BUYER SHALL PRESERVE OR CONVERT THE QUALIFYING PROPERTY AS AFFORDABLE HOUSING UNDER EITHER SUBSECTION (2)(a)(I), (2)(a)(II), OR (2)(a)(III) OF THIS SECTION IF THE

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QUALIFYING PROPERTY IS SOLD TO THE THIRD-PARTY BUYER AND FOR ANY OTHER TERMS TO WHICH THE THIRD-PARTY BUYER AND THE LOCAL GOVERNMENT AGREE. IF, AFTER THE SALE OF THE QUALIFYING PROPERTY TO THE THIRD-PARTY BUYER, THE THIRD-PARTY BUYER FAILS TO COMPLY WITH THE TERMS OF THE AGREEMENT, THE THIRD-PARTY BUYER SHALL BE HELD LIABLE AND SUBJECT TO ANY REMEDIES AND ENFORCEMENT UNDER THE AGREEMENT PURSUANT TO SECTION 29-4-1205 OR UNDER ANY OTHER APPLICABLE LAW.

(III) THE THIRD-PARTY BUYER SHALL CERTIFY ITS COMPLIANCE WITH THIS SUBSECTION (2) AT LEAST ONCE EVERY TWO YEARS BY SUBMITTING DOCUMENTATION TO THE LOCAL GOVERNMENT IN A FORM AND MANNER DEEMED ACCEPTABLE BY THE LOCAL GOVERNMENT.

(c) THE WAIVER PROVIDED UNDER THIS SUBSECTION (2) IS ONLY EFFECTIVE FOR THE SALE TO THE THIRD-PARTY BUYER IDENTIFIED IN THE NOTICE REQUIRED BY SUBSECTION (2)(b)(I) OF THIS SECTION, AND IF THE SALE TO THE THIRD-PARTY BUYER DOES NOT OCCUR THEN THE WAIVER IS VOID AND THE LOCAL GOVERNMENT IS ENTITLED TO ALL THE RIGHTS PROVIDED UNDER THIS PART 12."

Page 21, line 20, strike "(2)(b)," and substitute "(2),".

Amendment No. 8(L.069), by Senator Priola.

Amend reengrossed bill, page 8, after line 13 insert:

"(f) A LOCAL GOVERNMENT THAT HAS NOT FULLY DISCLAIMED ALL RIGHTS UNDER THIS PART 12 PURSUANT TO SECTION 29-4-1203 (2)(a), SHALL POST A NOTICE IN A CONSPICUOUS LOCATION ON ITS WEBSITE THAT INFORMS RESIDENTIAL SELLERS THAT QUALIFYING PROPERTIES, IF SOLD, MAY BE SUBJECT TO A RIGHT OF FIRST REFUSAL FOR PURCHASE BY THE LOCAL GOVERNMENT AT A PRICE AGREED UPON BY THE RESIDENTIAL SELLER."

Amendment No. 9(L.064), by Senator Roberts.

Amend reengrossed bill, page 14, line 20, after "PROPERTY." insert "THE AGREEMENT MAY INCLUDE, AT THE RESIDENTIAL SELLER'S OPTION, A PROVISION THAT REQUIRES THE LOCAL GOVERNMENT TO BE LIABLE TO THE RESIDENTIAL SELLER FOR THE FAIR MARKET VALUE OF ANY LOST BENEFIT OF THE QUALIFYING PROPERTY THAT IS CAUSED BY THE LOCAL GOVERNMENT MATERIALLY BREACHING OR DEFAULTING ON THE AGREEMENT IN A MANNER THAT IS NOT CURED BY THE LOCAL GOVERNMENT UNDER THE TERMS OF THE AGREEMENT AND IN A MANNER THAT ALLOWS THE RESIDENTIAL SELLER TO TERMINATE THE AGREEMENT."

Amendment No. 10(L.074), by Senator Lundeen.

Amend reengrossed bill, page 10, line 8, after "CHANGE." add "FOR PURPOSES OF THIS SUBSECTION (2)(c), A MATERIAL CHANGE OCCURS IF THE SALE PRICE OF A QUALIFYING PROPERTY CHANGES BY AT LEAST NINETY PERCENT FROM THE SALE PRICE THAT WAS PREVIOUSLY PROVIDED IN ANY NOTICE THE RESIDENTIAL SELLER IS REQUIRED TO PROVIDE TO THE LOCAL GOVERNMENT PURSUANT TO THIS SECTION."

Amendment No. 11(L.079), by Senator Kirkmeyer.

Amend reengrossed bill, page 7, line 19, strike "THE STATE,".

Page 7, strike line 20 and substitute "A HOUSING AUTHORITY THAT IS WITHIN THE LOCAL GOVERNMENT'S JURISDICTION, A REGIONAL HOUSING AUTHORITY THAT SERVES THE LOCAL GOVERNMENT'S JURISDICTION, OR".

As amended, ordered revised and placed on the calendar for third reading and final passage.

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HB23-1174 by Representative(s) Amabile and Brown; also Senator(s) Baisley and Roberts--Concerning homeowner's insurance, and, in connection therewith, requiring certain reports related to the cost of reconstructing a home, increasing the notice requirement before an insurer can cancel or refuse to renew a homeowner's insurance policy, creating guaranteed replacement cost coverage in homeowner's insurance, and making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 6, page(s) 1416 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB23-1220 by Representative(s) Holtorf and McCormick, Bockenfeld; also Senator(s) Pelton B. and Pelton R.--Concerning a study regarding the economic impact of the elimination of large-capacity groundwater withdrawal within the Republican river basin, and, in connection therewith, requiring the Colorado water center to conduct the study and report its findings and conclusions to certain legislative committees and making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1084 by Representative(s) Bradfield and Ortiz; also Senator(s) Gardner and Zenzinger--Concerning the continuation of the income tax deduction for military retirement benefits.

Ordered revised and placed on the calendar for third reading and final passage.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the Special Orders -- Second Reading of Bills Calendar (HB23-1294 and HB23-1171) of Saturday, May 6, was laid over until later in the day, Saturday, May 6, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Kolker the report of the Committee of the Whole was **adopted** on the following roll call vote:

The Committee of the Whole took the following action:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Passed on second reading: HB23-1200, HB23-1309 as amended, HB23-1146, HB23-1194, HB23-1258 as amended, HB23-1190 as amended, HB23-1174 as amended, HB23-1220, HB23-1084.

Laid over until later in the day, Saturday, May 6: HB23-1294, HB23-1171.

MESSAGE FROM THE HOUSE

May 6, 2023
Mr. President:

The House has voted to grant the House conferees on the First Conference Committee on SB23-016 to consider matters not at issue between the two houses.

The House has adopted the First Report of the First Conference Committee on SB23-155, as printed in House Journal, May 4, 2023, and has repassed the bill as so amended. The bill is returned herewith.

The House has adopted the First Report of the First Conference Committee on SB23-060, as printed in House Journal, May 4, 2023, and has repassed the bill as so amended. The bill is returned herewith.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-054, 076, 285, 199, 034, 097, 173, and 088, amended as printed in House Journal, May 3, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-275 and 186, amended as printed in House Journal, May 4, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-003, 295, 291, and 148, amended as printed in House Journal, May 5, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes SB23-203, amended on Third Reading as printed in House Journal, May 6, 2023.

The House has passed on Third Reading and returns herewith SB23-014, 269, 257, 277, 281, 288, 293, 278, 289, 294, 066, 179, 209, 270, 065, 292, 299, 297, 248, 059, and 263.

Upon reconsideration, the House has passed on Third Reading and returns herewith SB23-259.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-075 by Senator(s) Fields and Exum; also Representative(s) Ricks and Titone--Concerning the deletion of children's identifying information from criminal justice records released to the public, and, in connection therewith, making an appropriation.

Senator Fields moved that the Senate concur in House amendments to **SB23-075**, as printed in House journal, May 5, page(s) 1927-1929. The motion was **adopted** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-213 by Senator(s) Moreno; also Representative(s) Jodeh and Woodrow--Concerning state land use requirements, and, in connection therewith, making an appropriation.

Laid over until later in the day, Saturday, May 6, retaining its place on the calendar.

SENATE RECEDE ON HB23-1210

HB23-1210 by Representative(s) Dickson; also Senator(s) Hansen and Priola--Concerning carbon management, and, in connection therewith, ensuring that carbon management projects are eligible for grants under the industrial and manufacturing operations clean air grant program, providing for the creation of a carbon management roadmap, and making an appropriation.

Senator Hansen moved that the Senate recede from its position on **HB23-1210** and that the Senate concur in House amendments. The motion was **adopted** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	24	NO	8	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Sullivan.

(For further action, see Repassage on HB23-1210.)

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB23-155 by Senator(s) Zenzinger, Fields; also Representative(s) Willford and Young--Concerning the continuation of the regulation of nursing home administrators, and, in connection therewith, implementing the recommendations in the 2022 sunset report by the department of regulatory agencies.

Senator Zenzinger moved for the adoption of the first report of the first conference committee on **SB23-155**, as printed in Senate journal, May 2, page(s) 1312. The motion was **adopted** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-060 by Senator(s) Rodriguez and Baisley; also Representative(s) Daugherty and Lindsay--Concerning consumer protections in event ticket sales.

Senator Rodriguez moved for the adoption of the first report of the first conference committee on **SB23-155**, as printed in Senate journal, May 3, page(s) 1317-1318. The motion was **adopted** by the following roll call vote:

YES	30	NO	2	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	N
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	27	NO	5	EXCUSED	3	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	N
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Gonzales, Hinrichsen, Liston, and Moreno.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB23-1105

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 HB23-1105, concerning the creation of task forces to examine issues affecting certain homeowners' rights, and, in connection therewith, creating the HOA homeowners' rights task force and the metropolitan district homeowners' rights task force, and 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 rerevised bill, page 2, line 5, strike "**facilitation -**".

Page 3, strike lines 10 through 12.

Reletter succeeding paragraphs accordingly.

Page 4, strike lines 1 and 2.

Reletter succeeding sub-subparagraphs accordingly.

Page 4, line 9, strike "AND".

Page 4, strike lines 20 and 21.

Reletter succeeding sub-subparagraphs accordingly.

Page 4, strike lines 24 through 26.

Reletter succeeding sub-subparagraphs accordingly.

Page 5, line 4, strike "SENATE." and substitute "SENATE; AND".

Page 5, after line 4 insert:

- "(III) MEMBERS APPOINTED BY THE GOVERNOR:
- (A) AN ATTORNEY LICENSED IN THE STATE WHO SPECIALIZES IN COMMON INTEREST COMMUNITY LAW;
- (B) A REPRESENTATIVE OF A DEVELOPER REGISTERED PURSUANT TO SECTION 12-10-503 (1); AND
- (C) AN ACCREDITED COMMUNITY ASSOCIATION MANAGER."

Page 5, line 7, strike "JULY 15," and substitute "AUGUST 1,".

Page 5, line 16, strike "(3)(a)(II)(G) AND (3)(a)(II)(H)" and substitute "(3)(a)(II)(D) AND (3)(a)(II)(E)".

Page 7, strike lines 19 through 27.

Page 8, strike lines 1 through 4 and substitute:

"(4) THE TASK FORCE MAY SEEK AND ASSIGN MEMBERS OF THE PUBLIC TO SERVE ON AN ADVISORY COMMITTEE TO ASSIST THE TASK FORCE IN ITS WORK.

(5) (a) ON OR BEFORE THE SECOND MEETING OF THE TASK FORCE, THE TASK FORCE SHALL DETERMINE THE AREAS OF FOCUS FOR LEGISLATIVE RECOMMENDATIONS FOR THE 2024 LEGISLATIVE SESSION AS PART OF THE TASK FORCE'S INITIAL WRITTEN FINDINGS AND CONCLUSIONS."

Page 8, line 5, strike "JANUARY" and substitute "APRIL".

Page 8, strike lines 8 and 9 and substitute "THIS SECTION.

(c) THE DEPARTMENT SHALL PUBLISH THE TASK FORCE'S INITIAL FINDINGS AND CONCLUSIONS, INCLUDING THE LEGISLATIVE RECOMMENDATIONS, AND FINAL REPORT ON THE DEPARTMENT'S WEBSITE AND SUBMIT COPIES OF THE FINDINGS AND CONCLUSIONS AND THE FINAL".

Page 8, line 20, strike "**facilitation -**".

Page 9, strike lines 8 and 9.

Reletter succeeding sub-subparagraphs accordingly.

Page 9, line 14, strike "AND".

Page 9, strike lines 25 through 27.

Reletter succeeding sub-subparagraphs accordingly.

Page 10, strike lines 3 through 10.

Reletter succeeding sub-subparagraphs accordingly.

Page 10, strike line 17 and substitute:

- "(F) A MEMBER OF THE SENATE; AND
- (III) MEMBERS APPOINTED BY THE GOVERNOR:
- (A) AN ATTORNEY LICENSED IN THE STATE WHO SPECIALIZES IN METROPOLITAN DISTRICT LAW, AS RECOMMENDED BY A STATEWIDE ORGANIZATION THAT REPRESENTS SPECIAL DISTRICTS;
- (B) AN ELECTED COUNTY COMMISSIONER, AS RECOMMENDED BY A STATEWIDE ORGANIZATION THAT REPRESENTS COUNTIES;
- (C) A REPRESENTATIVE OF A DEVELOPER REGISTERED PURSUANT TO SECTION 12-10-503 (1) THAT HAS ONE OR MORE SUBDIVISIONS LOCATED WITHIN A METROPOLITAN DISTRICT; AND
- (D) A REPRESENTATIVE RECOMMENDED BY A STATEWIDE NONPROFIT ORGANIZATION THAT REPRESENTS METROPOLITAN DISTRICT EDUCATION IN A COALITION."

Page 11, line 2, strike "(2)(a)(II)(I) AND (2)(a)(II)(J)" and substitute

"(2)(a)(II)(E) AND (2)(a)(II)(F)".

Page 12, line 3, strike "INTERIM AND FINAL REPORTS" and substitute "RECOMMENDATIONS AND REPORT".

Page 12, line 6, strike "THOSE REPORTS" and substitute "THE RECOMMENDATIONS AND REPORT".

Page 12, strike lines 9 through 11 and substitute:

"(3) THE TASK FORCE MAY SEEK AND ASSIGN MEMBERS OF THE".

Page 12, strike lines 14 through 18 and substitute:

"(4) ON OR BEFORE MARCH 1, 2024, THE TASK FORCE SHALL PREPARE AN INTERIM REPORT AND ON OR BEFORE JUNE 15, 2024, SHALL PREPARE A FINAL REPORT OF ITS FINDINGS AND CONCLUSIONS REGARDING MATTERS THE TASK FORCE EXAMINES PURSUANT TO SUBSECTION (2)(c) OF THIS SECTION. THE DEPARTMENT OF REGULATORY AGENCIES SHALL PUBLISH THE REPORTS ON ITS WEBSITE AND SUBMIT COPIES OF THE REPORTS".

Page 13, line 3, strike "0.8" and substitute "2.0".

Respectfully submitted,

House Committee:
(signed)
Brianna Titone, Chair
Jennifer Parenti
Rick Taggart

Senate Committee:
(signed)
Lisa Cutter, Chair
Rhonda Fields
Rod Pelton

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB23-1105 by Representative(s) Parenti and Titone; also Senator(s) Cutter and Fields--Concerning the creation of task forces to examine issues affecting certain homeowners' rights, and, in connection therewith, creating the HOA homeowners' rights task force and the metropolitan district homeowners' rights task force, and making an appropriation.

Senator Cutter moved for the adoption of the first report of the first conference committee on **HB23-1105**, as printed in Senate journal, May 7, page(s) XXX. The motion was **adopted** by the following roll call vote:

YES	25	NO	7	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	21	NO	11	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

RECONSIDERATION OF HB23-1210

HB23-1210 by Representative(s) Dickson; also Senator(s) Hansen and Priola--Concerning carbon management, and, in connection therewith, ensuring that carbon management projects are eligible for grants under the industrial and manufacturing operations clean air grant program, providing for the creation of a carbon management roadmap, and making an appropriation.

Having voted on the prevailing side, Majority Leader Moreno moved for reconsideration of the last Senate action, repassage, on **HB23-1210**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

SENATE RECEDE ON HB23-1210 (cont'd)

HB23-1210 by Representative(s) Dickson; also Senator(s) Hansen and Priola--Concerning carbon management, and, in connection therewith, ensuring that carbon management projects are eligible for grants under the industrial and manufacturing operations clean air grant program, providing for the creation of a carbon management roadmap, and making an appropriation.

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	22	NO	10	EXCUSED	3	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	E
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	E	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Saturday, May 6 was laid over until Sunday, May 7, retaining its place on the calendar.

Special Orders -- Second Reading of Bills: HB23-1294, HB23-1171.
 Consideration of House Amendments to Senate Bills: SB23-213.

On motion of Majority Leader Moreno, the Senate adjourned until 12:00 p.m., Sunday, May 7, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-fourth General Assembly
STATE OF COLORADO
 First Regular Session

119th Legislative Day Sunday, May 7, 2023

Prayer	By Senator Baisley.	1 2 3 4 5 6 7 8 9 10 11
Call to Order	By the President at 12:00 p.m.	12 13 14 15
Roll Call	Present--30 Excused--5, Buckner, Fields, Gonzales, Hinrichsen, Mullica Present later-5, Buckner, Fields, Gonzales, Hinrichsen, Mullica	16 17 18 19
Quorum	The President announced a quorum present.	20 21
Pledge	By Senator Will.	22 23
Approval of the Journal	On motion of Senator Rich, the Journal of Saturday, May 6, 2023, was approved as corrected by the Secretary.	24 25 26 27

SENATE SERVICES REPORT

Correctly Revised: HB23-1084, 1146, 1174, 1190, 1194, 1200, 1220, 1258, and 1309.
Correctly Rerevised: HB23-1069, 1112, 1120, 1135, 1147, 1189, 1198, 1253, 1257, 1260, 1265, 1273, 1277, and 1281.

MESSAGE FROM THE HOUSE

May 7, 2023
 Mr. President:

 The House has passed on Third Reading and transmitted to the Revisor of Statutes HB23-1311.

MESSAGE FROM THE REVISOR OF STATUTES

May 7, 2023
 We herewith transmit:

 Without comment, as amended, SB23-003, 034, 054, 076, 088, 097, 148, 173, 186, 199, 203, 275, 285, 291, 295.

 Without comment, HB23-1311.

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INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

HB23-1311 by Representative(s) deGruy Kennedy and Weissman; also Senator(s) Hansen and Hinrichsen--Concerning the creation of an identical refund payment of excess state revenues from all sources as a mechanism to refund a portion of the excess state revenues for the 2022-23 state fiscal year only.
Appropriations

At the order of the President, Senators Fields, Gonzales, and Hinrichsen were added to the current roll call.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Special Orders -- Second Reading of Bills Calendar (HB23-1249, HB23-1065, HB23-1294, HB23-1171) of Sunday, May 7, was laid over until later in the day, Sunday, May 7, retaining its place on the calendar.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent unless otherwise noted:

HB23-1309 by Representative(s) Herod and Snyder; also Senator(s) Jaquez Lewis--Concerning the restructuring of the performance-based incentive for film production in Colorado, and, in connection therewith, reducing an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	6	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	E	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Hansen, Marchman, Priola, Roberts, Rodriguez, Sullivan, and Winter F.

HB23-1146 by Representative(s) Valdez; also Senator(s) Rodriguez--Concerning a prohibition against an employer taking adverse action against an employee who accepts a gratuity, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

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YES	22	NO	11	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	N	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	E	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	N
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Danielson, Jaquez Lewis, Priola, and Winter F.

HB23-1194 by Representative(s) McLachlan and Pugliese; also Senator(s) Simpson and Ginal-- Concerning efforts to remediate risks associated with certain closed landfills, and, in connection therewith, creating the closed landfill remediation grant program, and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	1	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	E	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Kirkmeyer, Pelton B., Pelton R., Priola, Roberts, Will, and Zenzinger.

HB23-1258 by Representative(s) Sharbini and Garcia; also Senator(s) Cutter and Priola--Concerning creating a task force to study the costs associated with drug crimes, and, in connection therewith, making an appropriation.

