

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

1st Legislative Day Wednesday, January 13, 2021

Prayer By Senator-Elect James Coleman

Pledge By Senator John Cooke

Musical Presentation By President Leroy M. Garcia and Minority Leader Chris Holbert performing "The Star Spangled Banner" and "America The Beautiful"

Call to Order The hour of 10:00 a.m. having arrived, the Senate of the 73rd General Assembly of the State of Colorado, pursuant to law, was called to order by President Leroy M. Garcia, President of the Senate of the 72nd General Assembly of the State of Colorado.

Roll Call The roll call of holdover Senators was called with the following result: Present--Cooke, Coram, Danielson, Donovan, Gonzales, Hisey, Holbert, Lee, Lundeen, Pettersen, Rodriguez Scott, Sonnenberg, Story, Winter, Woodward, President Garcia -- Total: 17.

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 73rd General Assembly by the qualified electors of the State of Colorado in the November 3, 2020 General Election.

In testimony whereof I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver this 11th day of December 2020.

(Signed)
 Jena Griswold
 Secretary of State

Colorado General Election Results
 November 3, 2020

State Senator - District 4
 Counties: DOUGLAS

| | Vote Totals | Percentage |
|----------------------------|---------------|----------------|
| Jim Smallwood (REP) | 73,832 | 62.27 % |
| Elissa Flaumenhaft (DEM) | 41,526 | 35.02 % |
| Wayne Harlos (LIB) | 3,208 | 2.71 % |

| | | | |
|--|--------------------|-------------------|----|
| State Senator - District 8 | | | 1 |
| Counties: GARFIELD, GRAND, JACKSON, MOFFAT, RIO BLANCO, ROUTT, SUMMIT | | | 2 |
| | <u>Vote Totals</u> | <u>Percentage</u> | 3 |
| Karl Hanlon (DEM) | 41,717 | 49.42 % | 4 |
| Bob Rankin (REP) | 42,701 | 50.58 % | 5 |
| | | | 6 |
| | | | 7 |
| State Senator - District 10 | | | 8 |
| Counties: EL PASO | | | 9 |
| | <u>Vote Totals</u> | <u>Percentage</u> | 10 |
| Larry G. Liston (REP) | 47,463 | 56.37 % | 11 |
| Randi McCallian (DEM) | 32,114 | 38.14 % | 12 |
| Heather Johnson (LIB) | 4,620 | 5.49 % | 13 |
| | | | 14 |
| | | | 15 |
| State Senator - District 12 | | | 16 |
| Counties: EL PASO | | | 17 |
| | <u>Vote Totals</u> | <u>Percentage</u> | 18 |
| Bob Gardner (REP) | 45,808 | 58.35 % | 19 |
| Electra Johnson (DEM) | 29,656 | 37.77 % | 20 |
| Zechariah L. Harris (LIB) | 3,048 | 3.88 % | 21 |
| | | | 22 |
| | | | 23 |
| State Senator - District 14 | | | 24 |
| Counties: LARIMER | | | 25 |
| | <u>Vote Totals</u> | <u>Percentage</u> | 26 |
| Hans D. Hochheimer (REP) | 31,724 | 33.35 % | 27 |
| Joann Ginal (DEM) | 63,409 | 66.65 % | 28 |
| | | | 29 |
| State Senator - District 17 | | | 30 |
| Counties: BOULDER | | | 31 |
| | <u>Vote Totals</u> | <u>Percentage</u> | 32 |
| Sonya Jaquez Lewis (DEM) | 65,266 | 67.88 % | 33 |
| Matthew D. Menza (REP) | 30,848 | 32.10 % | 34 |
| Andrew J. O'Connor (UNA) (Write In) | 19 | 0.02 % | 35 |
| | | | 36 |
| State Senator - District 18 | | | 37 |
| Counties: BOULDER | | | 38 |
| | <u>Vote Totals</u> | <u>Percentage</u> | 39 |
| Steve Fenberg (DEM) | 75,261 | 82.90 % | 40 |
| Peg Cage (REP) | 15,524 | 17.10 % | 41 |
| | | | 42 |
| State Senator - District 19 | | | 43 |
| Counties: JEFFERSON | | | 44 |
| | <u>Vote Totals</u> | <u>Percentage</u> | 45 |
| Rachel Zenzinger (DEM) | 54,694 | 59.17 % | 46 |
| Lynn Gerber (REP) | 37,740 | 40.83 % | 47 |
| | | | 48 |
| | | | 49 |
| State Senator - District 21 | | | 50 |
| Counties: ADAMS | | | 51 |
| | <u>Vote Totals</u> | <u>Percentage</u> | 52 |
| Dominick Moreno (DEM) | 41,483 | 63.55 % | 53 |
| Martin Mendez (REP) | 23,769 | 36.45 % | 54 |
| | | | 55 |
| | | | 56 |
| State Senator - District 23 | | | 57 |
| Counties: BROOMFIELD, LARIMER, WELD | | | 58 |
| | <u>Vote Totals</u> | <u>Percentage</u> | 59 |
| Barbara Kirkmeyer (REP) | 71,570 | 55.14 % | 60 |
| Sally Boccella (DEM) | 58,227 | 44.86 % | 61 |
| | | | 62 |

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|---|--------------------|-------------------|----|
| State Senator - District 25 | | | 1 |
| Counties: ADAMS | | | 2 |
| | <u>Vote Totals</u> | <u>Percentage</u> | 3 |
| Kevin Priola (REP) | 37,195 | 50.84 % | 4 |
| Paula Dickerson (DEM) | 35,968 | 49.16 % | 5 |
| | | | 6 |
| | | | 7 |
| State Senator - District 26 | | | 8 |
| Counties: ARAPAHOE | | | 9 |
| | <u>Vote Totals</u> | <u>Percentage</u> | 10 |
| Jeff Bridges (DEM) | 54,275 | 60.56 % | 11 |
| Bob Roth (REP) | 32,984 | 36.80 % | 12 |
| Marc Solomon (LIB) | 2,366 | 2.64 % | 13 |
| | | | 14 |
| State Senator - District 27 | | | 15 |
| Counties: ARAPAHOE | | | 16 |
| | <u>Vote Totals</u> | <u>Percentage</u> | 17 |
| Chris Kolker (DEM) | 51,005 | 55.30 % | 18 |
| Suzanne Staiert (REP) | 41,222 | 41.70 % | 19 |
| | | | 20 |
| State Senator - District 28 | | | 21 |
| Counties: ARAPAHOE | | | 22 |
| | <u>Vote Totals</u> | <u>Percentage</u> | 23 |
| Karl Stecher (REP) | 31,387 | 38.08 % | 24 |
| Janet Buckner (DEM) | 51,028 | 61.92 % | 25 |
| | | | 26 |
| State Senator - District 29 | | | 27 |
| Counties: ARAPAHOE | | | 28 |
| | <u>Vote Totals</u> | <u>Percentage</u> | 29 |
| Rhonda Fields (DEM) | 45,828 | 68.66 % | 30 |
| Michele Poague (LIB) | 20,914 | 31.34 % | 31 |
| | | | 32 |
| State Senator - District 31 | | | 33 |
| Counties: ARAPAHOE, DENVER | | | 34 |
| | <u>Vote Totals</u> | <u>Percentage</u> | 35 |
| Chris Hansen (DEM) | 74,288 | 76.70 % | 36 |
| Doug Townsend (REP) | 22,562 | 23.30 % | 37 |
| | | | 38 |
| State Senator - District 33 | | | 39 |
| Counties: DENVER | | | 40 |
| | <u>Vote Totals</u> | <u>Percentage</u> | 41 |
| James Rashad Coleman (DEM) | 75,702 | 91.01 % | 42 |
| Jerry Burton (UPA) | 7,428 | 8.99 % | 43 |
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| | | | 45 |
| State Senator - District 35 | | | 46 |
| Counties: ALAMOSA, BACA, BENT, CONEJOS, COSTILLA, CROWLEY, CUSTER, HUERFANO, KIOWA, LAS ANIMAS, MINERAL, OTERO, PROWERS, PUEBLO, RIO GRANDE, SAGUACHE | | | 47 |
| | <u>Vote Totals</u> | <u>Percentage</u> | 48 |
| Cleave Simpson (REP) | 43,940 | 60.12 % | 49 |
| Carlos R. Lopez (DEM) | 29,163 | 39.88 % | 50 |
| | | | 51 |
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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 3, 2020 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 16th day of December 2020.

(Signed)
 Jena Griswold
 Secretary of State

Colorado General Election Results
 November 3, 2020

State Senator - District 4

| | <u>Vote Totals</u> | <u>Percentage</u> |
|----------------------------|--------------------|-------------------|
| Jim Smallwood (REP) | 73,832 | 62.27 % |
| 9428 Mystic Ct | | |
| Parker, CO 80138 | | |

State Senator - District 8

| | <u>Vote Totals</u> | <u>Percentage</u> |
|-------------------------|--------------------|-------------------|
| Bob Rankin (REP) | 42,701 | 50.58 % |
| 062A Alpenglo Ln | | |
| Carbondale, CO 81623 | | |

State Senator - District 10

| | <u>Vote Totals</u> | <u>Percentage</u> |
|------------------------------|--------------------|-------------------|
| Larry G. Liston (REP) | 47,463 | 56.37 % |
| 2846 Country Club Cir | | |
| Colorado Springs, CO 80909 | | |

State Senator - District 12

| | <u>Vote Totals</u> | <u>Percentage</u> |
|----------------------------|--------------------|-------------------|
| Bob Gardner (REP) | 45,808 | 58.35 % |
| 60 Mobray Ct | | |
| Colorado Springs, CO 80906 | | |

State Senator - District 14

| | <u>Vote Totals</u> | <u>Percentage</u> |
|--------------------------|--------------------|-------------------|
| Joann Ginal (DEM) | 63,409 | 66.65 % |
| 316 E Magnolia St | | |
| Fort Collins, CO 80524 | | |

State Senator - District 17

| | <u>Vote Totals</u> | <u>Percentage</u> |
|---------------------------------|--------------------|-------------------|
| Sonya Jaquez Lewis (DEM) | 65,266 | 67.88 % |
| 11938 Oxford Rd | | |
| Longmont, CO 80504 | | |

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State Senator - District 18

Steve Fenberg (DEM)
1819 Walnut St
Boulder, CO 80302

Vote Totals
75,261

Percentage
82.90 %

State Senator - District 19

Rachel Zenzinger (DEM)
8274 Ammons Cir
Arvada, CO 80005

Vote Totals
54,694

Percentage
59.17 %

State Senator - District 21

Dominick Moreno (DEM)
5821 Tichy Blvd
Commerce City, CO 80022

Vote Totals
41,483

Percentage
63.55 %

State Senator - District 23

Barbara Kirkmeyer (REP)
6100 County Road 4
Brighton, CO 80603

Vote Totals
71,570

Percentage
55.14 %

State Senator - District 25

Kevin Priola (REP)
12255 Ursula St
Henderson, CO 80640

Vote Totals
37,195

Percentage
50.84 %

State Senator - District 26

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

Vote Totals
54,275

Percentage
60.56 %

State Senator - District 27

Chris Kolker (DEM)
6896 S Cook Way
Centennial, CO 80122

Vote Totals
51,005

Percentage
55.30 %

State Senator - District 28

Janet Buckner (DEM)
4124 S Elkhart St.
Aurora, CO 80014

Vote Totals
51,028

Percentage
61.92 %

State Senator - District 29

Rhonda Fields (DEM)
1196 Sable Blvd
Aurora, CO 80011

Vote Totals
45,828

Percentage
68.66 %

State Senator - District 31

Chris Hansen (DEM)
1177 Newport St
Denver, CO 80220

Vote Totals
74,288

Percentage
76.70 %

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State Senator - District 33

James Rashad Coleman (DEM)
5389 Liverpool St
Denver, CO 80249

Vote Totals
75,702

Percentage
91.01 %

State Senator - District 35

Cleave Simpson (REP)
6512 County Road 12 S
Alamosa, CO 81101

Vote Totals
43,940

Percentage
60.12 %

Credentials
Committee

On motion of Majority Leader Fenberg, 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 Fenberg, Chair, Fields, and Holbert 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

Mr. President:

Your committee on credentials, to which was referred the list of the members of the Senate for the 73rd 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 73rd General Assembly of the State of Colorado.

(signed)
Majority Leader Fenberg, Chair
Assistant Majority Leader Fields
Minority Leader Holbert

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

On motion of Majority Leader Fenberg, and with unanimous consent of the Senate, Senate Chief Sergeant-At-Arms, Frank Lombardi, was appointed by the President to escort Chief Justice Brian Boatright of the Colorado Supreme Court to administer the oath of office to the Senators-elect.

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

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--Bridges, Buckner, Coleman, Fenberg, Fields, Gardner, Ginal, Hansen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Moreno, Priola, Rankin, Simpson, Smallwood, Zenzinger -- Total: 18

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 Fenberg, 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 Fenberg and seconded by Minority Leader Holbert, President Senator Leroy M. Garcia was nominated as President of the Senate.

Majority Leader Fenberg moved that the nominations for President of the Senate be closed and that a unanimous vote be cast for Senator Leroy M. Garcia. The motion was adopted by unanimous vote.

Election of President Pro Tempore On motion of Majority Leader Fenberg and seconded by Minority Leader Holbert, President Senator Kerry Donovan was nominated as President Pro Tempore of the Senate.

Majority Leader Fenberg moved that the nominations for President Pro Tempore of the Senate be closed and that a unanimous vote be cast for Senator Kerry Donovan. The motion was adopted by unanimous vote.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SJR21-001 by Senator Fenberg; also Representative Esgar--Concerning the adoption of the joint rules as the temporary joint rules of the Seventy-third General Assembly and modifying Joint Rule 44 of the Senate and House of Representatives related to legislative procedures during a declared disaster emergency.

Amendment No. 1 (L.003), by Senator Holbert

Amend printed joint resolution, page 2, line 37, after the period insert "Before recalling the General Assembly to convene on a date other than the date specified in the joint resolution, the Speaker and the President shall consult with the minority leaders of both chambers and provide to the General Assembly as much advance notice of the date of convening as possible."

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

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| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Amendment No. 2 (L.004), by Senator Holbert

Amend printed joint resolution, page 8, line 35, strike "implement" and substitute "implement, SUBJECT TO THE APPROVAL OF THE PRESIDENT,".

Page 8, line 36, strike "suspend" and substitute "suspend, SUBJECT TO THE APPROVAL OF THE PRESIDENT,".

Page 9, line 5, strike "implement" and substitute "implement, SUBJECT TO THE APPROVAL OF THE SPEAKER,".

Page 9, line 6, strike "suspend" and substitute "suspend, SUBJECT TO THE APPROVAL OF THE SPEAKER,".

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

 Senate in recess. Senate reconvened.

Amendment No. 4 (L.010) , by Senator Sonnenberg

Amend engrossed joint resolution, page 2, line 37, strike "WHILE THE".

Page 2, strike line 38.

Page 3, strike lines 1 through 4.

Page 8, strike lines 9 through 30 and substitute:

~~"(g)Notwithstanding the provisions of Joint Rule 23 (d), of the Joint Rules of the Senate and the House of Representatives regarding counting legislative days of a regular session as consecutive days, the maximum of one hundred twenty calendar days prescribed by section 7 of article V of the state constitution shall be counted as one~~

~~hundred twenty separate working calendar days if the Governor has declared a state of disaster emergency due to a public health emergency pursuant to section 24-33.5-704, Colorado Revised Statutes. Once the disaster emergency is over the House of Representatives and the Senate shall resume following Joint Rule 23 (d), during regular sessions".~~

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

| YES | 15 | NO | 20 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

On motion of Senator Fenberg, the resolution, as amended, was adopted by the following roll call vote:

| YES | 20 | NO | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

SR21-001 by Senator Fenberg--Concerning the temporary rules of the Senate.

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

Amend printed resolution, page 1, strike lines 6 through 9.

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

| YES | 15 | NO | 20 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

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

| YES | 20 | NO | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

Co-sponsors added: Ginal, Gonzales, Hansen, Lee, Moreno, Story, and Winter.

SR21-002 by Senator Fenberg--Concerning changes to the rules of the Senate regarding the categorization of committees of reference.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Election of Secretary On motion of Majority Leader Fenberg, Cindi L. Markwell was nominated to serve as Secretary Secretary of the Senate during the First Regular Session of the Seventy-third 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 Fenberg, and with unanimous consent of the Senate, the President appointed Senators Kolker and Woodward as members of the Committee to Notify the Governor via Telephone 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 9, 2020

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

Ms. Natalie Mullis:

As you know, Senate rules require that as the Majority Leader, I determine the committee composition and the majority party's appointments to the 2021 Legislative Committees of Reference. Below are the committee compositions and the Majority's appointments.

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

Agriculture and Natural Resources

Senator Kerry Donovan – Chair
 Senator Jessie Danielson – Vice Chair
 Senator Rhonda Fields

Appropriations

Senator Chris Hansen – Chair
 Senator Dominick Moreno – Vice Chair
 Senator-elect James Coleman
 Senator Julie Gonzales

Business, Labor and Technology

Senator Robert Rodriguez – Chair
 Senator Jessie Danielson – Vice Chair
 Senator-elect Chris Kolker
 Senator-elect James Coleman

Education

Senator Rachel Zenzinger – Chair
 Senator Tammy Story – Vice Chair
 Senator-elect Janet Buckner
 Senator Jeff Bridges

Finance

Senator Brittany Pettersen – Chair
 Senator Jeff Bridges – Vice Chair
 Senator Pete Lee
 Senator Faith Winter

Health and Human Services

Senator Rhonda Fields – Chair
 Senator Joann Ginal – Vice Chair
 Senator-elect Sonya Jaquez-Lewis
 Senator-elect Janet Buckner

State, Veterans and Military Affairs

Senator Julie Gonzales - Chair
 Senator-elect James Coleman – Vice Chair
 Senator-elect Sonya Jaquez-Lewis

Transportation and Energy

Senator Faith Winter - Chair
 Senator Brittany Pettersen – Vice Chair
 Senator Kerry Donovan
 Senator Rachel Zenzinger

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Judiciary

Senator Pete Lee – Chair
Senator Julie Gonzales – Vice Chair
Senator Robert Rodriguez

Local Government

Senator Joann Ginal – Chair
Senator Tammy Story – Vice Chair
Senator-elect Chris Kolker

I am happy to answer any questions you may have.

Sincerely,
(signed)
Steve Fenberg.
Senate Majority Leader

Cc:The Honorable Chris Holbert, Senate Minority Leader
The Honorable John Cooke, Senate Assistant Minority Leader
The Honorable Alec Garnett, Speaker-designate of the House of Representatives
The Honorable Hugh McKean, House Minority Leader-elect
Cindi Markwell, Secretary of the Senate
Robin Jones, Clerk of the House
Sharon Eubanks, Director of OLLS
Rachel Kurtz-Phelan

December 11, 2020

Ms. Natalie Mullis
Executive Director, Legislative Council
200 E. Colfax, Rm 029
Denver, CO 80203

Dear Director Mullis,

Pursuant to Senate Rules, the Minority Leader is responsible for assigning members of the Senate Minority Caucus to Senate Committees of Reference. For the Seventy-third General Assembly, the Minority members of the Senate Committees of Reference are:

Committee on Health and Human Services

Senator Jim Smallwood (R-Parker) [Ranking Member]
Senator-elect Barbara Kirkmeyer (R-Weld County)
Senator-elect Cleave Simpson (R-Alamosa)

Committee on Finance

Senator Dennis Hisey (R-Fountain) [Ranking Member]
Senator Paul Lundeen (R-Monument)
Senator Ray Scott (R-Grand Junction)

Committee on Business, Labor, and Technology

Senator Rob Woodward (R-Loveland) [Ranking Member]
Senator Kevin Priola (R-Henderson)
Senator-elect Larry Liston (R-Colorado Springs)

Committee on Education

Senator Paul Lundeen (R-Monument) [Ranking Member]
Senator Kevin Priola (R-Henderson)
Senator-elect Barbara Kirkmeyer (R-Weld County)

Committee on Judiciary

Senator Bob Gardner (R-Colorado Springs) [Ranking Member]
Senator John Cooke (R-Greeley)

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Committee on Agriculture and Natural Resources

Senator Jerry Sonnenberg (R-Sterling) [Ranking Member]
 Senator Don Coram (R-Montrose)

Committee on Transportation and Energy

Senator Ray Scott (R-Grand Junction) [Ranking Member]
 Senator Dennis Hisey (R-Fountain)
 Senator Don Coram (R-Montrose)

Committee on State, Veteran, and Military Affairs

Senator Jerry Sonnenberg (R-Sterling) [Ranking Member]
 Senator-elect Cleave Simpson (R-Alamosa)

Committee on Local Government

Senator-elect Larry Liston (R-Colorado Springs) [Ranking Member]
 Senator-elect Barbara Kirkmeyer (R-Weld County)

Committee on Appropriations

Senator Bob Rankin (R-Carbondale) [Ranking Member]
 Senator Bob Gardner (R-Colorado Springs)
 Senator Jerry Sonnenberg (R-Sterling)

Respectfully yours,

(signed)
 Chris Holbert
 Senate Minority Leader

cc: The Honorable Leroy Garcia, President of the Senate
 The Honorable Stephen Fenberg, Senate Majority Leader
 The Honorable Alec Garnett, Speaker of the House of Representatives
 The Honorable Daneya Esgar, House Majority Leader
 The Honorable Hugh McKean, House Minority Leader
 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
 Shannon Briggs, Legislative Council Staff

December 18, 2020

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

Ms. Natalie Mullis:

Please be advised that, pursuant to C.R.S. § 2-3-301, I am reappointing Senators Leroy Garcia, Steve Fenberg, Kerry Donovan and Dominick Moreno to serve on the Legislative Council effective 01/13/2021 upon approval of the Senate.

Sincerely,
 (Signed)
 Leroy M. Garcia, Jr.
 Senate President

Cc: The Honorable Chris Holbert, Senate Minority Leader
 The Honorable John Cooke, Senate Assistant Minority Leader
 The Honorable Alec Garnett, Speaker-elect of the House of Representatives
 The Honorable Hugh McKean, House Minority Leader-elect
 Cindi Markwell, Secretary of the Senate
 Robin Jones, Clerk of the House
 Sharon Eubanks, Director of OLLS
 Rachel Kurtz-Phelan

December 18, 2020

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

Ms. Natalie Mullis:

Please be advised that, pursuant to C.R.S. § 2-3-301, I am appointing Senator-elect James Coleman replacing Senator Angela Williams serve on the Legislative Council effective 01/13/2021 upon approval of the Senate.

Sincerely,
(signed)
Leroy M. Garcia, Jr.
Senate President

Cc:The Honorable Chris Holbert, Senate Minority Leader
The Honorable John Cooke, Senate Assistant Minority Leader
The Honorable Alec Garnett, Speaker-elect of the House of Representatives
The Honorable Hugh McKean, House Minority Leader-elect
Cindi Markwell, Secretary of the Senate
Robin Jones, Clerk of the House
Sharon Eubanks, Director of OLLS
Rachel Kurtz-Phelan

December 31, 2020

Ms. Natalie Mullis
Executive Director, Legislative Council
200 E. Colfax, Rm 029
Denver, CO 80203

Dear Director Mullis,
Please be advised that pursuant to C.R.S. § 2-3-301, I am appointing Senators John Cooke, Paul Lundeen, Jim Smallwood, and myself to the Legislative Council for the 73rd Colorado General Assembly.
Respectfully yours,
(signed)
Chris Holbert
Senate Minority Leader

cc: The Honorable Leroy Garcia, President of the Senate
The Honorable Stephen Fenberg, Senate Majority Leader
The Honorable Alec Garnett, Speaker of the House of Representatives
The Honorable Daneya Esgar, House Majority Leader
The Honorable Hugh McKean, House Minority Leader
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

December 18, 2020

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

Ms. Natalie Mullis:

Please be advised that, pursuant to CRS § 2-3-502, I am reappointing Senator Pete Lee as Chair of the Judiciary Committee to serve on the Committee on Legal Services effective 01/13/2021.

Sincerely,
(Signed)
Leroy M. Garcia, Jr.
Senate President

Cc:The Honorable Chris Holbert, Senate Minority Leader
The Honorable John Cooke, Senate Assistant Minority Leader
The Honorable Alec Garnett, Speaker-elect of the House of Representatives
The Honorable Hugh McKean, House Minority Leader-elect
Cindi Markwell, Secretary of the Senate
Robin Jones, Clerk of the House
Sharon Eubanks, Director of OLLS
Rachel Kurtz-Phelan

December 18, 2020

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

Ms. Natalie Mullis:

Please be advised that, pursuant to C.R.S. § 2-3-502, I am reappointing Senator Robert Rodriguez to serve on Committee on Legal Services effective 01/13/2021 upon approval of the Senate.

Sincerely,
(signed)
Leroy M. Garcia, Jr.
Senate President

Cc:The Honorable Chris Holbert, Senate Minority Leader
The Honorable John Cooke, Senate Assistant Minority Leader
The Honorable Alec Garnett, Speaker-elect of the House of Representatives
The Honorable Hugh McKean, House Minority Leader-elect
Cindi Markwell, Secretary of the Senate
Robin Jones, Clerk of the House
Sharon Eubanks, Director of OLLS
Rachel Kurtz-Phelan

December 18, 2020 1
 Ms. Natalie Mullis 2
 Executive Director 3
 Office of Legislative Council 4
 200 E. Colfax Ave., Room 029 5
 Denver, CO 80203 6
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Ms. Natalie Mullis: 9

Please be advised that, pursuant to C.R.S. § 2-3-502, I am appointing Senator-elect Janet 10
 Buckner replacing Senator Mike Foote to serve on the Legal Services Committee effective 11
 01/13/2021 upon approval of the Senate. 12
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Sincerely, 14
 (signed) 15
 Leroy M. Garcia, Jr. 16
 Senate President 17
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Cc:The Honorable Chris Holbert, Senate Minority Leader 19
 The Honorable John Cooke, Senate Assistant Minority Leader 20
 The Honorable Alec Garnett, Speaker-elect of the House of Representatives 21
 The Honorable Hugh McKean, House Minority Leader-elect 22
 Cindi Markwell, Secretary of the Senate 23
 Robin Jones, Clerk of the House 24
 Sharon Eubanks, Director of OLLS 25
 Rachel Kurtz-Phelan 26
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December 31, 2020 28
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Ms. Natalie Mullis 32
 Executive Director, Legislative Council 33
 200 E. Colfax, Rm 029 34
 Denver, CO 80203 35
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Dear Director Mullis, 39

Please be advised that pursuant to C.R.S. § 2-3-502(3), I am appointing Senators Bob 40
 Gardner and John Cooke to the Committee on Legal Services for the 73rd Colorado 41
 General Assembly. 42
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Respectfully yours, 45
 (signed) 46
 Chris Holbert 47
 Senate Minority Leader 48
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cc: The Honorable Leroy Garcia, President of the Senate 51
 The Honorable Stephen Fenberg, Senate Majority Leader 52
 The Honorable Alec Garnett, Speaker of the House of Representatives 53
 The Honorable Daneya Esgar, House Majority Leader 54
 The Honorable Hugh McKean, House Minority Leader 55
 Sharon Eubanks, Director of the Office of Legislative Legal Services 56
 Cindi Markwell, Secretary of the Senate 57
 Robin Jones, Chief Clerk, House of Representatives 58
 Elizabeth Haskell, Legislative Council Staff 59
 Rachel Kurtz-Phelan, Legislative Council Staff 60
 Shannon Briggs, Legislative Council Staff 61
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December 18, 2020

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

Ms. Natalie Mullis:

Please be advised that, pursuant to C.R.S. § 2-3-101, I am appointing Senator Julie Gonzales replacing Senator Rhonda Fields to serve on Legislative Audit Committee effective 01/13/2021 upon the approval of the Senate.

Sincerely,
(signed)
Leroy M. Garcia, Jr.
Senate President

Cc:The Honorable Chris Holbert, Senate Minority Leader
The Honorable John Cooke, Senate Assistant Minority Leader
The Honorable Alec Garnett, Speaker-elect of the House of Representatives
The Honorable Hugh McKean, House Minority Leader-elect
Cindi Markwell, Secretary of the Senate
Robin Jones, Clerk of the House
Sharon Eubanks, Director of OLLS
Rachel Kurtz-Phelan

December 18, 2020

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

Ms. Natalie Mullis:

Please be advised that, pursuant to C.R.S. § 2-3-101, I am appointing Senator Robert Rodriguez replacing Senator Nancy Todd to serve on Legislative Audit Committee effective 01/13/2021 upon the approval of the Senate.

Sincerely,
(signed)
Leroy M. Garcia, Jr.
Senate President

Cc:The Honorable Chris Holbert, Senate Minority Leader
The Honorable John Cooke, Senate Assistant Minority Leader
The Honorable Alec Garnett, Speaker-elect of the House of Representatives
The Honorable Hugh McKean, House Minority Leader-elect
Cindi Markwell, Secretary of the Senate
Robin Jones, Clerk of the House
Sharon Eubanks, Director of OLLS
Rachel Kurtz-Phelan

December 31, 2020

Ms. Natalie Mullis
Executive Director, Legislative Council
200 E. Colfax, Rm 029
Denver, CO 80203

Dear Director Mullis,
Please be advised that pursuant to C.R.S. § 2-3-101, I am appointing Senators Jim Smallwood and Rob Woodward to the Legislative Audit Committee for the 73rd Colorado General Assembly.

Respectfully yours,
(signed)
Chris Holbert
Senate Minority Leader

cc: The Honorable Leroy Garcia, President of the Senate
The Honorable Stephen Fenberg, Senate Majority Leader
The Honorable Alec Garnett, Speaker of the House of Representatives
The Honorable Daneya Esgar, House Majority Leader
The Honorable Hugh McKean, House Minority Leader
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

November 4, 2020

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

Ms. Natalie Mullis:

Please be advised that, pursuant to CRS §26-6.8-103, I am reappointing Senator Rhonda Fields to serve on the Capital Development Committee effective January 1, 2021.