At the request of Senator Rich, the bill was read at length.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	11	EXCUSED	2	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	E	Hansen	Y	Mullica	E	Sullivan	N
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Hinrichsen and Gonzales.

HB23-1190 by Representative(s) Boesenecker and Sirota; also Senator(s) Winter F. and Jaquez Lewis-- Concerning a right of first refusal to purchase qualifying multifamily residential property by a local government.

Laid over until later in the day, Sunday May 7, retaining its place on the calendar.

At the order of the President, Senator Mullica was added to the current roll call.

HB23-1174 by Representative(s) Amabile and Brown; also Senator(s) Baisley and Roberts--Concerning homeowner's insurance, and, in connection therewith, requiring certain reports related to the cost of reconstructing a home, increasing the notice requirement before an insurer can cancel or refuse to renew a homeowner's insurance policy, creating guaranteed replacement cost coverage in homeowner's insurance, and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Danielson, Fenberg, Gardner, Hansen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Marchman, Pelton B., Priola, Smallwood, Sullivan, and Will.

HB23-1220 by Representative(s) Holtorf and McCormick, Bockenfeld; also Senator(s) Pelton B. and Pelton R.--Concerning a study regarding the economic impact of the elimination of large-capacity groundwater withdrawal within the Republican river basin, and, in connection therewith, requiring the Colorado water center to conduct the study and report its findings and conclusions to certain legislative committees and making an appropriation.

Laid over until later in the day, Sunday May 7, retaining its place on the calendar.

HB23-1084 by Representative(s) Bradfield and Ortiz; also Senator(s) Gardner and Zenzinger-- Concerning the continuation of the income tax deduction for military retirement benefits.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Danielson, Exum, Fenberg, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Marchman, Moreno, Pelton B., Pelton R., Priola, Roberts, Simpson, Smallwood, Sullivan, Van Winkle, Will, and Winter F.

HB23-1200 by Representative(s) Ricks and Bockenfeld; also Senator(s) Mullica--Concerning improved outcomes for persons with behavioral health disorders.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	30	NO	4	EXCUSED	1	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Exum, Fenberg, Ginal, Gonzales, Hansen, Kolker, Priola, Rodriguez, Sullivan, Will, and Zenzinger.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SECOND REPORT OF FIRST CONFERENCE COMMITTEE
ON SB23-016

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 SB23-016, concerning measures to promote reductions in greenhouse gas emissions in Colorado, and, in connection therewith, making an appropriation, 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 amendment be recommended:

Amend rerevised bill, page 24, line 23, strike "THIRTY" and substitute "THIRTY-THREE".

Respectfully submitted,

Senate Committee:
(signed)
Chris Hansen, Chair
Kevin Priola
Kevin Van Winkle

House Committee:
(signed)
Karen McCormick, Chair
Emily Sirota
Matt Soper

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

COMMITTEE OF REFERENCE REPORTS

Appropriations After consideration on the merits, the Committee recommends that **HB23-1311** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB23-1066** be postponed indefinitely.

Appropriations After consideration on the merits, the Committee recommends that **HB23-1048** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

On motion of Majority Leader Moreno, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB23-1048, HB23-1311, HB23-1249, HB23-1294, HB23-1171 were made Special Orders at 3:35 p.m.

Committee of the Whole The hour of 3:35 p.m. having arrived, Senator Coleman moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Coleman was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1048 by Representative(s) Luck and Boesenecker; also Senator(s) Pelton R. and Ginal-- Concerning delineator posts on a two-lane state highway.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1294 by Representative(s) Bacon and Willford, Amabile, Boesenecker, Brown, deGruy Kennedy, Dickson, English, Epps, Garcia, Gonzales-Gutierrez, Hamrick, Jodeh, Joseph, Kipp, Lindsay, Lindstedt, Mabrey, Marshall, Michaelson Jenet, Ortiz, Parenti, Ricks, Sharbini, Story, Valdez, Velasco, Woodrow; also Senator(s) Winter F. and Gonzales--Concerning measures to protect communities from pollution, and, in connection therewith, making an appropriation.

Amendment No. 1(L.076), by Senator Gonzales.

Amend reengrossed bill, page 8, strike lines 15 through 24.

Renumber succeeding subsections accordingly.

Page 9, line 18, strike "FRIVOLOUS OR TRIVIAL;" and substitute "FRIVOLOUS, FALSIFIED, OR TRIVIAL;"

Page 10, line 13, strike "EVIDENCE." and substitute "EVIDENCE, UNLESS THE EVIDENCE IS, ON ITS FACE, FALSIFIED."

Page 14, strike lines 16 through 27.

Strike page 15.

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Page 16, strike lines 1 through 12.

Renumber succeeding sections accordingly.

Page 16, line 24, strike "FRIVOLOUS OR TRIVIAL;" and substitute "FRIVOLOUS, FALSIFIED, OR TRIVIAL;".

Page 17, line 3, strike "EVIDENCE." and substitute "EVIDENCE, UNLESS THE EVIDENCE IS, ON ITS FACE, FALSIFIED.".

Amendment No. 2(L.079), by Senator Winter.

Amend reengrossed bill, page 14, strike lines 2 through 15 and substitute:

"SECTION 6. In Colorado Revised Statutes, 34-60-106, **add** (11)(d) as follows:

34-60-106. Additional powers of commission - rules - definitions - repeal. (11) (d) (I) BY APRIL 28, 2024, THE COMMISSION SHALL PROMULGATE RULES THAT EVALUATE AND ADDRESS THE CUMULATIVE IMPACTS OF OIL AND GAS OPERATIONS. THE RULES SHALL INCLUDE A DEFINITION OF CUMULATIVE IMPACTS.

(II) THE COMMISSION SHALL PROVIDE RESOURCES TO SUPPORT COMMUNITY ENGAGEMENT IN THE PROCESS FROM AFFECTED COMMUNITIES, INCLUDING TRANSLATION, OUTREACH, AND OTHER STRATEGIES TO SUPPORT PUBLIC PARTICIPATION.

(III) IN PROMULGATING THE DEFINITION OF CUMULATIVE IMPACTS BY RULE PURSUANT TO SUBSECTION (11)(d)(I) OF THIS SECTION, THE COMMISSION SHALL REVIEW, CONSIDER, AND INCLUDE ADDRESSABLE IMPACTS TO CLIMATE, PUBLIC HEALTH, THE ENVIRONMENT, AIR QUALITY, WATER QUALITY, NOISE, ODOR, WILDLIFE, AND BIOLOGICAL RESOURCES, AND TO DISPROPORTIONATELY IMPACTED COMMUNITIES, AS DEFINED IN SECTION 24-4-109 (2)(b)(II).

(IV) AS USED IN THIS SUBSECTION (11)(d), "IMPACTS TO CLIMATE" MEANS QUANTIFICATION OF EMISSIONS OF GREENHOUSE GASES, AS DEFINED IN SECTION 25-7-140 (6), THAT OCCUR FROM SOURCES THAT ARE CONTROLLED OR OWNED BY THE OPERATOR AND REASONABLY FORESEEABLE TRUCK TRAFFIC AT AN OIL AND GAS LOCATION."

As amended, ordered revised and placed on the calendar for third reading and final passage.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Special Orders -- Second Reading of Bills Calendar (HB23-1311, HB23-1249, HB23-1171) of Sunday, May 7, was laid over until later in the day, Sunday, May 7, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	E	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1048, HB23-1294 as amended.

Laid over until later in the day, Sunday, May 7: HB23-1311, HB23-1249 as amended, HB23-1171.

At the order of the President, Senator Buckner was added to the current roll call.

APPOINTMENTS TO CONFERENCE COMMITTEE

Upon announcement of the President, Senator Pelton, B. replaced Senator Kirkmeyer as a conferee on HB23-1216, with Senators Danielson, Chair, and Jaquez Lewis.

Committee of the Whole On motion of Senator Roberts, the Senate resolved itself into the Committee of the Whole for consideration of Special Orders--Second Reading of Bills, and Senator Rodriguez was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1249 by Representative(s) Armagost and Gonzales-Gutierrez, Amabile, Bacon, Boesenecker, Bradfield, deGruy Kennedy, Duran, Epps, Garcia, Jodeh, Joseph, Lindstedt, Mabrey, Martinez, Ortiz, Sharbini, Velasco, Vigil, Woodrow; also Senator(s) Simpson and Coleman, Gonzales, Hinrichsen, Moreno--Concerning measures to improve outcomes for young children by replacing justice involvement with community-based services, and, in connection therewith, making an appropriation.

(Amended in Special Orders as printed in Senate journal May 1, page(s) 1259-1264, and May 4, page(s) 1350-1352.)

Amendment No. 16(L.213), by Senator Coleman.

Amend reengrossed bill, strike everything below the enacting clause and substitute:

"SECTION 1. Legislative declaration. (1) The general assembly finds and declares that:

(a) Providing developmentally appropriate services to young children to address the underlying causes of problematic behaviors prevents future youth misbehavior, thereby reducing recidivism in both adolescence and adulthood, which leads to safer communities;

(b) Behavioral health programs, schools, child welfare services, and other community-based programs and services are better equipped than the juvenile justice system to identify and address the needs of young children and to provide developmentally appropriate services to improve community safety and reduce the risk that young children commit future crimes as adults;

(c) Ensuring that community-based programs outside of the juvenile justice system are funded to serve young children at risk of involvement with the juvenile justice system, or who are currently facing delinquency charges, reduces the negative impacts for young children and their communities;

(d) Colorado has an existing system of local collaborative management programs that can be improved to ensure young children receive appropriate services outside of the juvenile justice system, which will improve outcomes for young children and make communities safer;

(e) Serving young children through local collaborative management programs reduces future victimization. Young children in the juvenile justice system are at a higher risk of becoming victims of violence within the justice system.

(f) A community-based alternative to serve young children is more

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equitable. Young children of color are more likely to be referred to the juvenile justice system and detained in juvenile justice facilities than White young children.

(g) Additional data collection regarding how children are currently served inside and outside the juvenile justice system is necessary to ensure community-based programs outside the juvenile justice system continue to effectively serve children.

(2) Therefore, the general assembly declares its intent to empower community-based responses in the health, education, and child welfare systems to serve children, including children who are under thirteen years of age, instead of the juvenile justice system.

SECTION 2. In Colorado Revised Statutes, 19-2.5-1404, **amend** (3)(b)(IX) and (3)(b)(X); and **add** (3)(b)(XI), (3)(b)(XII), (3)(b)(XIII), (3)(b)(XIV), and (3)(d) as follows:

19-2.5-1404. Working group for criteria for placement of juvenile offenders - establishment of formula - review of criteria - report. (3) (b) On or before July 1, 2023, and on or before July 1 each year thereafter, the department of human services shall submit a report to the working group, the judiciary committees of the senate and the house of representatives, or any successor committees, and the health and human services committee of the senate and the public and behavioral health and human services committee of the house of representatives, or any successor committees, including:

(IX) An analysis of the number of alleged and adjudicated juvenile offenders who are served by county ~~human services~~ departments through their child welfare systems and the impact on those county departments; ~~and~~

(X) ~~The recommendations of the working group made pursuant to subsection (3)(a)(III) of this section.~~ THE NUMBER OF YOUTH, BY AGE AND BY JUDICIAL DISTRICT, WHO AT THE TIME THEY RECEIVED SERVICES FROM A COUNTY DEPARTMENT, INCLUDING, BUT NOT LIMITED TO, SERVICES RECEIVED THROUGH PREVENTION SERVICES, AN ASSESSMENT, OR AN OPEN DEPENDENCY AND NEGLECT CASE, EITHER:

(A) HAD AN OPEN DELINQUENCY CASE IN A DISTRICT COURT;

(B) WERE ON JUVENILE PROBATION; OR

(C) HAD A JUVENILE DEFERRED SENTENCE;

(XI) THE NUMBER OF YOUTH, BY AGE AND BY JUDICIAL DISTRICT, WHO AT THE TIME THEY WERE PLACED IN OUT-OF-HOME PLACEMENT BY A COUNTY DEPARTMENT, EITHER:

(A) HAD AN OPEN DELINQUENCY CASE IN A DISTRICT COURT;

(B) WERE ON JUVENILE PROBATION; OR

(C) HAD A JUVENILE DEFERRED SENTENCE;

(XIII) THE AGE, RACE, GENDER, AND DISABILITY STATUS FOR THE CHILDREN DESCRIBED IN SUBSECTIONS (3)(b)(X), (3)(b)(XI), AND (3)(b)(XII) OF THIS SECTION; AND

(XIV) THE RECOMMENDATIONS OF THE WORKING GROUP MADE PURSUANT TO SUBSECTION (3)(a)(III) OF THIS SECTION.

(d) IF THE DEPARTMENT IS UNABLE TO PROVIDE ANY OF THE DATA REQUIRED IN THE ANNUAL REPORT PURSUANT TO SUBSECTION (3)(b) OF THIS SECTION, THE DEPARTMENT SHALL INCLUDE IN THE REPORT ITS PLAN TO COLLECT AND REPORT ON THE DATA THAT IS CURRENTLY UNAVAILABLE IN THE FOLLOWING YEAR. THE DEPARTMENT SHALL REPORT THE MISSING DATA THE FOLLOWING YEAR.

SECTION 3. In Colorado Revised Statutes, 24-1.9-102, **amend** (2)(d) and (2)(f); and **repeal** (2)(i) as follows:

24-1.9-102. Memorandum of understanding - local-level interagency oversight groups - individualized service and support teams - coordination of services for children and families - requirements - waiver.

(2) (d) **Creation of an oversight group.** The memorandum of understanding ~~shall~~ MUST create a local-level interagency oversight group and identify the oversight group's membership requirements, procedures for selection of officers, procedures for resolving disputes by a majority vote of those members authorized to vote, and procedures for establishing any necessary subcommittees of the interagency oversight group. Each interagency oversight group ~~shall~~ MUST include a local representative of each party to the memorandum of understanding specified in ~~paragraphs (a) and (a.5) of subsection (1)~~ SUBSECTIONS (1)(a) AND (1)(a.5) of this section, each of whom ~~shall be~~ IS a voting member of the interagency oversight group. In addition, the interagency oversight group may include, but is not limited to, the following advisory nonvoting members:

(I) Representatives of interested local private sector entities; ~~and~~

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(II) Family members or caregivers of children who would benefit from integrated multi-agency services or current or previous consumers of integrated multi-agency services; AND

(III) REPRESENTATIVES OR PRACTITIONERS FROM LOCAL, REGIONAL, OR STATEWIDE RESTORATIVE JUSTICE PROGRAMS.

(f) **Authorization to create individualized service and support teams.** The memorandum of understanding shall MUST include authorization for the interagency oversight group to establish individualized service and support teams to develop a service and support plan and to provide services to children and families. who would benefit from integrated multi-agency services:

(i) ~~Performance-based measures.~~ The department of human services and the persons specified in section 24-1.9-103 (2)(b) shall develop performance measures for the system of collaborative management, which measures may be modified biennially to ensure that the measures remain valid. The memorandum of understanding must identify performance measures developed pursuant to this paragraph (i). If the parties to the memorandum of understanding meet the identified performance measures, the memorandum of understanding must require the interagency oversight group to create a procedure, subject to the approval of the head or director of each agency or department specified in paragraphs (a) and (a.5) of subsection (1) of this section, to allow any incentive moneys received by the department of human services and allocated pursuant to section 24-1.9-104 to be reinvested by the parties to the memorandum of understanding to provide appropriate services to children and families who would benefit from integrated multi-agency services; as such population is defined by the memorandum of understanding pursuant to paragraph (c) of this subsection (2). The parties to a memorandum of understanding shall report annually to the department of human services on the performance measures identified in the parties' memorandum of understanding pursuant to this paragraph (i).

SECTION 4. In Colorado Revised Statutes, add 24-1.9-102.3 as follows:

24-1.9-102.3. Duties of individualized service and support teams.

(1) A LOCAL COLLABORATIVE MANAGEMENT PROGRAM, AS DESCRIBED IN SECTION 24-1.9-102, MUST CREATE ONE OR MORE INDIVIDUALIZED SERVICE AND SUPPORT TEAMS. AN INDIVIDUALIZED SERVICE AND SUPPORT TEAM MAY REFER A CHILD TO SERVICES AND MAY ESTABLISH A SERVICE AND SUPPORT PLAN FOR A CHILD AFTER MEETING WITH THE CHILD, THE CHILD'S FAMILY, AND ANY OTHER RELEVANT PARTY OR COMMUNITY PARTNERS.

(2) THE INFORMATION FORM FOR CHILDREN CREATED IN SECTION 24-1.9-102.7, OR ANY OTHER FORM CREATED BY THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM, MAY BE USED BY MULTIPLE AGENCIES TO REFER A CHILD TO A LOCAL COLLABORATIVE MANAGEMENT PROGRAM IN ACCORDANCE WITH THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM'S MEMORANDUM OF UNDERSTANDING. SUCH AGENCIES INCLUDE, BUT ARE NOT LIMITED TO:

- (a) LAW ENFORCEMENT;
- (b) A DISTRICT ATTORNEY;
- (c) A SCHOOL;
- (d) A FAMILY RESOURCE CENTER;
- (e) A CHILD ADVOCACY CENTER; AND
- (f) A COUNTY DEPARTMENT OF HUMAN OR SOCIAL SERVICES.

(3) ONLY THE FOLLOWING PERSONS OR AGENCIES HAVE ACCESS TO RECORDS CREATED BY AN INDIVIDUALIZED SERVICE AND SUPPORT TEAM, INCLUDING SERVICE AND SUPPORT PLANS:

- (a) THE COUNTY DEPARTMENT OF HUMAN OR SOCIAL SERVICES WHEN INVESTIGATING A REPORT OF A KNOWN OR SUSPECTED INCIDENT OF CHILD ABUSE OR NEGLECT OR PROVIDING SERVICES FOR A CHILD OR FAMILY WHO IS THE SUBJECT OF THE REPORT;
- (b) AN AGENCY WITH LEGAL RESPONSIBILITY OR AUTHORIZATION TO CARE FOR, TREAT, OR SUPERVISE A CHILD WHO IS THE SUBJECT OF THE RECORD;
- (c) A PARENT, LEGAL GUARDIAN OR CUSTODIAN, OR OTHER PERSON RESPONSIBLE FOR THE HEALTH OR WELFARE OF A CHILD NAMED IN A RECORD, OR THE ASSIGNED DESIGNEE OF ANY SUCH PERSON ACTING BY AND THROUGH A VALIDLY EXECUTED POWER OF ATTORNEY;
- (d) THE CHILD NAMED IN THE RECORD AND THE CHILD'S GUARDIAN AD LITEM OR COUNSEL FOR YOUTH;
- (e) (I) A SERVICE PROVIDER WHO IS AND CONTINUES TO BE OFFICIALLY AND PROFESSIONALLY INVOLVED IN THE CARE OF THE CHILD WHO IS THE SUBJECT OF THE RECORD, BUT ONLY WITH REGARD TO INFORMATION THAT THE SERVICE PROVIDER HAS A NEED TO KNOW IN ORDER TO FULFILL THE SERVICE

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- PROVIDER'S PROFESSIONAL, OFFICIAL, AND ONGOING ROLE, INCLUDING:
- (A) HOSPITAL PERSONNEL ENGAGED IN THE ADMISSION, CARE, OR TREATMENT OF THE CHILD;
- (B) MENTAL HEALTH PROFESSIONALS;
- (C) PHYSICIANS OR SURGEONS, INCLUDING PHYSICIANS IN TRAINING;
- (D) REGISTERED NURSES OR LICENSED PRACTICAL NURSES;
- (E) DENTISTS;
- (F) PSYCHOLOGISTS LICENSED PURSUANT TO PART 3 OF ARTICLE 245 OF TITLE 12;
- (G) UNLICENSED PSYCHOTHERAPISTS;
- (H) PROFESSIONAL COUNSELORS LICENSED PURSUANT TO PART 6 OF ARTICLE 245 OF TITLE 12;
- (I) MARRIAGE AND FAMILY THERAPISTS LICENSED PURSUANT TO PART 5 OF ARTICLE 245 OF TITLE 12;
- (J) PUBLIC OR PRIVATE SCHOOL OFFICIALS OR EMPLOYEES;
- (K) SOCIAL WORKERS LICENSED PURSUANT TO PART 4 OF ARTICLE 245 OF TITLE 12 OR INDIVIDUALS EMPLOYED BY AN AGENCY THAT IS LICENSED OR CERTIFIED PURSUANT TO PART 9 OF ARTICLE 6 OF TITLE 26 OR PART 3 OF ARTICLE 5 OF TITLE 26.5;
- (L) VICTIM'S ADVOCATES, AS DEFINED IN SECTION 13-90-107 (1)(k)(II);
- (M) CLERGY MEMBERS, AS DEFINED IN SECTION 19-3-304 (2)(aa)(III);

OR

(N) EDUCATORS PROVIDING SERVICES THROUGH THE FEDERAL SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR WOMEN, INFANTS, AND CHILDREN, AS PROVIDED FOR IN 42 U.S.C. SEC. 1786.