Sincerely,
(signed)
Leroy M. Garcia, Jr.
Senate President

Cc: The Honorable Chris Holbert, Senate Minority Leader
The Honorable John Cooke, Senate Assistant Minority Leader
The Honorable K C Becker, Speaker of the House of Representatives
The Honorable Patrick Neville, House Minority Leader
Cindi Markwell, Secretary of the Senate
Robin Jones, Clerk of the House
Sharon Eubanks, Director of OLLS
Rachel Kurtz-Phelan

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November 4, 2020 1

Ms. Natalie Mullis 2
Executive Director 3
Office of Legislative Council 4
200 E. Colfax Ave., Room 029 5
Denver, CO 80203 6
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Ms. Natalie Mullis: 9

Please be advised that, pursuant to CRS §26-6.8-103, I am reappointing Senator Tammy Story to serve on the Capital Development Committee effective 01/01/2021. 10
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Sincerely, 13
(signed) 14
Leroy M. Garcia, Jr. 15
Senate President 16
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Cc:The Honorable Chris Holbert, Senate Minority Leader 19
The Honorable John Cooke, Senate Assistant Minority Leader 20
The Honorable K C Becker, Speaker of the House of Representatives 21
The Honorable Patrick Neville, House Minority Leader 22
Cindi Markwell, Secretary of the Senate 23
Robin Jones, Clerk of the House 24
Sharon Eubanks, Director of OLLS 25
Rachel Kurtz-Phelan 26
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December 31, 2020 29
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Ms. Natalie Mullis 31
Executive Director, Legislative Council 32
200 E. Colfax, Rm 029 33
Denver, CO 80203 34
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Dear Director Mullis, 37

Please be advised that pursuant to C.R.S. § 2-3-1302, I am re-appointing Senator Jerry Sonnenberg to the Capital Development Committee for the 73rd Colorado General Assembly. 38
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Respectfully yours, 42
(signed) 43
Chris Holbert 44
Senate Minority Leader 45
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cc: The Honorable Leroy Garcia, President of the Senate 49
The Honorable Stephen Fenberg, Senate Majority Leader 50
The Honorable Alec Garnett, Speaker of the House of Representatives 51
The Honorable Daneya Esgar, House Majority Leader 52
The Honorable Hugh McKean, House Minority Leader 53
Sharon Eubanks, Director of the Office of Legislative Legal Services 54
Cindi Markwell, Secretary of the Senate 55
Robin Jones, Chief Clerk, House of Representatives 56
Elizabeth Haskell, Legislative Council Staff 57
Rachel Kurtz-Phelan, Legislative Council Staff 58
Shannon Briggs, Legislative Council Staff 59
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December 16, 2020

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

Ms. Natalie Mullis:

Please be advised that, pursuant to C.R.S. § 2-3-201 and Senate Rule 21(b)(2) I am appointing Senator Dominick Moreno and Senator Chris Hansen to serve on the Joint Budget Committee effective immediately.

Sincerely,
(signed)
Steve Fenberg,
Senate Majority Leader

Cc: The Honorable Chris Holbert, Senate Minority Leader
The Honorable John Cooke, Senate Assistant Minority Leader
The Honorable K C Becker, Speaker of the House of Representatives
The Honorable Patrick Neville, House Minority Leader
Cindi Markwell, Secretary of the Senate
Robin Jones, Clerk of the House
Sharon Eubanks, Director of OLLS
Rachel Kurtz-Phelan

December 31, 2020

Ms. Natalie Mullis
Executive Director, Legislative Council
200 E. Colfax, Rm 029
Denver, CO 80203

Dear Director Mullis,

Please be advised that pursuant to C.R.S. 2-3-201, Senate Rule 21(b)(2), and according to a vote of the Senate Minority Caucus, I am re-appointing Senator Bob Rankin to the Joint Budget Committee for the 73rd Colorado General Assembly.

Respectfully yours,
(Signed)
Chris Holbert
Senate Minority Leader

cc: The Honorable Leroy Garcia, President of the Senate
The Honorable Stephen Fenberg, Senate Majority Leader
The Honorable Alec Garnett, Speaker of the House of Representatives
The Honorable Daneya Esgar, House Majority Leader
The Honorable Hugh McKean, House Minority Leader
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

December 18, 2020

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

Ms. Natalie Mullis:

Please be advised that, pursuant to C.R.S. § 2-3-1702, I am reappointing Senator Jeff Bridges to serve on the Joint Technology Committee effective 01/01/2021.

Sincerely,
(signed)
Leroy M. Garcia, Jr.
Senate President

Cc:The Honorable Chris Holbert, Senate Minority Leader
The Honorable John Cooke, Senate Assistant Minority Leader
The Honorable Alec Garnett, Speaker-elect of the House of Representatives
The Honorable Hugh McKean, House Minority Leader-elect
Cindi Markwell, Secretary of the Senate
Robin Jones, Clerk of the House
Sharon Eubanks, Director of OLLS
Rachel Kurtz-Phelan

December 18, 2020

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

Ms. Natalie Mullis:

Please be advised that, pursuant to C.R.S. § 2-3-1702, I am appointing Senator-elect Chris Kolker replacing Senator Joann Ginal to serve on the Joint Technology Committee effective 01/01/2021.

Sincerely,
(signed)
Leroy M. Garcia, Jr.
Senate President

Cc:The Honorable Chris Holbert, Senate Minority Leader
The Honorable John Cooke, Senate Assistant Minority Leader
The Honorable Alec Garnet, Speaker-elect of the House of Representatives
The Honorable Hugh McKean, House Minority Leader-elect
Cindi Markwell, Secretary of the Senate
Robin Jones, Clerk of the House
Sharon Eubanks, Director of OLLS
Rachel Kurtz-Phelan

December 31, 2020

Ms. Natalie Mullis
 Executive Director, Legislative Council
 200 E. Colfax, Rm 029
 Denver, CO 80203

Dear Director Mullis,

Please be advised that pursuant to C.R.S. § 2-3-1702, I am pleased to appoint Senator Kevin Priola to the Joint Technology Committee for the 73rd Colorado General Assembly.

Respectfully yours,
 (signed)
 Chris Holbert
 Senate Minority Leader

cc: The Honorable Leroy Garcia, President of the Senate
 The Honorable Stephen Fenberg, Senate Majority Leader
 The Honorable Alec Garnett, Speaker of the House of Representatives
 The Honorable Daneya Esgar, House Majority Leader
 The Honorable Hugh McKean, House Minority Leader
 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

APPOINTMENTS TO STATUTORY COMMITTEES

Legislative Council Pursuant to Section 2-3-301 C.R.S., the President and Minority Leader appointed President Garcia and Senators Fenberg, Holbert, Coleman, Cooke, Donovan, Lundeen, Moreno, and Smallwood as members of the Legislative Council Committee.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Legal Services

Pursuant to Section 2-3-502, C.R.S., the President and Minority Leader appointed Senators Buckner, Cooke, Gardner, Lee, and Rodriguez, as members of the Committee on Legal Services.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Legislative Audit

Pursuant to Section 2-3-101, C.R.S., the President and Minority Leader appointed Senators Gonzales, Rodriguez, Smallwood, and Woodward, as members of the Legislative Audit Committee

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Capital Development Committee

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

On motion of Majority Leader Fenberg, 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 Leroy M. Garcia and Senate Minority Leader Chris Holbert.

Senate in recess.

The text of President Garcia's Remarks follow.

Madam President Pro Tempore. Mr. Majority Leader. Mr. Minority Leader. Friends. Loved Ones. Honored Guests.

Good morning and welcome back to the Senate...

To our re-elected senators, congratulations on your hard-fought campaigns and well-earned victories. Your tireless work stood the test, and your constituents reaffirmed their confidence in your representation.

Senators Bridges, Fields, Gardner, Ginal, Hansen, Moreno, Priola, Rankin, Smallwood, Zenzinger. We are honored to have you return to this body and look forward to our continued work together!

To our newly elected senators, Welcome. Your communities have sent you to represent them during a time unlike any other – trusting you to put their wellbeing above your own, their priorities above party politics... I expect you will treat this chamber with the honor and respect it requires and add to our long-standing tradition of cooperation and dutiful deliberation.

Senators Buckner, Coleman, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Simpson. I hope this chamber will be stronger because of Your presence.

This past year has been one of the most difficult times in living memory.

After almost 10 months of isolation, fear, loss, and burn-out we are a community changed.

People’s jobs have disappeared, their life savings bled dry, and their lives thrust into a seemingly endless barrage of tragedy and unrest.

We have seen small businesses suffer, devastating - often unrecoverable - damage, our kids turned victim to an ever-changing learning schedule and environment, as well as a storm of mental health issues resulting in increased suicide and overdose deaths.

And in the midst of all this heartbreak, we have watched a president and his enablers cause unimaginable destruction to our democracy– sowing lies and distrust into the minds of vulnerable people and ultimately radicalizing them to engage in violent and seditious behavior.

We are at a critical crossroads, with certain challenges no one has ever faced in human history, and how we respond to these challenges will define our world ir-revocably.

I know today is not the opening day any of us imagined or hoped for when we adjourned last summer.

But even as this crushing pandemic continues to wreak havoc on our state, its grip is lessening.

With TENS of thousands of Coloradans already vaccinated, and millions of dollars in direct aid to our state already allocated, we are well on our way to defeating this pandemic once and for all.

Yet the aftershocks of this disease will ripple through our communities - long after our immunity.

That’s why we are at the precipice of one of the MOST important legislative periods in Colorado history.

It is our collective responsibility to shepherd this state not only through an economic recovery, but a social transformation.

A recovery that doesn’t just “return things to normal” but rights the wrongs of an economy that already disadvantaged working people... and corrects course towards a system that benefits ALL Coloradans not just those at the top.

While we will not walk these halls over the next month, our work must remain on track.

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Now is the time to LISTEN to our constituents, get creative, and come back with a rigorous plan to deliver on the issues most important to Coloradans.

This includes policies to lower the cost of living, increase access to affordable healthcare, bring direct relief to struggling small businesses, and support students getting back to school.

I have tremendous faith in this body and its ability to work together for the good of our state.

What better example than the success we achieved during special session – coming together to pass meaningful policies that provide direct relief to Coloradans during their time of need.

We have PROVED we can work together, but it requires an individual commitment from Every Single Member, to roll up their sleeves and be a part of the solution.

Colorado is NOT Washington D.C. We are independent, forward-thinking problem-solvers that refuse to allow party affiliations to turn us into mindless soldiers of myopic ideologies.

Now more than ever, it is imperative that we continue in this example and do NOT let national division grow roots here in our backyard.

So let us use our time wisely and in good faith – putting duty above political agendas and humanity above hubris, because people’s lives and livelihoods depend on it.

Thank you.

President Garcia recognized Minority Leader Holbert to address the Senate.

The text of Minority Leader Holbert's remarks follow.

Mr. President, Mr. Majority Leader, members of the Colorado Senate, families and guests:

With the start of the first regular session of the 73rd General Assembly, our part-time citizen state legislature returns to help steer our state through one of the most challenging times in the history of our state, and with that, the health, economic, and budgetary consequences that have come with it.

If the COVID-19 pandemic has taught us anything, it is how abundance in the best of times must be appreciated. For nearly a decade, a robust and growing Colorado economy provided state coffers with record-setting revenue, making a glutton out of our legislature. Then, with the sudden collapse of that economy due to COVID-19 and government restrictions on business and personal activity, we saw the greatest single-year revenue decline in state history.

Senate Republicans offer our thanks to the prior members of the Joint Budget Committee, Senators Rankin, Moreno, and Zenzinger. Not just for their ability to navigate those troubled waters, but their willingness and cooperation to do so. It was a thankless job that required them to stick to facts, numbers, and data despite overwhelming emotional upheaval from every department, agency, organization, and program that depends on government funding. Mr. President, with your permission, might we take a moment to give those members a round of applause to show our appreciation?

But, the work of the Joint Budget Committee isn’t over – our work as the Senate isn’t over. Unfortunately, years of blue sky promises from the ruling political party in this state are now not able to be fulfilled. Efforts to pad state coffers with new tax and fee proposals have been met with fierce opposition by the voters of this state. Where the majority party has been successful at implementing new programs, that was often at the expense of long-existing programs that are now facing drastic cuts.

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In 2019, Colorado voters rejected Proposition CC, which sought to halt refunds under the Taxpayer’s Bill of Rights. In 2020, the People of Colorado passed both Proposition 116, which lowered the rate of state personal income tax; and they passed Proposition 117, which will ensure that voters have the right to weigh in on fee increases and put an end to the endless creation of massive government enterprises.

To the voters who have made their voices clear, we Senate Republicans hear you. Now more than ever, in an economy so controlled by Executive Orders from the Executive Branch, we should stand opposed to increasing the burden on the working men and women of Colorado. I will stand against the creation of a new tax, an increase of an existing tax rate, or attempts to implement new fees on existing taxes and I encourage the members of the Senate Minority caucus to stand with me in that effort. Such plans for so-called “new revenue” would only serve to increase the burden on Colorado families to keep food on the table and a roof over their heads.

During the last 10 months, over 300 Executive Orders have been issued by our Governor. Arguably, during an emergency such as this, the executive branch must step up and lead. I offer my thanks to Governor Polis and his administration for their endurance during these unprecedented times. Still, with the lessons learned during the COVID-19 pandemic, we must be willing to have a conversation, however uncomfortable it may be for those in the same political party as our current governor, regarding the balance of power in our state government during the next prolonged statewide disaster emergency.

People from across Colorado, in all thirty-five state Senate districts and of all political affiliations have rightly asked, “Where is our legislature?” For example, they rightly demanded answers as to why we, colleagues, decided to limit hair salons to 50% of their rated occupancy or 10 persons, whichever was less? They have rightly wanted to understand why we decided that restaurants and other establishments were to be limited to certain capacities. They demand to know by what criteria we legislators decided which businesses were deemed “essential” and which were not. But, the answer to all such questions is the same: we didn’t. We couldn’t. We are a part-time citizen legislature and we did not participate in making any of those decisions for the people who we represent.

We have seen many changes to our Colorado Constitution within the last 32 years, and perhaps it is time that we discuss how we can ensure that the legislature remains a co-equal branch with the executive branch during a prolonged declared statewide disaster emergency.

Senate Republicans will fight to ensure this discussion occurs this session, led by Senator Lundeen who will again introduce a concurrent resolution seeking to restore balance between the Executive and Legislative branches of our state government during the next prolonged declared statewide disaster emergency.

That proposal is not a partisan one, nor does it seek to pass judgement on the current Governor for actions he did – or did not – take during this crisis. Nobody could have foreseen an emergency declaration that lasted 308 days, gave authority for hundreds of executive orders, and left our legislative branch out of the conversation.

But now we know. Today, we have the benefit of experience and knowledge that our predecessors did not have. And now, we must act.

Senate Republicans also invite our friends opposite to join us in an effort to end the random discrimination against Colorado small businesses that have been deemed “non essential.” Senator Rob Woodward will, once again, introduce a bill based on legislation that passed the Ohio House of Representatives with strong bipartisan support. We can do that, too. We’ve worked together before and we can do it again.

What would Senator Woodward’s bill do? It would simply allow businesses to remain open by following the same guidelines as “essential” businesses, rather like we are now.

You may be familiar with the story of a “Smoker Friendly” store located in Parker Colorado. That business sells tobacco products to adult customers. I’m not a customer, I’m not even a prospective customer. But, by what criteria was the owner of that business forced to remain closed? It wasn’t the products that he sells. Nope, a customer could go to any one of several large national businesses within sight of that small business to buy tobacco products.

Was it the size of his business? No, it wasn't that, either. During the entire shutdown period, a customer could go to any one of the several liquor stores located nearby, both large and small, to buy liquor. Or, for those who patronize cannabis dispensaries, those customers could do business at any of the small or large dispensaries located throughout the metro Denver area. How about the local small business in my community that sells sprinkler parts? No, they weren't deemed "essential" so they had to remain closed... while the big box national chains couldn't keep enough sprinkler parts in stock last spring.

This isn't a partisan issue, colleagues. This is just as right for the constituents who you represent as it is for the people who I represent. And, it's the right thing for us to do for the business owners and employees of those businesses throughout Colorado.

There has also been a great deal of discussion regarding our role as part-time, citizen legislators. Short of a rare special session called by the governor and limited by our state constitution to only those topics that the governor identifies, we state Senators and Representatives of the People of Colorado have the power of our elected office for only 120 days each year. During the other eight months each year, we are citizens just like everybody else. Yes, there have even been murmurs that we should transition back to a full-time legislature.

The hell we do.

Let us not allow a once-in-a-hundred-year pandemic to cloud our judgement on this issue. Our roles here as legislators should not be divorced from the realities of everyday working Coloradans.

In November 1988, Colorado voters made the right choice. They did not want, and I believe still do not want, a full-time, year round, state legislature. As citizen legislators it is our job to represent our constituents during a 120-day general session and then we are to go home, back to our regular jobs for those who have them, and to be citizens, just like the people who we are blessed to represent. Senate Republicans believe it is time to discuss our legislature's role in a declared emergency, but we do not embrace the premise that our temporary circumstances should inspire us to return to a full-time legislature.

The COVID pandemic has shifted conversations about healthcare here in Colorado. It was just one year ago that those in the ruling party were labeling our hospitals as being greedy while pushing for a so-called "public option" as if involving the government to an even greater extent in the delivery of healthcare would somehow make it more affordable or more available. No, that hasn't worked and it won't work. If you want to make healthcare more affordable, then get the government out of that business, not more involved in it.

But, it is worth asking now – what would the statewide ICU capacity have been if the public option had been in place prior to the COVID-19 pandemic? What communities would have been without a local hospital if the public option had been passed?

Now, with public approval of our hospitals at an all-time high due to their extraordinary efforts to save lives and combat the COVID-19 virus, some in the ruling party have changed their tune. Perhaps it would be wise to heed the warnings that came from that industry. An industry that has literally saved tens of thousands of lives during this pandemic deserves to flourish in the realm of private-sector innovation, not stifled in the dusty halls of government bureaucracy.

Yes, Senate Republicans will continue to oppose so-called "public option" legislation, but are excited to bring other bills that will aim to increase transparency, bring down costs, and expand options for Coloradans without putting their local hospital at risk of closure.

We are excited to see Senator Smallwood reintroduce bipartisan legislation that will ensure that this legislature reviews the impacts of our actions on healthcare plans, taking into account how many Coloradans are impacted, expected changes in rates, and other essential information that will guide us as we work to bring down rates and expand options for all Coloradans.

Crises like the one we are currently experiencing have a way of clarifying our thinking when it comes to governance. It provides a moment to prioritize what really matters in our society, and nothing could be closer to the top of that list than the education of our children.

COVID-19’s disastrous effects on the public education system left parents confused, anxious, and in many cases, distraught. Many parents with the resources and insight leapt into action early, finding alternative pathways to ensure their child remained educated and prepared for the lifetime ahead of them.

Unfortunately, those parents tended to be more affluent and more white. The disparity between those who were achieving and those who were struggling has only widened, and allegiance to the monolithic institutions of old has only furthered that divide. Senate Republicans recommit themselves today to the individual – the student, the parent, and the teacher, and not to those antiquated institutions.

That’s why Senator Lundeen will be bringing legislation that seeks to reallocate resources from these failing institutions directly into the hands of our parents and students to ensure that those who are not affluent and predominantly from communities of color can have the opportunity to succeed.

There is a kid today in Sun Valley – a neighborhood in Denver where the median income is just over \$11,000 – who doesn’t have the same opportunities as the kid living across town in the neighborhood of Hilltop – where the median income is over \$138,000.

We can help bridge that divide but it requires us to refocus ourselves on the individual – on the student. I hope my colleagues across the aisle are willing to think outside the box, to buck the norms of yesterday, so that we may be able to provide a brighter future for all students.

At the end of our extended general session last year you, Mr. President, along with Senator Fields and with input from Senators Cooke and Gardner, led the nation in law-enforcement reform legislation. Thanks to that collaborative effort, we were able to pass the largest piece of police reform legislation in generations and did so with significant, bipartisan support.

There will always be work to do on the criminal justice front, which is why Senate Republicans remain committed to ensuring that all Coloradans, regardless of their race, their creed, gender, or their background, are treated equally under the law.

To that end, Assistant Minority Leader Cooke will introduce legislation to reform “Brady Lists” – compilations of officers with disciplinary records created by individual District Attorneys – to ensure that we have clear standards for ensuring that officers who violate policy are added to the list and that those officers also receive due process.

No one in this chamber – nobody outside this chamber – wants bad law-enforcement officers patrolling our neighborhoods. We are excited to continue cultivating the bipartisan spirit that was present during the debate of Senate Bill 20-217 into this session so that we may continue to make progress on that important issue.

Senators, we have a tough road ahead of us. Welcome to the Senate, Senators Kirkmeyer, Simpson, Liston, Buckner, Coleman, Jaquez Lewis, and Kolker. Never shy away from sharing your perspective, your life experiences, your expertise, and your wisdom with us. We are excited to get to know you, work with you, and together strive for the betterment of the People who call Colorado home.

Mr. President, when you took that gavel two years ago, you stated that no party had a monopoly on good ideas. We hope this session will be another when those words become reality. Let’s not just praise bipartisanship, let’s embody it. Let us not just tell the media that we enjoy working with our colleagues across the aisle, let’s actually do so.

You were right, Mr. President, when you said we should reject Washington D.C. politics. We should reject blind partisanship as we demonstrated during the recent, three-day, special session. We should embrace debate and discourse.

I can only hope that we fulfill that potential and show the entire nation what happens when Colorado leads.

God Bless you, colleagues. May God Bless the People of Colorado and, as we sang earlier, God Bless America!

Thank you, Mr. President. And now, let’s get to work!

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Senate reconvened.

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

INTRODUCTION OF BILLS -- FIRST READING

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

- SB21-001 by Senator(s) Winter and Priola; also Representative(s) Herod and Sandridge--Concerning modifications to programs enacted to provide relief to certain businesses impacted by severe capacity restrictions due to the COVID-19 pandemic.
Finance
- SB21-002 by Senator(s) Winter and Gonzales; also Representative(s) Herod--Concerning modification of the limitations on certain debt collection actions enacted in Senate Bill 20-211.
Finance
- SB21-003 by Senator(s) Fields and Holbert; also Representative(s) Ortiz and Larson--Concerning the recreation and reenactment, with amendments, of the "Occupational Therapy Practice Act", and, in connection therewith, reestablishing the licensing functions of the director of the division of professions and occupations in the department of regulatory agencies regarding occupational therapists and occupational therapy assistants.
Finance

MESSAGE FROM THE GOVERNOR

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

November 6, 2020

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

Ladies and Gentlemen:

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

**MEMBERS OF THE
FIRE AND POLICE PENSION ASSOCIATION BOARD OF DIRECTORS**

for a term expiring September 1, 2021:

Marisa Pacheco of Pueblo, Colorado, to serve as a representative of Colorado municipal employers, occasioned by the resignation of Suzanne Janeen Morgan of Lone Tree, Colorado, appointed;

for terms expiring September 1, 2024:

John Hoehler of Littleton, Colorado, to serve as a representative of full-time paid police officers, appointed;

Adilberto Antonio "Guy" Torres III of Littleton, Colorado, to serve as a member of the state's financial or business community with experience in investments, reappointed.

Sincerely,
 Jared Polis
 Governor
 Rec'd 1/7/2021
 Andrew Carpenter
 Assistant Secretary of the Senate
 Committee on Finance.

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SR21-001 and 002.

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Senate in recess. Senate reconvened.

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COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **SB21-003** be referred to the Committee on Appropriations with favorable recommendation.

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Finance After consideration on the merits, the Committee recommends that **SB21-002** 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 5, line 11, strike "THE JUDGMENT CREDITOR".

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Page 5, strike lines 12 and 13.

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Finance After consideration on the merits, the Committee recommends that **SB21-001** 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.

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Amend printed bill, page 13, line 24, strike "An" and substitute "By December 31, 2021, an".

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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:

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MEMBERS OF THE
 FIRE AND POLICE PENSION ASSOCIATION BOARD OF DIRECTORS

for a term expiring September 1, 2021:

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Marisa Pacheco of Pueblo, Colorado, to serve as a representative of Colorado municipal employers, occasioned by the resignation of Suzanne Janeen Morgan of Lone Tree, Colorado, appointed;

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for terms expiring September 1, 2024:

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John Hoehler of Littleton, Colorado, to serve as a representative of full-time paid police officers, appointed;

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Adilberto Antonio "Guy" Torres III of Littleton, Colorado, to serve as a member of the state's financial or business community with experience in investments, reappointed.

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Senate in recess. Senate reconvened.

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Call of the Senate. Call raised.

COMMITTEE OF REFERENCE REPORTS

Appropriations After consideration on the merits, the Committee recommends that **SB21-002** 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 **SB21-003** 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 Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB21-001, 002, and 003 were made Special Orders -- Consent Calendar at 3:43 p.m.

Committee of the Whole The hour of 3:43 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 -- 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:

SB21-001 by Senator Winter and Priola; also Representative Herod and Sandridge--Concerning modifications to programs enacted to provide relief to certain businesses impacted by severe capacity restrictions due to the COVID-19 pandemic.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, 1/13/21, page 30 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for Third Reading and final passage.

SB21-002 by Senator Winter and Gonzales; also Representative Herod--Concerning modification of the limitations on certain debt collection actions enacted in Senate Bill 20-211.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, 1/13/21, page(s) 30 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for Third Reading and final passage.

SB21-003 by Senator Fields and Holbert; also Representative Ortiz and Larson--Concerning the recreation and reenactment, with amendments, of the "Occupational Therapy Practice Act", and, in connection therewith, reestablishing the licensing functions of the director of the division of professions and occupations in the department of regulatory agencies regarding occupational therapists and occupational therapy assistants.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | E | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | E | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-001, as amended, SB21-002 as amended, and SB21-003 placed on the calendar for third reading and final passage.

MESSAGE FROM THE GOVERNOR

January 13, 2021

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

Dear Members of the General Assembly:

This clemency report is submitted to you on behalf of Governor Jared Polis as required under Article IV, Section 7, of the Colorado Constitution. I am attaching copies of the twenty-two (22) Executive Orders granting clemency after June 3, 2020, which is the date of my last letter to you on this subject. These orders were made available to the public at the time they were issued. I am also attaching twenty-two (22) letters that accompanied the clemency decisions.

In 2020 after the adjournment of the 2020 Colorado General Assembly, Governor Polis granted eighteen (18) pardons and four (4) sentence commutations. The following persons were granted pardons:

1. Adrian Acosta, for the 2005 crime of Marijuana Possession 1-8 oz., committed in Pueblo County;
2. Jane Brueckner, for the 1999 crime of Harassment - Strike/Shove/Kick, committed in Boulder County;
3. John Beuhler, for the 1984 crimes of two counts of Second Degree Burglary, committed in Summit County;
4. Darrel Carson, for the 1992 crime of Controlled Substance - Distribution of Schedule I, committed in Jefferson County;
5. Thomas Crawford, for the 1998 crime of Menacing, committed in Mesa County;
6. Kevin Fox, for the 1999 crime of Obstructing a Peace Officer, committed in Mesa County;
7. Mayumi Heene, for the 2009 crime of False Reporting to Authorities - Fire Alarm, committed in Larimer County;
8. Richard Heene, for the 2009 crime of Attempting to Influence a Public Servant, committed in Larimer County;
9. Chad Larsen, for the 2003 crime of Marijuana - Distribution, committed in El Paso County;
10. Carlos Luna-Cano, for the 2014 crime of Third Degree Assault - Know/Reckless Cause

- Injury, committed in Denver County; 1
11. Wayne Nguyen, for the 1997 crime of Criminal Attempt - First Degree Criminal Trespass, committed in Jefferson County; 2
12. Michael Nielsen, for the 2008 crime of Attempted Possession of a Schedule II Substance - Over One Gram, committed in Mesa County; 3
13. Timothy Ortiz, for the 2000 crime of Prohibited Use of Weapon, committed in Denver County; 4
14. Esther Carrillo, for the 2006 crime of Theft \$100 - \$500, committed in Adams County; 5
15. Jeffrey Sempek, for the 2003 crimes of Theft \$100 - \$500, committed in El Paso County, and Controlled Substance - Possession Schedule II, One Gram or Less, committed in Denver County; 6
16. Beth Stone, for the 2005 crime of Forgery - Check/Commercial Instrument, committed in Denver County, and for the 2006 crime of Trespass First Degree/Auto with Intent to Commit a Crime, committed in Douglas County; 7
17. Tracy Tomky, for the 2002 crimes of Controlled Substance - Manufacture Schedule II and Controlled Substance - Possession of Schedule II, committed in Morgan County; 8
18. Lisa White, for the 1982 crime of Criminal Attempt, committed in Jefferson County. 9

The following persons were granted sentence commutations: 10

1. Fredric Dryer, for the 2009 crime of COCCA - Pattern of Racketeering, Security Fraud, Theft, Conspiracy - Securities, and Conspiracy - Theft, committed in Denver County; 11
2. William Goble, for the 1996 crimes of Manufacture or Sale of Controlled Substance, Possession/Sale of Schedule I/II Controlled Substance, Paraphernalia - Possession, and Habitual Criminal 3+ Previous Convictions, committed in Mesa County; 12
3. Frederick Harris, for the 2000 crime of Controlled Substance - Distribution of Schedule II, committed in Arapahoe County; 13
4. Anthony Martinez, for the 1989 crime Second Degree Burglary - Habitual Criminal, committed in Denver County. 14

Additionally, pursuant to HB 20-1424 and C.R.S. § 16-17-102, I issued Executive Order C 2020 004 on October 1, 2020, in which I granted full and unconditional pardons to individuals convicted of possession of one (1) ounce or less of marijuana in the State of Colorado pursuant to certain historical criminal statutes. A copy of the Executive Order is attached. 15

Please feel free to contact the Governor's Office should you have any questions regarding the clemency process. Thank you. 16

Sincerely,
Jared Polis
Governor 17

Enclosures 18

cc: Sen. Leroy Garcia, President, Colorado Senate 19
Rep. Alec Garnett, Speaker, Colorado House of Representatives 20
Sen. Pete Lee, Chair, Committee on the Judiciary, Colorado Senate 21
Rep. Mike Weissman, Chair, Committee on the Judiciary, Colorado House of Representatives 22
Cindi Markwell, Secretary, Colorado Senate 23
Robin Jones, Chief Clerk, Colorado House of Representatives 24
Sharon Eubanks, Director, Office of Legislative Legal Services 25
Lisa Kaufmann, Chief of Staff, Governor's Office 26
Jacki Cooper Melmed, Chief Legal Counsel, Governor's Office 27
Jenna Goldstein, Deputy Legal Counsel, Governor's Office 28
David Oppenheim, Director, Office of Legislative Affairs, Governor's Office 29
John Cribari, Administrative Services Manager - Executive Clemency 30
Noah Justice, Executive Clemency Program Assistant 31

Senate in recess. Senate reconvened. 32

TRIBUTES

Honoring:

- Sloane McDaniel -- By Senator Fenberg
- Rylan Neumann -- By Senator Fenberg
- Tyler Jacobs -- By Senator Fenberg
- Sage Rubin -- By Senator Fenberg
- Grace Abboud -- By Senator Fenberg
- Leela Newton -- By Senator Fenberg
- Claire Rosenberg -- By Senator Fenberg
- Zora Eckert -- By Senator Fenberg
- Tess Kuczun -- By Senator Fenberg
- Keara Friel -- By Senator Fenberg
- Olivia Beresford -- By Senator Fenberg
- Malia Chipouras -- By Senator Fenberg
- Sophie Schreiber -- By Senator Fenberg
- Addison Engel -- By Senator Fenberg
- Colton Sorrells -- By Senator Fenberg
- Vic and Sharon Campbell -- By Senator Cooke
- Brendan Unitt -- By Senator Cooke
- Becky Safarik -- By Senator Cooke
- Carl Harvey -- By Senator Cooke
- Robert and Margaret Morris -- By Senator Garcia
- Jim and Jerry Mastrini -- By Senator Garcia
- The Pueblo West High School Boys Golf Team -- By Senator Garcia
- Tino and Helen Herrera -- By Senator Garcia
- Dan and Rosemary Martinez -- By Senator Garcia
- Mr. and Mrs. David Joseph Madrid Jr. -- By Senator Garcia
- Malley Martinez -- By Senator Garcia
- John and Nancy Tracey -- By Senator Garcia
- Bill and Christa Phillips -- By Senator Garcia
- Jack Ryan -- By Senator Rodriguez
- Graham Witherspoon -- By Senator Todd
- Patricia Ducey Kelly -- By Senator Garcia

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m. January 14, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

2nd Legislative Day Thursday, January 14, 2021

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| Prayer | By Senator Holbert | 10 |
| | | 11 |
| | | 12 |
| Call to Order | By President <i>Pro Tem</i> Donovan at 9:00 a.m. | 13 |
| | | 14 |
| | | 15 |
| Roll Call | Present--33 | 16 |
| | Excused--2, Fields, Scott | 17 |
| | Present later--2. Fields, Scott | 18 |
| | | 19 |
| Quorum | President <i>Pro Tem</i> Donovan announced a quorum present. | 20 |
| | | 21 |
| Pledge | By Majority Leader Fenberg | 22 |
| | | 23 |
| Reading of the Journal | On motion of Senator Bridges, reading of the Journal of January 13, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 24 |
| | | 25 |
| | | 26 |

SENATE SERVICES REPORT

Correctly Printed: SB21-001, 002, and 003; SJR21-001; SR21-001 and 002.
Correctly Engrossed: SB21-001, 002, and 003; SJR21-001; SR21-001 and 002.
Correctly Enrolled: SR21-001 and 002.