(II) INFORMATION DISCLOSED TO A SERVICE PROVIDER PURSUANT TO THIS SUBSECTION (3)(e) IS CONFIDENTIAL AND SHALL NOT BE DISCLOSED BY THE SERVICE PROVIDER TO ANY OTHER PERSON, EXCEPT AS PROVIDED BY LAW.

(4) INFORMATION DISCLOSED PURSUANT TO SUBSECTION (3) OF THIS SECTION MUST NOT INCLUDE THE CONTACT INFORMATION OF A VICTIM, OR ANY IDENTIFYING INFORMATION OF A VICTIM, UNLESS THE VICTIM CONSENTS TO SHARING INFORMATION.

(5) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, A CHILD'S RECORDS, STATEMENTS, OR HISTORY WITH THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM ARE NOT, WITHOUT THE CHILD'S CONSENT, ADMISSIBLE AS EVIDENCE IN ANY ADJUDICATORY OR CRIMINAL HEARING IN WHICH THE CHILD IS ACCUSED AND ARE NOT SUBJECT TO SUBPOENA IN ANY ADJUDICATORY OR CRIMINAL HEARING IN WHICH THE JUVENILE IS ACCUSED. THIS SUBSECTION (5) DOES NOT SUPERCEDE ANY OBLIGATIONS AND DUTIES OF ANY MANDATORY REPORTER PURSUANT TO SECTION 19-3-304.

SECTION 5. In Colorado Revised Statutes, **amend** 24-1.9-102.5 as follows:

24-1.9-102.5. Evaluation. The department of human services shall ensure that an annual external evaluation of the statewide program and each county or regional program is conducted by an independent outside entity. The department may contract with the outside entity to conduct an external evaluation of those counties that opted not to participate in the collaborative management program. The department of human services shall utilize ~~moneys~~ MONEY in the ~~performance-based~~ collaborative management ~~incentive~~ cash fund created in section 24-1.9-104, or any general fund ~~moneys~~ MONEY appropriated for this purpose, for annual external evaluations of the counties participating in memorandums of understanding pursuant to section 24-1.9-102, also known as the LOCAL collaborative management program, as well as external evaluations as determined by the department of human services of those counties that opted to not participate in the collaborative management program. The annual external evaluation must include any evaluation that may be required in connection with a waiver authorized pursuant to section 24-1.9-102 (4). ~~and an evaluation of whether the parties to a collaborative management program have successfully met or exceeded the performance measures identified in the parties' memorandum of understanding pursuant to section 24-1.9-102.(2)(i).~~ Each county participating in the LOCAL collaborative management program shall participate fully in the annual external evaluation.

SECTION 6. In Colorado Revised Statutes, **amend** 24-1.9-102.7 as follows:

24-1.9-102.7. Technical assistance. (1) The department of human services shall develop and implement training for counties participating in ~~or interested in participating in~~ the LOCAL collaborative management program. The department of human services shall utilize ~~moneys~~ MONEY in the ~~performance-based~~ collaborative management ~~incentive~~ cash fund created in

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section 24-1.9-104, or any general fund ~~moneys~~ MONEY appropriated for this purpose, to develop and implement training for counties. The training ~~shall~~ MUST identify management strategies to collaborate effectively and efficiently to share resources or to manage and integrate the treatment and services provided to children and families receiving collaborative management services pursuant to this ~~article~~ ARTICLE 1.9, AND STRATEGIES TO ADDRESS THE NEEDS OF CHILDREN WHO WOULD BENEFIT FROM INTEGRATED MULTI-AGENCY SERVICES, INCLUDING CHILDREN WHO HAVE HAD CONTACT WITH LAW ENFORCEMENT OR ARE AT RISK OF INVOLVEMENT WITH THE JUVENILE JUSTICE SYSTEM. IN DEVELOPING SERVICES TO SUPPORT VICTIMS, THE DEPARTMENT OF HUMAN SERVICES SHALL CONSULT WITH THE DEPARTMENT OF PUBLIC SAFETY AND THE DISTRICT ATTORNEYS. IN DEVELOPING THE TRAINING AND STRATEGIES TO INTEGRATE TREATMENT AND SERVICES FOR CHILDREN WHO HAVE ENGAGED IN BEHAVIOR IN WHICH THE UNDERLYING FACTUAL BASIS INVOLVES UNLAWFUL SEXUAL BEHAVIOR, THE DEPARTMENT OF HUMAN SERVICES SHALL CONSULT WITH THE SEX OFFENDER MANAGEMENT BOARD CREATED PURSUANT TO SECTION 16-11.7-103. IN DEVELOPING THE TRAINING AND OVERSIGHT, THE DEPARTMENT OF HUMAN SERVICES SHALL CONSIDER THE REPORT FROM THE PRE-ADOLESCENT SERVICES TASK FORCE CREATED IN SECTION 19-3-304.4.

(2) ON OR BEFORE DECEMBER 1, 2023, THE DEPARTMENT OF HUMAN SERVICES SHALL CREATE A MODEL INFORMATION FORM FOR CHILDREN FOR A PARTY TO USE TO REFER A CHILD TO A LOCAL COLLABORATIVE MANAGEMENT PROGRAM FOR ASSESSMENT AND SERVICES.

SECTION 7. In Colorado Revised Statutes, 24-1.9-103, **amend** (1)(a), (1)(c), (2)(b)(II), (2)(b)(III), and (2)(b)(VI); and **add** (1)(b.5), (1)(b.7), (1)(b.8), and (1)(b.9) as follows:

24-1.9-103. Reports - executive director review. (1) Commencing January 1, 2007, and on or before each January 1 thereafter, each interagency oversight group shall provide a report to the executive director of each department and agency that is a party to any memorandum of understanding entered into that includes:

(a) The number of children and families served through the ~~local-level~~ individualized service and support teams and A DESCRIPTION OF THE RECOMMENDED SERVICES; the outcomes of the services provided, including THE NUMBER, AGE, RACE, GENDER, AND, IF KNOWN, THE DISABILITY STATUS OF THE CHILDREN SERVED; A DESCRIPTION OF THE OUTCOMES FOR CHILDREN SERVED; AND a description of any reduction in duplication or fragmentation of services provided and a description of any significant improvement in outcomes for children and families;

(b.5) THE NUMBER OF CHILDREN AND FAMILIES WHO WERE REFERRED TO A LOCAL COLLABORATIVE MANAGEMENT PROGRAM AND DID NOT RECEIVE RECOMMENDED SERVICES, INCLUDING A DESCRIPTION OF THE SERVICES THAT WERE RECOMMENDED BUT NOT PROVIDED; A DESCRIPTION OF THE BARRIERS TO PROVIDING SUCH SERVICES; AND THE AGE, RACE, GENDER, AND, IF KNOWN, THE DISABILITY STATUS OF THE CHILDREN;

(b.7) THE NUMBER OF CHILDREN, BY AGE, SERVED BY A LOCAL COLLABORATIVE MANAGEMENT PROGRAM, WHO WERE REFERRED BY THE JUVENILE JUSTICE SYSTEM;

(b.8) THE NUMBER OF CHILDREN, BY AGE, WHO WERE SERVED BY A LOCAL COLLABORATIVE MANAGEMENT PROGRAM, WHO WERE REFERRED BY A COUNTY DEPARTMENT OF HUMAN OR SOCIAL SERVICES, INCLUDING REFERRALS THROUGH A DEPENDENCY AND NEGLECT CASE;

(b.9) THE NUMBER OF CHILDREN, BY AGE, WHO WERE SERVED BY A LOCAL COLLABORATIVE MANAGEMENT PROGRAM AND WHO IDENTIFIED THEMSELVES TO THE LOCAL COLLABORATIVE MANAGEMENT PROGRAM AS:

(I) A NAMED VICTIM IN A CRIMINAL PROTECTION ORDER PURSUANT TO SECTION 18-1-1001 OR IN A JUVENILE DELINQUENCY OR CRIMINAL CASE;

(II) A RECIPIENT OF VICTIM COMPENSATION PURSUANT TO PART 4.1 OF THIS TITLE 24; OR

(III) A PROTECTED PARTY IN A PROTECTION ORDER PURSUANT TO PART 14 OF TITLE 13, SECTION 19-2-707 AS IT EXISTED PRIOR TO ITS REPEAL IN 2021, OR SECTION 18-1-1001;

(c) An accounting of ~~moneys~~ MONEY that ~~were~~ WAS reinvested in additional services provided to children or families who would benefit from integrated multi-agency services due to cost-savings that may have resulted; ~~or due to meeting or exceeding performance measures identified in the memorandum of understanding pursuant to section 24-1.9-102(2)(i);~~

(2) (b) The following persons or their designees shall attend the annual meeting required pursuant to subsection (2)(a) of this section:

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(II) A superintendent of a school district that has entered into a memorandum of understanding, ~~and has met or exceeded the performance measures identified in the memorandum of understanding pursuant to section 24-1.9-102 (2)(i);~~ as such superintendent is selected by the commissioner of education;

(III) A director of a county department of human or social services that has entered into a memorandum of understanding, ~~and has met or exceeded the performance measures identified in the memorandum of understanding pursuant to section 24-1.9-102 (2)(i);~~ as such director is selected by the executive director of the state department of human services;

(VI) A director of a local mental health center that has entered into a memorandum of understanding, ~~and has met or exceeded the performance measures identified in the memorandum of understanding pursuant to section 24-1.9-102 (2)(i);~~ as such director is selected by the executive director of the department of human services;

SECTION 8. In Colorado Revised Statutes, **amend** 24-1.9-104 as follows:

24-1.9-104. Cash fund - creation - grants, gifts, and donations.

(1) On July 1, 2005, there ~~shall be~~ IS created in the state treasury the ~~performance-based collaborative management incentive~~ cash fund, which ~~shall be~~ IS referred to in this section as the "fund". The ~~moneys~~ MONEY in the fund ~~shall be~~ IS subject to annual appropriation by the general assembly to the department of human services for state fiscal year 2005-06 and each fiscal year thereafter. The fund ~~shall consist~~ CONSISTS of ~~moneys~~ MONEY received from docket fees in civil actions and transferred as specified in section 13-32-101. ~~(5)(a)(II), C.R.S.~~

(1.5) ON JULY 1, 2023, AND ANNUALLY THEREAFTER, THE GENERAL ASSEMBLY SHALL APPROPRIATE MONEY TO THE FUND TO SERVE CHILDREN WHO WOULD BENEFIT FROM INTEGRATED MULTI-AGENCY SERVICES, INCLUDING CHILDREN WHO HAVE HAD CONTACT WITH LAW ENFORCEMENT OR WHO ARE AT RISK OF INVOLVEMENT WITH THE JUVENILE JUSTICE SYSTEM.

(2) The executive director of the department of human services is authorized to accept and expend on behalf of the state any grants, gifts, or donations from any private or public source for the purposes of this section. All private and public funds received through grants, gifts, or donations ~~shall~~ MUST be transmitted to the state treasurer, who shall credit the same to the fund in addition to ~~moneys~~ MONEY credited pursuant to subsection (1) of this section and any ~~moneys~~ MONEY that may be appropriated to the fund directly by the general assembly. All investment earnings derived from the deposit and investment of ~~moneys~~ MONEY in the fund ~~shall remain~~ REMAINS in the fund and ~~shall not be transferred~~ DOES NOT TRANSFER or revert to the general fund of the state or any other fund at the end of any fiscal year.

(2.5) Notwithstanding any provision of this section to the contrary, on June 1, 2009, the state treasurer shall deduct three hundred thousand dollars from the fund and transfer such sum to the general fund.

(3) (a) On and after July 1, 2005, the executive director of the department of human services shall allocate the ~~moneys~~ MONEY in the fund, and any general fund ~~moneys~~ MONEY appropriated for this purpose, ~~to provide incentives to parties to a memorandum of understanding who have agreed to performance-based collaborative management pursuant to section 24-1.9-102 (2)(i) and who, based upon the annual report to the department of human services pursuant to section 24-1.9-102 (2)(i), have successfully met or exceeded the performance measures identified in the parties' memorandum of understanding pursuant to section 24-1.9-102 (2)(i). The incentives shall be used to provide services to children and families who would benefit from integrated multi-agency services, as such population is defined by the memorandum of understanding pursuant to section 24-1.9-102 (2)(c).~~ THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HUMAN SERVICES SHALL:

(I) BEGINNING JULY 1, 2023, DISTRIBUTE ADDITIONAL FUNDS APPROPRIATED FOR THE 2023-24 STATE FISCAL YEAR TO THE FUND TO EXISTING COLLABORATIVE MANAGEMENT PROGRAMS PURSUANT TO THE FUNDING FORMULA IN PLACE ON JUNE 30, 2023;

(II) BEGINNING JULY 1, 2024, PROVIDE AN ANNUAL SUM TO EACH LOCAL COLLABORATIVE MANAGEMENT PROGRAM TO PROVIDE SERVICES TO CHILDREN WHO WOULD BENEFIT FROM INTEGRATED MULTI-AGENCY SERVICES, INCLUDING CHILDREN WHO HAVE HAD CONTACT WITH LAW ENFORCEMENT OR WHO ARE AT RISK OF INVOLVEMENT WITH THE JUVENILE JUSTICE SYSTEM. FOR THE 2024-25 STATE FISCAL YEAR AND EACH STATE FISCAL YEAR THEREAFTER, THE AMOUNT OF THE SUM PROVIDED TO EACH LOCAL COLLABORATIVE MANAGEMENT

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PROGRAM MUST BE DETERMINED THROUGH A FUNDING FORMULA THAT CONSIDERS:

- (A) THE AMOUNT OF MONEY AVAILABLE IN THE FUND;
- (B) THE NEED FOR A BASE OF RESOURCES TO DIRECT A CHILD AND THE CHILD'S FAMILY MEMBERS TO APPROPRIATE SERVICES; AND
- (C) THE NUMBER OF CHILDREN IN THE POPULATION TO BE SERVED, AS DEFINED BY THE MEMORANDUM OF UNDERSTANDING PURSUANT TO SECTION 24-1.9-102, IN EACH COUNTY OR REGION.

(a.5) On and after July 1, 2008, the executive director of the department of human services is authorized to allocate ~~moneys~~ MONEY in the fund, and any general fund ~~moneys~~ MONEY appropriated for this purpose, to be used to cover the direct and indirect costs of the external evaluation of the ~~performance-based~~ collaborative management program described in section 24-1.9-102 and the technical assistance and training for counties as described in section 24-1.9-102.7.

(b) For purposes of allocating ~~incentive moneys~~ MONEY pursuant to this subsection (3), the executive director of the department of human services shall submit an accounting of ~~moneys~~ MONEY in the fund, ~~available for incentives~~, and any general fund ~~moneys~~ MONEY appropriated for this purpose, and a proposal for the allocation of ~~incentive moneys~~ MONEY to the state board of human services for review and approval prior to the allocation of the ~~moneys~~ MONEY. The state board of human services shall approve the proposal not later than thirty days after receipt of the proposal from the executive director of the department of human services.

SECTION 9. In Colorado Revised Statutes, **add** 24-1.9-105 as follows:

24-1.9-105. Funding for future local collaborative management programs. (1) FOR STATE FISCAL YEAR 2023-24, THE GENERAL ASSEMBLY SHALL APPROPRIATE TWO MILLION DOLLARS FROM THE GENERAL FUND TO THE DEPARTMENT OF HUMAN SERVICES TO BE USED TO ASSIST INTERESTED COUNTIES THAT DO NOT ALREADY OPERATE A LOCAL COLLABORATIVE MANAGEMENT PROGRAM WITH ESTABLISHING A LOCAL COLLABORATIVE MANAGEMENT PROGRAM OR JOINING AN EXISTING LOCAL COLLABORATIVE MANAGEMENT PROGRAM. THE DEPARTMENT OF HUMAN SERVICES SHALL DETERMINE THE AMOUNT THAT IS DISTRIBUTED TO A COUNTY FOR THIS PURPOSE.

(2) ALL UNEXPENDED OR UNENCUMBERED MONEY THAT REMAINS AT THE END OF STATE FISCAL YEAR 2023-24 SHALL REVERT TO THE COLLABORATIVE MANAGEMENT CASH FUND CREATED IN SECTION 24-1.9-104.

SECTION 10. In Colorado Revised Statutes, 27-50-403, **amend** (2)(f) as follows:

27-50-403. Behavioral health administrative services organizations - contract requirements - individual access - care coordination. (2) A behavioral health administrative services organization shall:

(f) Require collaboration with all local law enforcement and county agencies in the service area, including county departments of human or social services AND LOCAL COLLABORATIVE MANAGEMENT PROGRAMS WITHIN THE SERVICE AREA;

SECTION 11. In Colorado Revised Statutes, 27-50-404, **amend** (3) as follows:

27-50-404. Care coordination - responsibilities of behavioral health administrative services organizations - coordination with managed care entities. (3) A behavioral health administrative services organization shall ensure care coordination services through its network and include local partners, when appropriate, such as ~~counties and school districts~~ COUNTIES, SCHOOL DISTRICTS, AND LOCAL COLLABORATIVE MANAGEMENT PROGRAMS.

SECTION 12. In Colorado Revised Statutes, **add** 20-1-115 as follows:

20-1-115. Reporting of children in diversion programs. (1) ON OR BEFORE JULY 1, 2024, AND EACH JULY 1 THEREAFTER, THE DISTRICT ATTORNEY OF EACH JUDICIAL DISTRICT SHALL SUBMIT A REPORT, EITHER INDIVIDUALLY OR THROUGH THE COLORADO DISTRICT ATTORNEYS' COUNCIL, TO THE HOUSE OF REPRESENTATIVES JUDICIARY COMMITTEE AND THE SENATE JUDICIARY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, THAT INCLUDES THE FOLLOWING FROM THE PREVIOUS TWELVE MONTHS IN THE JUDICIAL DISTRICT:

(a) THE NUMBER OF CHILDREN TEN YEARS OF AGE OR OLDER BUT UNDER THIRTEEN YEARS OF AGE WHO WERE OFFERED AN OPPORTUNITY TO PARTICIPATE IN A DIVERSION PROGRAM BUT DECLINED TO PARTICIPATE;

(b) THE NUMBER OF CHILDREN TEN YEARS OF AGE OR OLDER BUT UNDER THIRTEEN YEARS OF AGE WHO PARTICIPATED IN A DIVERSION PROGRAM;

(c) THE NUMBER OF CHILDREN TEN YEARS OF AGE OR OLDER BUT UNDER THIRTEEN YEARS OF AGE WHO WERE CHARGED WITH AN OFFENSE IN A JUVENILE

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PROCEEDING AS A CONSEQUENCE OF FAILING TO SUCCESSFULLY COMPLETE A DIVERSION PROGRAM; AND

(d) THE NUMBER OF CHILDREN TEN YEARS OF AGE OR OLDER BUT UNDER THIRTEEN YEARS OF AGE WHO ENTER INTO A DIVERSION PROGRAM AND, AT THE TIME OF ENTRY INTO THE DIVERSION PROGRAM OR DURING PARTICIPATION IN THE DIVERSION PROGRAM, ARE KNOWN TO THE DIVERSION PROGRAM OR DISTRICT ATTORNEY'S OFFICE TO RECEIVE SERVICES FROM A COUNTY DEPARTMENT OF HUMAN OR SOCIAL SERVICES, INCLUDING SERVICES PROVIDED THROUGH PREVENTION PROGRAMS, ASSESSMENT, A DEPARTMENT OF HUMAN SERVICES CASE WITHOUT COURT INVOLVEMENT, OR A DEPENDENCY AND NEGLECT CASE;

SECTION 13. Appropriation. (1) For the 2023-24 state fiscal year, \$2,257,411 is appropriated to the department of human services for use by the division of child welfare. This appropriation is from the general fund. To implement this act, the division may use the appropriation as follows:

(a) \$257,411 for collaborative management program administration and evaluation, which amount is based on an assumption that the division will require an additional 1.0 FTE; and

(b) \$2,000,000 to be distributed pursuant to section 24-1.9-105, C.R.S.