MESSAGE FROM THE HOUSE

January 14, 2021
 Mr. President:

The House has adopted and returns herewith SJR21-001, amended as printed in House Journal, January 13, 2021.

The House has adopted and transmits herewith HJR21-1001 as printed in House Journal, January 13, 2021.

Upon request of Majority Leader Fenberg, **SB21-003** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Thursday, January 14, 2021 and was placed at the end of the Third Reading of Bills Final Passage Calendar of Thursday, January 14, 2021.

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:

SB21-001 by Senator Winter and Priola; also Representative Herod and Sandridge--Concerning modifications to programs enacted to provide relief to certain businesses impacted by severe capacity restrictions due to the COVID-19 pandemic.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | E | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Fenberg, Fields, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Lundeen, Moreno, Pettersen, Rodriguez, Simpson, and Story.

SB21-002 by Senator Winter and Gonzales; also Representative Herod--Concerning modification of the limitations on certain debt collection actions enacted in Senate Bill 20-211.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | E | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Bridges, Buckner, Coleman, Donovan, Fenberg, Fields, Garcia, Ginal, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Rodriguez, and Story.

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:

SB21-003 by Senator Fields and Holbert; also Representative Ortiz and Larson--Concerning the recreation and reenactment, with amendments, of the "Occupational Therapy Practice Act", and, in connection therewith, reestablishing the licensing functions of the director of the division of professions and occupations in the department of regulatory agencies regarding occupational therapists and occupational therapy assistants.

A majority of those elected to the Senate having voted in the affirmative, Senator Holbert

was given permission to offer a third reading amendment.

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

Amend engrossed bill, page 17, line 20, after "12-270-107 (1)" insert "OR 12-270-108 (1)".

Page 17, line 22, after "12-270-107 (1)" insert "OR 12-270-108 (1)".

Page 22, line 15, strike "BEHAVIORAL OR MENTAL HEALTH" and substitute "BEHAVIORAL, MENTAL HEALTH, OR SUBSTANCE USE".

Page 22, lines 20 and 21, strike "BEHAVIORAL OR MENTAL HEALTH" and substitute "BEHAVIORAL, MENTAL HEALTH, OR SUBSTANCE USE".

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | E | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | E | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Garcia, Gardner, Ginal, Hisey, Jaquez Lewis, Kirkmeyer, Lee, Liston, Lundeen, Priola, Rankin, Scott, Smallwood, Story, Winter, Woodward, and Zenzinger.

On motion of Majority Leader Fenberg, 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 Resolutions. .

**CONSIDERATION OF HOUSE AMENDMENTS TO
SENATE RESOLUTIONS**

Senator Fenberg moved that the Senate concur in House amendments to **SJR21-001**, as printed in House Journal, January 13, 2021, page(s) 19-25.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | E | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

| YES | 19 | NO | 15 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | E | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the resolution, as amended, was **repassed**.

Senate in recess. Senate reconvened.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR21-1001 by Representative Esgar; also Senator **Fenberg**--Concerning changes to the joint rules of the Senate and House of Representatives regarding oversight responsibilities of committees of reference.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | E | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Priola.

MESSAGE FROM THE REVISOR OF STATUTES

January 14, 2021

To: Senate
Message From Revisor of Statutes

We herewith transmit:

Without comment, HB21-1001, 1003, and 1004.
Without comment, as amended, HB21-1002.

MESSAGE FROM THE HOUSE

January 14, 2021
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes
HB21-1002, amended as printed in House Journal, January 13, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes
HB21-1001, 1003, and 1004.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

HB21-1001 by Representative Esgar and McKean; also Senator **Fenberg and Holbert**--Concerning
authorization for remote participation in political party committee meetings.
State, Veterans, & Military Affairs

HB21-1002 by Representative Weissman and Sirota; also Senator **Moreno and Hansen**--Concerning
reductions to certain taxpayers' state income tax liability related to state tax law changes
made in 2020, and, in connection therewith, making an appropriation.
Finance

HB21-1003 by Representative Benavidez; also Senator **Fenberg**--Concerning the conduct of legislative
proceedings during a declared disaster emergency.
State, Veterans, & Military Affairs

HB21-1004 by Representative Snyder and Soper; also Senator **Gardner and Lee**--Concerning the
"Colorado Uniform Electronic Wills Act".
State, Veterans, & Military Affairs

Senate in recess. Senate reconvened.

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COMMITTEE OF REFERENCE REPORTS

- Finance After consideration on the merits, the Committee recommends that **HB21-1002** be referred to the Committee on Appropriations with favorable recommendation.
- State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB21-1003** be referred to the Committee on Appropriations with favorable recommendation.
- State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB21-1004** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
- State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB21-1001** 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: SJR21-001.

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

- Appropriations After consideration on the merits, the Committee recommends that **HB21-1003** be referred to the Committee of the Whole with favorable recommendation.
- Appropriations After consideration on the merits, the Committee recommends that **HB21-1002** be referred to the Committee of the Whole with favorable recommendation.

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1004 was made Special Orders, Consent at 12:45 p.m.

Committee of the Whole The hour of 12:45 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, Consent, and Senator Rodriguez 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:

HB21-1004 by Representative Snyder and Soper; also Senator **Gardner and Lee**--Concerning the "Colorado Uniform Electronic Wills Act".

Ordered revised 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 --
CONSENT CALENDAR**

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | E | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1004 ordered revised and placed on the calendar for third reading and final passage.

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1001, 1002, and 1003 were made Special Orders at 12:51 p.m.

Committee of the Whole

The hour of 12: 51 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:

HB21-1001 by Representative Esgar and McKean; also Senator **Fenberg and Holbert**--Concerning authorization for remote participation in political party committee meetings.

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

Amend reengrossed bill, page 2, after line 21 insert:

"(c) NOTWITHSTANDING ANY PROVISION TO THE CONTRARY, A STATE SENATE, STATE HOUSE OF REPRESENTATIVES, OR COUNTY COMMISSIONER DISTRICT COMMITTEE MAY HOLD A MEETING TO ADDRESS ORGANIZATIONAL OR ADMINISTRATIVE MATTERS, INCLUDING WITHOUT LIMITATION, THE ELECTION OF THE COMMITTEE'S OFFICERS, SEPARATE FROM A MEETING OF THE STATE CENTRAL COMMITTEE. A MEMBER OF A DISTRICT COMMITTEE MAY PARTICIPATE IN A SEPARATE MEETING HELD IN ACCORDANCE WITH THIS SUBSECTION (11)(c) BY REMOTE MEANS, INCLUDING CASTING THE MEMBER'S VOTE BY E-MAIL, MAIL, TELEPHONE, OR THROUGH AN INTERNET-BASED APPLICATION IF SUCH REMOTE PARTICIPATION HAS BEEN APPROVED BY THE CHAIR AND VICE-CHAIR OF THE DISTRICT COMMITTEE."

Reletter succeeding paragraph accordingly.

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

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HB21-1002 by Representative Weissman and Sirota; also Senator **Moreno and Hansen**--Concerning reductions to certain taxpayers' state income tax liability related to state tax law changes made in 2020, and, in connection therewith, making an appropriation.

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

HB21-1003 by Representative Benavidez; also Senator **Fenberg**--Concerning the conduct of legislative proceedings during a declared disaster emergency.

Amendment No. 1(L.004), by Senator Fenberg.

Amend reengrossed bill, page 3, strike lines 14 through 18.

Page 3, line 19, strike "(B)" and substitute "(III)".

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | E | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB20-1001 as amended, 1002, and 1003 as amended, ordered revised and placed on the calendar for third reading final passage.

MESSAGE FROM THE GOVERNOR

January 13, 2021
73rd General Assembly
First Regular Session
State Capitol
200 E. Colfax Avenue
Denver, Colorado 80203

Welcome to the First Regular Session of the 73rd General Assembly. I want to welcome those first-time lawmakers, and thank you for you for choosing to give back through public service; I also want to applaud our returning legislators, as well as those whose service has concluded. You came together not once, but two separate times to provide much needed relief to Coloradans. You stepped up to answer the call, even when it meant increased risk to your own health, passing legislation supporting our small businesses, providing rent and utility assistance, increasing food access, and more.

These are extraordinary times, and this legislative session will look different than many others, including the delay of our public State of the State address. I very much look forward to addressing you all in-person in February when the General Assembly reconvenes following the coming recess. For now, however, I wanted to provide a brief update on our great state following one of the most challenging years in Colorado history.

Over these last 10 months, Coloradans have been truly tested, and no one has been left untouched by this pandemic. We've all felt the impacts, whether economic or health related, and I'm proud of how Coloradans have reacted in the face of such challenges.

On March 5, Colorado confirmed its first case of COVID-19, and since then our lives have been transformed. In the weeks leading up to this first case, we worked closely with the Colorado Department of Public Health and Environment to prepare for when the virus would reach our state, and acted swiftly once the first case was confirmed to declare a state of emergency and initiate a statewide response that prioritized the health and safety of Coloradans.

The early weeks of the pandemic saw nationwide shortages of critical personal protective equipment (PPE) and testing supplies, and with little from the federal government, we had to create our own supply chains and secure our own equipment. We worked to negotiate key deals, including a 17-month contract with Honeywell for 6 million masks to keep our frontline health care workers safe. Over the course of this pandemic, Colorado has gone from being able to run 160 tests per day at the state lab to more than 50,000 across our public and private partners. And we were the first state in the country to stand up a drive-through testing site, followed by more than 50 community testing sites across the state.

We prioritized transparency by holding press conferences multiple times per week to give Coloradans a clear picture of our epidemiological trends, quickly establishing public facing dashboards and data visualizations, and encouraging everyone to keep #DoingMyPartCO to spread science-based information about steps Coloradans can take to protect themselves and others from the virus.

As the health crisis unfolded, the economic effects of the virus began to take form. Coloradans struggled to make ends meet, from small business owners wondering how they would stay open to Coloradans who weren't sure where their next meal was coming from. We quickly stood up the Colorado COVID Relief Fund and partnered with the philanthropic community to help raise money to support local nonprofits and organizations working with people directly impacted by the pandemic. To date, the fund has awarded more than \$23 million to nearly 1,000 organizations across all 64 counties.

Early in the crisis we assembled the Economic Stabilization and Growth Council, led by Secretary Federico Pena and other business and community leaders, and acted on their recommendations to mitigate the pandemic's impact on our economy. We cut red tape for small businesses and streamlined government services.

In late March, after working closely with our federal delegation, Congress finally acted to provide much-needed relief through the CARES Act. We worked with legislative leadership to distribute \$1.674 billion in federal funds from the CARES Act to support school districts, boost higher education institutions, help Coloradans with housing costs and food assistance, and more.

I'm incredibly proud that we were one of the first states in the country to come out of stay at home and begin slowly reopening our economy, leading to a summer of strong economic activity while successfully suppressing the virus. Due in part to that successful summer, our overall economy remains one of the strongest in the country.

And we continue doing everything we can to take care of our own. In order to help Coloradans who had been hardest hit by the pandemic, in partnership with legislative leadership, I took action to provide direct payments of \$375 to more than 400,000 who had faced unemployment during the pandemic.

In addition to the urgent action we took together to address the COVID crisis, we worked together with Colorado lawmakers to pass and sign legislation to address our nation's racial reckoning, like SB20-219, Enhance Law Enforcement Integrity Act. I also signed an executive order directing the Department of Personnel & Administration to lead efforts on furthering equity, diversity, and inclusion within our state government and will look to make additional progress on ensuring that we truly can build a Colorado for all this session.

This past year, Colorado was also hit with the largest wildfires in our state's history, forcing many Coloradans to flee from their homes, unsure if they would be able to return. Extreme statewide drought laid the foundation for these devastating fires, showing us that climate refugees don't just live on the coasts. First responders had to adapt to the reality of fighting fires while keeping themselves safe from the virus. The communities impacted are still picking up the pieces today, showing the true resilience of Coloradans and the need for continued action to address the climate crisis we face.

Over the fall, COVID cases across the nation and in Colorado started to rise once again. As we worked to manage this new wave of infections, cases and hospitalizations surged above Spring levels. While a Stay-at-Home order was effective in March, we had more isolated disease transmission in this new wave, more knowledge of the virus, and knew firsthand the economic impact that a Stay-at-Home order had on our communities. In order to help manage the crisis more locally, the state worked with local communities to create a COVID-19 dial system that coded each county based on caseloads, positivity rate, and other factors. Counties began to move further away from "green" and more towards "orange" and "red" as the winter months got closer. The hospital system began again to reach crisis levels.

After months of remote learning for many students, new evidence suggested that being out of the classroom was having a devastating effect on children and families, as well as worsening gender-based earning disparities in the workplace. There was little indication that schools were playing a large role in disease transmission, given that young children were significantly less likely to catch the virus or transmit it. Armed with more information and the advice of a new "Back-to-School Working Group", the State released a "Roadmap to In-Person Learning" with detailed steps to help every school district get back to in-person learning as soon as safely possible. As we focused on standing up the resources schools needed to be successful, we also supported innovation in education. We stood up the Response, Innovation, and Student Equity (RISE) fund to provide over \$30 million to school districts, schools, higher education institutions, and partnerships that have been disproportionately impacted by COVID-19 to help them innovate and emerge stronger than before. And to ensure the classroom remains one of the safest places for our children, we are partnering with Binax to provide free, at-home testing for educators and students across the state. The program will distribute 1 million tests per month to schools across the state who opt in.

Last month, Colorado received the wonderful news that multiple highly effective vaccines had been approved for emergency use, and would be distributed to states immediately. Colorado once again moved quickly to operationalize a plan to distribute vaccines to providers, prioritizing those most at-risk, including health care workers and those 70 years of age and older, who are significantly more likely to require hospitalization and to die from the virus. It is vital that as we rapidly distribute the vaccine, we also do so through a lens that ensures equity for our communities of color, including those with less means, and those that live in hard to reach areas of our state. The unacceptable alternative will result in our black and brown communities falling further and faster behind than the rest of our state. The end is truly in sight as we work over the coming months to ensure the general population has access to the vaccine this summer.

Looking back, I am proud of how Coloradans have stepped up for each other and their communities. Time and time again, we have proven just how resilient we are as a state. This pandemic has exposed the cracks in our systems and forced us all to examine how we can do better. We have an opportunity before us to reimagine Colorado's future and rebuild in a way that truly creates a Colorado for all.

I look forward to being with you all in February and providing a more thorough update on the state of our state in person. Until then, be safe and thank you for your dedication to our great state.

Sincerely,
 (signed)
 Jared Polis
 Governor

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On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Friday,
January 15, 2021.

Approved:

Kerry Donovan
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

3rd Legislative Day Friday, January 15, 2021

- Prayer 10
 By Senator Bridges 11
- Call to Order 12
 By the President at 9:00 a.m. 13
- Roll Call 14
 Present--32 15
 Excused--3, Ginal, Scott, Story 16
 Present later--2, Gina, Story 17
- Quorum 18
 The President announced a quorum present. 19
- Pledge 20
 By Senator Simpson. 21
- Reading of the Journal 22
 On motion of Senator Bridges, reading of the Journal of January 14, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. 23

SENATE SERVICES REPORT

Correctly Reengrossed: SB21-001, 002, and 003.
Correctly Revised: HB21-1001 1002, 1003, and 1004; HJR21-001.

**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:

HB21-1004 by Representative Snyder and Soper; also Senator **Gardner and Lee**--Concerning the "Colorado Uniform Electronic Wills Act".

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | E | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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, Cooke, Fields, Garcia, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Smallwood, Winter, and Woodward.

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:

HB21-1001 by Representative Esgar and McKean; also Senator **Fenberg and Holbert**--Concerning authorization for remote participation in political party committee meetings.

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

Third Reading Amendment No. 1(L.003), by Senator Liston.

Amend revised bill, page 3, line 4, after "STATE", insert "OR COUNTY".

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | E | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | E | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Danielson, Donovan, Fields, Garcia, Gardner, Hisey, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

HB21-1002 by Representative Weissman and Sirota; also Senator **Moreno and Hansen**--Concerning reductions to certain taxpayers' state income tax liability related to state tax law changes made in 2020.

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

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| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | E | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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, Garcia, Gonzales, Jaquez Lewis, Kolker, Lee, Pettersen, Priola, Rodriguez, Story, and Winter.

HB21-1003 by Representative Benavidez; also Senator **Fenberg**--Concerning the conduct of legislative proceedings during a declared disaster emergency.

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

| YES | 31 | NO | 2 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | E | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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, Fields, Garcia, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Priola, Story, and Winter.

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

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

MEMBERS OF THE
FIRE AND POLICE PENSION ASSOCIATION BOARD OF DIRECTORS

for a term expiring September 1, 2021:

Marisa Pacheco of Pueblo, Colorado, to serve as a representative of Colorado municipal employers, occasioned by the resignation of Suzanne Janeen Morgan of Lone Tree, Colorado, appointed;

for terms expiring September 1, 2024:

John Hoehler of Littleton, Colorado, to serve as a representative of full-time paid police officers, appointed;

Adilberto Antonio "Guy" Torres III of Littleton, Colorado, to serve as a member of the state's financial or business community with experience in investments, reappointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | E | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SR21-003 by Senator Fenberg--Concerning the appointment of officers and employees for the Senate convened in the First Regular Session of the Seventy-third General Assembly.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | E | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

SJR21-002 by Senator Fenberg; also Representative Mullica--Concerning the officers and employees of the First Regular Session of the Seventy-third general assembly.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | E | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

Senate in recess. Senate reconvened.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SJR21-003 by Senator Garcia; also Representative Garnett--Concerning the appointment of members of the Colorado commission on uniform state laws.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | E | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

Co-sponsor(s) added: Coleman, Cooke, Coram, Fenberg, Gardner, Gonzales, Hisey, Holbert, Kirkmeyer, Lee, Liston, Lundeen, Priola, Rankin, Simpson, Smallwood, Sonnenberg, and Woodward.

Senate in recess. Senate reconvened.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS & MEMORIALS

SJM21-001 by Senator Garcia and Gardner; also Representative Snyder and Carver--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 Garcia, the memorial was read at length and **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, Zenzinger.

SR21-004 by Senator Coleman and Fields; also Representative (None)--Concerning the commemoration of the birthday of the Reverend Dr. Martin Luther King, Jr.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

Co-sponsor(s) added: Coram, Danielson, Donovan, Garcia, Kirkmeyer, Liston, Moreno, Pettersen, Rankin, Simpson, and Sonnenberg.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-001, amended as printed in House Journal, January 14, 2021.

The House has passed on Third Reading and returns herewith SB21-002 and 003.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, SB21-001.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-001 by Senator Winter and Priola; also Representative Herod and Sandridge--Concerning modifications to programs enacted to provide relief to certain businesses impacted by severe capacity restrictions due to the COVID-19 pandemic.

Senator Winter moved that the Senate concur in House amendments to **SB21-001**, as printed in House journal, January 14, 2021, page(s) 47-48. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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 and Zenzinger.

Senate in recess. Senate reconvened.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SJR21-004 by Senator Fenberg and Holbert; also Representative Esgar and McKean--Concerning a temporary adjournment of the first regular session of the seventy-third general assembly.

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

| YES | 25 | NO | 9 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

Co-sponsor(s) added: Buckner, Gonzales, Jaquez Lewis, and Story.

Journal corrections:

- Page 35, line 11, strike "Senate", replace with "Senator".
- Page 35, line 17, add "Fields, Scott"
- Page 35, line 18, add "Fields, Scott"
- Page 36, line 51, strike "Holbert"
- Page 37, line 48, strike "Gonzales"

On motion of Majority Leader Fenberg, the Senate adjourned until 10:00 a.m., February 16, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 4th Legislative Day

 Tuesday, February 16, 2021

Prayer By Senator Fields
 Call to Order By the President at 10:00 a.m.
 Roll Call Present-- 34
 Excused-- 1, Cooke
 Remote-- Buckner, Danielson, Lee, Story
 Quorum The President announced a quorum present.
 Pledge By Senator Buckner
 Reading of the Journal On motion of Senator Coleman, reading of the Journal of Friday, January 15, 2021 was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SJM21-001; SJR21-002, 003, and 004; SR21-003 and 004.
Correctly Engrossed: SJM21-001; SJR21-002, 003, and 004; SR21-003 and 004.
Correctly Revised: HB21-1001, 1002, 1003, and 1004.
Correctly Enrolled: SB21-001, 002, and 003; SJR21-001; SR21-003 and 004.

MESSAGE FROM THE HOUSE

Mr. President:

The House has adopted and returns herewith SJM21-001, SJR21-002, SJR21-003, SJR21-004.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SR21-005 by Senator(s) Sonnenberg; --Concerning the designation of February 4, 2021, as "Missing Persons Day" in Colorado.

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

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-004 by Senator(s) Garcia and Simpson; also Representative(s) Esgar--Concerning concurrent legislative jurisdiction over real property constituting the United States Army Pueblo chemical depot.

Local Government

SB21-005 by Senator(s) Woodward, Cooke, Gardner, Hisey, Holbert, Lundeen, Rankin, Zenzinger; also Representative(s) Larson, Geitner, Ransom, Rich, Will--Concerning exemptions from orders requiring businesses to close.

| | | |
|-----------------|---|--|
| | State, Veterans, & Military Affairs | 1 |
| SB21-006 | by Senator(s) Rodriguez; also Representative(s) Soper and Titone--Concerning the conversion of human remains to basic elements within a container using an accelerated process, and, in connection therewith, making an appropriation. Local Government | 2 3 4 5 6 |
| SB21-007 | by Senator(s) Lundeen; --Concerning measures to promote public confidence in the validity of elections. State, Veterans, & Military Affairs | 7 8 9 10 |
| SB21-008 | by Senator(s) Simpson; also Representative(s) Valdez D. and Holtorf--Concerning removing the word "junior" from the name of certain colleges. Education | 11 12 13 14 |
| SB21-009 | by Senator(s) Jaquez Lewis, Buckner, Danielson, Gonzales, Kolker, Pettersen, Rodriguez; also Representative(s) Caraveo, Benavidez, Duran, Gonzales-Gutierrez, Hooton, Jodeh, Lontine, Michaelson Jenet, Mullica, Ortiz, Titone, Valdez D., Valdez A., Woodrow--Concerning the creation of a reproductive health care program, and, in connection therewith, providing contraceptive methods and counseling services to participants. Health & Human Services | 15 16 17 18 19 20 21 |
| SB21-010 | by Senator(s) Woodward; --Concerning additional security for returned ballots for which an elector's self-affirmation is witnessed by another registered elector. State, Veterans, & Military Affairs | 22 23 24 25 |
| SB21-011 | by Senator(s) Fields, Priola; also Representative(s) Mullica and Pelton--Concerning responsibilities of a pharmacist related to opiate antagonists, and, in connection therewith, authorizing a pharmacist to prescribe an opiate antagonist and requiring a pharmacist who dispenses an opioid to offer to prescribe or dispense an opiate antagonist in certain situations. Health & Human Services | 26 27 28 29 30 31 32 |
| SB21-012 | by Senator(s) Donovan; also Representative(s) Roberts--Concerning measures to create opportunities for persons who acquire experience in wildland fire services through the inmate disaster relief program. Agriculture & Natural Resources | 33 34 35 36 37 |
| SB21-013 | by Senator(s) Fields; also Representative(s) Bacon and Froelich--Concerning measures to address student learning loss occurring as a result of the COVID-19 pandemic. Education | 38 39 40 41 |
| SB21-014 | by Senator(s) Kirkmeyer; --Concerning changes to allocation formulas for the Colorado child care assistance program. Health & Human Services | 42 43 44 45 |
| SB21-015 | by Senator(s) Cooke and Garcia; --Concerning a stipend for veterans service organizations that provide funeral services for honorably discharged veterans. State, Veterans, & Military Affairs | 46 47 48 49 |
| SB21-016 | by Senator(s) Pettersen and Moreno; also Representative(s) Esgar and Mullica--Concerning services related to preventive health care, and, in connection therewith, requiring coverage for certain preventive measures, screenings, and treatments that are administered, dispensed, or prescribed by health care providers and facilities. Health & Human Services | 50 51 52 53 54 55 |
| SB21-017 | by Senator(s) Hisey; --Concerning sexual contact between a student and an educator in violation of the public trust. Judiciary | 56 57 58 59 |
| SB21-018 | by Senator(s) Moreno; also Representative(s) Esgar--Concerning continuing the necessary document program indefinitely. Health & Human Services | 60 61 62 63 |
| SB21-019 | by Senator(s) Kolker and Simpson; also Representative(s) Tipper and Rich--Concerning the authority of assessors to mail abbreviated notices of valuation on a postcard for property tax purposes. Local Government | 64 65 66 67 68 |
| SB21-020 | by Senator(s) Hansen and Hisey, Priola; also Representative(s) Valdez A. and Soper--Concerning the valuation of property related to renewable energy for purposes of the property tax. Finance | 69 70 71 72 |

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| SB21-021 | by Senator(s) Buckner and Hisey, Cooke, Danielson, Liston, Pettersen, Rankin, Story, Woodward; also Representative(s) Young and Carver, Arndt, Bacon, Duran, Gray, Jodeh, Kipp, Ortiz, Titone, Valdez D., Van Beber, Woodrow--Concerning the enactment of the "Audiology and Speech-language Pathology Interstate Compact". Health & Human Services | 1 2 3 4 5 6 |
| SB21-022 | by Senator(s) Bridges and Smallwood; also Representative(s) Snyder and McKean--Concerning confirmation of receipt of a written request to perform an audit of a medicaid provider prior to the commencement of the audit. Health & Human Services | 7 8 9 10 11 |
| SB21-023 | by Senator(s) Kirkmeyer; --Concerning restrictions on nondisclosure agreements affecting state government employees. Judiciary | 12 13 14 15 |
| SB21-024 | by Senator(s) Jaquez Lewis; also Representative(s) Sullivan--Concerning recognition of the thirtieth day of March as a commemorative state holiday, and, in connection therewith, designating the thirtieth day of March as "Welcome Home Vietnam Veterans Day". State, Veterans, & Military Affairs | 16 17 18 19 20 |
| SB21-025 | by Senator(s) Pettersen; --Concerning family planning services for individuals whose income does not exceed two hundred fifty percent of the federal poverty level. Health & Human Services | 21 22 23 24 |
| SB21-026 | by Senator(s) Moreno; also Representative(s) Ortiz--Concerning the eligibility of discharged LGBT veterans for specified state benefits. State, Veterans, & Military Affairs | 25 26 27 28 |
| SB21-027 | by Senator(s) Pettersen; also Representative(s) Gonzales-Gutierrez and Tipper--Concerning emergency supplies for Colorado babies and families, and, in connection therewith, providing diapering essentials through diaper distribution centers and making an appropriation. Health & Human Services | 29 30 31 32 33 34 |
| SB21-028 | by Senator(s) Kirkmeyer; --Concerning compliance with the "State Administrative Procedure Act" by certain state entities in the promulgation of legal standards affecting public health. State, Veterans, & Military Affairs | 35 36 37 38 39 |
| SB21-029 | by Senator(s) Fenberg; also Representative(s) Garnett and Benavidez--Concerning in-state tuition classification for members of American Indian tribes with historical ties to Colorado. Education | 40 41 42 43 44 |
| SB21-030 | by Senator(s) Holbert; also Representative(s) Van Winkle and Titone--Concerning criminal theft of rental property. Judiciary | 45 46 47 48 |
| SB21-031 | by Senator(s) Bridges; also Representative(s) Cutter--Concerning limits on governmental actions related to lawful protests. Judiciary | 49 50 51 52 |
| SB21-032 | by Senator(s) Donovan; also Representative(s) Ortiz--Concerning establishing a mobile veterans-support unit grant program. State, Veterans, & Military Affairs | 53 54 55 56 |
| SB21-033 | by Senator(s) Sonnenberg; --Concerning the adoption of statutory changes related to conservation easements that were recommended by the conservation easement working group convened in accordance with House Bill 19-1264. Finance | 57 58 59 60 61 |
| SB21-034 | by Senator(s) Coram; --Concerning the creation of an enterprise that is exempt from the requirements of section 20 of article X of the state constitution to administer a fee-based water resources financing program. Agriculture & Natural Resources | 62 63 64 65 66 |
| SB21-035 | by Senator(s) Rodriguez; also Representative(s) Bird--Concerning restrictions on certain practices by third-party food delivery services. Business, Labor, & Technology | 67 68 69 70 71 72 |

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| SB21-036 | by Senator(s) Gardner; --Concerning additional procedural requirements for the issuance of emergency public health orders. State, Veterans, & Military Affairs | 1 2 3 4 |
| SB21-037 | by Senator(s) Lundeen; --Concerning financial support for parents to provide educational assistance for students who are subject to required periods of remote learning during a school year, and, in connection therewith, requiring certain education providers to operate student equity education funding programs. Education | 5 6 7 8 9 10 |
| SB21-038 | by Senator(s) Zenzinger and Smallwood; also Representative(s) Kennedy and Van Winkle--Concerning an expansion of the complementary or alternative medicine pilot program for a person with a primary condition resulting in the total inability for independent ambulation. Health & Human Services | 11 12 13 14 15 |
| SB21-039 | by Senator(s) Zenzinger and Hisey; also Representative(s) Caraveo and Pelton--Concerning the elimination of subminimum wage employment by providing supports to ensure successful transitions for individuals currently working in subminimum wage jobs. Business, Labor, & Technology | 16 17 18 19 20 |
| SB21-040 | by Senator(s) Scott; --Concerning the use of a person's driver's history record to make decisions that concern the practice of an occupation. State, Veterans, & Military Affairs | 21 22 23 24 |
| SB21-041 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning a supplemental appropriation to the department of corrections. Appropriations | 25 26 27 28 |
| SB21-042 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting. Appropriations | 29 30 31 32 33 |
| SB21-043 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning a supplemental appropriation to the department of health care policy and financing. Appropriations | 34 35 36 37 38 |
| SB21-044 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning a supplemental appropriation to the department of human services. Appropriations | 39 40 41 42 |
| SB21-045 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning a supplemental appropriation to the judicial department. Appropriations | 43 44 45 46 |
| SB21-046 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning a supplemental appropriation to the department of law. Appropriations | 47 48 49 50 |
| SB21-047 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning a supplemental appropriation to the department of natural resources. Appropriations | 51 52 53 54 |
| SB21-048 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning a supplemental appropriation to the department of personnel. Appropriations | 55 56 57 58 |
| SB21-049 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning a supplemental appropriation to the department of public safety. Appropriations | 59 60 61 62 |
| SB21-050 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning a supplemental appropriation to the department of state. Appropriations | 63 64 65 66 |
| SB21-051 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning a supplemental appropriation to the department of the treasury. Appropriations | 67 68 69 70 71 72 |

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| SB21-052 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning funding for capital construction, and making supplemental appropriations in connection therewith. Appropriations | 1 2 3 4 5 |
| SB21-053 | by Senator(s) Moreno and Zenzinger, Hansen, Rankin; also Representative(s) McCluskie and McLachlan, Herod--Concerning adjustments to school funding for the 2020-21 budget year, and, in connection therewith, making appropriations. Appropriations | 6 7 8 9 10 |
| SB21-054 | by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie, Herod, Ransom--Concerning transfers from the general fund to cash funds to be used to address wildland fires, and, in connection therewith, making an appropriation. Appropriations | 11 12 13 14 15 |
| SB21-055 | by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie, Herod, Ransom--Concerning the collection of debts owed to the state, and, in connection therewith, reducing an appropriation. Appropriations | 16 17 18 19 20 |
| SB21-056 | by Senator(s) Holbert and Gonzales; also Representative(s) Van Winkle and Gray--Concerning expansion of the opportunities to administer medical marijuana at school to a student with a valid medical marijuana recommendation. Education | 21 22 23 24 25 |
| SB21-057 | by Senator(s) Winter and Gonzales, Bridges; --Concerning requirements for private education lenders. Education | 26 27 28 29 |
| SB21-058 | by Senator(s) Story and Coram; also Representative(s) Woodrow and Larson--Concerning alternative principal programs. Education | 30 31 32 33 |
| SB21-059 | by Senator(s) Lee and Gardner; also Representative(s) Gonzales-Gutierrez and Geitner--Concerning the reorganization of the juvenile justice code in article 2 of title 19, Colorado Revised Statutes, by the Colorado juvenile justice and delinquency prevention council as authorized by House Joint Resolution 18-1013. Judiciary | 34 35 36 37 38 39 |
| SB21-060 | by Senator(s) Donovan; also Representative(s) Roberts--Concerning broadband deployment. Business, Labor, & Technology | 40 41 42 43 |
| SB21-061 | by Senator(s) Story; --Concerning claims for pre-majority economic loss incurred by a minor. Judiciary | 44 45 46 47 |
| SB21-062 | by Senator(s) Lee; also Representative(s) Benavidez--Concerning measures to reduce jail populations. Judiciary | 48 49 50 51 |
| SB21-063 | by Senator(s) Sonnenberg; --Concerning an expansion of the ability of an existing association consisting of multiple employers to offer health care benefits to the members of the association. Business, Labor, & Technology | 52 53 54 55 56 |
| SB21-064 | by Senator(s) Garcia and Cooke; also Representative(s) Mullica--Concerning criminalizing retaliation against an elected official. Judiciary Appropriations | 57 58 59 60 61 |
| SB21-065 | by Senator(s) Liston; also Representative(s) Mullica--Concerning the disclosure of information related to the gasoline and special fuels tax. Finance | 62 63 64 65 |
| SB21-066 | by Senator(s) Lee; also Representative(s) Michaelson Jenet--Concerning juvenile diversion programs. Judiciary | 66 67 68 69 |
| SB21-067 | by Senator(s) Coram and Hansen, Priola; --Concerning measures to strengthen civics education in Colorado. Education | 70 71 72 |

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| SB21-068 | by Senator(s) Gardner and Lee, Cooke, Fields, Lundeen, Rodriguez; also Representative(s) Soper and Snyder, Herod, Weissman--Concerning the enactment of the Colorado Revised Statutes 2020 as the positive and statutory law of the state of Colorado. Judiciary | 1 2 3 4 5 |
| SB21-069 | by Senator(s) Priola; also Representative(s) Valdez A.--Concerning license plates, and, in connection therewith, specifying that the license plates of a motor vehicle that is classified as Class C personal property expire upon the sale or transfer of the motor vehicle and authorizing the issuance of license plates in previously retired styles. Transportation & Energy | 6 7 8 9 10 11 |
| SB21-070 | by Senator(s) Moreno; also Representative(s) Bird--Concerning the authority of a board of county commissioners to require the registration of businesses. Local Government | 12 13 14 15 |
| SB21-071 | by Senator(s) Buckner; --Concerning measures to limit the detention of juveniles. Judiciary | 16 17 18 |
| SB21-072 | by Senator(s) Hansen; also Representative(s) Valdez A.--Concerning the expansion of electric transmission facilities to enable Colorado to meet its clean energy goals, and, in connection therewith, creating the Colorado electric transmission authority, requiring transmission utilities to join regional transmission organizations, and allowing additional classes of transmission utilities to obtain revenue through the colocation of broadband facilities within their existing rights-of-way. Transportation & Energy | 19 20 21 22 23 24 25 26 |
| SB21-073 | by Senator(s) Danielson and Coram; also Representative(s) Michaelson Jenet and Soper--Concerning changing the statute of limitations applicable to civil actions alleging sexual misconduct for which the statute of limitations has not yet run as of January 1, 2022. Health & Human Services | 27 28 29 30 31 |
| SB21-074 | by Senator(s) Coleman; --Concerning expungement of conviction records for nonviolent offenses. Judiciary | 32 33 34 35 |
| SB21-075 | by Senator(s) Gardner; also Representative(s) Tipper and Young--Concerning supported decision-making agreements for adults with disabilities, and, in connection therewith, authorizing such agreements as an alternative for or supplement to a guardianship. Judiciary | 36 37 38 39 40 |
| SB21-076 | by Senator(s) Scott; --Concerning the funding of a system for electronic transactions made by third-party providers related to the regulation of vehicles. Transportation & Energy | 41 42 43 44 |
| SB21-077 | by Senator(s) Gonzales; also Representative(s) Benavidez and Kipp--Concerning the elimination of verification of an individual's lawful presence in the United States as a requirement for individual credentialing. Business, Labor, & Technology | 45 46 47 48 49 |
| SB21-078 | by Senator(s) Jaquez Lewis and Danielson; also Representative(s) Sullivan and Herod--Concerning the responsibility of an individual firearm owner to report a missing firearm. Judiciary | 50 51 52 53 |
| SB21-079 | by Senator(s) Sonnenberg; also Representative(s) Pelton--Concerning the sale of animals for consumption to informed end consumers in a manner that exempts the sale from certain laws. Health & Human Services | 54 55 56 57 58 |
| SB21-080 | by Senator(s) Woodward; also Representative(s) Bird and Bradfield, Larson--Concerning protections for entities that comply with public health guidelines related to COVID-19. Business, Labor, & Technology | 59 60 61 62 |
| SB21-081 | by Senator(s) Kolker; also Representative(s) Michaelson Jenet--Concerning procedural measures to prevent the misuse of the safe2tell program. Judiciary | 63 64 65 66 |
| SB21-082 | by Senator(s) Priola; --Concerning authorization for certain alcohol beverage license holders to hold festivals for alcohol beverage retail activity. Business, Labor, & Technology | 67 68 69 70 71 72 |

SB21-083 by Senator(s) Hansen, Moreno, Rankin; also Representative(s) Herod, McCluskie, Ransom-
-Concerning the modification of the requirement for the fiscal year 2021-22 that the annual
appropriations for student financial assistance for higher education increase by at least the
same percentage as the aggregate percentage increase of all general fund appropriations to
institutions of higher education.
Appropriations

SB21-084 by Senator(s) Smallwood; also Representative(s) Gray--Concerning the authority of local
governments to prohibit the operation of motor vehicles upon roughed-in roads when
necessary for the protection of the public.
Local Government

MESSAGE FROM THE GOVERNOR

Thursday, January 21, 2021

Colorado Senate
The 73rd 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:

SB21-001 Modify COVID-19 Relief Programs For Small Business
Approved on Thursday, January 21, 2021 at 9:50 A.M.

SB21-002 Extending Limitations On Debt Collection Actions
Approved on Thursday, January 21, 2021 at 9:50 A.M.

SB21-003 Recreate Occupational Therapy Practice Act
Approved on Thursday, January 21, 2021 at 9:36 A.M.

Sincerely,
(signed)
Jared Polis
Governor

MESSAGE FROM THE GOVERNOR

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

October 26, 2020

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 Article IV, Section 6 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 MILITARY AND VETERANS AFFAIRS
AND ADJUTANT GENERAL

for a term expiring at the pleasure of the Governor:

Brigadier General Laura Clellan of Golden, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/2021
Andrew Carpenter, Assistant Secretary of the Senate

Committee on State, Veterans, and Military Affairs

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November 18, 2020

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:

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EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF REVENUE

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effective December 21, 2020 for a term expiring at the pleasure of the Governor:

Mark Ferrandino of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Finance

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December 11, 2020

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:

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MEMBER OF THE
PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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effective January 12, 2021 for a term expiring January 11, 2025:

Eric Blank of Boulder, Colorado, a Democrat, and to serve as Chair, appointed.

Sincerely,
(signed)
Jared Polis
Governor

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Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Transportation and Energy

June 22, 2020

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

pursuant to C.R.S. § 34-60-104.3:

effective July 1, 2020 for a term expiring July 1, 2022:

Guillermo Ernesto Gonzalez III of Denver, Colorado, to serve as a member with substantial experience in the oil and gas industry and as an Unaffiliated, appointed;

effective July 8, 2020 for a term expiring July 1, 2022:

Priya K. Nanjappa of Lakewood, Colorado, to serve as a member with formal training or substantial experience in environmental protection, wildlife protection, or reclamation and as an Unaffiliated, appointed;

effective July 1, 2020 for terms expiring July 1, 2024:

Jeffery Philip Robbins of Durango, Colorado to serve as a member with professional experience demonstrating an ability to contribute to the commission's body of expertise that will aid the commission in making sound, balanced decisions, and as Chair, and as a Democrat, appointed;

John August Messner of Gunnison, Colorado to serve as a member with substantial expertise in planning or land use and as a Democrat, appointed;

effective July 8, 2020 for a term expiring July 1, 2024:

Karin L. McGowan of Lakewood, Colorado, to serve as a member with formal training or substantial experience in public health and as a Democrat, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Transportation and Energy

June 26, 2020

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 PERSONNEL BOARD

effective June 30, 2020 for terms expiring June 30, 2023:

Roxane White of Denver, Colorado, appointed;

Karen Niparko of Littleton, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate
Committee on State, Veterans, and Military Affairs

July 10, 2020

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

Ladies and Gentlemen:

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

MEMBERS OF THE STATE ELECTRICAL BOARD

for terms expiring July 1, 2023:

John Stephen Mullen of Denver, Colorado, to serve as a representative of the public at large, reappointed;

Monique Cisneros of Castle Rock, Colorado to serve as a journeyman electrician who is not an electrical contractor, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate
Committee on Transportation and Energy

September 18, 2020

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
ENERGY IMPACT ASSISTANCE ADVISORY COMMITTEE

for terms expiring August 24, 2024:

Tony Hass of Trinidad, Colorado, appointed;

Sara Loflin of Erie, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Transportation and Energy

June 25, 2020

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 PAROLE

effective July 1, 2020 for terms expiring June 30, 2023:

Daric Harvey of Penrose, Colorado, to serve as a citizen representative, appointed;

Davis Talley of Aurora, Colorado, to serve as a citizen representative, appointed;

Brandon W. Mathews, DM of Colorado Springs, Colorado, to serve as a parole or probation representative, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Judiciary

June 26, 2020

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 THE AGING

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effective July 1, 2020 for terms expiring July 1, 2024:

Lauren O’Connell of Littleton, Colorado, serving as an Unaffiliated from the Sixth Congressional District, appointed;

Margaret Nugent of Colorado Springs, Colorado, serving as an Unaffiliated from the Fifth Congressional District, appointed;

Myles Crane of Fort Collins, Colorado serving as an Unaffiliated from the Second Congressional District, appointed;

Jane Barnes of Lakewood, Colorado, serving as a Republican from the Seventh Congressional District, reappointed;

James DeVries of Denver, Colorado, serving as an Unaffiliated from the First Congressional District, reappointed;

Susan Hansen of Montrose, Colorado serving as a Republican from the Third Congressional District, reappointed;

Debra Herrera of Ignacio, Colorado, serving as a Democrat from the Third Congressional District, reappointed;

Connie Ring of Springfield, Colorado, serving as an Unaffiliated from the Fourth Congressional District, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Health and Human Services

June 25, 2020

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

Ladies and Gentlemen:

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

MEMBER OF THE
COLORADO LIMITED GAMING CONTROL COMMISSION

effective July 1, 2020 for a term expiring July 1, 2024:

Shawn Louis Coleman of Boulder, Colorado, to serve as a member from the Second Congressional District, a representative of registered electors, and as a Democrat, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Finance

June 25, 2020

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

Ladies and Gentlemen:

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

MEMBER OF THE
COLORADO LOTTERY COMMISSION

effective July 1, 2020 for a term expiring July 1, 2024:

Stella Peterson of Arvada, Colorado, to serve as a member of the public and as a Democrat, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Finance

June 19, 2020

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
UNDERGROUND DAMAGE PREVENTION SAFETY COMMISSION

for a term expiring January 1, 2022:

Patricia McKinney-Clark of Arvada, Colorado, to serve as a representative of transportation, and occasioned by the resignation of Julie A. Mileham, AIC, ARM-P, CPCU, MBA of Aurora, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Business, Labor, and Technology

June 25, 2020

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
SPECIAL FUNDS BOARD FOR
WORKERS' COMPENSATION SELF INSURERS

effective July 1, 2020 for a term expiring July 1, 2024:

Dee Ann Pfifer of Lakewood, Colorado, to serve as a manager or employee of self-insured employers in good standing, with knowledge of risk management and finance, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Business, Labor, and Technology

June 25, 2020

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 reappoint and submit to your consideration, the following:

MEMBERS OF THE
STATE HISTORICAL SOCIETY BOARD OF DIRECTORS

effective July 1, 2020 for terms expiring July 1, 2023:

- Luis Benitez of Littleton, Colorado, appointed;
- Penfield Tate III of Denver, Colorado, appointed;
- Mary Sullivan of Denver, Colorado, appointed;
- Marco Abarca of Denver, Colorado, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Business, Labor, and Technology

June 19, 2020

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 HEALTH FACILITIES AUTHORITY BOARD OF DIRECTORS

effective June 30, 2020 for terms expiring June 30, 2024:

Beverly Kay Sloan of Denver, Colorado, Unaffiliated, reappointed;

Dennis Jones of Centennial, Colorado, a Republican, appointed;

George W. Gray III of Denver, Colorado, a Democrat, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Health and Human Services

September 25, 2020

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, appoint, and submit to your consideration, the following:

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

for a term expiring July 1, 2022:

Michael George Merrifield of Colorado Springs, Colorado, a Democrat, occasioned by the resignation of Nancy Inez Brown, appointed;

for terms expiring July 1, 2024:

Teresa Lea Raiford of Canon City, Colorado, a Democrat, reappointed;

Meghan Sara Klassen of Denver, Colorado, a Democrat, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Education

December 4, 2020

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

Ladies and Gentlemen:

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

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

effective December 31, 2020 for terms expiring December 31, 2024:

Richard Lee Monfort of Greeley, Colorado, to serve as a Republican, reappointed;

Patricia Barela Rivera of Denver, Colorado, to serve as a Democrat, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Education

DELIVERY TO THE GOVERNOR

To the Governor for signature on Friday, January 15, 2021, at 5:30 pm:
SB21-001, 002, and 003.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SR21-003 and 004.

The President has signed: SB21-001, 002, and 003.

MESSAGE FROM THE HOUSE

Mr. President:

The House has adopted and transmits herewith HJR21-1003 and 1004, as printed in House Journal, February 16, 2021.

On motion of Majority Leader Fenberg, and with the unanimous consent the Senate, the Senate stood in recess to hear remarks of Senate President Leroy M. Garcia and Senate Minority Leader Chris Holbert.

Senate in recess.

The text of President Garcia's remarks follow.

Good Morning, it is an honor to be here, and once again, gather beneath the golden dome of our democracy.

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While in many ways it is just a building, not unlike the countless others across our nation's capitals, we are reminded of its symbolic significance and the sacrifice necessary to keep it standing.

Our forefathers once dreamt of places like this one.

Trapped under the heel of totalitarian rule, they imagined a day when buildings would be erected to foster great debate of free people.

They envisioned a nation where the limited circumstances of your birth would not dictate the magnitude of your destiny.

And now, some 250 years later, we are reminded that the liberty we hold dear is still in need of safeguarding.

Democracy and freedom may be the foundation of our country's inception but they are not indestructible, they are not a guarantee.

It takes ALL of us, every-single-day, striving to live up to the transcendent ideals of our republic, in order to keep it.

This task has been handed down through the generations - in war times and in peace, in recession and in prosperity, in devastation and in growth.

Despite struggles or ease, this body is responsible for reaching beyond the hardships of our present moment towards a future of greater opportunity.

We begin the 73rd General Assembly not as we hoped a year ago. Weathered by storms, we are a different body, a different state, a different nation than we once were.

We are all sobered by the losses we have faced, and yet our devotion and commitment to the immense task before us remains unaltered.

I want to thank you all for the dedication you have shown during this harrowing time. Without the resilience of your resolve, our state would not be experiencing the improvements we are seeing today.

I especially want to thank the Majority Leader, the Minority Leader, and each of you for your partnership and collaboration in navigating one of the most tumultuous legislative years to date.

More importantly, I would like to take a moment to thank our frontline workers and community heroes who have braved this storm unflinchingly.

Battered by the relentless winds and torrential rains of this pandemic, nurses, doctors, emergency responders... teachers, grocery clerks, sanitation teams... postal workers, daycare providers, and elderly caregivers have selflessly served OUR community and country during one of the most heartbreaking times in our history - putting the well-being of others before their own and pressed forward even in the darkest of hours.

Your courage, sacrifice, and selfless devotion will be remembered long after the murals of you - painted on city walls all across this country - fade with time.

Because the virtuous compassion of your contribution inspired a nation- when all hope seemed lost. It is what reminded us of our greater connectedness and gave us hope for the future.

Hope, that in many ways, can be hard to come by. For a crisis has borne down on us with unrelenting force and has persisted, to this very day, to tear apart our economy, upend our lives, and rob us of our loved ones.

Meanwhile, a different battle has raged on another front, one of violence, division, and hatred. We are war-torn, not by the hands of a foreign adversary, but by the malice grown from within.

Brother turned against brother, we have walked the treacherous tightrope over ultimate destruction - reminded once again of the dire consequences of a nation divided.

While political tribalism is nothing new, the mechanism in which it is grown has become all too pervasive. With the click of a button, we can enter a world that confirms our worst fears and breeds bitter bias. We sit in echo chambers created by companies that magnify our differences and profit from our fear.

And somehow in the mess of it all, some leaders in government have decided that fanning the flames of hatred is more politically viable than standing up for what is right, good, and true.

This selfish allegiance to political expediency, though newly inflated, has been around for generations, creating a system that props up the wealthy and penalizes the poor, an economy that siphons hard work by the many to create power for the few... 1
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So let us be clear, our road to recovery and reconciliation is littered with daunting challenges. Challenges that will not be solved painlessly or mastered overnight. And yet, with a persistent and steady determination, they will be overcome... 4
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Today, we gather to recommit ourselves to this task. 8
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We come ready and willing to not just recover from this pandemic and the civil discord that has gripped our nation - but build back a stronger, more just Colorado... 10
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A Colorado that upholds the principles of freedom, equity, and opportunity. 13
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A Colorado that dares to carry on our great tradition of bold leadership - because at our core we are pioneers - frontiersmen - the legacy of a daring few who braved the unknown in search of a brighter future. 15
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But it is no longer the rugged terrain that begs to be bested, it is the frontline of social, political, and environmental progress. 19
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Like the wilderness of the west, this pursuit is not for the timid. For it requires a visionary's creativity - a sage's wisdom - and a trailblazer's courage. 22
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It asks us to toil until our backs ache; to dig deep; to reach high; to heal wounds and repair breaks. It asks us to remember that we are greater together than apart. 25
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Every generation has had their hill to climb - this is ours. 28
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We stand at the foot of a monstrous recovery mission, but before weariness weighs down our feet, we must remember how far we've come. 30
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With finite funds, we were able to join together and work across the aisle to deliver results for our state - passing meaningful legislation to address child care shortages, utility costs, and food insecurity. 33
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We prioritized struggling Coloradans and small businesses by allocating millions in historic housing relief and rescue grants. 37
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We protected workers from retaliation, ensured employers offered paid sick leave, and expanded access to unemployment insurance, in a time when so many have lost their jobs. 40
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We revised unfair tax policies that overburdened hardworking families and shielded powerful corporations. 43
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And we passed the most ambitious policy proposal addressing police violence in the country. 46
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But our work is far from over. We are still in the midst of a crisis. 48
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Over five thousand Coloradans have died from COVID-19 and hundreds more are currently hospitalized. 50
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Too many people are still out of work and facing inconsistent and inadequate unemployment support. 53
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Too many children go to bed hungry. Too many families face eviction. Too many businesses contemplate closure. 56
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We must stop the bleeding. We must urgently respond to the needs of our state: rescuing Main Street from financial ruin, providing relief to anxious tenants in need of next month's rent, replenishing community resources that serve the weary and jobless. 59
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We must help schools reopen and address the mental health burdens of our residents 63
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We must bolster vaccine distribution and ensure every Coloradan has access to this life-saving protection. 65
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We must. And We Will. 68
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Because resilience is the path that promises reward. A path that is not a stranger to us but rather covered with our footprints... 70
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For there have been many times in our history when we could have given up, when we could have turned on each other forever. But instead, we found it in ourselves to not only press on, but offer a hand, understanding that we rise and fall as one. 1
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Like the trials of previous generations, this pandemic has and will make us stronger, but it will also make us more connected, more human. Not because such a conclusion is a given but because we can choose to alchemize pain into purpose. 5
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This last year may have been defined by darkness and loss, but what was often missed was the quiet comradery and kindness felt between each other: a college student delivering groceries to an elderly neighbor, a factory worker cutting their own hours to keep a colleague from losing their job, a husband serenading his wife outside her hospital window. 9
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Pain certainly has the power to drive us apart. But it also has the power to bring us together. 14
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So where some see only devastation, we will see an opportunity for compassion, for the forging of tighter bonds. Because we direct our own destiny and write our own story. 16
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We will turn the page of this disaster to one of replenishment and renewal. 19
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We will eliminate the threat of this virus, returning to our loved ones and embracing our community. 21
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We will revitalize our economy, creating jobs and planting seeds for new growth. 24
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We will restore our community pillars - strengthening our schools and supporting our kids... 26
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But this journey is not only about restoration. It is about reimagination. 28
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From the ashes, we are presented with a precious gift. A gift of rebirth. An opportunity for transformation. 30
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It is still ours to receive or reject. 33
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We must choose. 35
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Will we simply rebuild the structures that stood before? 37
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Or will we remake our future - righting the wrongs of the past and fulfilling the promises of our predecessors? 39
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I believe we will choose the latter. 42
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For from the fire is born, fertile soil. 44
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We will use this devastation to re-envision a community built on stronger ground. 46
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We will redesign a system that protects justice for ALL - confronting the stain of systemic racism and bringing equity to the dark corners of our institutions. 48
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We will rescue the planet we put in peril - utilizing clean energy to create jobs and rid our skies of toxic pollution. 51
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We will build a health care system that is people-focused rather than profit-hungry and ensure that EVERYONE, no matter their socioeconomic status, has access to the medicine they need. 54
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Now there are those that scoff at the breadth of our plans and the hope in our hearts. They roll their eyes at our ambitions and recite the same tired lines of disbelief. 57
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But they forget, the shoulders we stand on today were once just dreams of a generation before us. 100 years ago women were not allowed the right to vote, 60 years ago our country was racially segregated, 20 years ago utility-scale solar farms didn't exist, 6 years ago gay marriage was prohibited, and until this year, no woman had ever held national executive office... 60
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Don't tell me things can't change. Despite all of our faults and failings, we have made progress. People have chosen, CHOSEN to press forward, believing against all odds that our journey has an upward trajectory. 65
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There is nothing different today about the choices WE face. We cannot let cynicism harden our hearts and limit our imaginations. Because we are charged with shepherding our communities through this crisis - and we cannot derail our aspirations, but rather we must hold fast to greater possibilities. 69
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Following the Great Depression, Social Security was born. After WWII came the GI Bill. 1
 Crises have the potential to be springboards if we let them. 2
 But this does require us to put down our arms and find commonality. 3
 So let's not just talk about unity and healing... let's demonstrate it - with every word, with every 4
 action. 5
 Let's remember that the distance between us- appears wider than it really is. 6
 For justice, dignity, integrity, freedom, and opportunity, are NOT party values, they are 7
 American values. And while we may fail to reach them at times... our collective pursuit and 8
 dedication to their summit is what makes America a beacon to the world. 9
 And WITHIN that beacon burns...the bright light of Colorado, where we prove, time and time 10
 again our ingenuity and strength. 11
 Where we step forward to herald a new dawn when no one else sees the light. 12
 So... though our hurdles loom large and our resources remain small, there is no limit to what we 13
 can achieve this session. 14
 We have already come so far, let us not forget in the eleventh hour that we are indivisibly 15
 bound. 16
 It is the illusion of separateness that clouds our judgment and pits us against one another. And 17
 yet it is our's individually to remove. 18
 And in so doing, let us begin again... 19
 Much like that fateful spring day, still marred by winter, on which our towering forefather 20
 spoke to a fractured nation. After so much bloodshed. After so much pain, he took to the 21
 podium to proclaim: 22
 "With malice toward none; with charity for all; with firmness in the right... let us strive on to 23
 finish the work we are in; to bind up the nation's wounds; to care for him who shall have borne 24
 the battle...to do all which may achieve and cherish a just and lasting peace." 25
 Today is the day that we reaffirm our commitment, gather our strength, and continue the work 26
 of rebuilding our great state. 27
 Thank you. 28

President Garcia recognized Minority Leader Holbert to address the Senate

The text of Minority Leader Holbert's remarks follow.