(2) For the 2023-24 state fiscal year, \$1,165,039 is appropriated to the collaborative management cash fund created in section 24-1.9-104 (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.

(3) For the 2023-24 state fiscal year, \$1,165,039 is appropriated to the department of human services for use by the division of child welfare for distribution to existing collaborative management programs pursuant to section 24-1.9-104, C.R.S. This appropriation is from reappropriated funds in the collaborative management cash fund under subsection (2) of this section.

SECTION 14. 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; 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 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Amend Senate Journal, dated May 1, 2023, HB 23-1249, page 1259, strike lines 19 through 69.

Strike pages 1260 through 1263.

Page 1264, strike lines 1 through 20.

Amend Senate Journal, dated May 4, 2023, HB 23-1249, page 1350, strike lines 51 through 66.

Strike page 1351.

Page 1352, strike lines 1 through 13.

As amended, ordered revised and placed on the calendar for third reading and final passage.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the Special Orders -- Second Reading of Bills Calendar (HB23-1311 and HB23-1171) of Sunday, May 7, was laid over until later in the day, Sunday, May 7, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Marchman, the report of the Committee of the Whole was adopted on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1249 as amended.

Laid over until later in the day, Sunday, May 7: HB23-1311, HB23-1171.

THIRD READING OF BILLS -- FINAL PASSAGE (cont'd)

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1190 by Representative(s) Boesenecker and Sirotka; also Senator(s) Winter F. and Jaquez Lewis-- Concerning a right of first refusal to purchase qualifying multifamily residential property by a local government.

A majority of those elected to the Senate having voted in the affirmative, Senator Winter was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.080), by Senator Winter.

Amend revised bill, page 8, line 19, strike "(2)(a)" and substitute "(3)".

Page 21, line 3, strike "(3)(a)(III)," and substitute "(3)(a)(III) AND THE WAIVER SET FORTH IN SUBSECTION (3) OF THIS SECTION,".

Page 22, after line 22 insert:

"(3) IN ADDITION TO NOT RESPONDING TO A RESIDENTIAL SELLER'S NOTICE AS SET FORTH IN SECTION 29-4-1202 (3)(a)(III) AND THE WAIVER SET FORTH IN SUBSECTION (2) OF THIS SECTION, THE LOCAL GOVERNMENT MAY ALSO WAIVE ITS RIGHTS UNDER THIS PART 12 IF THE GOVERNING BODY OF THE LOCAL GOVERNMENT ELECTS TO DISCLAIM ANY RIGHTS PROVIDED UNDER THIS PART 12 WITH RESPECT TO ANY PROPOSED TRANSACTION OR FOR ANY DURATION OF TIME.".

Page 24, lines 24 and 25, strike "GOVERNMENT IN THE JURISDICTION THE QUALIFYING PROPERTY IS LOCATED," and substitute "GOVERNMENT,".

The amendment was **passed** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of those elected to the Senate having voted in the affirmative, Senator Smallwood was given permission to offer a third reading amendment.

Third Reading Amendment No. 2(L.081), by Senator Winter.

Amend revised bill, page 19, strike lines 3 through 5 and substitute:

"(a) MADE TO A FAMILY MEMBER, AS DEFINED IN SECTION 8-13.3-503 (11), OF THE RESIDENTIAL SELLER;"

The amendment was **passed** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	19	NO	16	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	N	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	N	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	N
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter and Moreno.

HB23-1220 by Representative(s) Holtorf and McCormick, Bockenfeld; also Senator(s) Pelton B. and Pelton R.--Concerning a study regarding the economic impact of the elimination of large-capacity groundwater withdrawal within the Republican river basin, and, in connection therewith, requiring the Colorado water center to conduct the study and report its findings and conclusions to certain legislative committees and making an appropriation.

Laid over until Monday, May 8, retaining its place on the calendar.

Committee of the Whole On motion of Senator Coleman, the Senate resolved itself into the Committee of the Whole for consideration of Special Orders--Second Reading of Bills, and Senator Coleman was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB23-1311 by Representative(s) deGruy Kennedy and Weissman; also Senator(s) Hansen and Hinrichsen--Concerning the creation of an identical refund payment of excess state revenues from all sources as a mechanism to refund a portion of the excess state revenues for the 2022-23 state fiscal year only.

Ordered revised and placed on the calendar for third reading and final passage.

HB23-1171 by Representative(s) Mabrey and Gonzales-Gutierrez, Bacon, Boesenecker, deGruy Kennedy, Dickson, Duran, Epps, Garcia, Jodeh, Lieder, Lindsay, Lindstedt, Ortiz, Velasco, Vigil, Willford, Woodrow; also Senator(s) Gonzales and Hinrichsen--Concerning requiring just cause for the eviction of a tenant from a residential premises.

Laid over until later in the day, Sunday, May 7, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB23-1311 by Representative(s) deGruy Kennedy and Weissman; also Senator(s) Hansen and Hinrichsen--Concerning the creation of an identical refund payment of excess state revenues from all sources as a mechanism to refund a portion of the excess state revenues for the 2022-23 state fiscal year only.

Senator Kirkmeyer moved to amend the Report of the Committee of the Whole to show that the following Kirkmeyer floor amendment, (L.024) to HB 23-1311, did pass, and that HB 23-1311, as amended, did pass.

Amend reengrossed bill, page 3, after line 23 insert:

"(4) THE EXECUTIVE DIRECTOR SHALL ISSUE EACH REFUND REQUIRED BY THIS SECTION ON AN INSTRUMENT THAT INCLUDES THE PHRASE "YOUR COLORADO TABOR REFUND"."

Renumber succeeding section accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	12	NO	23	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator Lundeen moved to amend the Report of the Committee of the Whole to show that the following Kirkmeyer floor amendment, (L.023) to HB 23-1311, did pass and that HB 23-1311, as amended, did pass.

Amend reengrossed bill, page 3, strike lines 25 through 27.

Page 4, strike lines 1 through 8.

Renumber succeeding section accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	12	NO	23	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator Kirkmeyer moved to amend the Report of the Committee of the Whole to show that the following Kirkmeyer floor amendment, (L.029) to HB 23-1311, did pass and that HB 23-1311, as amended, did pass.

Amend reengrossed bill, page 3, after line 23 insert:

"(4) AN ELECTED OFFICIAL SHALL NOT USE ANY APPROPRIATION OF STATE OR FEDERAL MONEY TO PAY FOR ADVERTISING EXPENSES THAT PROMINENTLY FEATURE A PERSON, A PERSON'S NAME, THE SEAL OF THE STATE OF COLORADO, OR STATE OF COLORADO LETTERHEAD IN MATERIALS THAT DISCUSS THE REFUND SET FORTH PURSUANT TO THIS SECTION. FOR PURPOSES OF THIS SECTION, ADVERTISING INCLUDES THE ATTEMPT BY PUBLICATION, DISSEMINATION, SOLICITATION, OR CIRCULATION, A VISUAL, ORAL, OR WRITTEN NOTICE OR COMMUNICATION THAT IS NOT AN OFFICIAL NOTICE OR COMMUNICATION THAT IS NOT AUTHORIZED OR REQUIRED BY LAW."

Re-number succeeding subsection accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	12	NO	23	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator Gardner moved to amend the Report of the Committee of the Whole to show that the following amendment to HB 23-1311 did pass, and that HB 23-1311, as amended, did pass.

Amend reengrossed bill, page 4, strike lines 9 through 11 and substitute:

SECTION 3. Refer to people under referendum. At the election held on November 7, 2023, 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 people of the state be refunded the state revenue in excess of the limitation on state fiscal year spending imposed by section 20 (7)(a) of article X of the state constitution that the state is required to refund under section 20 (7)(d) of article X of the state constitution in amounts that are the same for each taxpayer for state fiscal year 2022-23?" 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.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	12	NO	23	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

Senator Liston moved to amend the Report of the Committee of the Whole to show that the following Liston floor amendment, (L.027) to HB 23-1311, did pass and that HB 23-1311 did pass.

Amend reengrossed bill, page 3, after line 23 insert:

"(4) THE EXECUTIVE DIRECTOR SHALL PROVIDE NOTICE TO ALL RECIPIENTS OF A REFUND ISSUED PURSUANT TO THIS SECTION THAT STATES THE AMOUNT OF THE REFUND THAT WOULD ACCRUE UNDER 39-22-2003 IF HOUSE BILL 23-1311, ENACTED IN 2023, DID NOT PASS, AND THE AMOUNT OF THE REFUND THAT ACCRUES PURSUANT TO THIS SECTION."

Re-number succeeding subsection accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	12	NO	23	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	N	Marchman	N	Simpson	Y
Bridges	N	Gonzales	N	Moreno	N	Smallwood	Y
Buckner	N	Hansen	N	Mullica	N	Sullivan	N
Coleman	N	Hinrichsen	N	Pelton B.	Y	Van Winkle	Y
Cutter	N	Jaquez	N	Pelton R.	Y	Will	Y
Danielson	N	Kirkmeyer	Y	Priola	N	Winter F.	N
Exum	N	Kolker	N	Rich	Y	Zenzinger	N
Fields	N	Liston	Y	Roberts	N	President	N
Gardner	Y	Lundeen	Y	Rodriguez	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB23-1311.

Laid over until later in the day, Sunday, May 7: HB23-1171.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Sunday, May 7 was laid over until Monday, May 8, retaining its place on the calendar.

Special Orders -- Second Reading of Bills: HB23-1171, HB23-1065.

Consideration of House Amendments to Senate Bills: SB23-213.

MESSAGE FROM THE HOUSE

May 7, 2023

Mr. President:

The House has postponed indefinitely SB23-158. The bill is returned herewith.

The House has voted not to concur in the Senate amendments to HB23-1147 and requests that a conference committee be appointed. The Speaker has appointed Representatives Kipp, chair, Boesenecker, and Weinberg as House conferees on the First Conference Committee on HB23-1147. The bill is transmitted herewith.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Winter, Chair, Priola, and Van Winkle as Senate conferees on the first conference committee on [HB23-1147](#).

TRIBUTES

Honoring:

Coach Tom Hilbert -- By Senator Joann Ginal

The Denver East High School Boys' Basketball Team -- By Senator Chris Hansen

Deputy Alton "AJ" McGuffin -- By Senator Byron H. Pelton

Lieutenant Kathleen Hancock -- By Senators Rhonda Fields, Janet Buckner, James Coleman, and Tony Exum

Rocky Mountain Promotional Products and Apparel -- By President Steve Fenberg and Speaker Julie McCluskie

Addison Parman -- By Senator Dylan Roberts

Raymond A. Romero -- By Senator Julie Gonzales

Mariachi Los Correcaminos de MSU Denver -- By Senator Julie Gonzales

The Butterfly Pavilion -- By Senator Faith Winter

Gary Shapiro -- By Senator Rhonda Fields

Kate Pitones -- By Senator Robert Rodriguez

Calista Blaschke -- By Senator Robert Rodriguez

Colorado Neurodiversity Chamber of Commerce -- By Senators Dylan Roberts, Nick

Hinrichsen, Jeff Bridges, Lisa Cutter, Janet Buckner, James Coleman, Joann Ginal,

Sonya Jaquez Lewis, Chris Kolker, Janice Marchman, Kevin Priola, Chris Hansen,

President Steve Fenberg, and Speaker Julie McCluskie

Aliyah Acevedo -- By Senator Dominick Moreno & Representative Dafna Michaelson

Jenet

Two Sole Sisters -- By President Steve Fenberg

The Sink -- By President Steve Fenberg

Bohemian Biergarten -- By President Steve Fenberg

Foolish Craig's Café -- By President Steve Fenberg

Boulder Dushanbe Teahouses -- By President Steve Fenberg

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Motorcycle Safety Awareness Month -- By Senator Paul Lundeen and Representative Ryan Armagost	1
Kathleen A. Shea and Ray Marenstein -- By Senator Chris Kolker	2
Eugene Brown -- By Senator Byron H. Pelton and Representative Richard Holtorf	3
The Denver Alumni Chapter, Colorado Springs Alumni Chapter, Omicron Zeta Chapter, and Omicron Pi Chapter of Kappa Alpha Psi Fraternity Inc. -- By Senators Rhonda Fields, Janet Buckner, Tony Exum, and James Coleman and Representatives Jennifer Bacon, Elisabeth Epps, Leslie Herod, Naquetta Ricks, Iman Jodeh, Junie Joseph, and Regina English	4
The George Washington High School Speech & Debate Team -- By Senator Chris Hansen	5
CLD-9 -- By President Steve Fenberg	6
Brian MacDonald -- By Senator Larry Liston	7
All C's Collectibles -- By Senator Tom Sullivan	8
Emilia Cooper -- By Senator Dylan Roberts	9
Welcome to Colorado International Club -- By Senator Jeff Bridges	10
Carolyn Marie Kampman -- By Senators Rachel Zenzinger, Jeff Bridges, and Barbara Kirkmeyer and Representatives Shannon Bird, Emily Sirota, and Rod Bockenfeld	11
El Movimiento Sigue -- By Senator Nick Hinrichsen	12
John Lawton -- By President Steve Fenberg	13
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Randy and Christi Michaelis -- By Senator Rachel Zenzinger	15
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Sarah Sadozai -- By Senator Rachel Zenzinger	22
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Jennifer Schnoes -- By Senator Rachel Zenzinger	32
Emily Harper -- By Senator Rachel Zenzinger	33
Gene Klivansky -- By Senator Rachel Zenzinger	34
Raechel Ortiz -- By Senator Rachel Zenzinger	35
Cinnamon Dykes -- By Senator Rachel Zenzinger	36
Megan DuRette -- By Senator Rachel Zenzinger	37
Julie Robinson -- By Senator Rachel Zenzinger	38
Jessica Alberti -- By Senator Rachel Zenzinger	39
Lizet Vasquez -- By Senator Rachel Zenzinger	40
Meghan Helms -- By Senator Rachel Zenzinger	41
Lindsey Feola -- By Senator Rachel Zenzinger	42
Carli McNeily -- By Senator Rachel Zenzinger	43
Beth Stephenson -- By Senator Rachel Zenzinger	44
Ali Moaddeli -- By Senator Rachel Zenzinger	45
Sara Roe -- By Senator Rachel Zenzinger	46
Joe Unnerstall -- By Senator Rachel Zenzinger	47
Rodney Esparza -- By Senator Rachel Zenzinger	48
Jessica Montoya -- By Senator Rachel Zenzinger	49
Rachell Anderson -- By Senator Rachel Zenzinger	50
Jori Dovey -- By Senator Rachel Zenzinger	51
Dr. Susan Coykendall -- By Senator Rachel Zenzinger	52
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On motion of Majority Leader Moreno, the Senate adjourned until 10:00 a.m., Monday,
May 8, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

120th Legislative Day Monday, May 8, 2023

- Prayer By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.
- Call to Order By the President at 10:00 a.m.
- Roll Call Present--32
Excused--3, Cutter, Danielson, Mullica
Present later--3, Cutter, Danielson, Mullica
- Quorum The President announced a quorum present.
- Pledge By Senator Hansen.
- Approval of the Journal On motion of Senator Roberts, the Journal of Sunday, May 7, 2023, was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Revised: HB23-1048, 1249, 1294, and 1311.
Correctly Rerevised: HB23-1084, 1146, 1174, 1190, 1194, 1200, 1258, and 1309.

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB23-1019

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 HB23-1019, concerning judicial discipline, and, in connection therewith, ensuring complainant rights in judicial discipline proceedings and making an appropriation, 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 3, strike lines 14 through 24 and substitute:
"(b) (I) THE SUPREME COURT SHALL SELECT THE MEMBERS OF THE COMMISSION WHO ARE JUDGES OF THE DISTRICT COURTS AND JUDGES OF COUNTY COURTS FROM AMONG THE NOMINEE POOLS CREATED BY THE STATE COURT ADMINISTRATOR PURSUANT TO SUBSECTION (2)(b)(II) OF THIS SECTION; EXCEPT THAT WHEN MAKING ITS SELECTIONS, THE SUPREME COURT SHALL ENSURE THAT THE COMMISSION DOES NOT INCLUDE MORE THAN ONE DISTRICT JUDGE FROM ANY ONE JUDICIAL DISTRICT AND NOT MORE THAN ONE COUNTY

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JUDGE FROM ANY ONE COUNTY.

(II) (A) UPON A VACANCY OF A DISTRICT JUDGE MEMBER OF THE COMMISSION, THE STATE COURT ADMINISTRATOR SHALL CREATE A DISTRICT JUDGE NOMINEE POOL THAT CONSISTS OF TEN DISTRICT JUDGES RANDOMLY SELECTED BY THE STATE COURT ADMINISTRATOR, OR THE ADMINISTRATOR'S DESIGNEE, FROM AMONG ALL DISTRICT JUDGES OF THE STATE NOT CURRENTLY A MEMBER OF THE COMMISSION.

(B) UPON A VACANCY OF A COUNTY JUDGE MEMBER OF THE COMMISSION, THE STATE COURT ADMINISTRATOR SHALL CREATE A COUNTY JUDGE NOMINEE POOL THAT CONSISTS OF TEN COUNTY JUDGES RANDOMLY SELECTED BY THE STATE COURT ADMINISTRATOR, OR THE ADMINISTRATOR'S DESIGNEE, FROM AMONG ALL COUNTY JUDGES OF THE STATE NOT CURRENTLY A MEMBER OF THE COMMISSION.

(C) WHEN CREATING THE NOMINEE POOL, THE STATE COURT ADMINISTRATOR OR THE ADMINISTRATOR'S DESIGNEE SHALL ONLY INCLUDE JUDGES WHO DO NOT HAVE A CURRENT DISCIPLINARY INVESTIGATION OR PROCEEDING PENDING BEFORE THE COMMISSION OR JUDICIAL DISCIPLINE ADJUDICATIVE BOARD; HAVE NOT RECEIVED A DISCIPLINARY SANCTION FROM THE COMMISSION, JUDICIAL DISCIPLINE ADJUDICATIVE BOARD, OR SUPREME COURT; AND ARE NOT OTHERWISE REQUIRED BY LAW, COURT RULE, OR JUDICIAL CANON TO RECUSE THEMSELVES FROM THE COMMISSION. THE RANDOM SELECTION OF JUDGES TO A NOMINEE POOL IS A PURELY ADMINISTRATIVE FUNCTION."

Respectfully submitted,

House Committee:
(signed)
Mike Weissman, Chair
Jennifer Bacon
Mike Lynch

Senate Committee:
(signed)
Bob Gardner, Chair
Julie Gonzales
Dominick Moreno

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HCR23-1001

THIS REPORT AMENDS THE
REREVISED CONCURRENT RESOLUTION

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HCR23-1001, Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning judicial discipline, and, in connection therewith, establishing an independent judicial discipline adjudicative board, setting standards for judicial review of a discipline case, and clarifying when discipline proceedings become public, 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 concurrent resolution, with the following changes:

Amend rerevised concurrent resolution, page 3, lines 14 and 15, strike "~~the supreme court~~"; THE ACTIVE DISTRICT JUDGES AND COUNTY COURT JUDGES OF THE STATE, AS PROVIDED IN LAW;" and substitute "the supreme court, AS PROVIDED BY LAW;".