Thank you Mr. President. On December 4th, 2020. The Denver Post Editorial Board wrote 29
 "Colorado lawmakers show Congress how coronavirus relief should be done. In a 3 day Special 30
 Session with limited resources, the Colorado General Assembly did more for Coloradans than 31
 Congress had since last March." Given my political views, I find it somewhat common to 32
 disagree with the Denver Post Editorial Board, but on that one I say yes, I say thank you. Mr. 33
 President I say thank you to you, major Leader, and all the members of the Senate. And even 34
 our friends in the lower chamber across the way. Yes, in those 3 days, we did more for 35
 Coloradans than Congress had last year. We can do that again. 36
 It's an interesting dynamic that we're in here currently, because given press today, last Friday, 37
 and recent days, it seems like we Senators, we 35 select people from around Colorado might be 38
 in more agreement then disagreement. On the first opening day of this session I said thank you 39
 to the members of the Joint Budget Committee and I will say thank you again. It seems thus far, 40
 that the legislative branch is thinking more alike than different. It seems like the legislative 41
 branch might be thinking more alike and maybe finding some disagreement or at least some 42
 concern with the Executive branch. And I appreciate that. We don't know what the answers are 43
 yet, but Governor Polis has continued to speak about stimulus spending. And that's certainly a 44
 motivation for us all, we did that in that 3 day special session. We came back because we had 45
 more dollars than we thought we would, after we reduced our expectation of dollars by about 3 46

billion of those dollars. Stimulus spending will definitely be a topic, a major topic, and it is enticing to start talking about new ways that we can spend dollars. But let us not forget, members, Mr. President, we cut spending last spring. The Joint Budget Committee did that. I believe I've mentioned before, I received an email from a constituent right after we adjourned on June 15th, and he said "cut spending before proposing to raise taxes!" and I wrote back "that's exactly what we did." And yet I think many people in Colorado don't know that or if they hear those words, they don't believe it. But our state constitution requires that. We are not Congress, we can only allocate and spend the dollars that we will actually have and through this complex process of looking out a year to the next fiscal year that starts July 1st and guessing, projecting, estimating how many dollars we will have. Our Joint Budget Committee now has the task of figure setting and preparing the next budget based on guesses for revenue for that next fiscal year and before that, we will have a series of supplemental bills based on actual revenues that we've actually started to collect. So that special session that we had, those 3 days at the end of November and beginning of December, we did spend money effectively for the people of Colorado because we had more dollars than we thought we would after we ratcheted down those estimates by some \$3 billion. We know that Congress is now prepared to take action, the action that the Denver Post Editorial Board said that they didn't take last year. It looks like they're about to take action to the tune of \$2 trillion. What does that mean for Colorado? The estimates that I've heard would be about \$5 billion. \$5 billion is a lot for us. Our guess last year was that we were going to be looking at a fiscal year with \$11-12 billion and we had to ratchet that down by about \$3, 3.5 billion to somewhere around \$8.5 billion. We're coming in a little bit above that but that's a lot less than 11 or 12, and if we get \$5 billion or so from the Federal government, that's a lot.

Our ask from the Senate Minority caucus is let's continue to have those discussions about stimulus spending but, and this is where I think we're starting to see some agreement in the press, let's wait until we actually have those dollars before we start spending them. I've heard the phrase, don't count your chickens before they hatch. Let's make sure we even have eggs before we count the eggs before they become chickens. If we've got \$5 billion coming from congress, from the Federal government, that's good news for us. We believe in the Senate Minority caucus, that our focus should first be restoring where the cuts were made. I can't help but think back to the days where Republicans held the Governor's office and a majority in both legislative chambers. I can't help but think back to times where I and my caucus have said let's have at least \$400 million a year for transportation funding, specific for roads and bridges and I remember being accused that I or we Republicans didn't care about teachers and kids. That taking a dollar away from K-12 and putting it into roads and bridges meant that somehow we had less compassion or concern for public education, and that was not true then and is not true now. We are not going to levy that accusation against members of the Joint Budget Committee no matter what political designation letter you have by your name. This is a challenging time for Colorado and we met that challenge during the special session and we're prepared to meet that challenge now but our ask is let's not start allocating, let's not start committing stimulus dollars that we don't have yet. If we get them, great.

Education funding: we're told that there's some 30,000 students who've gone missing. Were they actually there before? Has count day worked correctly? Were any of those students counted twice or were any students not counted? This has been an ongoing discussion for those who have served on the Education committees. Count day is not a perfect science and Covid has certainly effected that. If there are 30,000 students less in the count, if PPR is about \$8,000 each, that's a lot of money, that's like \$240 million. That's a lot of money for us, where did those students go? Did they move to a different state, did they go to private, are they home schooling? Is this a temporary issue, is it going to last for this school year or 2 or 3 years? Will that 30,000 student shift be a 5 year issue or 10 year issue? What about the negative factor, excuse me the budget stabilization factor, we changed the label for that a few years ago. We still got an IOU that's 11, 12 years old that we haven't paid back and last spring because we had to, we had to reduce funding. So now we hear that we're going to hold the 178 school districts harmless, hold them harmless. Okay. What does that mean? If we look at education funding in Colorado we know from experience that we compare very often, our PPR is compared to total funding in other states. The way the states count dollars for K-12, there's not some uniform way that all 50 states and the District of Columbia and Guam and the US Virgin Islands and the other territories count it. Here's a list that's become known yearly when I ask for it, as the Holbert spreadsheet, I asked for this first when I was on House Education and what it shows is PPR over here on the left side, and total funding over on the right. Total funding, yep. Because PPR doesn't equate to total funding. For some school districts, the PPR, the per pupil revenue, is close to 100% of the total funding for a given district. For 3 of them, a reporter reminded me just recently, for 3 of them it's just about zero. Why? Because there's 3 school districts that exist where mining, and severance tax, and property taxes are the primary source of funding for those school districts. So when we say we're going to hold harmless those 178 school districts because 30,000 students have gone missing, what does that mean? What does it mean, are we going to hold them harmless for 100% of their funding or just our portion of the funding? We don't know. But, I'm not here to point fingers, I guess I just did it myself but I don't know. Republicans are here to ask the questions, that's one of the reasons we asked the Governor to call a special session last August but that was conveniently dismissed as a political stunt. Well it

wasn't. These issues, these questions were among those we wanted to have a discussion with and we thought it would be easier to ask the one person who could call a special session, like he did in November and December, than to have a discussion among 100 of us where it takes 2/3rd of us to agree and I believe that's never happened in the history of our state. But we're not here to blame or accuse, now we're dealing with these questions. So what's the answer to that, what do we mean when we say hold those districts harmless? If anyone in the press would like to see the spreadsheet just stop by the Minority office we've offered it to you for years, you can have it now and a new updated version is being worked on.

I've been asked many times, what about our priorities, and that's frustrating. Being in the Minority, the Constitutional math, you all know this, the public doesn't always remember this: the Majority, you can pass whatever bill you want to and we don't even need to show up. We will show up, but to the constituents out there in Colorado, who will inevitably start emailing, calling or asking questions in face to face meetings "why do you lack the backbone to deny quorum? Don't show up, refuse to vote." That works in some state legislatures, it doesn't work in this one. Our Constitution defines the quorum requirement, how many people need to be in the chamber as a simple majority and the math right now is, the Majority has 20 members and the Minority has 15. A simple majority in this chamber is 18 so, if the 15 of us go to Wyoming and refuse to come to the Capitol and refuse to vote, you all can start business on your own and pass any bill you want to just as you can when we're here. So, to the people of Colorado, when we disagree on things we will be here at this mic. We will speak as long as we possibly can to the bill because we can't filibuster in Colorado we have to actually speak to the bill but we will put our best effort forward to draw out that conversation, to make the points. But, don't be surprised, over the next 116 days and 120 next year, we'll probably see a lot of decisions made on a vote of, oh give or take a few 20-15. Surprising to anyone here? No.

As the Minority, we're not here just to fight. We're not. And we saw that in the Special Session, but as members of the Minority we call upon you Mr. President, Mr. Majority Leader, members of the Majority, we are encouraged by what we think we hear about stimulus spending. We're encouraged by what we think we hear about not spending the stimulus dollars until we actually have it because if we start allocating \$5 billion with the anticipation of getting them and then we don't, we can't dig our way out of that hole. So we want to be cautious, we're known as conservative, you generally known as liberal. If we can find a way to be a little bit more like us on timing of that, we would be grateful. The Governor's power, we've had a lot of conversation about this. We are not trying to step on the Governor's authority during this declared disaster emergency, during this pandemic. Last year, Senator Lundeen introduced a Concurrent Resolution, it sought to amend the Constitution to have the people weigh in that every 30 days should we come back and have to agree with the Governor, to extend a declared disaster emergency. That died in committee, that's off the table. We understand 30 days is too frequent. And, we're not interested in trying to affect this declared disaster emergency but members, do we have 11 months of experience now that we can draw upon for the future? Yes we do. When the current statutes, when the current legislative rules were drafted, did that have more to do with what happened on September 11, 2001 than a pandemic and wearing masks? Why yes, yes that was an influence. We would like to have a conversation about future prolonged disaster emergencies, we're asking the question. 90 days? 6 months? A year? We're a part time citizen legislature, we're not here 8 months a year. If we're back in this kind of situation in the future, should at some point, we be required to come in and review the situation? For instance, rulemaking. We have a rule review bill every year, hundreds of rules. We the Legislative Branch delegate the authority, the Executive Branch, to make those rules. Apparently there's no such oversight when it comes to Governor's Executive Orders. Did any of you ever anticipate that we would have a Governor issuing over 300 Executive Orders over a year long period? I'll admit if you were to ask me last year I would've said no. Snowstorms, floods, wildfires, fortunately those things don't last that long but now we have this experience. Should we stand up as a Legislative Branch and say yeah, we should come back after 6 months or 9 months or some time period and look at the effect of those rules made by Executive Order. That's not stepping on the man who happens, the authority of the man who happens to sit in the Governor's seat right now, that's asking a future question.

We as Coloradans, where should our Legislative Branch be in that dynamic? Have you heard from constituents who ask you why you decided to open hair salons at 50% of the posted occupancy, or 10 people, whichever is less? Have you had to explain to them that you didn't make that decision? I have. Have you talked to constituents, maybe people who work at restaurants or bars or breweries, why did we cap their capacity a certain percentage? We didn't do that. How about the distribution of vaccines. Have you talked to anyone about the plan to distribute the vaccine and why they didn't like it and asked you why you did it that way and then you had to explain you didn't? I'm not here to blame Governor Polis and his administration I'm saying that our, the people who will sit in our seats in the future, if they are faced with a pandemic, let's not put them in the same situation, let's give them some ability to respond as a Legislative Branch.

Finally Mr. President. I think that what we seek as the Minority caucus is to get Government out of the way. I can't wait, I cannot wait to be at an Avs game. I'm a hockey fan first, Broncos

are awesome but I love hockey. To be back at now what is Ball arena to watch the Avs with a full arena without these on, maybe spill a beer on each other yelling and screaming. I can't wait to be back in that environment, but we're not there yet. Senate Republicans are not asking for more government, not asking for government to continue to tell the people of Colorado what they can't do. But we're here to do is find ways that we can get beyond this pandemic, beyond Covid-19. I agree with you Mr. President we will find a way that this will be in the past. The first step is getting our kids back into face to face live teaching in school. That will allow parents, especially single parents, to get back to work. And then when people can get back to work, employers can start hiring, can get people back into their offices, back into those work places. Our world I think will change permanently. Remote participation, that's going to be a bigger deal. We'll probably see our lease obligation for the state go down. I've heard the Governor estimate maybe 20-30%. Hey, there's more dollars for education. Senate Republicans are looking forward to the opportunity to work together on these things but just to start where I ended or end where I started excuse me, the other way around. Want to be very careful that we don't start over promising and under delivering. If there's 5 billion dollars Federal coming, they can deficit spend and they do. We can't. If there's one blessing that I've found over the past 11 months in this pandemic, it is the opportunity to explain to constituents how their state legislature is so different from the one out in Washington D.C. I explain to people that we have one bill we have to pass by the Constitution every year and that's the budget and the budget must be balanced. And the most frequent follow up question is "what's the deficit?" Let me explain what balance means, no offense bosses. It's so different and I wish the press would write about it more so people will say wow I live in a state that doesn't carry long term debt like that, we don't have deficit spending, we can't borrow. But if Congress decides to do this \$1.9 or \$2 trillion stimulus and there's \$5 billion coming, we're going to have a lot to do. What we're asking is let's restore the cuts that had to made last spring before we find new ways to spend money. Does that mean we don't care about people getting back to work? No we do. I think the best thing we can do is get the schools back open, found them adequately, maybe even cut into that negative factor. But let's restore where we cut first before we imagine new ways to spend money. Mr. President, we did it during the special session, I think we showed again during the first 3 days of this session, as we venture into day 4 with 116 left, we can get this done. Mr. President, let's get to work. Thank you.

Senate reconvened.

On motion of Majority Leader Fenberg and with unanimous consent of the Senate, the above remarks were ordered spread upon the pages of the journal.

MESSAGE FROM THE GOVERNOR

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

December 4, 2020

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 TRANSPORTATION COMMISSION

for a term expiring July 1, 2023:

Elizabeth Hickey, JD of Colorado Springs, Colorado, to serve as a commissioner from the Ninth Transportation District, and occasioned by the resignation of Irving Halter of Colorado Springs, Colorado, appointed.

Sincerely,

(signed)
 Jared Polis
 Governor
 Rec'd: 1/7/21
 Andrew Carpenter, Assistant Secretary of the Senate
 Committee on Transportation and Energy

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Senate in recess. Senate reconvened.

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COMMITTEE OF REFERENCE REPORTS

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Trans-
 portation &
 Energy

After consideration on the merits, the Committee recommends that **SB21-076** 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 2, line 3, after "(4)" insert "and (5)".

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Page 2 line 14, after "motor vehicles," insert "VEHICLES,".

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Page 3, line 2, strike "VEHICLE" and substitute "VEHICLE, A VEHICLE,".

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Page 4, strike lines 12 through 27 and substitute:

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"(5) (a) SUBSECTIONS (2)(a) AND (3) OF THIS SECTION AND THIS SUBSECTION (5) WILL BE REPEALED IF THE DEPARTMENT FULLY IMPLEMENTS THIS SECTION. UPON FULLY IMPLEMENTING THIS SECTION, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT SHALL NOTIFY THE REVISOR OF STATUTES IN WRITING OF THE DATE ON WHICH THE CONDITION SPECIFIED IN THIS SUBSECTION (5)(a) HAS OCCURRED BY E-MAILING THE NOTICE TO REVISOROFSTATUTES.GA@STATE.CO.US.

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(b) SUBSECTIONS (2)(a) AND (3) OF THIS SECTION AND THIS SUBSECTION (5) ARE REPEALED, EFFECTIVE UPON THE DATE IDENTIFIED IN THE NOTICE THAT THIS SECTION WAS FULLY IMPLEMENTED OR, IF THE NOTICE DOES NOT SPECIFY THAT DATE, UPON THE DATE OF THE NOTICE TO THE REVISOR OF STATUTES."

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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:

- SB21-085** by Senator(s) Ginal and Smallwood; also Representative(s) Lontine--Concerning actuarial reviews of proposed legislation that may impose a new health benefit mandate on health benefit plans.
Finance
- SB21-086** by Senator(s) Liston; also Representative(s) Geitner--Concerning the ability of certain alcohol beverage retailers to use a third-party delivery service instead of their employees to deliver alcohol beverages to their customers for consumption off the licensed premises.
Business, Labor, & Technology
- SB21-087** by Senator(s) Danielson, Fields, Pettersen; also Representative(s) McCormick and Caraveo, Duran, Kennedy, McLachlan, Sirota, Woodrow, Young--Concerning agricultural workers' rights.
Business, Labor, & Technology
- SB21-088** by Senator(s) Danielson; also Representative(s) Michaelson Jenet and Soper--Concerning establishing a civil cause of action for sexual misconduct against a minor.
Judiciary
- SB21-089** by Senator(s) Buckner; --Concerning the expansion of breast cancer screening services

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provided through the department of public health and environment to include screening of other types of cancer.

Health & Human Services

SB21-090 by Senator(s) Smallwood; also Representative(s) Hooton--Concerning the renewal of a small group health benefit plan issued to an employer that no longer meets the definition of small employer after the small group plan was first issued.
Health & Human Services

SB21-091 by Senator(s) Liston and Rodriguez, Coleman; also Representative(s) Bird and Larson, Lynch, Van Beber--Concerning limitations on credit transaction charges.
Business, Labor, & Technology

Senate in recess. Senate reconvened.

TRIBUTES

Honoring:

Arrol Taekla -- By Senator Fenberg.

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m. February 17, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 5th Legislative Day

 Wednesday, February 17, 2021

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|------------------------|---|----|
| Prayer | By Minority Leader Holbert | 10 |
| Call to Order | By the President at 9:00 a.m. | 11 |
| Roll Call | Present-- 33 | 12 |
| | Excused-- 2, Gonzales, Sonnenberg | 13 |
| | Present later-- 1, Gonzales | 14 |
| | Remote-- 3, Danielson, Pettersen, Story | 15 |
| Quorum | The President announced a quorum present. | 16 |
| Pledge | By Senator Buckner | 17 |
| Reading of the Journal | On motion of Senator Coleman, reading of the Journal of Tuesday, February 16, 2021 was dispensed with and the Journal was approved as corrected by the Secretary. | 18 |

SENATE SERVICES REPORT

Correctly Printed: SB21-004, 005, 006, 007, 008, 009, 010, 011, 012, 013, 014, 015, 016, 017, 018, 019, 020, 021, 022, 023, 024, 025, 026, 027, 028, 029, 030, 031, 032, 033, 034, 035, 036, 037, 038, 039, 040, 041, 042, 043, 044, 045, 046, 047, 048, 049, 050, 051, 052, 053, 054, 055, 056, 057, 058, 059, 060, 061, 062, 063, 064, 065, 066, 067, 068, 069, 070, 071, 072, 074, 074, 075, 076, 077, 078, 079, 080, 081, 082, 083, 084, 085, 086, 087, 088, 089, 90, and 091.

Correctly Enrolled: SJM21-001; SJR 002, 003, and 004.

COMMITTEE OF REFERENCE REPORTS

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| Local Government | After consideration on the merits, the Committee recommends that SB21-019 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 30 |
| Local Government | After consideration on the merits, the Committee recommends that SB21-070 be referred to the Committee of the Whole with favorable recommendation. | 31 |
| Local Government | After consideration on the merits, the Committee recommends that SB21-006 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 32 |

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

The following resolutions were read by title:

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| SR21-005 | by Senator(s) Sonnenberg; --Concerning the designation of February 4, 2021, as "Missing Persons Day" in Colorado. | 33 |
| | Laid over to February 24, 2021. | 34 |

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HJR21-1003 by Representative(s) Esgar, Garnett, McKean; also Senator(s) Fenberg, Garcia, Holbert-- Concerning a Joint Session of the House of Representatives and the Senate for the purpose of hearing a message from His Excellency, Governor Jared Polis, and appointing a committee to escort the Governor.

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

Amend engrossed resolution, page 1, line 7, strike "one member" and substitute "two members".

Page 1, line 8, strike "one member" and substitute "two members".

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | E | Lundeen | Y | Sonnenberg | E |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
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| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | E | Lundeen | Y | Sonnenberg | E |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

HJR21-1004 by Representative(s) Esgar, Garnett, McKean; also Senator(s) Fenberg, Garcia, Holbert-- Concerning a Joint Session of the House of Representatives and the Senate for the purpose of hearing a message from the Chief Justice of the Supreme Court and appointing a committee to escort the Chief Justice.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
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| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | E | Lundeen | Y | Sonnenberg | E |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

INTRODUCTION OF BILLS -- FIRST READING

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

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| SB21-092 | by Senator(s) Kolker and Simpson, Buckner, Fields, Ginal; --Concerning the continuation of the regulation of persons who assist surgeons, and, in connection therewith, implementing the recommendations contained in the 2020 sunset report by the department of regulatory agencies. | 5 |
| | Health & Human Services | 6 |
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| SB21-093 | by Senator(s) Bridges; --Concerning the continuation of the healthcare-associated infections and antimicrobial resistance advisory committee, and, in connection therewith, implementing the recommendation in the 2020 sunset report by the department of regulatory agencies. | 10 |
| | Health & Human Services | 11 |
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| SB21-094 | by Senator(s) Ginal and Winter, Buckner, Fields, Jaquez Lewis, Kirkmeyer, Simpson; --Concerning the continuation of the state board of pharmacy, and, in connection therewith, implementing recommendations contained in the 2020 sunset report by the department of regulatory agencies and making other changes regarding the practice of professions regulated by the board. | 15 |
| | Health & Human Services | 16 |
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| SB21-095 | by Senator(s) Danielson, Rodriguez; --Concerning the continuation of the employment first advisory partnership, and, in connection therewith, implementing the recommendation contained in the 2020 sunset report by the department of regulatory agencies. | 21 |
| | Business, Labor, & Technology | 22 |
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| SB21-096 | by Senator(s) Kolker and Priola, Rodriguez; --Concerning the continuation of the workers' compensation classification appeals board, and, in connection therewith, implementing recommendations contained in the 2020 sunset report by the department of regulatory agencies. | 26 |
| | Business, Labor, & Technology | 27 |
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| SB21-097 | by Senator(s) Garcia and Smallwood, Fields; --Concerning the continuation of the "Michael Skolnik Medical Transparency Act of 2010", and, in connection therewith, implementing the recommendation contained in the 2020 sunset report by the department of regulatory agencies. | 31 |
| | Health & Human Services | 32 |
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| SB21-098 | by Senator(s) Jaquez Lewis and Pettersen, Fields, Ginal; --Concerning the continuation of the prescription drug monitoring program, and, in connection therewith, implementing recommendations contained in the 2020 sunset report by the department of regulatory agencies. | 36 |
| | Health & Human Services | 37 |
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| SB21-099 | by Senator(s) Danielson, Buckner, Fields, Ginal, Simpson; --Concerning the continuation of the assistance program for disability benefits under the "Laura Hershey Disability Support Act", and, in connection therewith, implementing the recommendation contained in the 2020 sunset report by the department of regulatory agencies. | 41 |
| | Health & Human Services | 42 |
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| SB21-100 | by Senator(s) Buckner, Bridges, Story, Zenzinger; --Concerning the continuation of the council of higher education representatives, and, in connection therewith, implementing the recommendation contained in the 2020 sunset report by the department of regulatory agencies. | 47 |
| | Education | 48 |
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| SB21-101 | by Senator(s) Fields and Story, Ginal; --Concerning the continuation of the registration of direct-entry midwives, and, in connection therewith, implementing the recommendations contained in the 2020 sunset report by the department of regulatory agencies. | 52 |
| | Health & Human Services | 53 |
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| SB21-102 | by Senator(s) Buckner and Simpson, Fields, Ginal, Jaquez Lewis, Kirkmeyer; --Concerning the continuation of specific dental hygienist functions, and, in connection therewith, implementing the recommendations contained in the 2020 sunset report by the department of regulatory agencies. | 57 |
| | Health & Human Services | 58 |
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| SB21-103 | by Senator(s) Fenberg and Winter; --Concerning the continuation of the office of consumer counsel, and, in connection therewith, implementing the recommendations contained in the 2020 sunset report by the department of regulatory agencies regarding the office of consumer counsel and the utility consumers' board. | 62 |
| | Transportation & Energy | 63 |
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SB21-104 by Senator(s) Zenzinger, Bridges, Buckner, Priola, Story; --Concerning the continuation of the special education fiscal advisory committee, and, in connection therewith, implementing the recommendations contained in the 2020 sunset report by the department of regulatory agencies.
Education

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MESSAGE FROM THE GOVERNOR

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

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July 24, 2020

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
COLLEGEINVEST BOARD OF DIRECTORS

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effective July 31, 2020 for terms expiring July 31, 2024:

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Frederick Taylor of Denver, Colorado, reappointed;

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Jane Ingalls of Denver, Colorado, appointed;

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Paul Washington of Boulder, Colorado, appointed.

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Sincerely,
(signed)
Jared Polis
Governor
Rec'd:1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

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Committee on Education

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December 4, 2020

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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 BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

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for a term expiring December 31, 2023:

Catherine J. Shull of Fort Morgan, Colorado, an Unaffiliated and a resident of the Fourth Congressional District, occasioned by the resignation of Hanna Skandera of Denver, Colorado, appointed;

effective December 31, 2020 for a term expiring December 31, 2024:

Stratton Rollins "Rollie" Heath, Jr. of Boulder, Colorado, a Democrat and a resident of the Second Congressional District, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Education

December 4, 2020

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

effective December 31, 2020 for terms expiring December 31, 2024:

Honorable Pamela Sue Bricker of Del Norte, Colorado, an Unaffiliated, reappointed;

Amanda DeLaRosa of Denver, Colorado, a Democrat, appointed;

Arthur M. Ortegon of Castle Rock, Colorado, a Republican, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Education

December 4, 2020

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:

MEMBERS OF THE BOARD OF TRUSTEES FOR WESTERN STATE COLORADO UNIVERSITY

effective December 31, 2020 for terms expiring December 31, 2024:

Theresa Marie Szczurek of Boulder, Colorado, a Democrat, appointed;

Annelise Mae Loevlie of Golden, Colorado, an Unaffiliated, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Education

August 21, 2020

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 September 1, 2020 for a term expiring January 1, 2023:

Christopher Adam Red of Ignacio, Colorado, a Republican, appointed;

effective September 1, 2020 for a term expiring January 1, 2025:

Mary Rubadeau of Durango, Colorado, a Democrat, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Education

December 4, 2020

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, reappoint, and submit to your consideration, the following:

MEMBERS OF THE BOARD OF TRUSTEES OF THE COLORADO SCHOOL OF MINES

effective December 31, 2020 for terms expiring December 31, 2024:

Jesus Juan Salazar of Denver, Colorado, a Democrat who is a graduate of the Colorado School of Mines, reappointed;

Bruce Eric Grewcock of Omaha, Nebraska, a Republican who is a graduate of the Colorado School of Mines, appointed;

Judith Zee Steinberg of Aspen, Colorado, a Democrat who is not a graduate of the Colorado School of Mines, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate
Committee on Education

December 4, 2020

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

effective December 31, 2020 for a term expiring December 31, 2024:
Michael Kopp of Denver, Colorado, to serve as a Republican, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate
Committee on Education

December 4, 2020

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 December 31, 2020 for terms expiring December 31, 2024:

Ernest Domingo House, Jr. of Aurora, Colorado, to serve as an Unaffiliated, reappointed;

Richard C. Kaufman of Centennial, Colorado, to serve as a Democrat, reappointed;

Julia Levy Duvall of Centennial, Colorado, to serve as a Democrat, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Education

December 4, 2020

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 December 31, 2020 for terms expiring December 31, 2024:

David Foster of Denver, Colorado, to serve as a Democrat, appointed;

Alison Ream Griffin of Lafayette, Colorado, to serve as a Republican, reappointed;

Lori Buck of Fruita, Colorado, to serve as a Republican, appointed.

Sincerely,
(signed)
Jared Polis

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Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Education

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June 26, 2020

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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
COLORADO COMMISSION ON HIGHER EDUCATION

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effective July 1, 2020 for terms expiring July 1, 2024:

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Teresa Kostenbauer of Parker, Colorado, to serve as a representative of the Fourth Congressional District and Unaffiliated, appointed;

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Steven Meyer of Grand Junction, Colorado, to serve as a representative of the Third Congressional District, resident living west of the Continental Divide, and Unaffiliated, appointed.

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Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Education

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

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The President has signed: SJM21-001; SJR21-002, 003, and 004.

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COMMITTEE OF REFERENCE REPORTS

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State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB21-026** be referred to the Committee of the Whole with favorable recommendation.

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On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Thursday, February 18, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

6th Legislative Day Thursday, February 18, 2021

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| Prayer | By Senator Coleman | 10 |
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| Call to Order | By the President at 9:00 a.m. | 13 |
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| Roll Call | Present-- 34 | 16 |
| | Absent-- 1, Jaquez Lewis | 17 |
| | Remote-- 5, Danielson, Pettersen, Scott, Story, Winter | 18 |
| | | 19 |
| Quorum | The President announced a quorum present. | 20 |
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| Pledge | By Senator Buckner | 22 |
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| Reading of the Journal | On motion of Senator Coleman, reading of the Journal of Wednesday, February 17, 2021 was dispensed with and the Journal was approved as corrected by the Secretary. | 24 |
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SENATE SERVICES REPORT

Correctly Printed: SB21-092, 093, 094, 095, 096, 097, 098, 099, 100, 101, 102, 103, and 104.
Correctly Revised: HJR21-1003 and 1004.

COMMITTEE OF REFERENCE REPORTS

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| Finance | After consideration on the merits, the Committee recommends that SB21-065 be referred to the Committee of the Whole with favorable recommendation. | 38 |
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| Finance | The Committee on Finance 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: | 42 |
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MEMBER OF THE
 COLORADO LIMITED GAMING CONTROL COMMISSION

effective July 1, 2020 for a term expiring July 1, 2024:

Shawn Louis Coleman of Boulder, Colorado, to serve as a member from the Second Congressional District, a representative of registered electors, and as a Democrat, reappointed.

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| Finance | The Committee on Finance 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: | 57 |
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MEMBER OF THE
 COLORADO LOTTERY COMMISSION

effective July 1, 2020 for a term expiring July 1, 2024:

Stella Peterson of Arvada, Colorado, to serve as a member of the public and as a Democrat, reappointed.

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Finance

The Committee on Finance 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:

EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE

effective December 21, 2020 for a term expiring at the pleasure of the Governor:

Mark Ferrandino of Denver, Colorado, appointed.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB21-022** 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, after "AUDIT." insert "IF, AFTER THREE FAILED ATTEMPTS USING DIFFERENT COMMUNICATION METHODS, THE REVIEWER OR AUDITOR CANNOT CONFIRM RECEIPT OF THE WRITTEN REQUEST, THE REVIEWER OR AUDITOR MAY PROCEED WITH THE REVIEW OR AUDIT. IF THE STATE DEPARTMENT CONTRACTS WITH A THIRD PARTY TO CONDUCT A REVIEW OR AUDIT, THE STATE DEPARTMENT SHALL INFORM THE PROVIDER OF THE CONTRACTOR'S CONTACT INFORMATION, INCLUDING THE E-MAIL DOMAIN FROM WHICH COMMUNICATIONS WILL BE SENT.".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB21-018** be **referred** to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB21-021** 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:

MEMBERS OF THE COLORADO HEALTH FACILITIES AUTHORITY BOARD OF DIRECTORS

effective June 30, 2020 for terms expiring June 30, 2024:

Beverly Kay Sloan of Denver, Colorado, Unaffiliated, reappointed;

George W. Gray III of Denver, Colorado, a Democrat, appointed.

MESSAGE FROM THE HOUSE

The House has voted to concur in the Senate amendments to HJR21-1003 and has re-adopted the resolution as so amended.

Pursuant to the resolution, the Speaker has appointed Representative Bradfield.

Senate in recess. Senate reconvened.

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INTRODUCTION OF BILLS -- FIRST READING

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

- SB21-105** by Senator(s) Coram, Rankin, Sonnenberg; also Representative(s) Will--Concerning the implementation of proposition 114 concerning the restoration of gray wolves in Colorado. Agriculture & Natural Resources
- SB21-106** by Senator(s) Coleman and Priola, Bridges; also Representative(s) McLachlan and Baisley-- Concerning measures to improve successful transitions from high school to post-high school training. Education
- SB21-107** by Senator(s) Danielson; also Representative(s) Young--Concerning the "Carrie Ann Lucas Parental Rights for People with Disabilities Act". Health & Human Services
- SB21-108** by Senator(s) Story; --Concerning gas pipeline safety, and, in connection therewith, increasing and clarifying the rule-making and enforcement authority of the public utilities commission. Transportation & Energy

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: **HJR21-1003, 1004.**

Senate in recess. Senate reconvened.

On motion of Senator Donovan, the Senate adjourned until 9:00 a.m., Friday, February 19, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

7th Legislative Day Friday, February 19, 2021

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| Prayer | By Senator 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--32 | 15 |
| | Excused--3, Buckner, Jaquez Lewis, Scott | 16 |
| | Present later--Buckner | 17 |
| | Remote--4, Buckner, Danielson, Pettersen, Story | 18 |
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| Quorum | The President announced a quorum present. | 21 |
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| Pledge | By Senator Gonzales | 23 |
| | | 24 |
| Reading of the Journal | On motion of Senator Coleman, reading of the Journal of Thursday, February 18, 2021 was dispensed with and the Journal was approved as corrected by the Secretary. | 25 |
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SENATE SERVICES REPORT

Correctly Printed: SB21-105, 106, 107, and 108.

COMMITTEE OF REFERENCE REPORTS

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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 appointment and recommends that the appointment be confirmed: | 40 |
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**MEMBERS OF THE
 SPECIAL FUNDS BOARD FOR
WORKERS' COMPENSATION SELF INSURERS**

effective July 1, 2020 for a term expiring July 1, 2024:

Dee Ann Pfifer of Lakewood, Colorado, to serve as a manager or employee of self-insured employers in good standing, with knowledge of risk management and finance, appointed.

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| Education | After consideration on the merits, the Committee recommends that SB21-058 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 56 |
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| | Amend printed bill, page 3, line 2, strike "OR CHARTER SCHOOL". | 60 |
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| | Page 5, line 13, strike "OR CHARTER SCHOOL". | 62 |
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| | Page 6, line 11, strike "OR CHARTER SCHOOL". | 64 |
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| | Page 6, line 13, strike "OR CHARTER SCHOOL". | 66 |
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Education After consideration on the merits, the Committee recommends that **SB21-029** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 14, strike "Colorado; and" and substitute "Colorado for purposes of the federal "Native American Graves Protection and Repatriation Act", 25 U.S.C. sec. 3001 et seq., as amended, and the state unmarked human burial process pursuant to part 13 of article 80 of title 24, Colorado Revised Statutes; and".

Page 3, line 7, strike "SEVERAL" and substitute "AT LEAST FORTY-EIGHT".

Page 4, strike lines 3 through 5 and substitute "ARTICLE 44 OF TITLE 24, IN PARTNERSHIP WITH HISTORY COLORADO.".

Page 4, strike lines 6 through 13 and substitute:

- "(3) BEGINNING WITH THE FALL SEMESTER OF THE 2021-22 ACADEMIC YEAR, A STUDENT CLASSIFIED AS AN IN-STATE STUDENT PURSUANT TO THIS SECTION:
 - (a) MAY BE COUNTED AS A RESIDENT STUDENT FOR ANY PURPOSE PURSUANT TO THIS ARTICLE 7;
 - (b) MAY BE COUNTED AS A RESIDENT STUDENT FOR PURPOSES OF SECTION 23-1-113.5; AND
 - (c) IS ELIGIBLE TO PARTICIPATE IN THE COLLEGE OPPORTUNITY FUND STIPEND PURSUANT TO PART 2 OF ARTICLE 18 OF THIS TITLE 23 AND STATE-FUNDED STUDENT FINANCIAL ASSISTANCE PROGRAMS PURSUANT TO ARTICLE 3.3 OF THIS TITLE 23, AND MAY BE ELIGIBLE FOR PRIVATE FINANCIAL AID PROGRAMS."

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:

SB21-019 by Senator(s) Kolker and Simpson; also Representative(s) Tipper and Rich--Concerning the authority of assessors to mail abbreviated notices of valuation on a postcard for property tax purposes.

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 Gonzales, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 30 | NO | 2 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | E | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | E | Rankin | Y | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-019.

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:

SB21-070

by Senator(s) Moreno; also Representative(s) Bird--Concerning the authority of a board of county commissioners to require the registration of businesses.

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

Amend printed bill, page 2, line 11, strike "LICENSE OR COLLECT A FEE" and substitute "LICENSE, COLLECT A FEE, OR COLLECT FINES".

Page 2, line 12, after the period, add "THE COUNTY SHALL ONLY PUBLISH REGISTRATION INFORMATION IN A MANNER SUCH THAT THE BUSINESS TYPE IS AGGREGATED AND DOES NOT ALLOW FOR SEGREGATION OF INDIVIDUALS OR BUSINESS WHO SUPPLIED THE INFORMATION."

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

SB21-026

by Senator(s) Moreno; also Representative(s) Ortiz--Concerning the eligibility of discharged LGBT veterans for specified state benefits.

Amendment No. 1(L.002), by Senator Moreno.

Amend printed bill, page 2, line 13, after "ACTS" insert "RELATING TO SEXUAL ORIENTATION OR GENDER IDENTITY OR EXPRESSION".

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 Gonzales, the report of the Committee of the Whole was adopted on the following roll call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | E | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-070 as amended, SB21-026 as amended.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB21-109** by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie and Herod-- Concerning the authority of the Auraria board to make bond payments from sources other than the revenues generated by the auxiliary facility on behalf of which such bonds are issued, and, in connection therewith, making an appropriation.
Appropriations
- SB21-110** by Senator(s) Zenzinger and Priola; also Representative(s) Herod and Exum--Concerning funding for the safe revitalization of Colorado's main streets.
Appropriations
- SB21-111** by Senator(s) Moreno and Gonzales; also Representative(s) Herod and Ortiz--Concerning the creation of a program to support entrepreneurs in the marijuana industry.
Appropriations
- SB21-112** by Senator(s) Garcia and Simpson; also Representative(s) McCluskie and Will--Concerning a 2020-21 state fiscal year transfer from the general fund to the capital construction fund for increased access at certain state parks, and, in connection therewith, making an appropriation.
Appropriations
- SB21-113** by Senator(s) Fenberg and Rankin; also Representative(s) McCluskie and Lynch-- Concerning state funding of firefighting aircraft to respond to wildfires.
Appropriations

MESSAGE FROM THE GOVERNOR

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

October 2, 2020

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

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consideration, the following:

MEMBERS OF THE
ADVISORY COMMITTEE TO THE
PROPERTY TAX ADMINISTRATOR

for terms expiring September 1, 2024:

Jodi Meri Amato of Trinidad, Colorado, to serve as an assessor from a county with a population under 75,000 and as a Democrat, appointed;

Robert Gregory Farnam of Brush, Colorado, to serve as a non-assessor from a county with a population less than seventy-five thousand and as a Republican, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Finance

July 2, 2020

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 terms expiring July 1, 2024:

Justine Scott Estes of Gypsum, Colorado, a Republican from the Third Congressional District, to serve as a representative of the racing industry, reappointed;

David Lynn Hoffman of Westminster, Colorado, a Democrat from the Seventh Congressional District, who has been previously engaged in the racing industry for at least five years, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Finance

November 30, 2020

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
JUVENILE PAROLE BOARD

for a term expiring November 15, 2022:

Jared Steven Prochnow of Fruita, Colorado, to serve as a member of the public at-large, and occasioned by the resignation of Michael Anthony Rodriguez of Aurora, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Judiciary

Journal Corrections:

- Page 7, Line 29: Remove "55"
- Page 9, Line 38: Remove "X", Insert "1"
- Page 30, Line 39: Insert Governor's Appointment Letter
- Page 40, Line 46: Insert "Consent"
- Page 40, Line 52: Insert "Consent"
- Page 41, Line 28: Insert "HB21-1001, 1002, and 1003"

On motion of Majority Leader Fenberg, the Senate adjourned until 10:00 a.m., Monday, February 22, 2021.

Approved:

Kerry Donovan
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

10th Legislative Day Monday, February 22, 2021

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| Prayer | By Senator Fields | 10 |
| Call to Order | By the President at 10:00 a.m. | 11 |
| Roll Call | Present-- 35 | 12 |
| | Remote-- 3, Buckner, Danielson, Story | 13 |
| Quorum | The President announced a quorum present. | 14 |
| Pledge | By Senator Jaquez Lewis | 15 |
| Reading of the Journal | On motion of Senator Kirkmeyer, reading of the Journal of Friday, February 19, 2021 was dispensed with and the Journal was approved as corrected by the Secretary. | 16 |

SENATE SERVICES REPORT

Correctly Printed: SB21-109, 110, 111, 112, and 113.
Correctly Engrossed: SB21-019, 026, and 058.

COMMITTEE OF REFERENCE REPORTS

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 PERSONNEL BOARD

effective June 30, 2020 for terms expiring June 30, 2023:

Roxane White of Denver, Colorado, appointed;

Karen Niparko of Littleton, 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 appointment and recommends that the appointment be placed on the consent calendar and confirmed:

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF MILITARY AND VETERANS AFFAIRS
AND ADJUTANT GENERAL

for a term expiring at the pleasure of the Governor:

Brigadier General Laura Clellan of Golden, Colorado, appointed.

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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:

SB21-019 by Senator(s) Kolker and Simpson; also Representative(s) Tipper and Rich--Concerning the authority of assessors to mail abbreviated notices of valuation on a postcard for property tax purposes.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Bridges, Cooke, Fields, Gardner, Ginal, Holbert, Kirkmeyer, Liston, Lundeen, Moreno, Priola, Rankin, Rodriguez, Scott, Smallwood, Story, and Woodward.

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:

SB21-070 by Senator(s) Moreno; also Representative(s) Bird--Concerning the authority of a board of county commissioners to require the registration of businesses.

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

| YES | 28 | NO | 7 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Buckner, Fields, Garcia, Ginal, Gonzales, Kolker, Rodriguez, Story, Winter, and Zenzinger.

SB21-026 by Senator(s) Moreno; also Representative(s) Ortiz--Concerning the eligibility of discharged LGBT veterans for specified state benefits.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Fenberg, Fields, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Pettersen, Rodriguez, Story, Winter, and Zenzinger.

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:

SB21-065 by Senator(s) Liston; also Representative(s) Mullica--Concerning the disclosure of information related to the gasoline and special fuels tax.

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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-065.

Upon request of Majority Leader Fenberg, the Appointment for the Executive Director of the Department of Revenue was removed from the Consideration of Governor's Appointments--Consent Calendar of Monday, February 22, 2021 and was placed at the end of the Consideration of Governor's Appointments Calendar of Monday, February 22, 2021.

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

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

MEMBER OF THE
COLORADO LIMITED GAMING CONTROL COMMISSION

effective July 1, 2020 for a term expiring July 1, 2024:

Shawn Louis Coleman of Boulder, Colorado, to serve as a member from the Second Congressional District, a representative of registered electors, and as a Democrat, reappointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBER OF THE
COLORADO LOTTERY COMMISSION

effective July 1, 2020 for a term expiring July 1, 2024:

Stella Peterson of Arvada, Colorado, to serve as a member of the public and as a Democrat, reappointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBERS OF THE
COLORADO HEALTH FACILITIES AUTHORITY BOARD OF DIRECTORS

effective June 30, 2020 for terms expiring June 30, 2024:

Beverly Kay Sloan of Denver, Colorado, Unaffiliated, reappointed;

George W. Gray III of Denver, Colorado, a Democrat, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MESSAGE FROM THE GOVERNOR

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

November 13, 2020

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 AERONAUTICAL BOARD

effective December 19, 2020, for terms expiring December 19, 2023:

George Merritt of Lafayette, Colorado, to serve as a representative of the statewide association of airport managers, appointed;

Trimbi Szabo of Broomfield, Colorado, to serve as a representative of the statewide association of pilots, appointed;

Mark Van Tine of Parker, Colorado, to serve as a member familiar with and supportive of the state's aviation issues, interests, and concerns, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Transportation and Energy

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Moreno, the following Governor's appointments were confirmed by a roll call vote:

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF REVENUE

effective December 21, 2020 for a term expiring at the pleasure of the Governor:

Mark Ferrandino of Denver, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MESSAGE FROM THE HOUSE

February 22, 2021

Mr. President:

The House has adopted and transmits herewith HJR21-1002, as printed in House Journal, February 22, 2021.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-114 by Senator(s) Kirkmeyer; --Concerning the establishment of a minimum setback requirement from existing oil and gas facilities for new public school building sites. Transportation & Energy

SB21-115 by Senator(s) Zenzinger and Lundeen, Bridges, Coleman, Donovan, Gardner, Ginal, Gonzales, Hansen, Liston, Priola, Rankin; also Representative(s) Titone and Larson, McCluskie, Ransom--Concerning the use of money in the Colorado telephone users with disabilities fund to support talking book library services for certain persons with disabilities. Finance

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Tuesday, February 23, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 11th Legislative Day

 Tuesday, February 23, 2021

| | | |
|------------------------|--|----|
| Prayer | By Senator Holbert | 10 |
| Call to Order | By the President at 9:00 a.m. | 11 |
| Roll Call | Present-- 35 | 12 |
| | Remote-- 3, Buckner, Danielson, Story | 13 |
| Quorum | The President announced a quorum present. | 14 |
| Pledge | By Senator Jaquez Lewis | 15 |
| Reading of the Journal | On motion of Senator Kirkmeyer, reading of the Journal of Monday, February 22, 2021 was dispensed with and the Journal was approved as corrected by the Secretary. | 16 |

SENATE SERVICES REPORT

Correctly Printed: SB21-114 and 115.
Correctly Engrossed: SB21-065.
Correctly Reengrossed: SB21-019, 026, and 070.

COMMITTEE OF REFERENCE REPORTS

| | | |
|-------------------------|---|----|
| Health & Human Services | After consideration on the merits, the Committee recommends that SB21-090 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. | 38 |
| | Amend printed bill, page 2, line 8, strike "EMPLOYEES" and substitute "EMPLOYEES,". | 39 |
| | Page 2, strike line 9. | 40 |
| | Page 3, lines 1 and 2, strike "OR OTHERWISE NO LONGER MEETS THE DEFINITION OF SMALL EMPLOYER". | 41 |
| | Page 3, lines 10 and 11, strike "NO LONGER MEETS THE DEFINITION OF SMALL EMPLOYER," and substitute "EMPLOYS MORE THAN ONE HUNDRED EMPLOYEES,". | 42 |
| Health & Human Services | After consideration on the merits, the Committee recommends that SB21-079 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 9, strike "POULTRY," and substitute "BISON, GOATS,". | 44 |
| | Page 3, line 14, after "RESALE.;" add "AND". | 45 |
| | Page 3, strike line 15. | 46 |
| | Reletter succeeding paragraph accordingly. | 47 |
| | Page 3, line 21, after " shares. " insert "(a)". | 48 |

Page 3, line 23, strike "(a) POULTRY MEAT, RABBIT MEAT," and substitute "(I) RABBIT MEAT".

Page 3, line 27, strike "(b)" and substitute "(II)".

Page 4, lines 1 and 2, strike "AT A LOCATION IN COLORADO" and substitute "AS".

Page 4, after line 3 insert:

"(b) THE OWNER OF AN ANIMAL, AN ANIMAL SHARE, OR MEAT MAY HAVE THE ANIMAL, ANIMAL SHARE, OR MEAT COMMERCIALY SLAUGHTERED, BUTCHERED, OR PROCESSED. PROCESSING MAY INCLUDE MAKING VALUE-ADDED MEAT PRODUCTS, SUCH AS SAUSAGE OR JERKY."

Page 4, strike lines 17 through 22 and substitute "SHALL INSPECT THE LIVESTOCK ONLY ONCE IMMEDIATELY BEFORE SLAUGHTER NOTWITHSTANDING THE LIVESTOCK BEING SOLD TO MULTIPLE PURCHASERS."

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:

SB21-065 by Senator(s) Liston; also Representative(s) Mullica--Concerning the disclosure of information related to the gasoline and special fuels tax.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Cooke, Gardner, Hisey, Holbert, Kirkmeyer, Lundeen, Simpson, Sonnenberg, and Woodward.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

On motion of Majority Leader Fenberg, the following Governor's appointment was confirmed by the following roll call vote:

MEMBER OF THE
SPECIAL FUNDS BOARD FOR
WORKERS' COMPENSATION SELF INSURERS

effective July 1, 2020 for a term expiring July 1, 2024:

Dee Ann Pfifer of Lakewood, Colorado, to serve as a manager or employee of self-insured employers in good standing, with knowledge of risk management and finance, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MESSAGE FROM THE GOVERNOR

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

July 31, 2020

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
STATEWIDE INTERNET PORTAL AUTHORITY

for a term expiring June 1, 2024:

Brandy Reitter of Eagle, Colorado, to serve as a representative of local government, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Business, Labor, and Technology

July 2, 2020

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

Ladies and Gentlemen:

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

MEMBERS OF THE
SECURITIES BOARD

Lawrence Reifurth of Highlands Ranch, Colorado, to serve as a member of the public at large, appointed;

Rikard Lundberg, JD of Littleton, Colorado, to serve as an individual who is licensed by the state supreme court to practice law in the state of Colorado and who is conversant in securities law, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Business, Labor, and Technology

June 26, 2020

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 BANKING BOARD

effective July 1, 2020 for a term expiring July 1, 2024:

Jonathan Randall Fox of Fowler, Colorado, to serve as a representative of bankers, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Business, Labor, and Technology

August 28, 2020

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
UNINSURED EMPLOYER BOARD

for terms expiring September 1, 2023:

Shelley Phelps Dodge, JD of Fort Lupton, Colorado, to serve as an attorney who represents injured workers, reappointed;

Amy Newton of Westminster, Colorado, to serve as a representative of insurers, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Business, Labor, and Technology

July 2, 2020

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 PLUMBING BOARD

for a term expiring July 1, 2024:

John William Hill of Colorado Springs, Colorado, a plumbing contractor engaged in the construction of residential or commercial buildings, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Business, Labor, and Technology

June 26, 2020

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

Ladies and Gentlemen:

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

MEMBERS OF THE
BOARD OF REAL ESTATE APPRAISERS

effective July 1, 2020, for terms expiring July 1, 2023:

Kristy McFarland of Gunnison, Colorado, to serve as a county assessor in office, reappointed;

Tony Pistilli of Lone Tree, Colorado, to serve as a licensed or certified appraiser appointed;

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Larry Stark of Centennial, Colorado, to serve as a licensed or certified appraiser, appointed. 1

Sincerely, 2
(signed) 3
Jared Polis 4
Governor 5
Rec'd: 1/7/21 6
Andrew Carpenter, Assistant Secretary of the Senate 7
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Committee on Business, Labor, and Technology 10

August 21, 2020 11
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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 28
BOARD OF MORTGAGE LOAN ORIGINATORS 29
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for terms expiring August 10, 2024: 31
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Cynthia "Cindy" Emerine of Evergreen, Colorado, a licensed mortgage loan originator, 33
reappointed; 34
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Dena Marie Falbo of Westminster, Colorado, to serve as a member of the public at large, 37
reappointed; 38
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Jennifer Heinrich of Erie, Colorado, a licensed mortgage loan originator, appointed. 40
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Sincerely, 42
(signed) 43
Jared Polis 44
Governor 45
Rec'd: 1/7/21 46
Andrew Carpenter, Assistant Secretary of the Senate 47
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Committee on Business, Labor, and Technology 50

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CHANGE IN SPONSORSHIP 54
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Upon announcement of President Garcia, Senator Moreno was listed as the Senate prime 56
sponsor on SB21-055 with Senators Hansen and Rankin as co-sponsors, and 57
Representative Ransom was listed as the House prime sponsor, with Representatives 58
Herod and McCluskie as co-sponsors. 59
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Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

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| Appropriations | After consideration on the merits, the Committee recommends that SB21-041 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 SB21-042 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 8 9 10 11 12 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-043 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 13 14 15 16 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-044 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 17 18 19 20 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-045 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 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-046 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 25 26 27 28 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-047 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 29 30 31 32 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-048 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 33 34 35 36 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-049 be referred to the Committee of the Whole with favorable recommendation. | 37 38 39 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-050 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 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-051 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 44 45 46 47 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-052 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 48 49 50 51 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-053 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. | 52 53 54 55 |
| | Amend printed bill, page 4, line 26, after "DISTRICTS" insert "AND TO THE STATE CHARTER SCHOOL INSTITUTE". | 56 57 58 |
| | Page 4, strike line 27 and substitute "SUBSECTIONS (3) AND (6) OF THIS SECTION.". | 59 60 61 |
| | Page 5, strike lines 25 through 27. | 62 63 |
| | Page 6, strike lines 1 and 2 and substitute: "(5) EACH DISTRICT THAT AUTHORIZES A CHARTER SCHOOL SHALL DISTRIBUTE TO THE CHARTER SCHOOL ONE HUNDRED PERCENT OF THE DISTRICT CHARTER SCHOOL'S PER-PUPIL SHARE OF THE DISTRIBUTION RECEIVED BY THE DISTRICT PURSUANT TO THIS SECTION. A DISTRICT CHARTER SCHOOL'S DISTRIBUTION IS DETERMINED BY DIVIDING THE AMOUNT OF THE DISTRIBUTION | 64 65 66 67 68 69 |

RECEIVED BY THE DISTRICT PURSUANT TO THIS SECTION BY THE DISTRICT'S FUNDED PUPIL COUNT FOR THE 2020-21 BUDGET YEAR AND THEN MULTIPLYING THAT AMOUNT BY THE DISTRICT CHARTER SCHOOL'S PUPIL ENROLLMENT FOR THE 2020-21 BUDGET YEAR.

(6) FOR EACH INSTITUTE CHARTER SCHOOL LOCATED WITHIN AN ACCOUNTING DISTRICT THAT RECEIVES A DISTRIBUTION PURSUANT TO THIS SECTION, THE DEPARTMENT SHALL CALCULATE A DISTRIBUTION AMOUNT FOR THE INSTITUTE CHARTER SCHOOL. THE DEPARTMENT SHALL CALCULATE AN INSTITUTE CHARTER SCHOOL'S DISTRIBUTION BY DIVIDING THE AMOUNT OF THE DISTRIBUTION RECEIVED BY THE ACCOUNTING DISTRICT PURSUANT TO THIS SECTION BY THE ACCOUNTING DISTRICT'S FUNDED PUPIL COUNT FOR THE 2020-21 BUDGET YEAR AND THEN MULTIPLYING THAT AMOUNT BY THE INSTITUTE CHARTER SCHOOL'S PUPIL ENROLLMENT FOR THE 2020-21 BUDGET YEAR. THE DISTRIBUTION FOR AN INSTITUTE CHARTER SCHOOL IS SEPARATE FROM AND DOES NOT AFFECT THE AMOUNT OF THE DISTRIBUTION TO THE INSTITUTE CHARTER SCHOOL'S ACCOUNTING DISTRICT. THE DEPARTMENT SHALL DISTRIBUTE THE TOTAL AMOUNT CALCULATED PURSUANT TO THIS SUBSECTION (6) TO THE STATE CHARTER SCHOOL INSTITUTE, WHICH SHALL DISTRIBUTE TO EACH INSTITUTE CHARTER SCHOOL ONE HUNDRED PERCENT OF THE AMOUNT CALCULATED FOR THE INSTITUTE CHARTER SCHOOL PURSUANT TO THIS SUBSECTION (6)."

Renumber succeeding subsection accordingly.

Page 11, line 2, strike "\$14,710,558" and substitute "\$14,710,777".

page 11, after line 10 insert:

"SECTION 7. Appropriation. For the 2020-21state fiscal year, \$569,849 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 distributions to institute charter schools pursuant to section 22-54-143 (6), C.R.S."

Renumber succeeding sections accordingly.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-054** 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 **SB21-055** 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, line 2, strike "AGENCY." and substitute "AGENCY; EXCEPT THAT THE FISCAL RULES DO NOT APPLY TO THOSE DEBTS UNDER THE JURISDICTION OF THE DEPARTMENT OF REVENUE REFERRED TO IN SECTION 24-35-108 (1)(a)."

Page 23, line 11, after "amend" insert "(3)(a)(I)(A) and".

Page 23, strike line 13 and substitute:

"39-21-108. Refunds. (3) (a) (I) (A) Whenever it is established that any taxpayer has, for any period open under the statutes, overpaid a tax covered by articles 22 and 26 to 29 of this title TITLE 39, article 60 of title 34, ~~C.R.S.~~, and article 3 of title 42 ~~C.R.S.~~, and that: There is an unpaid balance of tax and interest accrued, according to the records of the executive director, owing by such taxpayer for any other period; there is an amount required to be repaid to the unemployment compensation fund pursuant to section 8-81-101 (4), ~~C.R.S.~~, the amount of which has been determined to be owing as a result of a final agency determination or judicial decision or that has been reduced to judgment by the division of unemployment insurance in the department of labor and employment; there is any unpaid child support debt as set forth in section 14-14-104, ~~C.R.S.~~, or child support arrearages that are the subject of enforcement services provided pursuant to section 26-13-106, ~~C.R.S.~~, as certified by the department of human services; there are any unpaid obligations owing to the state as set forth in section 26-2-133, ~~C.R.S.~~, for overpayment of public assistance or medical assistance benefits, the amount of which has been

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determined to be owing as a result of final agency determination or judicial decision or that has been reduced to judgment, as certified by the department of human services; there is any unpaid loan or other obligation due to a state-supported institution of higher education as set forth in section 23-5-115, ~~C.R.S.~~; the amount of which has been determined to be owing as a result of a final agency determination or judicial decision or that has been reduced to judgment, as certified by the appropriate institution; there is any unpaid loan due to the student loan division of the department of higher education as set forth in section 23-3.1-104 (1)(p), ~~C.R.S.~~; the amount of which has been determined to be owing as a result of a final agency determination or judicial decision or that has been reduced to judgment, as certified by the division; there is any unpaid loan due to the collegeinvest division of the department of higher education as set forth in section 23-3.1-206, ~~C.R.S.~~; the amount of which has been determined to be owing as a result of a final agency determination or judicial decision or that has been reduced to judgment; there is any outstanding judicial fine, fee, cost, or surcharge as set forth in section 16-11-101.8, ~~C.R.S.~~; or judicial restitution as set forth in section 16-18.5-106.8, ~~C.R.S.~~; the amount of which has been determined to be owing as a result of a final judicial department determination or certified by the judicial department as a judgment owed the state or a victim; there is any unpaid debt owing to the state or any agency thereof by such taxpayer, and that is found to be owing as a result of a final agency determination or the amount of which has been reduced to judgment and as certified by the ~~controller~~ STATE AGENCY; or the taxpayer is a qualified individual identified pursuant to section 39-22-120 (10) or 39-22-2003 (9), so much of the overpayment of tax plus interest allowable thereon as does not exceed the amount of such unpaid balance or unpaid debt must be credited first to the unpaid balance of tax and interest accrued and then to the unpaid debt, and any excess of the overpayment must be refunded. If the taxpayer elects to designate his or her refund as a credit against a subsequent year's tax liability, the amount allowed to be so credited must be reduced first by the unpaid balance of tax and interest accrued and then by the unpaid debt. If the taxpayer filed a joint return, the executive director shall notify the other taxpayer named on the joint return that the portion of the overpayment that is generated by the other taxpayer's income will be refunded upon receipt of a request detailing said amount. ~~As used in this section, unless the context otherwise requires, "agency" includes a state-supported institution of higher education or a political subdivision of the state under contract with central collection services.~~

(V) Any moneys MONEY withheld".

Page 28, before line 1 insert:

"SECTION 18. Appropriation. For the 2021-22 state fiscal year, \$50,625 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 tax administration IT system (GenTax) support."

Renumber succeeding section accordingly.

Page 1, line 102, before "**REDUCING**" insert "**MAKING AND**".

- Appropriations After consideration on the merits, the Committee recommends that **SB21-083** be referred to the Committee of the Whole with favorable recommendation.
- Appropriations After consideration on the merits, the Committee recommends that **SB21-109** 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 **SB21-110** be referred to the Committee of the Whole with favorable recommendation.
- Appropriations After consideration on the merits, the Committee recommends that **SB21-111** be referred to the Committee of the Whole with favorable recommendation.
- Appropriations After consideration on the merits, the Committee recommends that **SB21-112** 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 3, strike "21-___," and substitute "21-112,".

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Appropriations

After consideration on the merits, the Committee recommends that **SB21-113** 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 1 insert:

"SECTION 1. In Colorado Revised Statutes, 24-33.5-1226, add (2.5) as follows:

24-33.5-1226. Wildfire emergency response fund - creation - gifts, grants, and donations authorized. (2.5) IN ADDITION TO ANY OTHER PURPOSE FOR THE USE OF MONEY IN THE WILDFIRE EMERGENCY PREPAREDNESS FUND SPECIFIED IN THIS SECTION, THE DIVISION MAY USE MONEY IN THE FUND TO PROVIDE WILDFIRE SUPPRESSION ASSISTANCE TO COUNTY SHERIFFS, MUNICIPAL FIRE DEPARTMENTS, OR FIRE PROTECTION DISTRICTS THROUGHOUT THE STATE AT NO COST TO SUCH ENTITIES PURSUANT TO ANNUAL GUIDELINES PUBLISHED BY THE DIVISION IN THE WILDFIRE PREPAREDNESS PLAN REQUIRED BY SECTION 24-33.5-1227 (2)(a)."