Page 10, strike lines 22 through 26 and substitute:
"COURT; FOUR MEMBERS APPOINTED BY THE ADJUDICATIVE BOARD;
FOUR MEMBERS APPOINTED BY THE COMMISSION; AND ONE VICTIM'S

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ADVOCATE, AS DEFINED IN LAW, APPOINTED BY THE GOVERNOR.

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 concurrent resolution, page 10, line 21, strike "THREE" and substitute "FOUR".

Respectfully submitted,

House Committee:
(signed)
Mike Weissman, Chair
Jennifer Bacon
Mike Lynch

Senate Committee:
(signed)
Julie Gonzales, Chair
Bob Gardner
Dominick Moreno

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB23-1147

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 HB23-1147, concerning provisions relating to the adequate training of motor vehicle drivers, and, in connection therewith, creating an enterprise to educate potential drivers and reimburse third-party providers and counties for a portion of the costs of administering driving examinations, setting limits on the fees third-party providers may charge, providing translation services for driving examinations, and imposing a fee on instruction permits and driver's licenses, 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 4, line 16, strike "(2)(e)(I)" and substitute "(2)(e)(I)".

Page 4, strike lines 17 through 19.

Page 15, line 6, after "(2)" insert "(a)".

Page 15, after line 10 insert:

"(b) "DRIVER EDUCATION COURSE" INCLUDES THE PROVISION OF A DRIVING EXAMINATION AUTHORIZED IN SECTION 42-2-111."

Page 15, line 18, strike "TWO" and substitute "THREE".

Page 19, strike line 12 and substitute "EXAMINATION".

Page 21, lines 6 and 7, strike "FIFTY CENTS" and substitute "TWO DOLLARS".

Page 21, after line 13 insert:

"42-2-708. Translation services. ON REQUEST AND WHEN REASONABLY POSSIBLE, THE ENTERPRISE SHALL PROVIDE TRANSLATION SERVICES FOR THE PURPOSES OF THIS PART 7 FOR INDIVIDUALS WHO DO NOT SPEAK, READ, OR

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WRITE ENGLISH AT A LEVEL NECESSARY TO TAKE THE DRIVING EXAMINATION. THE TRANSLATION SERVICES MAY BE PROVIDED ELECTRONICALLY OR, WHEN THE INSTRUCTOR OR EXAMINER IS IN THE MOTOR VEHICLE WITH THE STUDENT, BY HAND SIGNAL IF THE HAND SIGNALS ARE EXPLAINED IN THE STUDENT'S LANGUAGE."

Page 1, line 103, strike "DRIVERS" and substitute "DRIVERS,".

Page 1, strike lines 104 through 106.

Page 1, line 107, strike "PROVIDERS MAY CHARGE,".

Respectfully submitted,

House Committee:
(signed)
Cathy Kipp, Chair
Andrew Boesenecker
Ron Weinberg

Senate Committee:
(signed)
Faith Winter
Kevin Priola
Kevin Van Winkle

MESSAGE FROM THE HOUSE

May 7, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-282, 164, 304, and 176, amended as printed in House Journal, May 6, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-267, 286, and 271, amended as printed in House Journal, May 6, 2023, and amended on Third Reading as printed in House Journal, May 7, 2023.

The House has passed on Third Reading and returns herewith SB23-145, 212, 306, 252, 064, 108, 298, 025, and 251.

The House has adopted the First Report of the First Conference Committee on HB23-1002, as printed in House Journal, May 4, 2023, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on HB23-1108, as printed in House Journal, May 4, 2023, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on HB23-1132, as printed in House Journal, May 4, 2023, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on HB23-1105, as printed in House Journal, May 6, 2023, and has repassed the bill as amended.

The House has voted to concur in the Senate amendments to HB23-1181, 1205, 1199, 1215, 1242, 1255, 1285, 1295, 1017, 1057, 1240, 1283, 1112, 1120, 1189, 1253, 1257, and 1260, and has repassed the bills as so amended.

The House has laid over SB23-061 until May 9, 2023, deeming it lost. The bill is returned herewith.

MESSAGE FROM THE REVISOR OF STATUTES

May 7, 2023
We herewith transmit:

Without comment, as amended, SB23-164, 176, 267, 271, 282, 286, and 304.

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On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

At the order of the President, Senators Cutter, Danielson, and Mullica were added to the current roll call.

Senate in recess. Senate reconvened.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of Third Reading of Bills -- Final Passage.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1294 by Representative(s) Bacon and Willford, Amabile, Boesenecker, Brown, deGruy Kennedy, Dickson, English, Epps, Garcia, Gonzales-Gutierrez, Hamrick, Jodeh, Joseph, Kipp, Lindsay, Lindstedt, Mabrey, Marshall, Michaelson Jenet, Ortiz, Parenti, Ricks, Sharbini, Story, Valdez, Velasco, Woodrow; also Senator(s) Winter F. and Gonzales--Concerning measures to protect communities from pollution, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Danielson, Exum, Fenberg, Hansen, Jaquez Lewis, Kolker, and Priola.

HB23-1249 by Representative(s) Armagost and Gonzales-Gutierrez, Amabile, Bacon, Boesenecker, Bradfield, deGruy Kennedy, Duran, Epps, Garcia, Jodeh, Joseph, Lindstedt, Mabrey, Martinez, Ortiz, Sharbini, Velasco, Vigil, Woodrow; also Senator(s) Simpson and Coleman, Gonzales, Hinrichsen, Moreno--Concerning measures to improve outcomes for young children by replacing justice involvement with community-based services, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	4	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Danielson, Exum, Fenberg, Fields, Hansen, Jaquez Lewis, Kolker, Marchman, Priola, Rodriguez, and Winter F.

HB23-1311 by Representative(s) deGruy Kennedy and Weissman; also Senator(s) Hansen and Hinrichsen--Concerning the creation of an identical refund payment of excess state revenues from all sources as a mechanism to refund a portion of the excess state revenues for the 2022-23 state fiscal year only.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Fenberg, Jaquez Lewis, Kolker, Moreno, Sullivan, and Winter F.

On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the remaining Third Reading of Bills -- Final Passage Calendar (HB23-1220 and HB23-1048) of was laid over until later in the day, Monday, May 8, retaining its place on the calendar.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB23-1019 by Representative(s) Weissman and Lynch, Bacon; also Senator(s) Gardner and Gonzales, Moreno, Van Winkle--Concerning judicial discipline, and, in connection therewith, ensuring complainant rights in judicial discipline proceedings and making an appropriation.

Senator Gardner moved for the adoption of the first report of the first conference committee on **HB23-1019**, as printed in Senate journal, May 8, page(s) 1457-1458. The motion was **adopted** by the following roll call vote:

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

HCR23-1001 by Representative(s) Weissman and Lynch, Bacon; also Senator(s) Gardner and Gonzales, Moreno, Van Winkle--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning judicial discipline, and, in connection therewith, establishing an independent judicial discipline adjudicative board, setting standards for judicial review of a discipline case, and clarifying when discipline proceedings become public.

Senator Gardner moved for the adoption of the first report of the first conference committee on **HCR23-1001**, as printed in Senate journal, May 8, page(s) 1458-1459. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

At least 24 members elected to the Senate having voted in the affirmative, the resolution was **repassed**.

Co-sponsor(s) added: Buckner, Cutter, Danielson, Exum, Liston, Sullivan, and Winter F.

HB23-1147 by Representative(s) Kipp; also Senator(s) Winter F.--Concerning provisions relating to the adequate training of motor vehicle drivers, and, in connection therewith, creating an enterprise to educate potential drivers and reimburse third-party providers and counties for a portion of the costs of administering driving examinations, setting limits on the fees third-party providers may charge, providing translation services for driving examinations, and imposing a fee on instruction permits and driver's licenses.

Senator Winter moved for the adoption of the first report of the first conference committee on **HB23-1147**, as printed in Senate journal, May 8, page(s) 1459-1460. The motion was **adopted** by the following roll call vote:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	N	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB23-003 by Senator(s) Buckner and Gardner; also Representative(s) Weissman and Wilson-- Concerning a Colorado department of education partnership with a nonprofit entity to create a program for adult education, and, in connection therewith, making an appropriation.

Senator Gardner moved that the Senate concur in House amendments to **SB23-003**, as printed in House journal, May 5, page(s) 1939. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-034 by Senator(s) Fields and Pelton B.; also Representative(s) Evans and McLachlan-- Concerning the definition of serious bodily injury in section 18-1-901, Colorado Revised Statutes.

Senator Fields moved that the Senate concur in House amendments to **SB23-034**, as printed in House journal, May 3, page(s) 1858. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	N	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-054 by Senator(s) Danielson; also Representative(s) Garcia and Velasco--Concerning the duties of the office of liaison for missing and murdered Indigenous relatives, and, in connection therewith, making an appropriation.

Senator Danielson moved that the Senate concur in House amendments to **SB23-054**, as printed in House journal, May 3, page(s) 1854-1855. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	25	NO	10	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Moreno.

SB23-076 by Senator(s) Coleman and Marchman, Buckner, Fields, Kolker, Rich; also Representative(s) McLachlan and Vigil--Concerning the continuation of the Colorado youth advisory council, and, in connection therewith, making an appropriation.

Senator Coleman moved that the Senate concur in House amendments to **SB23-076**, as printed in House journal, May 3, page(s) 1855. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Baisley, Fenberg, Gardner, Hinrichsen, Lundeen, Pelton B., Pelton R., Sullivan, and Will.

SB23-088 by Senator(s) Pelton B. and Fields; also Representative(s) Winter T. and Martinez-- Concerning an offender's eligibility for release from confinement.

Senator Fields moved that the Senate not concur in House amendments to **SB23-088**, as printed in House journal, May 3, page(s) 1868, and that a conference committee be appointed.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

CONFERENCE COMMITTEE GRANTED FURTHER POWERS

Senator Pelton, B. moved that the Senate conferees on the first conference committee on **SB23-088** be granted permission to go beyond the scope of the differences between the two houses.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS (cont'd)

SB23-097 by Senator(s) Zenzinger and Gardner, Kirkmeyer, Lundeen, Pelton B., Pelton R., Rich; also Representative(s) Bird and Soper--Concerning the adoption of the 2023 recommendations of the Colorado commission on criminal and juvenile justice regarding motor vehicle offenses committed by a person who is not the owner of the motor vehicle, and, in connection therewith, making an appropriation.

Senator Zenzinger moved that the Senate concur in House amendments to **SB23-097**, as printed in House journal, May 3, page(s) 1858. The motion was **adopted** by the following roll call vote:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	N	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Hansen, Van Winkle, and Will.

SB23-148

by Senator(s) Cutter; also Representative(s) Lindsay--Concerning property used to illegally manufacture drugs, and, in connection therewith, making an appropriation.

Senator Cutter moved that the Senate concur in House amendments to **SB23-148**, as printed in House journal, May 5, page(s) 1942. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-173 by Senator(s) Fields and Liston; also Representative(s) Bradley and Joseph--Concerning recommendations of the Colorado child support commission.

Senator Fields moved that the Senate concur in House amendments to **SB23-173**, as printed in House journal, May 5, page(s) 1865-1866. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-186 by Senator(s) Pelton R. and Winter F.; also Representative(s) Winter T. and Willford--Concerning methane seepage in the Raton basin of Colorado, and, in connection therewith, requiring the Colorado oil and gas conservation commission to complete a study and making an appropriation.

Senator Pelton, R. moved that the Senate concur in House amendments to **SB23-186**, as printed in House journal, May 3, page(s) 1882. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-199

by Senator(s) Hinrichsen and Van Winkle; also Representative(s) Lindstedt and Weinberg-- Concerning procedures for the issuance of marijuana licenses, and, in connection therewith, clarifying that the state licensing authority may refund licensing fees when an application is denied and allowing applicants the opportunity to renew a state license while local jurisdiction approval is pending.

Senator Hinrichsen moved that the Senate concur in House amendments to **SB23-199**, as printed in House journal, May 3, page(s) 1857. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-203

by Senator(s) Fields; also Representative(s) Soper and Marshall--Concerning the authority of the office of the inspector general in the department of corrections to apprehend fugitives.

Senator Fields moved that the Senate concur in House amendments to **SB23-203**, as printed in House journal, May 6, page(s) 1984-1985. The motion was **adopted** by the following roll call vote:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	31	NO	4	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	N
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-275

by Senator(s) Ginal and Will; also Representative(s) Duran and Lynch, McLachlan-- Concerning managing wild horses, and, in connection therewith, authorizing the creation of an entity to support management of wild horse herds in Colorado, seeking long-term solutions for horses removed from the wild range, and making an appropriation.

Senator Will moved that the Senate concur in House amendments to **SB23-275**, as printed in House journal, May 4, page(s) 1882. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-285 by Senator(s) Priola and Hansen; also Representative(s) McCormick and Dickson--
 Concerning energy and carbon management regulation in Colorado, and, in connection
 therewith, changing the name of the oil and gas conservation commission to the energy and
 carbon management commission, broadening the commission's regulatory authority to
 include the regulation of certain geothermal resource operations and intrastate underground
 natural gas storage facilities, and making an appropriation.

Senator Priola moved that the Senate concur in House amendments to **SB23-285**, as
 printed in House journal, May 3, page(s) 1855-1857. The motion was **adopted** by the
 following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the
 following result:

YES	25	NO	10	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as
 amended, was **repassed**.

SB23-291 by Senator(s) Fenberg and Cutter; also Representative(s) deGruy Kennedy and Martinez--
 Concerning the public utilities commission's regulation of energy utilities, and, in
 connection therewith, making an appropriation.

Senator Cutter moved that the Senate concur in House amendments to **SB23-291**, as
 printed in House journal, May 5, page(s) 1940-1942. The motion was **adopted** by the
 following roll call vote:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the
 following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-295 by Senator(s) Roberts and Will, Bridges, Pelton B., Rich; also Representative(s) McCluskie and Catlin, Holtorf, Lukens, McCormick, McLachlan, Soper, Velasco--Concerning the creation of the Colorado river drought task force, and, in connection therewith, making an appropriation.

Senator Will moved that the Senate concur in House amendments to **SB23-295**, as printed in House journal, May 5, page(s) 1939-1940. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	32	NO	3	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	N	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Hansen.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Fields, Chair, Roberts, and Pelton, B. as Senate conferees on the first conference committee on **SB23-088**.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS (cont'd)

SB23-164 by Senator(s) Gonzales and Gardner; also Representative(s) Bacon and Weissman-- Concerning the continuation of the sex offender management board, and, in connection therewith, implementing the recommendations contained in the 2022 sunset report by the department of regulatory agencies and making an appropriation.

Senator Gonzales moved that the Senate concur in House amendments to **SB23-164**, as printed in House journal, May 6, page(s) 1958. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-176 by Senator(s) Moreno and Cutter; also Representative(s) deGruy Kennedy and Bradley-- Concerning measures to improve outcomes for individuals with an eating disorder.

Senator Cutter moved that the Senate concur in House amendments to **SB23-176**, as printed in House journal, May 6, page(s) 1960-1961. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-267

by Senator(s) Van Winkle and Cutter; also Representative(s) Titone and Bradley-- Concerning a water quality fee to be paid for admission to Chatfield state park, and, in connection therewith, requiring the division of parks and wildlife to collect the fee and transfer the amount of the fee to the Chatfield watershed authority.

Senator Van Winkle moved that the Senate concur in House amendments to **SB23-267**, as printed in House journal, May 6 and 7, page(s) 1959 and 2045-2046. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	31	NO	4	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-271

by Senator(s) Roberts and Van Winkle; also Representative(s) deGruy Kennedy and Snyder--Concerning the regulation of compounds that are related to cannabinoids, and, in connection therewith, making an appropriation.

Senator Roberts moved that the Senate not concur in House amendments to **SB23-271**, as printed in House journal, May 6 and 7, page(s) 1942-1943 and 2050-2051, and that a conference committee be appointed.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

SB23-282

by Senator(s) Gardner and Gonzales; also Representative(s) Weissman and Soper-- Concerning the creation of "Jury Appreciation Day".

Senator Gonzales moved that the Senate concur in House amendments to **SB23-282**, as printed in House journal, May 6, page(s) 1957-1958. The motion was **adopted** by the following roll call vote:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	20	NO	15	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	N	Gonzales	Y	Moreno	N	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	N
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

CHANGE IN SPONSORSHIP

Upon announcement of President pro tem Coleman, Senator Gardner was removed as a Senate co-prime sponsor with Senator Gonzales on SB23-282.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS (cont'd)

SB23-286

by Senator(s) Hansen; also Representative(s) Snyder and Soper--Concerning improving public access to government records.

Senator Hansen moved that the Senate concur in House amendments to **SB23-286**, as printed in House journal, May 6 and 7, page(s) 1961 and 2049. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SENATE ADHERENCE ON SB23-304

SB23-304

by Senator(s) Hansen and Fenberg; also Representative(s) Marshall and Bird--Concerning changes to property tax valuation practices, and, in connection therewith, requiring property tax assessors to consider certain information when valuing real property, requiring certain counties use the alternative protest and appeal procedure in any year of general reassessment of real property that is valued biennially, and clarifying that data that a property tax assessor is required to provide at the request of a taxpayer must include certain information.

Senator Hansen moved that the Senate not concur in House amendments to SB23-304, as printed in House journal, May 6, page(s) 1959-1960, and that the Senate adhere to its position.

The motion was adopted by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

Senate in recess. Senate reconvened.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Roberts, Chair, Kolker, and Pelton, B. as Senate conferees on the first conference committee on **SB23-271**.

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

MESSAGE FROM THE HOUSE

May 8, 2023
Mr. President:

The House has voted to concur in the Senate amendments to HB23-1304 and 1174, and has repassed the bills as so amended.

The House voted to adhere to its position on HB23-1258. The bill is transmitted herewith.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-296, amended as printed in House Journal, May 7, 2023, and amended on Third Reading as printed in House Journal, May 8, 2023.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB23-280, 092, and 302, amended as printed in House Journal, May 7, 2023.

The House has voted to concur in the Senate amendments to HB23-1309, 1190, 1249, and 1294, and has repassed the bills as so amended.

The House has voted to recede from its position on SB23-304 and repassed the bill amended. The bill is returned herewith.

The House has adopted the Second Report of the First Conference Committee on SB23-016, as printed in House Journal, May 7, 2023, and has repassed the bill as so amended. The bill is returned herewith.

The House has adopted the First Report of the First Conference Committee on HCR23-1001, as printed in House Journal, May 8, 2023, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on HB23-1019, as printed in House Journal, May 8, 2023, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on HB23-1147, as printed in House Journal, May 8, 2023, and has repassed the bill as amended.

The House has voted to recede from its position and discharge the First Conference Committee on HB23-1216. The House voted to concur in Senate amendments, and has repassed the bill as amended. The House requests return of the bill.

In response to the request of the Senate, the Speaker has appointed Representatives Winter, chairman, McLachlan, and Martinez, as House conferees on the First Conference Committee on SB23-088. The House has granted authorization to go beyond the scope of the differences.

In response to the request of the Senate, the Speaker has appointed Representatives deGruy Kennedy, chair, Amabile, and Soper, as House conferees on the First Conference Committee on SB23-271.

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MESSAGE FROM THE REVISOR OF STATUTES

May 8, 2023

We herewith transmit:

Without comment, as amended, SB23-302, 296, 280, 092.

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB23-088

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 SB23-088, concerning an
offender's eligibility for release from confinement, has met and reports that it
has agreed upon the following:

1. That the Senate accede to the House amendment made to the bill, as
the amendment appears 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 2, line 5, strike "(a) (I) ON OR BEFORE JANUARY 31,
2024," and substitute "ON OR BEFORE JUNE 30, 2023,".

Page 2, strike lines 17 through 21 and substitute:

"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, or safety."

Strike page 3.

Respectfully submitted,

Senate Committee:
(signed)
Rhonda Fields, Chair
Dylan Roberts
Byron Pelton

House Committee:
(signed)
Ty Winter, Chair
Matthew Martinez
Barbara McLachlan

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB23-271

THIS REPORT AMENDS THE
REREVISED BILL

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To the President of the Senate and the Speaker of the House of Representatives:

Your first conference committee appointed on SB23-271, concerning the regulation of compounds that are related to cannabinoids, 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 10, line 6, strike "APPROPRIATENESS OF".