Renumber succeeding sections accordingly.

INTRODUCTION OF RESOLUTIONS

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

- HJR21-1002** by Representative(s) Arndt; also Senator(s) Donovan--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:

- SB21-116** by Senator(s) Danielson; also Representative(s) Benavidez and McLachlan--Concerning the prohibition of American Indian mascots in Colorado. Education
- SB21-117** by Senator(s) Moreno; also Representative(s) Michaelson Jenet--Concerning consistent procedures between schools and county departments of human services relating to students in out-of-home placement. Health & Human Services
- SB21-118** by Senator(s) Ginal and Gardner; also Representative(s) Pelton and Snyder--Concerning the creation of an alternative response pilot program for county departments of human or social services to address a report of mistreatment of an at-risk adult. Health & Human Services
- SB21-119** by Senator(s) Bridges and Lundeen; --Concerning increasing access in high school to high-quality credentials within the career development success program. Education
- SB21-120** by Senator(s) Ginal and Danielson; also Representative(s) Ortiz and Froelich--Concerning providing open captioning in movie theaters. Business, Labor, & Technology
- SB21-121** by Senator(s) Hansen and Priola; also Representative(s) Bockenfeld and Bird--Concerning modifications to the "Revised Uniform Unclaimed Property Act". Finance
- SB21-122** by Senator(s) Ginal; also Representative(s) Froelich--Concerning the bulk purchase of opiate antagonists pursuant to a standing order. Health & Human Services

MESSAGE FROM THE GOVERNOR

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

October 23, 2020

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

Ladies and Gentlemen:

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

MEMBER OF THE
PRIVATE OCCUPATIONAL SCHOOL BOARD

for a term expiring July 1, 2022:

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, occasioned by the resignation Christopher Reister of Littleton, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Education

August 28, 2020

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
CHARTER SCHOOL INSTITUTE BOARD

for a term expiring July 1, 2023:

Maribel Obreque of Glenwood Springs, Colorado, serving as a representative of a board or public service experience, appointed.

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Sincerely,
 (signed)
 Jared Polis
 Governor
 Rec'd: 1/7/21
 Andrew Carpenter, Assistant Secretary of the Senate
 Committee on Education

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July 24, 2020

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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
 COLORADO STUDENT LEADERS INSTITUTE EXECUTIVE BOARD

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for terms expiring July 7, 2022:

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Ronald Arguello of Arvada, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

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Nina Safane of Denver, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

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Kristin Mason of Pueblo, Colorado, to serve as an educator in a high school in a rural district, appointed;

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Kenneth Marquez of Alamosa, Colorado, to serve as a person employed as teaching faculty or administrator at an institution of higher education in Colorado, appointed.

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Sincerely,
 (signed)
 Jared Polis
 Governor
 Rec'd: 1/7/21
 Andrew Carpenter, Assistant Secretary of the Senate

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Committee on Education

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July 2, 2020

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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, reappointed, and submit to your consideration, the following:

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

for a term expiring June 30, 2021:

Morris Price of Denver, Colorado, and Democrat, and occasioned by the resignation of William Thomas Pound of Castle Pines, Colorado, appointed;

for terms expiring June 30, 2024:

Marianne Virgili of Carbondale, Colorado, an Unaffiliated, reappointed;

Margaret Henry of Brighton, Colorado, a Republican, reappointed.

Sincerely,
(signed)

Jared Polis
Governor

Rec'd: 1/7/21

Andrew Carpenter, Assistant Secretary of the Senate

Committee on Education

July 31, 2020

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

Ladies and Gentlemen:

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

MEMBERS OF THE
CHARTER SCHOOL INSTITUTE BOARD

for terms expiring July 1, 2023:

Danyell Lewis of Denver, Colorado, to serve as a member with board or public service experience and, as a Democrat, appointed;

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

Sincerely,
(signed)

Jared Polis
Governor

Rec'd: 1/7/21

Andrew Carpenter, Assistant Secretary of the Senate

Committee on Education

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June 26, 2020

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
PRIVATE OCCUPATIONAL SCHOOL BOARD

effective July 1, 2020 for a term expiring July 1, 2024:

Barbara A. Kearns of Thornton, Colorado, to serve as a representative of a private occupational school, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Education

Journal Correction:
Pages 1, 35, 47, 55, 81, 91, 95, 101, Line 4: Strike "Second", replace with "First"

On motion of Senator Bridges, the Senate adjourned until 9:00 a.m., Wednesday, February 24, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 12th Legislative Day

 Wednesday, February 24, 2021

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|------------------------|--|----|
| Prayer | By Senator Coleman | 10 |
| Call to Order | By the President at 9:00 a.m. | 11 |
| Roll Call | Present--35 | 12 |
| | Remote--2, Danielson, Rodriguez | 13 |
| Quorum | The President announced a quorum present. | 14 |
| Pledge | By Senator Jaquez Lewis | 15 |
| Reading of the Journal | On motion of Senator Kirkmeyer, reading of the Journal of Tuesday, February 23, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 16 |

SENATE SERVICES REPORT

Correctly Printed: SB21-116, 117, 118, 119, 120, 121, and 122.
Correctly Reengrossed: SB21-065.

COMMITTEE OF REFERENCE REPORTS

| | | |
|-------------------------------------|--|----|
| State, Veterans, & Military Affairs | After consideration on the merits, the Committee recommends that SB21-007 be postponed indefinitely . | 27 |
| State, Veterans, & Military Affairs | After consideration on the merits, the Committee recommends that SB21-015 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 28 |
| State, Veterans, & Military Affairs | After consideration on the merits, the Committee recommends that SB21-024 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 29 |
| Local Government | After consideration on the merits, the Committee recommends that SB21-004 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 30 |
| | Amend printed bill, page 2, line 4, strike " jurisdiction. " and substitute " jurisdiction - legislative declaration. ". | 31 |
| | Page 2, after line 4 insert: | 32 |
| | "(1) THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT: | 33 |
| | (a) THE PUEBLO DEPOT ACTIVITY DEVELOPMENT AUTHORITY, | 34 |
| | CREATED IN 1994 BY THE GENERAL ASSEMBLY, FOCUSED ON THE | 35 |
| | REDEVELOPMENT OF THE UNITED STATES ARMY PUEBLO CHEMICAL | 36 |

DEPOT TO SUPPORT JOB CREATION AND ECONOMIC GROWTH; 1

(b) THE UNITED STATES DEPARTMENT OF DEFENSE FORMALLY RECOGNIZED THE PUEBLO DEPOT ACTIVITY DEVELOPMENT AUTHORITY AS THE LOCAL DEVELOPMENT AUTHORITY IN 1995; 2 3 4

(c) IN 2013, OVER FIFTEEN THOUSAND ACRES OF LAND OF THE UNITED STATES ARMY PUEBLO CHEMICAL DEPOT WAS DEEMED SURPLUS FEDERAL PROPERTY AND THE PUEBLO DEPOT ACTIVITY DEVELOPMENT AUTHORITY OFFICIALLY CHANGED THEIR NAME TO PUEBLOPLEX; 5 6 7 8

(d) IN ORDER TO FULLY UTILIZE THE SURPLUS LAND, THE GENERAL ASSEMBLY MUST ESTABLISH CONCURRENT LEGISLATIVE JURISDICTION WITH THE FEDERAL GOVERNMENT BY THE GOVERNOR FORMALLY ACCEPTING THIS JURISDICTION FROM THE SECRETARY OF THE ARMY; AND 9 10 11 12

(e) THE CONCURRENT LEGISLATIVE JURISDICTION SEEKS TO AVOID JURISDICTIONAL CONFUSION AND ENSURE EMERGENCY AND POLICE SERVICES ARE OFFERED AND AVAILABLE FOR THE REDEVELOPMENT OF PUEBLOPLEX." 13 14 15

Renumber succeeding subsections accordingly. 16 17

Page 2, line 10, strike "(1)(a)" and substitute "(2)(a)". 18 19

Page 2, line 13, strike "(1)(a)" and substitute "(2)(a)". 20 21

Page 2, line 23, strike "(1)" and substitute "(2)". 22 23

Page 2, line 27, strike "(1)" and substitute "(2)". 24 25

Trans-
portation &
Energy

After consideration on the merits, the Committee recommends that **SB21-069** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation. 26 27 28 29 30

Amend printed bill, page 5, line 9, strike "SUBSECTION (5)(b)" and substitute "SUBSECTIONS (5)(b) AND (5)(c)". 31 32 33

Page 5, line 15, strike "THAT". 34 35

Page 5, line 16, strike "ARE PERSONALIZED LICENSE". 36 37

Page 5, strike lines 17 through 26 and substitute "WHO WISHES TO RETAIN". 38 39

Page 6, after line 5 insert: 40 41

"(b) SUBSECTION (5)(a) OF THIS SECTION DOES NOT APPLY TO THE TRANSFER OR ASSIGNMENT OF AN OWNER'S TITLE OR INTEREST IN CLASS C PERSONAL PROPERTY THAT HAS NUMBER PLATES THAT ARE PERSONALIZED LICENSE PLATES ISSUED IN ACCORDANCE WITH SECTION 42-3-211." 42 43 44 45 46

Reletter succeeding paragraph accordingly. 47 48

Page 6, line 8, after "OWNER'S" insert "TITLE OR". 49 50

Page 6, line 12, strike "**retired styles**" and substitute "**a retired style**". 51 52

Page 6, line 14, strike "A PREVIOUSLY RETIRED STYLE" and substitute "THE PREVIOUSLY RETIRED STYLE THAT HAD WHITE LETTERS AND NUMBERS ON A BACKGROUND OF GREEN MOUNTAINS AND A WHITE SKY". 53 54 55 56

Page 6, line 17, strike "A" and substitute "THE". 57 58

Page 6, strike line 23 and substitute "IN THE PREVIOUSLY RETIRED STYLE IF THE DEPARTMENT OFFERS SUCH PLATES FOR". 59 60 61

Page 7, line 6, strike the second "A" and substitute "THE". 62 63

Page 7, line 10, strike "A" and substitute "THE". 64 65

Page 7, line 13, strike "A" and substitute "THE". 66 67

Page 7, line 21, strike "A" and substitute "THE". 68 69

Page 7, strike lines 26 and 27.

Page 8, strike lines 1 through 19.

Renumber succeeding sections accordingly.

Page 8, line 26, strike "3" and substitute "3, INCLUDING ADDITIONAL PRODUCTION AND DISTRIBUTION RESULTING FROM THE ENACTMENT OF SECTION 42-3-115 (5)(a) BY SENATE BILL 21-069, ENACTED IN 2021,".

Page 8, line 27, strike "division AND THE AMOUNT OF ANY".

Page 9, strike lines 1 through 10 and substitute "division. The correctional".

Trans-
portation &
Energy

The Committee on Transportation & Energy has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

MEMBER OF THE ENERGY IMPACT ASSISTANCE ADVISORY COMMITTEE

for a term expiring August 24, 2024:

Sara Loflin of Erie, Colorado, appointed.

Trans-
portation &
Energy

The Committee on Transportation & Energy 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:

MEMBER OF THE ENERGY IMPACT ASSISTANCE ADVISORY COMMITTEE

for a term expiring August 24, 2024:

Tony Hass of Trinidad, 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 confirmed:

MEMBERS OF THE OIL AND GAS CONSERVATION COMMISSION

pursuant to C.R.S. § 34-60-104.3:

effective July 1, 2020 for a term expiring July 1, 2022:

Guillermo Ernesto Gonzalez III of Denver, Colorado, to serve as a member with substantial experience in the oil and gas industry and as an Unaffiliated, appointed;

effective July 8, 2020 for a term expiring July 1, 2022:

Priya K. Nanjappa of Lakewood, Colorado, to serve as a member with formal training or substantial experience in environmental protection, wildlife protection, or reclamation and as an Unaffiliated, appointed;

effective July 1, 2020 for terms expiring July 1, 2024:

Jeffery Philip Robbins of Durango, Colorado to serve as a member with professional experience demonstrating an ability to contribute to the commission's body of expertise that will aid the commission in making sound, balanced decisions, and as Chair, and as a Democrat, appointed;

John August Messner of Gunnison, Colorado to serve as a member with substantial expertise in planning or land use and as a Democrat, appointed;

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effective July 8, 2020 for a term expiring July 1, 2024:

Karin L. McGowan of Lakewood, Colorado, to serve as a member with formal training or substantial experience in public health and as a Democrat, appointed.

Trans-
portation &
Energy

The Committee on Transportation & Energy 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:

MEMBER OF THE
TRANSPORTATION COMMISSION

for a term expiring July 1, 2023:

Elizabeth Hickey, JD of Colorado Springs, Colorado, to serve as a commissioner from the Ninth Transportation District, and occasioned by the resignation of Irving Halter of Colorado Springs, Colorado, appointed.

Tans-
portation &
Energy

The Committee on Transportation & Energy has had under consideration and has had a hearing on the following appointment and recommends that the appointment be Energy confirmed:

MEMBER OF THE
PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

effective January 12, 2021 for a term expiring January 11, 2025:

Eric Blank of Boulder, Colorado, a Democrat, and to serve as Chair, appointed.

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

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

MEMBERS OF THE
STATE PERSONNEL BOARD

effective June 30, 2020 for terms expiring June 30, 2023:

Roxane White of Denver, Colorado, appointed;

Karen Niparko of Littleton, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF MILITARY AND VETERANS AFFAIRS
AND ADJUTANT GENERAL

for a term expiring at the pleasure of the Governor:

Brigadier General Laura Clellan of Golden, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

CONSIDERATION OF RESOLUTIONS

SR21-005 by Senator(s) Sonnenberg; --Concerning the designation of February 4, 2021, as "Missing Persons Day" in Colorado.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Story, Winter, Woodward, and Zenzinger.

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Thursday, February 25, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

13th Legislative Day Thursday, February 25, 2021

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| Prayer | By Senator Lundeen | 10 |
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| Call to Order | By the President <i>pro tempore</i> at 9:00 a.m. | 13 |
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| Roll Call | Present--32 | 16 |
| | Excused--3, Garcia, Kirkmeyer, Scott | 17 |
| | Present later--1, Scott | 18 |
| | Remote--4, Buckner, Danielson, Jaquez Lewis, Scott | 19 |
| | | 20 |
| Quorum | The President <i>pro tempore</i> announced a quorum present. | 21 |
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| Pledge | By Senator Jaquez Lewis | 23 |
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| Reading of the Journal | On motion of Senator Fenberg, reading of the Journal of Wednesday, February 24, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 25 |
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SENATE SERVICES REPORT

Correctly Engrossed: SR21-005.

COMMITTEE OF REFERENCE REPORTS

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| Finance | After consideration on the merits, the Committee recommends that SB21-020 be referred to the Committee of the Whole with favorable recommendation. | 33 |
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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: | 39 |
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MEMBERS OF THE
ADVISORY COMMITTEE TO THE
PROPERTY TAX ADMINISTRATOR

for terms expiring September 1, 2024:

Jodi Meri Amato of Trinidad, Colorado, to serve as an assessor from a county with a population under 75,000 and as a Democrat, appointed;

Robert Gregory Farnam of Brush, Colorado, to serve as a non-assessor from a county with a population less than seventy-five thousand and as a Republican, appointed.

INTRODUCTION OF BILLS -- FIRST READING

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

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- SB21-123** by Senator(s) Ginal and Coram; --Concerning expanding the Canadian prescription drug importation program to include prescription drug suppliers from nations other than Canada upon the enactment of legislation by the United States congress authorizing such practice.
Health & Human Services
- SB21-124** by Senator(s) Lee; also Representative(s) Weissman--Concerning the creation of a class 2 felony offense when the death of a person is caused by a participant without deliberation in the course of the commission of specified felony offenses.
Judiciary
- SB21-125** by Senator(s) Cooke; --Concerning the submission of alternate proposals to rules being considered by the air quality control commission.
Transportation & Energy
- SB21-126** by Senator(s) Fields; also Representative(s) Michaelson Jenet--Concerning credentialing of physicians as participating physicians in health coverage plan provider networks.
Health & Human Services
- SB21-127** by Senator(s) Ginal; also Representative(s) Mullica--Concerning the authority of a regulator of health care professionals during a disaster emergency declared by the governor.
Business, Labor, & Technology
- SB21-128** by Senator(s) Kolker; also Representative(s) Lontine--Concerning modifications to the administration of the nursing home penalty cash fund.
Health & Human Services
- SB21-129** by Senator(s) Garcia; also Representative(s) Ortiz--Concerning establishing a pilot program to reduce the suicide rate among veterans.
State, Veterans, & Military Affairs

COMMITTEE OF REFERENCE REPORTS

Health & Human Services After consideration on the merits, the Committee recommends that **SB21-073** be referred to the Committee of the Whole with favorable recommendation.

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.

Upon request of Majority Leader Fenberg, **and SB21-055** was removed from the General Orders--Second Reading of Bills Consent Calendar of Thursday, February 25, 2021 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Thursday, February 25, 2021.

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:

SB21-090 by Senator(s) Smallwood; also Representative(s) Hooton--Concerning the renewal of a small group health benefit plan issued to an employer that no longer meets the definition of small employer after the small group plan was first issued.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 23, page(s) 107 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. | 1 2 3 |
| SB21-041 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom- -Concerning a supplemental appropriation to the department of corrections. | 4 5 6 |
| | Ordered engrossed and placed on the calendar for third reading and final passage. | 7 8 9 |
| SB21-042 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom- -Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting. | 10 11 12 13 |
| | Ordered engrossed and placed on the calendar for third reading and final passage. | 14 15 16 |
| SB21-043 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom- -Concerning a supplemental appropriation to the department of health care policy and financing. | 17 18 19 20 |
| | Ordered engrossed and placed on the calendar for third reading and final passage. | 21 22 23 |
| SB21-044 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom- -Concerning a supplemental appropriation to the department of human services. | 24 25 26 |
| | Ordered engrossed and placed on the calendar for third reading and final passage. | 27 28 29 |
| SB21-045 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom- -Concerning a supplemental appropriation to the judicial department. | 30 31 32 |
| | Ordered engrossed and placed on the calendar for third reading and final passage. | 33 34 35 36 |
| SB21-046 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom- -Concerning a supplemental appropriation to the department of law. | 37 38 39 |
| | Ordered engrossed and placed on the calendar for third reading and final passage. | 40 41 42 43 |
| SB21-047 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom- -Concerning a supplemental appropriation to the department of natural resources. | 44 45 46 |
| | Ordered engrossed and placed on the calendar for third reading and final passage. | 47 48 49 50 |
| SB21-048 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom- -Concerning a supplemental appropriation to the department of personnel. | 51 52 53 |
| | Ordered engrossed and placed on the calendar for third reading and final passage. | 54 55 56 57 |
| SB21-050 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom- -Concerning a supplemental appropriation to the department of state. | 58 59 60 |
| | Ordered engrossed and placed on the calendar for third reading and final passage. | 61 62 63 |
| SB21-051 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom- -Concerning a supplemental appropriation to the department of the treasury. | 64 65 66 |
| | Ordered engrossed and placed on the calendar for third reading and final passage. | 67 68 69 |

SB21-052 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning funding for capital construction, and making supplemental appropriations in connection therewith.

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

SB21-053 by Senator(s) Moreno and Zenzinger, Hansen, Rankin; also Representative(s) McCluskie and McLachlan, Herod--Concerning adjustments to school funding for the 2020-21 budget year, and, in connection therewith, making appropriations.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, February 23, page(s) 113-114 and placed in members' bill files.)

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

SB21-054 by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie, Herod, Ransom--Concerning transfers from the general fund to cash funds to be used to address wildland fires, and, in connection therewith, making an appropriation.

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

SB21-109 by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie and Herod--Concerning the authority of the Auraria board to make bond payments from sources other than the revenues generated by the auxiliary facility on behalf of which such bonds are issued, and, in connection therewith, making an appropriation.

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

SB21-113 by Senator(s) Fenberg and Rankin; also Representative(s) McCluskie and Lynch--Concerning state funding of firefighting aircraft to respond to wildfires.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, February 23, page(s) 116 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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-090 as amended, SB21-041, SB21-042, SB21-043,
 SB21-044, SB21-045, SB21-046, SB21-047, SB21-048, SB21-050, SB21-051,
 SB21-052, SB21-053 as amended, SB21-054, SB21-109, SB21-113 as amended

Committee On motion of Senator Winter, the Senate resolved itself into the Committee of the
 of the Whole 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:

SB21-083 by Senator(s) Hansen, Moreno, Rankin; also Representative(s) Herod, McCluskie, Ransom--
 Concerning the modification of the requirement for the fiscal year 2021-22 that the annual
 appropriations for student financial assistance for higher education increase by at least the
 same percentage as the aggregate percentage increase of all general fund appropriations to
 institutions of higher education.

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

SB21-110 by Senator(s) Zenzinger and Priola; also Representative(s) Herod and Exum--Concerning
 funding for the safe revitalization of Colorado's main streets.

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

SB21-111 by Senator(s) Moreno and Gonzales; also Representative(s) Herod and Ortiz--Concerning
 the creation of a program to support entrepreneurs in the marijuana industry.

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

SB21-112 by Senator(s) Garcia and Simpson; also Representative(s) McCluskie and Will--Concerning
 a 2020-21 state fiscal year transfer from the general fund to the capital construction fund
 for increased access at certain state parks, and, in connection therewith, making an
 appropriation.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, February 23, page(s) 115 and placed in members' bill files.)

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

SB21-079 by Senator(s) Sonnenberg; also Representative(s) Pelton--Concerning the sale of animals
 for consumption to informed end consumers in a manner that exempts the sale from certain
 laws.

Laid over until Friday, February 26, retaining its place on the calendar.

SB21-055 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Ransom, Herod, McCluskie--
 Concerning the collection of debts owed to the state, and, in connection therewith, making
 and reducing an appropriation.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, February 23, page(s) 114 and placed in members' bill files.)

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

Amend printed bill, page 23, after line 22 insert:

"SECTION 14. In Colorado Revised Statutes, 39-21-112, add (10) as follows:

39-21-112. Duties and powers of executive director.

(10) (a) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, AND PURSUANT TO 26 U.S.C. 6402 AND 31 U.S.C. 3716 (b) AND (h)(1), OR ANY SUCCESSOR SECTIONS, THE EXECUTIVE DIRECTOR MAY ENTER INTO A RECIPROCAL AGREEMENT WITH THE UNITED STATES GOVERNMENT TO OFFSET:

(I) THE CLAIM OF ANY PERSON AGAINST THE STATE, INCLUDING ANY STATE TAX OVERPAYMENT TO WHICH THE PERSON MAY BE ENTITLED, TO ANY DEBT OF THE PERSON OWED TO THE UNITED STATES GOVERNMENT THAT THE UNITED STATES GOVERNMENT HAS CERTIFIED AS FINAL, DUE, AND OWING, WITH ALL APPEALS AND LEGAL ACTIONS HAVING BEEN WAIVED OR EXHAUSTED; AND

(II) ANY CLAIM OF ANY PERSON AGAINST THE UNITED STATES GOVERNMENT TO ANY LIQUIDATED DEBT OF THE PERSON OWED TO THE STATE. ANY FEES ASSOCIATED WITH ANY OFFSET OF FEDERAL MONEY WILL BE DEDUCTED BY THE UNITED STATES GOVERNMENT FROM THE AMOUNT OF MONEY OFFSET, WHICH MAY THEN BE ADDED TO THE BALANCE OF THE DEBT OWED, BUT ANY FEES ASSOCIATED WITH ANY OFFSET OF STATE MONEY WILL NOT BE CHARGED TO THE UNITED STATES GOVERNMENT.

(b) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE EXECUTIVE DIRECTOR MAY ENTER INTO A RECIPROCAL AGREEMENT WITH ANY STATE TO OFFSET:

(I) THE CLAIM OF ANY PERSON AGAINST THE STATE TO ANY DEBT OF THE PERSON OWED TO ANY STATE THAT HAS CERTIFIED THE DEBT AS FINAL, DUE, AND OWING, WITH ALL APPEALS AND LEGAL ACTIONS HAVING BEEN WAIVED OR EXHAUSTED; AND

(II) ANY CLAIM OF ANY PERSON AGAINST ANY STATE TO ANY LIQUIDATED DEBT OF THE PERSON OWED TO THE STATE."

Re-number succeeding sections accordingly.

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

SB21-049 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom-
-Concerning a supplemental appropriation to the department of public safety.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-083, SB21-110, SB21-111, SB21-112 as amended, SB21-055 as amended, SB21-049

Laid over until 2/26/21: SB21-079

COMMITTEE OF REFERENCE REPORTS

- Education After consideration on the merits, the Committee recommends that **SB21-008** 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 **SB21-056** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.
 - Amend printed bill, page 3, line 15, after "portion," insert "(3)(d)(IV)(A),".
 - Page 3, line 16, after "(3)(d.5)(IV)," insert "(3)(d.5)(V)(A),".
 - Page 3, line 17, strike "(3)(d.5)(III)(D) and (6)" and substitute "(3)(d.5)(III)(D), (6), and (7)".
 - Page 4, line 21, strike "OR PRIVATE SCHOOL"
 - Page 5, after line 15 insert:
 - "(A) The school district or charter school loses OR WILL LOSE federal funding as a result of implementing this ~~paragraph (d)~~ SUBSECTION (3)(d);".
 - Page 5, strike lines 16 and 17 and substitute:
 - "(B) The school district or charter school can reasonably demonstrate ~~that it~~ A REASONABLE EXPECTATION OF lost federal funding BASED ON FEDERAL GUIDANCE OR GRANT REQUIREMENTS AND is DIRECTLY as a result of".
 - Page 6, after line 15 insert:
 - "(A) The school loses OR WILL LOSE federal funding as a result of implementing this subsection (3)(d.5);".
 - Page 6, strike lines 16 and 17 and substitute:
 - "(B) The school can reasonably demonstrate ~~that it~~ A REASONABLE EXPECTATION OF lost federal funding BASED ON FEDERAL GUIDANCE OR GRANT REQUIREMENTS AND is DIRECTLY as a result of implementing this subsection (3)(d.5);".
 - Page 6, line 26, after the period, insert "THE VOLUNTEER OR SCHOOL PERSONNEL SHALL ADMINISTER THE MEDICAL MARIJUANA PURSUANT TO THE INSTRUCTIONS OR PLAN FOR ADMINISTRATION FROM ONE OF THE STUDENT'S RECOMMENDING PHYSICIANS, INCLUDING DOSING, TIMING, AND DELIVERY ROUTE INSTRUCTION.".
 - Page 7, after line 22 insert:
 - "(7) NOTHING IN THIS SECTION REQUIRES SCHOOL PERSONNEL TO VOLUNTEER TO POSSESS, ADMINISTER, OR ASSIST IN THE ADMINISTRATION OF MEDICAL MARIJUANA IN A NONSMOKEABLE FORM TO ANY STUDENT WITH A VALID RECOMMENDATION FOR MEDICAL MARIJUANA. A SCHOOL MAY NOT REQUIRE SCHOOL PERSONNEL TO POSSESS, ADMINISTER, OR ASSIST IN THE ADMINISTRATION OF MEDICAL MARIJUANA IN A NONSMOKEABLE FORM AGAINST THEIR WILL, NOR MAY A SCHOOL DISCIPLINE SCHOOL PERSONNEL FOR REFUSING TO POSSESS, ADMINISTER, OR ASSIST IN THE ADMINISTRATION OF MEDICAL MARIJUANA UNDER THIS SECTION."
 - "(8) THIS SECTION DOES NOT APPLY TO A PRIVATE OR NONPUBLIC SCHOOL."
 - "(9) A SCHOOL LOCATED ON FEDERAL LAND IS EXEMPT FROM THE PROVISIONS OF THIS SECTION RELATED TO THE ADMINISTRATION OF MEDICAL MARIJUANA IF THE FEDERAL GOVERNMENT PROHIBITS THE ADMINISTRATION OF MEDICAL MARIJUANA AT A SCHOOL LOCATED ON FEDERAL LAND.".
 - Page 8, after line 23 insert:
 - "SECTION 5. In Colorado Revised Statutes, add 12-30-116 as follows:
12-30-116. Protection for administering medical marijuana at

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school. A PERSON LICENSED PURSUANT TO THIS TITLE 12 IS NOT SUBJECT TO ANY DISCIPLINARY ACTION RELATED TO THE ADMINISTRATION OF MEDICAL MARIJUANA IN A NONSMOKEABLE FORM IN A SCHOOL TO A STUDENT WITH A VALID MEDICAL MARIJUANA RECOMMENDATION PURSUANT TO SECTION 22-1-119.3."

Renumber succeeding section accordingly.