Page 10, line 7, strike "AND".

Page 10, line 10, strike "THC." and substitute "THC; AND

(III) INFORMATION ON POTENTIAL HEALTH EFFECTS OF USING HEMP PRODUCTS AND REQUIREMENTS FOR CONSUMER NOTICE AS REQUIRED IN SUBSECTION (4)(f) OF THIS SECTION."

Page 17, strike lines 13 through 15 and substitute:

"(f) (I) A REGULATED".

Page 18, lines 21 and 22, strike "A HEMP PRODUCT IN A PACKAGE WITH MORE THAN FIVE SERVINGS OR SELLING".

Page 18, lines 23, strike "IF, IN EITHER ACT," and substitute "IF".

Page 19, after line 9 insert:

"(f) (I) SELLING A HEMP PRODUCT IN A PACKAGE WITH MORE THAN FIVE SERVINGS IF THE HEMP PRODUCT:

(A) HAS MORE THAN ONE AND ONE-FOURTH MILLIGRAMS OF THC PER SERVING; AND

(B) HAS A RATIO OF CANNABIDIOL TO THC OF LESS THAN TWENTY TO ONE.

(II) THIS SUBSECTION (8)(f) DOES NOT APPLY TO:

(A) PRODUCTS WITH NO THC;

(B) TINCTURES;

(C) COSMETICS; OR

(D) A HEMP PRODUCT THAT THE UNITED STATES FOOD AND DRUG ADMINISTRATION HAS DETERMINED IS GENERALLY RECOGNIZED AS SAFE UNDER THE "FEDERAL FOOD, DRUG, AND COSMETIC ACT", 21 U.S.C. SEC. 301 ET SEQ.

(g) (I) SELLING A HEMP PRODUCT IN A PACKAGE WITH MORE THAN THIRTY SERVINGS IF THE HEMP PRODUCT:

(A) HAS MORE THAN ONE AND ONE-FOURTH MILLIGRAMS OF THC PER SERVING; AND

(B) HAS A RATIO OF CANNABIDIOL TO THC OF TWENTY TO ONE OR MORE.

(II) THIS SUBSECTION (8)(f) DOES NOT APPLY TO:

(A) PRODUCTS WITH NO THC;

(B) TINCTURES;

(C) COSMETICS; OR

(D) A HEMP PRODUCT THAT THE UNITED STATES FOOD AND DRUG ADMINISTRATION HAS DETERMINED IS GENERALLY RECOGNIZED AS SAFE UNDER THE "FEDERAL FOOD, DRUG, AND COSMETIC ACT", 21 U.S.C. SEC. 301 ET SEQ."

Respectfully submitted,

Senate Committee:
(signed)
Dylan Roberts, Chair
Chris Kolker
Kevin Van Winkle

House Committee:
(signed)
Chris deGruy Kennedy
Judy Amabile
Matt Soper

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On motion of Majority Leader Moreno, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of Conference Committee Reports.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB23-016 by Senator(s) Hansen; also Representative(s) McCormick and Sirota--Concerning measures to promote reductions in greenhouse gas emissions in Colorado, and, in connection therewith, making an appropriation.

Senator Hansen moved for the adoption of the first report of the first conference committee on **SB23-016**, as printed in Senate journal, May 7, page(s) 1437-1438. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS (cont'd)

SB23-092 by Senator(s) Simpson and Hansen; also Representative(s) McCormick and Soper--Concerning opportunities for voluntary emission reductions in agriculture, and, in connection therewith, making an appropriation.

Senator Simpson moved that the Senate concur in House amendments to **SB23-092**, as printed in House journal, May 7, page(s) 2036-2038. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	32	NO	3	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-280

by Senator(s) Mullica; also Representative(s) Snyder--Concerning the mitigation of certain transportation-related environmental hazards, and, in connection therewith, creating the fuels impact enterprise to administer programs and impose fees that are related to the transportation of fuel within the state, modifying the fee collected for the distribution to the perfluoroalkyl and polyfluoroalkyl substances cash fund, modifying the petroleum storage tank fund, allowing the Colorado state patrol to conform hazard materials routing regulations to transportation commission rules, and making an appropriation.

Senator Mullica moved that the Senate concur in House amendments to **SB23-280**, as printed in House journal, May 7, page(s) 2035-2036. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-296 by Senator(s) Winter F. and Marchman; also Representative(s) Bacon and Herod--
Concerning protections for students against discriminatory practices at school.

Senator Marchman moved that the Senate concur in House amendments to **SB23-296**, as printed in House journal, May 7 and May 8, page(s) 2033-2035 and 2080-2081. The motion was **adopted** by the following roll call vote:

YES	32	NO	3	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB23-302 by Senator(s) Pelton B. and Hinrichsen; also Representative(s) Ortiz and Hartsook--
Concerning changes to the Colorado veterans' service-to-career program.

Senator Hinrichsen moved that the Senate concur in House amendments to **SB23-302**, as printed in House journal, May 7, page(s) 2038. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Baisley, Exum, Pelton R., Rich, Simpson, Smallwood, and Van Winkle.

SENATE RECEDE ON HB23-1258

HB23-1258 by Representative(s) Sharbini and Garcia; also Senator(s) Cutter and Priola--Concerning creating a task force to study the costs associated with drug crimes, and, in connection therewith, making an appropriation.

Senator Cutter moved that the Senate recede from its position on **HB23-1258** and that the Senate concur in House amendments. The motion was **adopted** by the following roll call vote:

YES	19	NO	16	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	N	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	N	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	N
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	19	NO	16	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	N	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	N	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	N
Fields	Y	Liston	N	Roberts	N	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Rodriguez.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title and referred to the committee indicated:

SJR23-010 by Senator(s) Moreno, Fenberg, Lundeen; also Representative(s) Duran, McCluskie, Lynch-
-Concerning adjournment sine die.

Laid over until later in the day, Monday, May 8.

MESSAGE FROM THE HOUSE

May 8, 2023
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
SB23-303, amended as printed in House Journal, May 7, 2023, and amended on Third
Reading as printed in House Journal, May 8, 2023.

The House has adopted the First Report of the First Conference Committee on
SB23-088, as printed in House Journal, May 8, 2023, and has repassed the bill as so
amended. The bill is returned herewith.

The House has adopted the First Report of the First Conference Committee on
SB23-271, as printed in House Journal, May 8, 2023, and has repassed the bill as so
amended. The bill is returned herewith.

MESSAGE FROM THE REVISOR OF STATUTES

May 8, 2023
We herewith transmit:

Without comment, as amended, SB23-303.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS (cont'd)

SB23-303 by Senator(s) Fenberg and Hansen; also Representative(s) deGruy Kennedy and Weissman--
Concerning a reduction in property taxes, and, in connection therewith, creating a limit on
annual property tax increases for certain local governments; temporarily reducing the
valuation for assessment of certain residential and nonresidential property; creating new
subclasses of property; permitting the state to retain and spend revenue up to the proposition
HH cap; requiring the retained revenue to be used to reimburse certain local governments
for lost property tax revenue and to be deposited in the state education fund to backfill the
reduction in school district property tax revenue; transferring general fund money to the
state public school fund and to a cash fund to also be used for the reimbursements;
eliminating the cap on the amount of excess state revenues that may be used for the
reimbursements for the 2023 property tax year; referring a ballot issue; and making an
appropriation.

On motion of the President, and with less than a majority of those elected to the Senate
having voted in the affirmative, Senator Kirkmeyer's comments were not granted
permission to exceed one hour, pursuant to Senate Rule 16 (a).

Senator Hansen moved that the Senate concur in House amendments to **SB23-303**, as
printed in House journal, May 7 and May 8, page(s) 2009-2010. The motion was **adopted**
by the following roll call vote:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Baisley	N	Ginal	Y	Marchman	Y	Simpson	N
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	N
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	N	Van Winkle	N
Cutter	Y	Jaquez	Y	Pelton R.	N	Will	N
Danielson	Y	Kirkmeyer	N	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	N	Zenzinger	Y
Fields	Y	Liston	N	Roberts	Y	President	Y
Gardner	N	Lundeen	N	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS (cont'd)

SB23-088 by Senator(s) Pelton B. and Fields; also Representative(s) Winter T. and Martinez-- Concerning an offender's eligibility for release from confinement.

Senator Fields moved for the adoption of the first report of the first conference committee on **SB23-088**, as printed in Senate journal, May 8, page(s) 1479. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Gardner and Liston.

SB23-271 by Senator(s) Roberts and Van Winkle; also Representative(s) deGruy Kennedy and Snyder--Concerning the regulation of compounds that are related to cannabinoids, and, in connection therewith, making an appropriation.

Senator Roberts moved for the adoption of the first report of the first conference committee on **SB23-271**, as printed in Senate journal, May 8, page(s) 1479-1480. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

THIRD READING OF BILLS -- FINAL PASSAGE (cont'd)

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB23-1220 by Representative(s) Holtorf and McCormick, Bockenfeld; also Senator(s) Pelton B. and Pelton R.--Concerning a study regarding the economic impact of the elimination of large-capacity groundwater withdrawal within the Republican river basin, and, in connection therewith, requiring the Colorado water center to conduct the study and report its findings and conclusions to certain legislative committees and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Exum, Hansen, Kirkmeyer, Lundeen, Marchman, Priola, Roberts, Simpson, Will, and Winter F.

HB23-1048 by Representative(s) Luck and Boesenecker; also Senator(s) Pelton R. and Ginal-- Concerning delineator posts on a two-lane state highway.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Baisley	Y	Ginal	Y	Marchman	Y	Simpson	Y
Bridges	Y	Gonzales	Y	Moreno	Y	Smallwood	Y
Buckner	Y	Hansen	Y	Mullica	Y	Sullivan	Y
Coleman	Y	Hinrichsen	Y	Pelton B.	Y	Van Winkle	Y
Cutter	Y	Jaquez	Y	Pelton R.	Y	Will	Y
Danielson	Y	Kirkmeyer	Y	Priola	Y	Winter F.	Y
Exum	Y	Kolker	Y	Rich	Y	Zenzinger	Y
Fields	Y	Liston	Y	Roberts	Y	President	Y
Gardner	Y	Lundeen	Y	Rodriguez	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Hansen, Hinrichsen, Pelton B., Priola, Rodriguez, Will, and Zenzinger

MESSAGE FROM THE HOUSE

May 8, 2023
Mr. President:

The House adjourned sine die at 9:45 p.m. on May 8, 2023.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB23-035, 174, 177, 205, 252, 253, 260, 266, 273, and 290; HB23-1032, 1102, 1210, 1218, 1226, 1237, 1274, 1288.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, May 8, 2023, at 9:20 a.m.: SB23-029, 067, 111, 153, 249, 254, 283, and 287.

On motion of Senator Moreno, and with the unanimous consent of those elected to the Senate having voted in the affirmative, the First Regular Session of the Seventy-Fourth General Assembly adjourned Sine Die at 10:55 p.m. on Monday, May 8, 2023.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Seventy-fourth General Assembly
STATE OF COLORADO
First Regular Session

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Addendum

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(As authorized by Section 26, Article V of
the Constitution of the State of Colorado)

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Contains all sections following adjournment *sine die* of the
First Regular Session, Seventy-fourth General Assembly.

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SENATE SERVICES REPORT

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Correctly Rerevised: HB23-1048, 1220, 1249, 1294, and 1311.

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Correctly Enrolled: SB23-003, 014, 016, 025, 034, 054, 059, 060, 064, 065, 066, 075, 076,
088, 092, 097, 108, 145, 148, 155, 164, 173, 176, 179, 186, 199, 203, 209, 212, 248, 251,
252, 257, 259, 263, 267, 269, 270, 271, 275, 277, 278, 280, 281, 282, 285, 286, 288, 289,
292, 293, 294, 296, 297, 298, 299, 302, 303, 304, and 306; SJM23-006; SJR23-004, 008,
and 009.

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MESSAGE FROM THE HOUSE

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May 9, 2023
Mr. President:

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The House has failed to pass SB22-018, 022, 027, 032, and 262. The bills are returned
herewith.

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The House has voted to concur in the Senate amendments to HB23-1015, 1025, 1095,
1099, 1126, 1168, 1183, and 1195 and has repassed the bills as so amended.

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

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The President has signed: SB23-016, 058, 065, 105, 159, 167, 191, 198, 256, 258, 261,
274, 279, and 291.

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DELIVERY TO THE GOVERNOR

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To the Governor for signature on Tuesday, May 09, 2023, at 09:19 AM:
SB22-035, 174, 177, 205, 252, 253, 260, 266, 273, and 290.

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

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The President has signed: SB23-172, 179, 195, 209, 255, 276, 285, and 299.

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DELIVERY TO THE GOVERNOR

To the Governor for signature on Wednesday, May 10 2023, at 03:17 PM:
SB22-016, 058, 065, 105, 159, 167, 172, 179, 191, 195, 198, 209, 255, 256, 258, 261,
274, 276, 279, 285, 291, and 299.

MESSAGE FROM THE GOVERNOR

Wednesday, May 10th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-002 - Medicaid Reimbursement For Community Health Services
Approved on Wednesday, May 10th, 2023 at 11:09 a.m.

SB23-260 - Individual Access To Publicly Funded Vaccines
Approved on Wednesday, May 10th, 2023 at 1:45 p.m.

Sincerely,
(signed)
Jared Polis
Governor

MESSAGE FROM THE GOVERNOR

Thursday, May 11th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-291 - Utility Regulation
Approved on Thursday, May 11th, 2023 at 11:00 a.m.

SB23-016 - Greenhouse Gas Emission Reduction Measures
Approved on Thursday, May 11th, 2023 at 12:30 p.m.

Sincerely,
(signed)
Jared Polis
Governor

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MESSAGE FROM THE GOVERNOR

Friday, May 12th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-005 - Forestry And Wildfire Mitigation Workforce
Approved on Friday, May 12th, 2023 at 9:45 a.m.

SB23-012 - Commercial Motor Carrier Enforcement Safety Laws
Approved on Friday, May 12th, 2023 at 2:00 p.m.

SB23-013 - Fire Investigations
Approved on Friday, May 12th, 2023 at 9:45 a.m.

SB23-072 - Sunset Defense Counsel First Appearance Program
Approved on Friday, May 12th, 2023 at 2:00 p.m.

SB23-102 - Rule Review Bill
Approved on Friday, May 12th, 2023 at 2:00 p.m.

SB23-161 - Financing To Purchase Firefighting Aircraft
Approved on Friday, May 12th, 2023 at 1:40 p.m.

SB23-166 - Establishment Of A Wildfire Resiliency Code Board
Approved on Friday, May 12th, 2023 at 9:45 a.m.

SB23-204 - Correct Erroneous Property Tax Exemption End Date
Approved on Friday, May 12th, 2023 at 2:00 p.m.

SB23-220 - Public School Capital Construction Assistance Grants
Approved on Friday, May 12th, 2023 at 2:00 p.m.

Sincerely,
(signed)
Jared Polis
Governor

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB23-054, 064, 066, 076, 108, 251, 297, 303, 304, and 306.

The President has signed: SB23-003, 014, 034, 088, 097, 164, 173, 176, 203, 257, 269, 270, 277, 280, 281, 282, 288, 289, and 302.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, May 15, 2023, at 03:33 PM:
SB22-003, 014, 034, 054, 064, 066, 076, 088, 097, 108, 164, 173, 176, 203, 251, 257,
269, 270, 277, 280, 281, 282, 288, 289, 297, 302, 303, 304, and 306.

MESSAGE FROM THE GOVERNOR

Monday, May 15th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-087 - Teacher Degree Apprenticeship Program
Approved on Monday, May 15th, 2023 at 10:30 a.m.

SB23-287 - Public School Finance
Approved on Monday, May 15th, 2023 at 2:45 p.m.

SB23-099 - Special Education Funding
Approved on Monday, May 15th, 2023 at 2:45 p.m.

SB23-039 - Reduce Child And Incarcerated Parent Separation
Approved on Monday, May 15th, 2023 at 3:00 p.m.

Sincerely,
(signed)
Jared Polis
Governor

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB23-025, 059, 060, 075, 092, 145, 148, 155, 186, 199, 200,
212, 248, 259, 263, 267, 271, 275, 278, 286, 292, 293, 294, 295, 296, and 298.

The President has signed: SJR23-004, 008, and 009.

MESSAGE FROM THE GOVERNOR

Tuesday, May 16th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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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:

SB23-065 - Career Development Success Program
Approved on Tuesday, May 16th, 2023 at 9:30 a.m.

SB23-205 - Universal High School Scholarship Program
Approved on Tuesday, May 16th, 2023 at 2:30 p.m.

SB23-094 - School Transportation Task Force
Approved on Tuesday, May 16th, 2023 at 3:30 p.m.

SB23-151 - Sunset Health Equity Commission
Approved on Tuesday, May 16th, 2023 at 3:30 p.m.

Sincerely,
(signed)
Jared Polis
Governor

May 16, 2023

The Honorable Colorado Senate
74th General Assembly
First Regular Session
State Capitol
200 E. Colfax Ave.
Denver, CO 80203

Dear Honorable Members of the Colorado Senate:

Today I vetoed Senate Bill 23-256, "Concerning Prerequisites to the Management of Gray Wolves Prior to the Wolves Being Reintroduced" at 1:32pm.

Senate Bill 23-256 ("SB 23-256") prevents the Colorado Parks and Wildlife Commission from authorizing the release of gray wolves into designated lands until after the effective date of a federal final rule that deems the gray wolf population a non-essential experimental population in accordance with 16 U.S.C. § 1539(j) ("10j") of the Endangered Species Act.

I am supportive of the Colorado Parks and Wildlife Commission and the Executive Director of the Department of Natural Resources continuing to work towards our preferred approach of reintroducing gray wolves under a 10j rule. SB23-256, however, is unnecessary and undermines the voters' intent and the hard work of the Parks and Wildlife Commission, the expertise of the Colorado Parks and Wildlife staff, the extensive stakeholding undertaken by the Technical Working Group and the Stakeholder Advisory Group, and the ongoing collaborative work with our Federal partners, and could actually interfere with successfully receiving experimental population designation, which is the purported purpose of the bill.

On November 3, 2020, Colorado voters passed Proposition 114, now codified at C.R.S. § 33-2-105.8, directing the Colorado Parks and Wildlife Commission to restore gray wolves to the State. Proposition 114 required the Commission to hold statewide hearings and use scientific data to develop and implement a plan to begin restoring and managing gray wolves by December 31, 2023, with the goals of establishing and maintaining a viable, self-sustaining gray wolf population and minimizing wolf-related conflict with ranchers and farmers. Proposition 114 also requires payment of fair compensation to owners of livestock for any losses of livestock caused by gray wolves.

Since the passage of Proposition 114, the Parks and Wildlife Commission has held 18 field and virtual hearings across the State, received over 4,000 comments, and worked tirelessly to create the Colorado Wolf Restoration and Management Plan ("Plan") through a robust public engagement process with ample opportunity for public comment and careful attention to the communities most impacted by the restoration of gray wolves to Colorado. The Plan was unanimously adopted on May 3, 2023, and precisely adheres to the requirements and processes mandated under the Endangered Species Act, including seeking 10j experimental population designation prior to reintroduction. Department of Natural Resources and Colorado Parks and Wildlife staff and the Commission are working closely with the US Fish and Wildlife Service to take the steps necessary toward issuance of the 10j, including completion of an Environmental Impact Statement and adhering to the process mandated under the National Environmental Policy Act. If signed into law, this bill impedes the coordination that has been underway for over two years by the US Fish and Wildlife Service, Department of Natural Resources and Colorado Parks and Wildlife that includes a one million dollar commitment from the State of Colorado to complete the 10J draft rule and draft environmental impact statement (DEIS). This could also lead to unnecessary delays and revisions to the rule. The Parks and Wildlife Commission has already invested significant resources into this process and, due to their hard work, Colorado is on track to secure the 10j before the end of the year. The management of the reintroduction of gray wolves into Colorado is best left to the Parks and Wildlife Commission as the voters explicitly mandated.

Therefore, SB23-256 is disapproved and vetoed.

Sincerely
 (signed)
 Jared Polis
 Governor
 State of Colorado

DELIVERY TO THE GOVERNOR

To the Governor for signature on Wednesday, May 17, 2023, at 10:03 AM:
 SB22-025, 059, 060, 075, 092, 145, 148, 155, 186, 199, 200, 212, 248, 259, 263, 267,
 271, 275, 278, 286, 292, 293, 294, 295, 296, and 298.

MESSAGE FROM THE GOVERNOR

Wednesday, May 17th, 2023

Colorado Senate
 The 74th General Assembly
 First Regular Session
 State Capitol
 Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-178 - Water-wise Landscaping In Homeowners' Association Communities
 Approved on Wednesday, May 17th, 2023 at 9:55 a.m.

SB23-266 - Neonic Pesticides As Limited-use Pesticides
 Approved on Wednesday, May 17th, 2023 at 10:30 a.m.

SB23-253 - Standards For Products Represented As Compostable
 Approved on Wednesday, May 17th, 2023 at 10:30 a.m.

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- SB23-191 - Colorado Department Of Public Health And Environment Organics Diversion Study 1
Approved on Wednesday, May 17th, 2023 at 10:30 a.m. 2
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- SB23-066 - Advanced Industry Acceleration Programs 5
Approved on Wednesday, May 17th, 2023 at 12:30 p.m. 6
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- SB23-153 - Sunset Revised Uniform Law On Notarial Acts 8
Approved on Wednesday, May 17th, 2023 at 2:00 p.m. 9
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- SB23-157 - Sunset Offender Reentry And Education Programs 11
Approved on Wednesday, May 17th, 2023 at 2:00 p.m. 12
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- SB23-160 - Sunset Continue Community Crime Victims Grant Program 14
Approved on Wednesday, May 17th, 2023 at 2:00 p.m. 15
16
- SB23-264 - Alcohol Beverage Festival Participation 17
Approved on Wednesday, May 17th, 2023 at 2:00 p.m. 18
19
- SB23-274 - Water Quality Control Fee-setting By Rule 20
Approved on Wednesday, May 17th, 2023 at 2:00 p.m. 21
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- Sincerely, 23
(signed) 24
Jared Polis 25
Governor 26

MESSAGE FROM THE GOVERNOR

- Thursday, May 18th, 2023 30
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- Colorado Senate 35
The 74th General Assembly 36
First Regular Session 37
State Capitol 38
Denver, Colorado 80203 39
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- Honorable Members of the Colorado Senate: 41
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- Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I 43
have the honor to inform you that I have approved and filed with the Secretary of State the 44
following Acts: 45
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- SB23-092 - Agricultural Producers Use Of Agrivoltaics 47
Approved on Thursday, May 18th, 2023 at 9:30 a.m. 48
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- SB23-187 - Public Utilities Commission Administrative Fee Setting Transportation 50
Services 51
Approved on Thursday, May 18th, 2023 at 1:00 p.m. 52
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- Sincerely, 54
(signed) 55
Jared Polis 56
Governor 57

MESSAGE FROM THE GOVERNOR

Friday, May 19th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-059 - State Parks And Wildlife Area Local Access Funding
Approved on Friday, May 19th, 2023 at 10:30 a.m.

Sincerely,
(signed)
Jared Polis
Governor

MESSAGE FROM THE GOVERNOR

Saturday, May 20th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-275 - Colorado Wild Horse Project
Approved on Saturday, May 20th, 2023 at 9:15 a.m.

SB23-006 - Creation Of The Rural Opportunity Office
Approved on Saturday, May 20th, 2023 at 2:30 p.m.

SB23-295 - Colorado River Drought Task Force
Approved on Saturday, May 20th, 2023 at 3:15 p.m.

SB23-174 - Access To Certain Behavioral Health Services
Approved on Saturday, May 20th, 2023 at 4:45 p.m.

SB23-001 - Authority Of Public-private Collaboration Unit For Housing
Approved on Saturday, May 20th, 2023 at 5:25 p.m.

Sincerely,
(signed)
Jared Polis
Governor

MESSAGE FROM THE GOVERNOR

Monday, May 22nd, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-285 - Energy And Carbon Management Regulation In Colorado
Approved on Monday, May 22nd, 2023 at 9:30 a.m.

SB23-145 - Stegosaurus State Fossil License Plate
Approved on Monday, May 22nd, 2023 at 10:40 a.m.

SB23-283 - Mechanisms For Federal Infrastructure Funding
Approved on Monday, May 22nd, 2023 at 11:25 a.m.

Sincerely,
(signed)
Jared Polis
Governor

MESSAGE FROM THE GOVERNOR

Tuesday, May 23rd, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-075 - Deletion Of Child's Name From Criminal Justice Records
Approved on Tuesday, May 23rd, 2023 at 10:00 a.m.

SB23-292 - Labor Requirements For Energy Sector Construction
Approved on Tuesday, May 23rd, 2023 at 3:15 p.m.

SB23-290 - Natural Medicine Regulation And Legalization
Approved on Tuesday, May 23rd, 2023 at 3:30 p.m.

SB23-255 - Wolf Depredation Compensation Fund
Approved on Tuesday, May 23rd, 2023 at 3:30 p.m.

Sincerely,
(signed)
Jared Polis
Governor

May 23rd, 2023

The Honorable Colorado State Senate
74th General Assembly
First Regular Session
Colorado State Capitol
200 East Colfax Avenue
Denver, CO, 80203

Dear Honorable Members of the Colorado Senate:

Today I vetoed Senate Bill 23-259 (Concerning the Extension Of Credit For Participation In Limited Gaming) at 6:00 pm.

Senate Bill 23-259 would allow persons licensed by the Colorado Limited Gaming Act to extend credit of at least \$1,000 to patrons, if certain criteria are met.

I appreciate the bill sponsors' efforts to increase the appeal of Colorado's gaming sector. Casinos play an important role in local economies in several parts of our state. I support efforts to increase tourism revenue in all sectors of our state, including gaming. I also support the freedom of consenting individuals and companies to engage in transactions such as loans. The key element I take issue with here is whether persons with a gambling disorder can meaningfully consent to a transaction. For almost 40 years, science has supported that pathological gambling is an impulse-control disorder, and most recently the American Psychiatric Association (APA) moved pathological gambling to the addiction chapter in the Diagnostic and Statistical Manual of Mental Disorders (DSM).

Thus, just as there would be issues with gaining the consent of a person with a substance use disorder who is under the influence, there are also serious issues regarding the ability of a person with a gambling disorder to freely consent to a loan while on a gambling spree.

If the purported target of this bill is out-of-state 'high-rollers,' then the credit line should be geared specifically to those patrons. However, as currently written and passed, I worry that the bill would contribute to problematic gaming activities and hurt Coloradans, in particular those of limited means, by facilitating dubious instances of consent from persons who are suffering from addiction.

My focus is on saving Coloradans money, not exposing them to loans from casinos that could be their financial ruin. To be clear, anyone of sound mind has the legal right to enter into a financially disastrous loan or transaction, but I am skeptical of the ability of a person with a gambling disorder to provide meaningful informed consent while engaged in gambling.

For the above reasons, SB23-259 is disapproved and vetoed.

Sincerely,
(signed)
Jared Polis
Governor
State of Colorado

May 23rd, 2023

The Honorable Colorado State Senate
74th General Assembly
First Regular Session
Colorado State Capitol
200 East Colfax Avenue
Denver, CO, 80203

Dear Honorable Members of the Colorado State Senate:

Today I vetoed Senate Bill 23-273, "Concerning the Inclusion of Agricultural Land In Urban Renewal Areas" at 5:00 p.m.

Senate Bill 23-273 ("SB23-273") would amend the Urban Renewal Law and update one of five exemptions related to agricultural land to specify that agricultural land may be included in an urban renewal area if the agricultural land is in an existing urban renewal plan, the urban renewal plan was originally approved or modified to include the agricultural land prior to June 1, 2010, and the land still remains in that same urban renewal plan.

I appreciate the sponsors and stakeholders for their work on this bill and recognize the legitimate issue regarding the merits of inclusion of agricultural land in urban renewal areas to both preserve agricultural land and prevent continued sprawl. I also understand that the bill is intended to fix a perceived loophole that was created when HB 10-1107 ("Concerning Limitations on the Inclusion of Agricultural Lands within Urban Areas") was enacted.

However, my understanding is that this bill was intended to target a single urban renewal plan, which was later approved. While this bill may not actually affect that plan anymore, we must also carefully consider the ramifications that retroactively altering existing statute could have on planned development proposals and future urban renewal plans. This conversation is complex and must consider the unique circumstances related to each urban renewal area and how the policy relates to the need to protect agricultural lands and the very clear need for increasing housing options across our diverse state. Passing a law that retroactively changes the playing field would create greater uncertainty across our state and discourage investment in housing.

I commend the aim to ensure there are appropriate limitations placed on including agricultural land in urban renewal areas and will continue to work with the sponsors and stakeholders to protect agricultural land throughout the state without prejudice to a particular project or plan.

For the above reasons, SB 23-273 is disapproved and vetoed.

Sincerely,
(signed)
Jared Polis
Governor
State of Colorado

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed the following House documents:

- HB23-1174, 1240, 1252, 1254, 1273, 1281.
- HB23-1182, 1231, 1236, 1300, 1305.
- HB23-1036, 1060, 1067, 1081, 1088, 1246, 1255, 1260, 1261, 1303, 1311.
- HB23-1074, 1194, 1212.
- HB23-1024, 1056, 1135, 1147, 1199, 1214, 1222, 1250, 1263, 1268, 1271, 1279, 1280, 1287.
- HB23-1008, 1013, 1017, 1019, 1026, 1027, 1041, 1042, 1048, 1057, 1061, 1069, 1076, 1084, 1086, 1105, 1107, 1120, 1133, 1136, 1138, 1146, 1153, 1158, 1162, 1178, 1184, 1190, 1197, 1198, 1200, 1215, 1220, 1223, 1228, 1233, 1241, 1247, 1249, 1253, 1259, 1264, 1265, 1269, 1270, 1275, 1277, 1278, 1285, 1286, 1291, 1295, 1296, 1298, 1299, 1309.
- HCR23-1001.
- HB23-1002, 1003, 1068, 1077, 1091, 1108, 1112, 1126, 1132, 1161, 1181, 1187, 1189, 1192, 1205, 1216, 1229, 1242, 1244, 1245, 1257, 1258, 1262, 1267, 1283, 1284, 1292, 1293, 1294, 1297, 1301, 1304, 1306, 1307.
- HB23-1290.

MESSAGE FROM THE GOVERNOR

Wednesday, May 24th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-303 - Reduce Property Taxes And Voter-approved Revenue Change
Approved on Wednesday, May 24th, 2023 at 11:15 a.m.

SB23-304 - Property Tax Valuation
Approved on Wednesday, May 24th, 2023 at 11:15 a.m.

SB23-209 - Remove Erroneous Date From CLIMBER Act
Approved on Wednesday, May 24th, 2023 at 11:00 a.m.

SB23-210 - Update Administration Of Certain Human Services
Approved on Wednesday, May 24th, 2023 at 11:00 a.m.

SB23-265 - Prohibit Professional Discipline For Marijuana
Approved on Wednesday, May 24th, 2023 at 11:00 a.m.

SB23-282 - Jury Appreciation Day
Approved on Wednesday, May 24th, 2023 at 11:00 a.m.

Sincerely,
(signed)
Jared Polis
Governor

MESSAGE FROM THE GOVERNOR

Thursday, May 25th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-167 - Board Of Nursing Regulate Certified Midwives
Approved on Thursday, May 25th, 2023 at 10:00 a.m.

SB23-289 - Community First Choice Medicaid Benefit
Approved on Thursday, May 25th, 2023 at 12:20 p.m.

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Sincerely,
(signed)
Jared Polis
Governor

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MESSAGE FROM THE GOVERNOR

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Tuesday, May 30th, 2023

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Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

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Honorable Members of the Colorado Senate:

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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:

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SB23-284 - Ensure 12-month Contraception Coverage
Approved on Tuesday, May 30th, 2023 at 11:30 a.m.

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SB23-176 - Protections For People With An Eating Disorder
Approved on Tuesday, May 30th, 2023 at 11:30 a.m.

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SB23-014 - Disordered Eating Prevention
Approved on Tuesday, May 30th, 2023 at 11:30 a.m.

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SB23-288 - Coverage For Doula Services
Approved on Tuesday, May 30th, 2023 at 12:30 p.m.

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SB23-196 - Income Tax Credit For Retrofitting A Home For Health Reasons
Approved on Tuesday, May 30th, 2023 at 2:00 p.m.

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SB23-064 - Continue Office Of Public Guardianship
Approved on Tuesday, May 30th, 2023 at 3:00 p.m.

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Sincerely,
(signed)
Dianne Primavera
Acting Governor and Lieutenant Governor

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MESSAGE FROM THE GOVERNOR

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Friday, June 2nd, 2023

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Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

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Honorable Members of the Colorado Senate:

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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:

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SB23-007 - Adult Education	1
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	2
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SB23-017 - Additional Uses Paid Sick Leave	4
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	5
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SB23-025 - In God We Trust Special License Plate	7
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	8
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SB23-029 - Disproportionate Discipline In Public Schools	10
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	11
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SB23-034 - Definition Of Serious Bodily Injury	13
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	14
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SB23-035 - Middle-income Housing Authority Act	16
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	17
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SB23-044 - Veterinary Education Loan Repayment Program	19
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	20
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SB23-049 - Special Mobile Machinery Registration Exemption	22
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	23
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SB23-053 - Restrict Governmental Nondisclosure Agreements	25
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	26
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SB23-054 - Missing And Murdered Indigenous Relatives Office	28
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	29
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SB23-056 - Compensatory Direct Distribution To PERA	31
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	32
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SB23-058 - Job Application Fairness Act	34
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	35
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SB23-067 - Participant Facilitated Recidivism Reduction Program	37
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	38
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SB23-076 - Sunset Continue CO Youth Advisory Council	40
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	41
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SB23-097 - Motor Vehicle Theft And Unauthorized Use	43
Approved on Friday, June 2nd, 2023 at 10:10 a.m.	44
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SB23-148 - Illegal Drug Laboratory Property And Certification	46
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	47
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SB23-155 - Sunset Continue Nursing Home Administrators	49
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	50
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SB23-159 - Sunset Colorado Food Systems Advisory Council	52
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	53
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SB23-165 - Sunset Division Of Racing And Racing Commission	55
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	56
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SB23-173 - Colorado Child Support Commission Recommendations	58
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	59
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SB23-175 - Financing Of Downtown Development Authority Projects	61
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	62
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SB23-179 - Dental Plans Medical Loss Ratio	64
Approved on Friday, June 2nd, 2023 at 1:00 p.m.	65
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SB23-186 - Oil And Gas Commission Study Methane Seepage Raton Basin
Approved on Friday, June 2nd, 2023 at 1:00 p.m.

SB23-193 - Victim Notification Of Proceedings
Approved on Friday, June 2nd, 2023 at 9:30 a.m.

SB23-252 - Medical Price Transparency
Approved on Friday, June 2nd, 2023 at 9:15 a.m.

SB23-257 - Auto Theft Prevention Cash Fund
Approved on Friday, June 2nd, 2023 at 10:10 a.m.

SB23-258 - Consolidate Colorado Educator Programs In Colorado Department of
Education
Approved on Friday, June 2nd, 2023 at 1:00 p.m.

SB23-269 - Colorado Preschool Program Provider Bonus Payments
Approved on Friday, June 2nd, 2023 at 1:35 p.m.

SB23-279 - Unserialized Firearms And Firearm Components
Approved on Friday, June 2nd, 2023 at 10:10 a.m.

Sincerely,
(signed)
Jared Polis
Governor

MESSAGE FROM THE GOVERNOR

Saturday, June 3rd, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-298 - Allow Public Hospital Collaboration Agreements
Approved on Saturday, June 3rd, 2023 at 2:45 p.m.

Sincerely,
(signed)
Jared Polis
Governor

MESSAGE FROM THE GOVERNOR

Monday, June 5th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

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Honorable Members of the Colorado Senate:	1
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Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I	3
have the honor to inform you that I have approved and filed with the Secretary of State the	4
following Acts:	5
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SB23-031 - Improve Health-care Access For Older Coloradans	7
Approved on Monday, June 5th, 2023 at 11:45 a.m.	8
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SB23-036 - Veterans With Disab Prop Tax Exemption Reqmnts	10
Approved on Monday, June 5th, 2023 at 11:45 a.m.	11
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SB23-082 - Colorado Fostering Success Voucher Program	13
Approved on Monday, June 5th, 2023 at 11:45 a.m.	14
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SB23-105 - Ensure Equal Pay For Equal Work	16
Approved on Monday, June 5th, 2023 at 11:45 a.m.	17
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SB23-108 Allowing Temporary Reductions In Property Tax Due	19
Approved on Monday, June 5th, 2023 at 11:45 a.m.	20
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SB23-164 - Sunset Process Sex Offender Management Board	22
Approved on Monday, June 5th, 2023 at 11:45 a.m.	23
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SB23-177 - 2023 Colorado Water Conservation Board Water Projects Appropriations	25
Approved on Monday, June 5th, 2023 at 4:25 p.m.	26
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SB23-192 Sunset Pesticide Applicators' Act	28
Approved on Monday, June 5th, 2023 at 11:45 a.m.	29
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SB23-195 - Calculation Of Contributions To Meet Cost Sharing	31
Approved on Monday, June 5th, 2023 at 11:45 a.m.	32
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SB23-198 - Clean Energy Plans	34
Approved on Monday, June 5th, 2023 at 11:45 a.m.	35
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SB23-199 - Marijuana License Applications and Renewals	37
Approved on Monday, June 5th, 2023 at 11:45 a.m.	38
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SB23-200 - Automated Vehicle Identification Systems	40
Approved on Monday, June 5th, 2023 at 11:45 a.m.	41
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SB23-203 - Authorize Department Of Corrections Inspector General To Apprehend	43
Fugitives	44
Approved on Monday, June 5th, 2023 at 11:45 a.m.	45
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SB23-206 - Disclose Radon Information Residential Property	47
Approved on Monday, June 5th, 2023 at 11:45 a.m.	48
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SB23-208 - Correction Of Certain Tax Statute Cross References	50
Approved on Monday, June 5th, 2023 at 11:45 a.m.	51
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SB23-212 - United States Navy Seabees License Plate	53
Approved on Monday, June 5th, 2023 at 11:45 a.m.	54
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SB23-247 - Division Of Civil Protections And Rights In Department Of Law	56
Approved on Monday, June 5th, 2023 at 11:45 a.m.	57
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SB23-248 - Attorney General Regulated Consumer Credit Transactions	59
Approved on Monday, June 5th, 2023 at 11:45 a.m.	60
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SB23-251 - Revoke Driver's License Appeal Attorney General	62
Approved on Monday, June 5th, 2023 at 11:45 a.m.	63
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SB23-261 - Direct Care Workforce Stabilization Board	65
Approved on Monday, June 5th, 2023 at 11:45 a.m.	66
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SB23-270 - Projects To Restore Natural Stream Systems
Approved on Monday, June 5th, 2023 at 4:25 p.m.

Sincerely,
(signed)
Jared Polis
Governor

June 5, 2023

The Honorable Colorado Senate
The 74th General Assembly
First Regular Session
Colorado State Capitol
200 E. Colfax Ave.
Denver, CO 80203

Dear Honorable Members of the Colorado Senate:

Today, I signed into law SB23-206, "Disclose Radon Information Residential Property." This bill establishes that buyers or renters of residential property have the right to be informed of whether a property has been tested for elevated levels of radon, and requires sellers or landlords of residential property to provide warnings about the dangers of exposure to radon. Radon is the leading cause of lung cancer among non-smokers in the United States and is responsible for approximately 500 lung cancer deaths annually in Colorado.

The Colorado Real Estate Commission has been promulgating forms for real estate brokers to use in their representation of consumers in real estate transactions since the 1970s. The Commission strives to produce legally sufficient forms that are easy to understand and can be used statewide. Over the years, the Commission has refined its process for encouraging and incorporating suggestions from industry stakeholders into the forms. Each form is placed on a three-year revision cycle to give the practitioners time to use the forms and identify any necessary changes. The real estate brokers have an opportunity to learn about the form changes before they go into effect.

For many years now, the Real Estate Commission has requested that the General Assembly consider the Real Estate Commission's process and refrain from legislating specific language to be used in the real estate contracts. When changes to the contracts are legislated, it creates unintended consequences such as: 1) excessive workload due to changes that must be applied to multiple forms; 2) the statutory language may not have been thoroughly vetted by industry stakeholders which causes disruption within the industry; and 3) it does not allow the real estate brokers the time to obtain the training necessary to understand the required changes. The consequences result in increased liability for both the real estate brokers and consumers.

Colorado is one of only a few states that provide standard forms to its licensees. In other states, contract documents are either provided by a trade association, which can be drafted to benefit the practitioners, or drafted by attorneys, which can increase the cost to the consumer. SB23-206 will require the Real Estate Commission to change five different forms. This sets a bad precedent and compromises the inclusive and thoughtful process that is already in place. The legislative changes to the contracts cause too many disruptions to the industry and increase the risk of litigation for the parties involved. If this practice continues, the Commission may need to discontinue promulgating the forms.

I thank the sponsors and proponents for passing SB23-206 which will help inform Coloradans of the health impacts of radon and options for mitigation. I also encourage the General Assembly to work with the Colorado Real Estate Commission to ensure there are not unintended consequences from proposed changes to real estate forms in the future.

Sincerely,
(signed)
Jared Polis
Governor
State of Colorado

MESSAGE FROM THE GOVERNOR

Tuesday, June 6th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-003 - Colorado Adult High School Program
Approved on Tuesday, June 6th, 2023 at 2:30 p.m.

SB23-028 - Penalty For Commercial Vehicle Offenses
Approved on Tuesday, June 6th, 2023 at 3:31 p.m.

SB23-088 - Sentence Served Before Parole And Notify Victim
Approved on Tuesday, June 6th, 2023 at 3:31 p.m.

SB23-111 - Public Employees' Workplace Protection
Approved on Tuesday, June 6th, 2023 at 3:31 p.m.

SB23-149 - Higher Education Student Financial Aid For Youth Mentors
Approved on Tuesday, June 6th, 2023 at 2:30 p.m.

SB23-163 - Colorado Parks and Wildlife Officers Classified As State Troopers
Approved on Tuesday, June 6th, 2023 at 1:00 p.m.

SB23-172 - Protecting Opportunities And Workers' Rights Act
Approved on Tuesday, June 6th, 2023 at 3:30 p.m.

SB23-184 - Protections For Residential Tenants
Approved on Tuesday, June 6th, 2023 at 3:33 p.m.

SB23-254 - Search Warrant Procedures
Approved on Tuesday, June 6th, 2023 at 3:32 p.m.

SB23-263 - General Fund Loan Natural Disaster Mitigation Enterprise
Approved on Tuesday, June 6th, 2023 at 3:32 p.m.

SB23-267 - Chatfield State Park Water Quality Fee
Approved on Tuesday, June 6th, 2023 at 3:32 p.m.

SB23-268 - Ten-year Transportation Plan Information
Approved on Tuesday, June 6th, 2023 at 3:32 p.m.

SB23-272 - Joint Legislative Committee Meeting Disaster Declaration
Approved on Tuesday, June 6th, 2023 at 3:33 p.m.

SB23-276 - Modifications To Laws Regarding Elections
Approved on Tuesday, June 6th, 2023 at 3:32 p.m.

SB23-278 - Allocation For Art In Public Places For 2022-23 Fiscal Year
Approved on Tuesday, June 6th, 2023 at 3:32 p.m.

SB23-280 - Hazardous Material Mitigation
Approved on Tuesday, June 6th, 2023 at 3:33 p.m.

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- SB23-281 - Limited Transferability Of College Credits Notice 1
Approved on Tuesday, June 6th, 2023 at 3:33 p.m. 2
- SB23-286 - Access To Government Records 3
Approved on Tuesday, June 6th, 2023 at 3:33 p.m. 4
- SB23-293 - Use Of Student Athlete's Name Image Or Likeness 5
Approved on Tuesday, June 6th, 2023 at 3:33 p.m. 6
- SB23-294 - Increase General Fund Transfers To Capital Construction Fund 7
Approved on Tuesday, June 6th, 2023 at 3:33 p.m. 8
- SB23-296 - Prevent Harassment And Discrimination In Schools 9
Approved on Tuesday, June 6th, 2023 at 3:30 p.m. 10
- SB23-297 - America 250 Colorado 150 Commission 11
Approved on Tuesday, June 6th, 2023 at 3:33 p.m. 12
- SB23-299 - Epinephrine Auto-injectors At Institutions Of Higher Education 13
Approved on Tuesday, June 6th, 2023 at 3:33 p.m. 14
- SB23-302 - Colorado Veterans' Service-to-career Program 15
Approved on Tuesday, June 6th, 2023 at 3:33 p.m. 16
- SB23-306 - Buildings In The Capitol Complex 17
Approved on Tuesday, June 6th, 2023 at 3:33 p.m. 18
- Sincerely, 19
(signed) 20
Jared Polis 21
Governor 22

June 6, 2023

The Honorable Colorado State Senate 23
74th General Assembly 24
First Regular Session 25
Colorado State Capitol 26
200 East Colfax Avenue 27
Denver, CO 80203 28

Dear Honorable Members of the Colorado State Senate: 29

Today, I am signing Senate Bill 23-028, "Concerning the Penalty for Committing any of 30
Certain Offenses Involving the Operation of a Commercial Vehicle," which will clarify 31
and align the statutory penalty for commercial driver's license violations so that law 32
enforcement and courts may enforce violations. 33

The bill will make clear in state statute that the penalty for certain commercial driver's 34
license violations is consistent with a Class A traffic infraction. In the absence of this 35
legislation, the state would operate under dangerous conditions in which no penalty would 36
be assessed to violators of certain commercial traffic violations due to the misalignment of 37
the offense and the listed statutory penalty, causing cases to be dismissed based on a 38
technicality. For this reason, it's important that I sign this bill into law so that we have a 39
level of accountability and assurance that traffic violations committed by commercial 40
drivers are being appropriately adjudicated and enforced. 41

While this bill is an important step to ensure that we hold violators of commercial driver's 42
license violations accountable, I understand that certain stakeholders believe that the 43
penalty for such violations should be more severe than a class A traffic infraction in order 44
to ensure that commercial drivers are held to a higher level of accountability for the 45
violation that they commit. 46

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I urge stakeholders to work with the Colorado State Patrol and the General Assembly over the interim to determine the appropriate penalty for commercial traffic violations that will maximize public safety and industry accountability.

This legislation is a step in the right direction and a critical component of making Colorado one of the top ten safest states.

Sincerely,
(signed)
Jared Polis
Governor
State of Colorado

June 6, 2023

The Honorable Colorado State Senate
The 74th General Assembly
First Regular Session
State Capitol
200 E. Colfax Ave.
Denver, CO 80203

Dear Honorable Members of the Colorado State Senate:

Today I vetoed Senate Bill 23-060, Concerning Consumer Protections in Event Ticket Sales, at 5:36 p.m.

Colorado has one of the most successful concert and venue sectors in the United States. Not only is Colorado home to Red Rocks, the top-grossing and most-attended concert venue of any size, anywhere in the world for 2021 with 996,570 attendees, but we also lead the nation in overall venue attendance per capita, with Colorado regularly ranking at or near the top among U.S. states in arts performance and exhibition attendance.

Not only are enjoying concerts, sporting events, rodeos, and more a big part of our quality of life in Colorado, but they also have a strong positive economic impact. In addition to the ticket and food sales themselves, our success in hosting major cultural events leads to increased tourism and spending in our main street businesses.

I am proud of the successes of Colorado's artists, venues, and fans - particularly given all of the challenges the industry has faced over the past few years - and therefore the bar for any changes to laws in this area is very high. Consumer advocacy groups have opposed this legislation and asked for a veto, and I take that very seriously.

On that note, I fully acknowledge that Senate Bill 23-060 (SB 23-060) would also make several clear improvements for consumers and the entertainment ecosystem, which I strongly support:

First, it clarifies in statute that a venue shall not deny access to an individual with a valid ticket just because that ticket was sold through a reseller or online marketplace. Second, the bill expands the definition of deceptive trade practices to include when a software application "bot" buys tickets in excess of the authorized limits. While these tickets can already be invalidated under the terms of use agreement of many venues, allowing for deceptive trade practices investigations is a step forward for consumers to combat pernicious bots. In addition, it clamps down on a person or bot using multiple email addresses to get around purchase limitations and prevents internet websites from displaying a trademarked or copyrighted URL in selling a ticket. Finally, the bill takes a positive step by requiring display of the total ticket price, including all fees, and requires refunds if a ticket would not actually grant admission to an event or fails to conform to its description.

However, there are also some significant problems with the bill that risk upsetting the successful entertainment ecosystem in Colorado. Throughout my administration, consumer protection and the right to a fair, competitive marketplace have been paramount. I am concerned that consumer advocacy groups such as the National Consumers League and Consumer Federation of America have asked for a veto of this legislation because of its potential to discourage competition in the sector, ultimately harming consumers. I am also concerned that this legislation strengthens an existing entity with too much market power.

Problematic provisions include new conditions on the secondary market and common resale practices that limit consumer access to innovative products that address existing market failures, such as online ticket waiting services. In addition, the bill uses open-ended, ambiguous language including under applicability of unfair trade practices that could be broadly interpreted with potentially negative implications, such as around the use of "lookalike" content under deceptive trade practices.

In addition, I am concerned about potential ambiguities included in the bill related to the transferability of tickets under Colorado law, both through discretion provided to venue operators and through two potential loopholes associated with likely well-intended restrictions. In particular, the bill allows the prohibition on resale for tickets sold as part of a charitable event or for tickets offered in compliance with the Americans with Disabilities Act (ADA). While the intent may be admirable, the language is written too broadly and could lead to unintended restrictions on the lawful transfer of tickets. If there is a desire to ensure that tickets that are donated to charities and are fully part of a charitable event are non-transferable, then that is language I and other stakeholders could indeed support.

At one point during the legislative process, the bill included other positive provisions that would have done much to shift its overall balance towards consumers. However, these provisions were removed. Namely, the bill would have required reporting on bots, which would have contributed to the crackdown on this practice, which is already illegal at the federal level.

On the whole, this bill has no doubt improved since its introduction, when it included untenable enforcement provisions that the sponsors took action to remove. In fact, I would encourage market participants, including venues, sellers, platforms, and resellers, to undertake many of these measures as a best practice on their own, providing clear pricing upfront, providing refunds where appropriate, and disclosing bots to federal authorities, and I would support legislation that add these practices into Colorado law. However, I remain convinced that on balance the provisions in this bill in their entirety would harm consumers and put our entertainment ecosystem at risk. I appreciate the sponsors' work and encourage them to work with consumer advocates, online ticketing platforms and resellers, and my administration in future legislative sessions to draft an unambiguously pro-consumer bill that holds both primary and secondary ticket sellers accountable without unintended consequences that hurt innovation and hamper the marketplace.

For the above reasons, SB 23-060 is disapproved and vetoed.

Sincerely,
 (signed)
 Jared Polis
 Governor
 State of Colorado

June 6, 2023

The Honorable Colorado State Senate
 74th General Assembly
 First Regular Session
 Colorado State Capitol
 200 East Colfax Avenue
 Denver, CO, 80203

Dear Honorable Members of the Colorado State Senate:

Today, I am signing Senate Bill 23-088, "Concerning an Offender's Eligibility for Release from Confinement," which tasks the Commission on Criminal and Juvenile Justice (CCJJ) with submitting a report to the General Assembly on or before June 30, 2023, regarding the commission's work on sentencing reform, clarity and certainty in sentencing, and the CCJJ's efforts to provide clarity to the public, victims, defendants, and their families, pertaining to the amount of time that must be served on a sentence prior to parole eligibility.

I thank the sponsors for bringing this bill forward, which is meant to help inform better policies for victim notifications and certainty in sentencing. I also want to acknowledge the sponsors' personal lived experiences which helped inform their decision to sponsor this legislation. The experience of victims and their families should never be diminished, and I appreciate policies that help bring transparency and certainty to those impacted by crime.

While I support this legislation and believe that it is valuable, it will be very difficult for the CCJJ to fully complete the requirements in this bill due to its statutory repeal date of September 1, 2023. Due to the failure of the legislature to reauthorize CCJJ, the CCJJ will be hosting its final meeting in early June of this year. While the bill was amended to change the reporting deadline from January 21, 2024 to June 30, 2023 to take into consideration the General Assembly's actions, the above circumstances and expedited timeline will limit the CCJJ from fulfilling the requirements of Senate Bill 23-088. Shortly I will be taking Executive action to continue some of the work of CCJJ in a new forum, and will request any additional work contemplated in this bill to be completed by this newly assembled body to the extent possible.

Strengthening victims' rights by providing more clarity and certainty in our criminal justice system is a critical component in increasing public safety and public trust. I look forward to working to improve these policies and continuing to work to make Colorado one of the top ten safest states.

Sincerely,
 (signed)
 Jared Polis
 Governor
 State of Colorado

June 6, 2022

The Honorable Colorado State Senate
 74th General Assembly
 First Regular Session
 Colorado State Capitol
 200 East Colfax Avenue
 Denver, CO, 80203

Dear Honorable Members of the Colorado State Senate:

Today I signed into law SB23-111, "Public Employees' Workplace Protection." This bill granted certain public employees, including people employed by certain counties, municipalities, fire authorities, school districts, University of Colorado hospital authority, Denver health and hospital authority, the General Assembly, and a board of cooperative services, protections to discuss views on public employee representation, workplace issues, or other employee rights; engage in protected, concerted activity; participate in the political process; speak to governing bodies about terms and conditions of employment and any matter of public concern; engage in other political activity; or organize, form, join, or assist or oppose a union or refrain from doing so. I share the sponsors' goal of protecting the free speech of Colorado public sector employees, ensuring they are treated with respect and working under reasonable conditions. Public employees already have many of the protections provided by this bill, but through other legal avenues, and this bill gives employees the ability to file these First Amendment claims as unfair labor practice complaints with the Colorado Department of Labor and Employment (CDLE).

Public employers at all levels of governments have an obligation to the people of Colorado to provide the best possible service, whether in education, health care, or public safety. They are unique employers in that they must not only protect their employees, but must advance their public sector mission. This ability to file unfair labor practice complaints must be balanced with the obligation that these employers have to the people of Colorado to provide the best possible service. In addition, nothing in this bill directly alters employers' policies nor the management of this public sector workforce. Public employers are also free to frankly speak with their employees about the benefits and drawbacks to employee organizations - there is no requirement that employers in this bill remain neutral and employers have the ability to engage in meaningful conversation with their employees. While I believe this bill does not infringe on these rights, stakeholders have raised concerns that the language in the law must be clarified to ensure that public employers can dynamically pursue their mission.

To that end, and consistent with the legislation, I am directing CDLE to engage in a robust rulemaking process that clarifies the ways in which employers can manage, engage and discipline employees, as well as addresses the rights and allowances public employers have in promoting their public mission, including the rights of managers to promulgate policies governing their organizations and to speak freely about the benefits and drawbacks of employee organizations. This rulemaking should:

1. Ensure that protected speech does not impair the public services and obligations of the public employer;
2. Ensure that protections are not contrary to the job duties an individual or organization is tasked with performing;
3. Articulate time, place and manner of protected activities;
4. Articulate permissible bases for discipline or adverse action for activities that are not protected by the statute and that run afoul of policies promulgated by the employer;
5. Recognize that governing bodies (boards, commissions, etc.) must be able to maintain a relationship of trust with their highest level and confidential employees; and
6. Recognize that public employees can be expected to maintain professional relationships with all, including but not limited to co-workers, customers/those served, and public stakeholders.

In addition, additional legislation to codify these protections in law is needed. While the rulemaking may serve as a basis for legislation, I will want to ensure that the future statutory adjustments address the following items:

1. Ensure speech protections articulated in the legislation extend only to types of expression specifically protected by law, including:
 - political activity and speech on matters of public concern;
 - concerted activity among employees, whether or not related to employee organizations, discussion of their rights as public employees, or for mutual aid and protection; and
 - Terms and conditions of employment.
2. Explicitly ensure that employers have the right to communicate openly with their staff in a manner consistent with the goals of the legislation, and on topics including collective bargaining;
3. Articulate this section of law does not affect employer policies and employees can still be disciplined for violating workplace policies or undermining the mission or success of a public entity; and
4. Codify a public employer's ability to effectively and efficiently administer their function and that nothing in this section limits employers from directing the work of their employees or fulfilling their mission.

I have spoken to the sponsors and proponents of the legislation regarding these requests, and look forward to working with them and local governments over the coming months to prepare legislation for the 2024 session.

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Finally, I want to highlight that during my time in office, we've advanced the rights of public sector employees at every level of government. These are important protections, and I am proud of the work we have done. However, governmental entities need time to adjust, and we should allow time for these policies to take effect, be sure these changes do not have unintended consequences, and then assess whether we have achieved, as I believe we may have, the proper balance in public employment policy.

Protecting public employees' speech rights and ensuring that public employers adequately serve the people of Colorado need not be in conflict; this legislation, coupled with a robust and clarifying rulemaking and legislative process, will ensure that we can do both. I thank the sponsors and proponents for bringing this legislation forward, and look forward to the work ahead.

Sincerely,
 (signed)
 Jared Polis
 Governor
 State of Colorado

June 6, 2023

The Honorable Colorado State Senate
 74th General Assembly
 First Regular Session
 Colorado State Capitol
 200 East Colfax Avenue
 Denver, CO, 80203

Dear Honorable Members of the Colorado State Senate:

Today I signed into law Senate Bill 23-184, Protections For Residential Tenants.

Senate Bill 23-184 ("SB23-184) clarifies that fair housing violations, including source of income violations, can be raised as an affirmative defense to an eviction, prohibits landlords from requesting more than two month's rent for a security deposit, and prohibits landlords from requiring a prospective tenant to have an annual amount of income that exceeds two hundred percent of the annual cost of rent.

I appreciate the sponsors and stakeholders efforts to pass SB23-184. One of my top priorities is to save Coloradans money, especially on housing. I commend the parts of the legislation that strengthen and clarify the law by building off of House Bill 19-1106, previous legislation I signed to ensure that Coloradans are not discriminated against based on source of income, because it does not relate to risk of non-payment. I also appreciate the level playing field created by ensuring Colorado is not in the minority of states who allow landlords to overcharge three to five times the amount for a security deposit. Landlords will still be able to consider and verify rental history, credit history, other outstanding debts or judgments, employment, and evaluate criminal history all of which can be a better predictor of ability to pay than income level.

While I commend the goal of the sponsors and stakeholders, I remain concerned that this legislation could lead to unintended consequences such as rent increases because of these additional requirements on landlords that could drive up the cost of housing. In thinking about this issue, I caution against efforts that could potentially place additional upward pressure on housing costs and prevent stability for Colorado renters.

I look forward to working with the General Assembly and stakeholders on policy solutions that will save Coloradans money and ensure housing options for every Colorado budget. I thank the sponsors and stakeholders for their work on this topic and appreciate their consideration.

Sincerely,
 (signed)
 Jared Polis
 Governor
 State of Colorado

MESSAGE FROM THE GOVERNOR

Wednesday, June 7th, 2023

Colorado Senate
The 74th General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

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:

SB23-249 - False Reporting Of Emergency
Approved on Wednesday, June 7th, 2023 at 3:08 p.m.

SB23-271 - Intoxicating Cannabinoid Hemp And Marijuana
Approved on Wednesday, June 7th, 2023 at 3:58p.m.

SB23-277 - Public Safety Programs Extended Uses
Approved on Wednesday, June 7th, 2023 at 3:27 p.m.

Sincerely,
(signed)
Jared Polis
Governor

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