MESSAGE FROM THE GOVERNOR

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

January 15, 2021

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 WATER CONSERVATION BOARD

effective February 13, 2021 for terms expiring February 12, 2024:

Robert Sakata of Brighton, Colorado, to serve as a representative of the South Platte drainage basin and as a Republican, appointed;

Curran A. Trick of Cowdrey, Colorado, to serve as a representative of the North Platte drainage basin and as a Republican, reappointed;

Steven A. Anderson of Olathe, Colorado, to serve as a representative of the Gunnison-Uncompahgre drainage basin and as a Republican, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 2/12/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Agriculture and Natural Resources

July 31, 2020

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 CIVIL RIGHTS COMMISSION

for terms expiring March 13, 2024:

Ajay Menon of Fort Collins, Colorado, to serve as a representative of statewide chamber of commerce, and as an Unaffiliated, reappointed;

Cherylin Peniston of Thornton, Colorado, to serve as a representative of an employee association that represents workers in Colorado, and as a Democrat, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on State, Veterans, and Military Affairs

July 31, 2020

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, 2021:

Danielle Andrade of Thornton, Colorado, who has expertise in nursing home operations and who has experience in multi-facility management of nursing homes, as a Republican, and occasioned by the resignation of Cheryl Ann Kruschke of Wheat Ridge, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on State, Veterans, and Military Affairs

December 18, 2020

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 COLORADO CIVIL RIGHTS COMMISSION

for a term expiring March 13, 2021:

Jeremy Scott Ross of Lakewood, Colorado, to serve as a representative of an employee association that represents workers in Colorado, and as an Unaffiliated, occasioned by the resignation of Miguel Elias of Pueblo West, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on State, Veterans, and Military Affairs

November 13, 2020

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

effective January 1, 2021 for a term expiring January 1, 2022:

Dana Bijold of Arvada, Colorado, to serve as a representative of engineers, occasioned by the resignation of Katharine Marie Duitsman of Centennial, appointed;

effective January 1, 2021 for terms expiring January 1, 2024:

James Patrick Fitzgerald of Greenwood Village, Colorado, to serve as a representative of special districts, reappointed;

Eric Graham Kirkpatrick of Castle Rock, Colorado, to serve as a representative of investor owned utilities, reappointed;

Lori Warner of Lakewood, Colorado, to serve as a representative of pipeline companies, reappointed;

Dale E. Kishbaugh of Longmont, Colorado, to serve as a representative of rural electric cooperatives, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Business, Labor, and Technology

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SR21-005

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

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 1, 2020 for terms expiring June 30, 2023:

Daric Harvey of Penrose, Colorado, to serve as a citizen representative, appointed;

Davis Talley of Aurora, Colorado, to serve as a citizen representative, appointed;

Brandon W. Mathews, DM of Colorado Springs, Colorado, to serve as a parole or probation representative, reappointed.

Judiciary

The Committee on Judiciary has had under consideration and has had a hearing on the following appointment and recommends that the Senate not approve the confirmation:

MEMBER OF THE JUVENILE PAROLE BOARD

for a term expiring November 15, 2022:

Jared Steven Prochnow of Fruita, Colorado, to serve as a member of the public at-large, and occasioned by the resignation of Michael Anthony Rodriguez of Aurora, Colorado, appointed.

Judiciary

After consideration on the merits, the Committee recommends that **SB21-017** 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, after line 12 insert:

"SECTION 2. In Colorado Revised Statutes, 18-1.3-501, amend (3)(b)(VI) and (3)(b)(VII); and add (3)(b)(VIII) as follows:

18-1.3-501. Misdemeanors classified - drug misdemeanors and drug petty offenses classified - penalties - legislative intent - definitions.

(3) (b) Misdemeanors that present an extraordinary risk of harm to society shall include the following:

(VI) Misdemeanor invasion of privacy for sexual gratification, as described in section 18-3-405.6; and

(VII) False reporting of an emergency, as described in section 18-8-111;

AND

(VIII) ABUSE OF PUBLIC TRUST BY AN EDUCATOR, AS DESCRIBED IN SECTION 18-8-410."

Re-number succeeding section accordingly.

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Judiciary After consideration on the merits, the Committee recommends that **SB21-068** 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 **SB21-074** be postponed indefinitely.

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-130 by Senator(s) Holbert; also Representative(s) Van Winkle--Concerning authorization for local governments to exempt business personal property from taxation. State, Veterans, & Military Affairs

SB21-131 by Senator(s) Gonzales, Jaques Lewis, Rodriquez; also Representatives(s) Gonzales-Gutierrez, Bennavidez, Caraveo, Ortiz--Concerning measures to protect personal identifying information kept by state agencies. State, Veterans, & Military Affairs

MESSAGE FROM THE GOVERNOR

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

September 24, 2020

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

effective immediately for terms expiring September 24, 2022:

Venetia Marshall of Castle Pines, Colorado, to serve as a representative employed by a carrier, appointed;

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

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, appointed;

Maria Madrid 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;

Shawn Satterfield of Evergreen, Colorado, to serve as a representative of a business that purchases or otherwise provides health insurance for its employees, appointed;

effective immediately for terms expiring September 24, 2024:

Amanda Massey of Centennial, Colorado, to serve as a representative of statewide association of health benefits plans, appointed;

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Rebecca Gillett of Centennial, 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;

Reyna Hetlage of Denver, Colorado, to serve as a representative of a health care advocacy organization, appointed;

Linda Thorpe of Atwood, Colorado, to serve as a representative of a rural, critical access, or independent hospital, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Health and Human Services

July 17, 2020

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 HEALTHCARE AFFORDABILITY AND
SUSTAINABILITY ENTERPRISE (CHASE)

for a term expiring May 15, 2021:

Robert John Vasil of Larkspur, Colorado to serve as an employee of a hospital in Colorado, occasioned by the resignation of Kathryn Jean Ashenfelter of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Health and Human Services

October 23, 2020

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 HEALTHCARE AFFORDABILITY AND
SUSTAINABILITY ENTERPRISE (CHASE)

for a term expiring May 15, 2023:

Jeremy Springston of Highlands Ranch, Colorado, an employee of a hospital in Colorado, occasioned by the resignation of Peggy Jordan Burnette of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Health and Human Services

November 13, 2020

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 CHILDREN’S TRUST FUND BOARD

for terms expiring November 7, 2023:

Deborah J. Kenny, PhD, RN, FAAN of Larkspur, Colorado, to serve as a member with knowledge of child abuse prevention, reappointed;

Heather Ann Meyer of Fort Collins, Colorado, to serve as a parent representative, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Health and Human Services

August 28, 2020

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
MEDICAL SERVICES BOARD

for terms expiring July 1, 2024:

An Thi H. Nguyen of Denver, Colorado, to serve as a resident of the First Congressional District, a Democrat, with knowledge of medical assistance programs, reappointed;

Christina Mulkey, DNP, AGNP-C of Denver, Colorado, to serve as a resident of the 7th Congressional District, a Republican, with knowledge of medical assistance programs, appointed;

Vincent Scott of Severence, Colorado, to serve as a resident of the Fourth Congressional District, an Unaffiliated, and as a family member of a person with a disability, appointed;

Morgan Honea, MHA of Centennial, Colorado, to serve as a resident of the Sixth Congressional District, an Unaffiliated, with experience in caring for medically underserved children, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Health and Human Services

September 18, 2020

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
SOLID AND HAZARDOUS WASTE COMMISSION

for a term expiring August 1, 2022:

Matthew Chrisp of Sterling, Colorado, to serve as a representative of the government community and as an Unaffiliated, and occasioned by the resignation of Stephen Gillette of Berthoud, Colorado, appointed;

for terms expiring August 1, 2023:

Charles Adams of Lakewood, Colorado, to serve as a member of the regulated industry and as an Unaffiliated, reappointed;

Andrea Trujillo Guajardo of Lakewood, Colorado, to serve as a representative of the public at large and as a Democrat, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Health and Human Services

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October 23, 2020

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
SOLID AND HAZARDOUS WASTE COMMISSION

for a term expiring August 1, 2023:

Mark Keyes of Severance, Colorado, to serve as a member of the regulated industry and as a Democrat, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Health and Human Services

December 31, 2020

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, 2023:

Jennifer Kim MacDonnell of Las Animas, Colorado, to serve as a county commissioner, occasioned by the resignation of Julie Ann Holligan Westendorff of Durango, Colorado, appointed;

Mary Elizabeth Melton of Steamboat Springs, Colorado, to serve as a county commissioner, occasioned by the resignation of Thomas Crawford Davidson of Dillon, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate
Committee on Health and Human Services

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June 19, 2020

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 TRAUMATIC BRAIN INJURY TRUST FUND BOARD

effective June 30, 2020 for terms expiring June 30, 2023:

Renee Charlifue-Smith of Centennial, Colorado, appointed;

Daniel Lindberg of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Health and Human Services

February 19, 2021

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 appointments:

MEMBERS OF THE
UNIVERSITY OF COLORADO
HOSPITAL AUTHORITY BOARD OF DIRECTORS

April Jones, from the 6th Congressional District, for a term effective May 1, 2020, and continuing until April 30, 2024 (or until a successor is appointed by the Board of Regents), reappointed;

Lainie P. Minnick, from the 1st Congressional District, for a term effective December 1, 2020, and continuing until November 30, 2024 (or until a successor is appointed by the Board of Regents); appointed.

These appointments were approved by the Board of Regents at the May 19, 2020, and November 12, 2020, regular board meetings, respectively. Copies of the resolutions to this effect and biographical information are attached. Pursuant to section 23-21-503 (2),

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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,

Effie Ameen
Assistant Secretary to the Board of Regents

Committee on Health and Human Services

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Friday, February 26, 2021.

Approved:

Kerry Donovan
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 14th Legislative Day

 Friday, February 26, 2021

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|------------------------|---|----|
| Prayer | By Senator Kolker | 10 |
| Call to Order | By the President <i>pro tempore</i> at 9:00 a.m. | 11 |
| Roll Call | Present--32 | 12 |
| | Excused--3, Fields, Garcia, Smallwood | 13 |
| | Present later--2, Fields, Smallwood | 14 |
| | Remote--7, Buckner, Danielson, Jaquez Lewis, Pettersen, Rodriguez, Scott, Story | 15 |
| Quorum | The President <i>pro tempore</i> announced a quorum present. | 16 |
| Pledge | By Senator Jaquez Lewis | 17 |
| Reading of the Journal | On motion of Senator Kirkmeyer, reading of the Journal of Thursday, February 25, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 18 |

SENATE SERVICES REPORT

Correctly Printed: SB21-123, 124, 125, 126, 127, 128, 129, 130, and 131.
Correctly Engrossed: SB21-041, 042, 043, 044, 045, 046, 047, 048, 049, 050, 051, 052, 053, 054, 055, 083, 090, 109, 110, 111, 112, and 113.
Correctly Enrolled: SR21-005.

COMMITTEE OF REFERENCE REPORTS

| | | |
|-----------|---|----|
| Education | After consideration on the merits, the Committee recommends that SB21-100 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 31 |
| | Amend printed bill, page 2, line 2, strike " repeal " and substitute " amend ". | 32 |
| | Page 2, strike lines 5 through 8 and substitute " to common course numbering system - definitions - repeal. (3) (e) This subsection (3) is repealed, effective September 1, 2021. Prior to such 2031. BEFORE THE repeal, the council of higher education representatives shall be reviewed as provided for IS SCHEDULE FOR REVIEW in ACCORDANCE WITH section 2-3-1203. C.R.S. ". | 33 |
| | Page 2, line 10, strike "(12)(a)(V)" and substitute "(12)(a)(V); and add (22)". | 34 |
| | Page 2, after line 16 insert: | 35 |
| | "(22) (a) THE FOLLOWING STATUTORY AUTHORIZATIONS FOR THE DESIGNATED ADVISORY COMMITTEES WILL REPEAL ON SEPTEMBER 1, 2031: | 36 |
| | (I) THE COUNCIL OF HIGHER EDUCATION REPRESENTATIVES CONVENED PURSUANT TO SECTION 23-1-108.5 (3). | 37 |
| | (b) THIS SUBSECTION (22) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2033." | 38 |
| | Page 1, strike lines 102 through 105 and substitute " EDUCATION REPRESENTATIVES. ". | 39 |

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Education

After consideration on the merits, the Committee recommends that **SB21-104** 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 8 and substitute:

"SECTION 1. In Colorado Revised Statutes, 22-20-114.5, amend (2)(c) as follows:

22-20-114.5. Special education fiscal advisory committee - special education high-cost grants - definitions - repeal. (2) (c) This subsection (2) is repealed, effective September 1, 2021+ 2031. Before its repeal, the committee is scheduled for review in accordance with section 2-3-1203. C.R.S."

Page 2, strike lines 9 and 10 and substitute:

"SECTION 2. In Colorado Revised Statutes, 2-3-1203, repeal (12)(a)(IV); and add (22) as follows:"

Page 2, after line 16 insert:

"(22) (a) THE FOLLOWING STATUTORY AUTHORIZATIONS FOR THE DESIGNATED ADVISORY COMMITTEES WILL REPEAL ON SEPTEMBER 1, 2031:

(I) THE COLORADO SPECIAL EDUCATION FISCAL ADVISORY COMMITTEE CREATED IN SECTION 22-20-114.5.

(b) THIS SUBSECTION (22) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2033."

Page 1, strike lines 102 through 105 and substitute "ADVISORY COMMITTEE."

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

for a term expiring July 1, 2022:

Michael George Merrifield of Colorado Springs, Colorado, a Democrat, occasioned by the resignation of Nancy Inez Brown, appointed;

for terms expiring July 1, 2024:

Teresa Lea Raiford of Canon City, Colorado, a Democrat, reappointed;

Meghan Sara Klassen of Denver, Colorado, a Democrat, 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 THE
UNIVERSITY OF NORTHERN COLORADO

effective December 31, 2020 for terms expiring December 31, 2024:

Richard Lee Monfort of Greeley, Colorado, to serve as a Republican, reappointed;

Patricia Barela Rivera of Denver, Colorado, to serve as a Democrat, reappointed.

Upon request of Majority Leader Fenberg, **SB21-053** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Friday, February 26, 2021 and was placed at the end of the Third Reading of Bills Final Passage Calendar of Friday, February 26, 2021.

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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:

SB21-090 by Senator(s) Smallwood; also Representative(s) Hooton--Concerning the renewal of a small group health benefit plan issued to an employer that no longer meets the definition of small employer after the small group plan was first issued.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Cooke, Coram, Gardner, Ginal, Hisey, Holbert, Kirkmeyer, Liston, Lundeen, Priola, Rankin, Scott, Simpson, Sonnenberg, and Woodward.

SB21-041 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Buckner, Cooke, Gonzales, Jaquez Lewis, Lee, Pettersen, Story, and Woodward.

SB21-042 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--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:

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| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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, Jaquez Lewis, Kolker, and Pettersen.

SB21-043 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom-
-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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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, Kolker, Pettersen, Story

SB21-044 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom-
-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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Buckner and Kolker.

SB21-045 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom-
-Concerning a supplemental appropriation to the judicial department.

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

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| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Buckner, Cooke, Gardner, Ginal, Gonzales, Kolker, Lee, Pettersen, Story, and Woodward.

SB21-046 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom-
-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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Buckner, Lee, and Pettersen.

SB21-047 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom-
-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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Donovan and Liston.

SB21-048 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom-
-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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

SB21-050 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom-
-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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

SB21-051 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom-
-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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

SB21-052 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom-
-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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Cooke, Kolker, Lee, Liston, Pettersen, Sonnenberg, and Story.

SB21-054 by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie, Herod, Ransom--Concerning transfers from the general fund to cash funds to be used to address wildland fires, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Donovan, Fenberg, Gardner, Ginal, Gonzales, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Pettersen, Priola, Scott, Simpson, Sonnenberg, Story, Winter, and Woodward.

SB21-109 by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie and Herod--Concerning the authority of the Auraria board to make bond payments from sources other than the revenues generated by the auxiliary facility on behalf of which such bonds are issued, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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, Hisey, Jaquez Lewis, Kolker, Pettersen, Sonnenberg, Story, and Zenzinger.

SB21-113 by Senator(s) Fenberg and Rankin; also Representative(s) McCluskie and Lynch--Concerning state funding of firefighting aircraft to respond to wildfires.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Gardner, Gonzales, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Simpson, Story, Winter, and Woodward.

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:

SB21-083

by Senator(s) Hansen, Moreno, Rankin; also Representative(s) Herod, McCluskie, Ransom--Concerning the modification of the requirement for the fiscal year 2021-22 that the annual appropriations for student financial assistance for higher education increase by at least the same percentage as the aggregate percentage increase of all general fund appropriations to institutions of higher education.

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

| YES | 27 | NO | 7 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Buckner, Kolker, Story, and Zenzinger.

SB21-110

by Senator(s) Zenzinger and Priola; also Representative(s) Herod and Exum--Concerning funding for the safe revitalization of Colorado's main streets.

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

| YES | 27 | NO | 7 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Fields, Ginal, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Story, and Winter.

SB21-111 by Senator(s) Moreno and Gonzales; also Representative(s) Herod and Ortiz--Concerning the creation of a program to support entrepreneurs in the marijuana industry.

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

| YES | 19 | NO | 15 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Hansen.

SB21-112 by Senator(s) Garcia and Simpson; also Representative(s) McCluskie and Will--Concerning a 2020-21 state fiscal year transfer from the general fund to the capital construction fund for increased access at certain state parks, 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 | 10 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Ginal, Hansen, Jaquez Lewis, Moreno, Pettersen, Story, and Winter.

SB21-055 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Ransom, Herod, McCluskie--Concerning the collection of debts owed to the state, 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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

SB21-049 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Buckner, Cooke, Gardner, Ginal, Hisey, Kirkmeyer, Kolker, Lee, Lundeen, Priola, Scott, Simpson, and Woodward.

SB21-053 by Senator(s) Moreno and Zenzinger, Hansen, Rankin; also Representative(s) McCluskie and McLachlan, Herod--Concerning adjustments to school funding for the 2020-21 budget year, and, in connection therewith, making 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Fields, Ginal, Gonzales, Hisey, Jaquez Lewis, Kolker, Lee, Pettersen, Simpson, Sonnenberg, Story, and Winter.

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:

SB21-024 by Senator(s) Jaquez Lewis and Rankin; also Representative(s) Sullivan--Concerning recognition of the thirtieth day of March as a commemorative state holiday, and, in connection therewith, designating the thirtieth day of March as "Welcome Home Vietnam Veterans Day".

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

SB21-004 by Senator(s) Garcia and Simpson; also Representative(s) Esgar--Concerning concurrent legislative jurisdiction over real property constituting the United States Army Pueblo chemical depot.

Amendment No. 1, Local Government Committee Amendment.

(Printed in Senate Journal, February 24, page(s) 121-122 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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-024, SB21-004 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:

SB21-079 by Senator(s) Sonnenberg; also Representative(s) Pelton--Concerning the sale of animals for consumption to informed end consumers in a manner that exempts the sale from certain laws.

Amendment No. 1, Health & Human Services Committee Amendment.

(Printed in Senate Journal, February 23, page(s) 107-108 and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Sonnenberg.

Amend printed bill, page 4, strike lines 9 and 10 and substitute "ANY DAMAGES CAUSED BY INADEQUATELY COOKING OR IMPROPERLY PREPARING FOR CONSUMPTION ANIMALS, ANIMAL SHARES, OR MEAT."

Amendment No. 3(L.004), by Senator Fields.

Amend printed bill, page 2, line 9, after "(a)" insert "(I)".

Page 2, strike line 10 and substitute "AND RABBITS.
(II) "ANIMAL" DOES NOT INCLUDE FISH."

Page 3, line 23, strike "POULTRY MEAT, RABBIT MEAT, OR FISH MEAT" and substitute "RABBIT MEAT".

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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-079 as amended

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

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

MEMBER OF THE
ENERGY IMPACT ASSISTANCE ADVISORY COMMITTEE

for a term expiring August 24, 2024:

Tony Hass of Trinidad, Colorado, appointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBER OF THE
TRANSPORTATION COMMISSION

for a term expiring July 1, 2023:

Elizabeth Hickey, JD of Colorado Springs, Colorado, to serve as a commissioner from the Ninth Transportation District, and occasioned by the resignation of Irving Halter of Colorado Springs, Colorado, appointed.

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| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Winter, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE ENERGY IMPACT ASSISTANCE ADVISORY COMMITTEE

for terms expiring August 24, 2024:

Sara Loflin of Erie, Colorado, appointed.

| YES | 33 | NO | 1 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | N | | |

On motion of Majority Leader Fenberg, 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, Member of the Public Utilities Commission of the State of Colorado.

MEMBER OF THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

effective January 12, 2021 for a term expiring January 11, 2025:

Eric Blank of Boulder, Colorado, a Democrat, and to serve as Chair, appointed.

| YES | 20 | NO | 14 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | N | | |

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the Consideration of Governor's Appointments Calendar (*Oil and Gas Conservation Commission*) of Friday, February 26, 2021, was laid over until Monday, March 1, 2021, retaining its place on the calendar.

CHANGE IN SPONSORSHIP

Upon announcement of President *pro tempore* Donovan, Senator Rankin will be added as a Senate joint prime sponsor with Senator Jaquez Lewis on SB21-024.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB21-132** by Senator(s) Donovan; --Concerning the regulation of digital communications, and, in connection therewith, creating the digital communications division and the digital communications commission.
State, Veterans, & Military Affairs
- SB21-133** by Senator(s) Coram; --Concerning alcohol beverages donated for the purpose of a special event held at a club licensed to sell alcohol beverages by the drink to club members for consumption on the club premises.
Business, Labor, & Technology
- SB21-134** by Senator(s) Bridges and Lundeen, Coleman, Liston, Priola, Winter; also Representative(s) Gray and Larson--Concerning the ability of a retail liquor store licensee to obtain additional retail liquor store licenses.
Business, Labor, & Technology
- SB21-135** by Senator(s) Ginal and Zenzinger; also Representative(s) Duran and Froelich--Concerning a prohibition on the use of certain animals in a traveling animal act.
Agriculture & Natural Resources

TRIBUTES

Honoring:

- Rick Hartman -- By Senator Cooke
- Glen Norris -- By Senator Cooke
- Ellen Hunt -- By Senator Donovan
- The Left Bank -- By Senator Donovan
- Isaiah Chavous -- By Senator Fenberg
- Dave Hight -- By Senator Fenberg
- Polly Baca -- By Senator Fields
- Ananda Birungi -- By Senator Fields
- Nadine Bridges -- By Senator Fields
- Colorado Health Foundation, Denver -- By Senator Fields
- Dr. Rachel Herlihy -- By Senator Fields
- Pat Myers -- By Senator Fields
- Rosemary Rodriguez -- By Senator Fields
- The Urban Farm -- By Senator Fields
- Kent Thiry -- By Senator Fields
- VF Corporation, Denver -- By Senator Fields
- Jamie Patti -- By Senator Garcia
- David Simental -- By Senator Garcia
- Rev. Dr. James Williams -- By Senator Fenberg
- Kamala Ghimire Rai -- By Senator Fenberg
- Maddie Armstrong -- By Senator Fenberg

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Sophie Jones -- By Senator Fenberg
Keven & Jodee Zerby -- By Senator Hisey
Kathleen Conboy Feuerborn -- By Senator Zenzinger

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Journal correction: _____

Page 138, Line 29: Strike "John W. Hickenlooper", replace with "Jared Polis"

On motion of Majority Leader Fenberg, the Senate adjourned until 10:00 a.m., Monday, March 1, 2021.

Approved:

Kerry Donovan
President *pro tempore* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

17th Legislative Day Monday, March 1, 2021

- Prayer 10
 By Senator Fields 11
- Call to Order 12
 By the President at 10:00 a.m. 13
- Roll Call 14
 Present--35 15
 Remote--Buckner, Danielson, Rodriguez, Scott 16
- Quorum 17
 The President announced a quorum present. 18
- Pledge 19
 By Senator Kolker 20
- Reading of the Journal 21
 On motion of Senator Liston, reading of the Journal of Friday, February 26, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. 22

SENATE SERVICES REPORT

Correctly Printed: SB21-132, 133, 134, and 135. 23
Correctly Engrossed: SB21-004, 024, and 079. 24
Correctly Reengrossed: SB21-041, 042, 043, 044, 045, 046, 047, 048, 049, 050, 051, 052, 053, 054, 055, 083, 090, 109, 110, 111, 112, and 113. 25

**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: 26

SB21-024 by Senator(s) Jaquez Lewis and Rankin; also Representative(s) Sullivan--Concerning recognition of the thirtieth day of March as a commemorative state holiday, and, in connection therewith, designating the thirtieth day of March as "Welcome Home Vietnam Veterans Day". 27

The question being "Shall the bill pass?", the roll call was taken with the following result: 28

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**. 29

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Pettersen, Priola, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger. 30

SB21-004 by Senator(s) Garcia and Simpson; also Representative(s) Esgar--Concerning concurrent legislative jurisdiction over real property constituting the United States Army Pueblo chemical depot.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Hisey, Priola, and Rankin.

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:

SB21-079 by Senator(s) Sonnenberg; also Representative(s) Pelton--Concerning the sale of animals for consumption to informed end consumers in a manner that exempts the sale from certain laws.

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

| YES | 34 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | * | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

*Abstaining from voting under Senate Rule 17(c) -- Senator Donovan.

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

Co-sponsor(s) added: Bridges, Buckner, Cooke, Coram, Danielson, Fields, Garcia, Gardner, Ginal, Gonzales, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Priola, Rankin, Scott, Simpson, Smallwood, Story, Winter, and Woodward.

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.

Upon request of Majority Leader Fenberg, **SB21-008** was removed from the General Orders--Second Reading of Bills Consent Calendar of Monday, March 1, 2021 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Monday, March 1, 2021.

**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:

SB21-017 by Senator(s) Hisey and Zenzinger; also Representative(s) Larson and Bockenfeld-- Concerning sexual contact between a student and an educator in violation of the public trust.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 25, page(s) 137 and placed in members' bill files.)

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

SB21-068 by Senator(s) Gardner and Lee, Cooke, Fields, Lundeen, Rodriguez; also Representative(s) Soper and Snyder, Herod, Weissman--Concerning the enactment of the Colorado Revised Statutes 2020 as the positive and statutory law of the state of Colorado.

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-017 as amended, SB21-068

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:

SB21-020 by Senator(s) Hansen and Hisey, Priola; also Representative(s) Valdez A. and Soper-- Concerning the valuation of property related to renewable energy for purposes of the property tax.

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

SB21-073 by Senator(s) Danielson and Coram; also Representative(s) Michaelson Jenet and Soper-- Concerning changing the statute of limitations applicable to civil actions alleging sexual misconduct for which the statute of limitations has not yet run as of January 1, 2022.

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

SB21-008 by Senator(s) Simpson; also Representative(s) Valdez D. and Holtorf--Concerning removing the word "junior" from the name of certain colleges.

Laid over until Tuesday, March 2, 2021, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-020, SB21-073

Laid over until 3/2/21: SB21-008

CHANGE IN SPONSORSHIP

Upon announcement of President Garcia, Senator Zenzinger was added as Senate Joint Prime sponsor on SB21-017 with Senator Hisey.

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

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

MEMBERS OF THE
ADVISORY COMMITTEE TO THE
PROPERTY TAX ADMINISTRATOR

for terms expiring September 1, 2024:

Jodi Meri Amato of Trinidad, Colorado, to serve as an assessor from a county with a population under 75,000 and as a Democrat, appointed;

Robert Gregory Farnam of Brush, Colorado, to serve as a non-assessor from a county with a population less than seventy-five thousand and as a Republican, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBERS OF THE
STATE BOARD OF PAROLE

effective July 1, 2020 for terms expiring June 30, 2023:

Daric Harvey of Penrose, Colorado, to serve as a citizen representative, appointed;

Davis Talley of Aurora, Colorado, to serve as a citizen representative, appointed;

Brandon W. Mathews, DM of Colorado Springs, Colorado, to serve as a parole or probation representative, reappointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBER OF THE
JUVENILE PAROLE BOARD

for a term expiring November 15, 2022:

Jared Steven Prochnow of Fruita, Colorado, to serve as a member of the public at-large, and occasioned by the resignation of Michael Anthony Rodriguez of Aurora, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On request of Senator Coram, the members of the Oil and Gas Conservation Commission were severed and voted on individually by members.

**MEMBERS OF THE
OIL AND GAS CONSERVATION COMMISSION**

pursuant to C.R.S. § 34-60-104.3:

effective July 1, 2020 for a term expiring July 1, 2022:

Guillermo Ernesto Gonzalez III of Denver, Colorado, to serve as a member with substantial experience in the oil and gas industry and as an Unaffiliated, appointed;

effective July 8, 2020 for a term expiring July 1, 2022:

Priya K. Nanjappa of Lakewood, Colorado, to serve as a member with formal training or substantial experience in environmental protection, wildlife protection, or reclamation and as an Unaffiliated, appointed;

effective July 1, 2020 for terms expiring July 1, 2024:

Jeffery Philip Robbins of Durango, Colorado to serve as a member with professional experience demonstrating an ability to contribute to the commission's body of expertise that will aid the commission in making sound, balanced decisions, and as Chair, and as a Democrat, appointed;

John August Messner of Gunnison, Colorado to serve as a member with substantial expertise in planning or land use and as a Democrat, appointed;

effective July 8, 2020 for a term expiring July 1, 2024:

Karin L. McGowan of Lakewood, Colorado, to serve as a member with formal training or substantial experience in public health and as a Democrat, appointed.

On motion of Senator Winter, Guillermo Ernesto Gonzalez III was confirmed to the Oil and Gas Conservation Commission by a roll call vote:

| YES | 25 | NO | 10 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

On motion of Senator Winter, Priya K. Nanjappa was confirmed to the Oil and Gas Conservation Commission by a roll call vote:

| YES | 22 | NO | 13 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

On motion of Senator Winter, Jeffery Philip Robbins was confirmed to the Oil and Gas Conservation Commission by a roll call vote:

| YES | 24 | NO | 11 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

On motion of Senator Winter, John August Messner was confirmed to the Oil and Gas Conservation Commission by a roll call vote:

| YES | 21 | NO | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

On motion of Senator Winter, Karin L. McGowan was confirmed to the Oil and Gas Conservation Commission by a roll call vote:

| YES | 27 | NO | 8 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

- | | | |
|-----------------|---|----|
| | | 1 |
| | | 2 |
| | | 3 |
| | | 4 |
| SB21-136 | by Senator(s) Ginal and Coram, Donovan, Fields, Sonnenberg; --Concerning the continuation of the forest health advisory council, and, in connection therewith, implementing the recommendation contained in the 2020 sunset report by the department of regulatory agencies to continue the advisory council and continuing it for five years. | 5 |
| | Agriculture & Natural Resources | 6 |
| | | 7 |
| | | 8 |
| | | 9 |
| | | 10 |
| SB21-137 | by Senator(s) Pettersen; also Representative(s) Michaelson Jenet and Kennedy--Concerning the "Behavioral Health Recovery Act of 2021", and, in connection therewith, making an appropriation. | 11 |
| | Health & Human Services | 12 |
| | | 13 |
| | | 14 |
| | | 15 |
| SB21-138 | by Senator(s) Coleman; also Representative(s) Sandridge--Concerning measures to improve the support of persons in the criminal justice system with a brain injury. | 16 |
| | Judiciary | 17 |
| | | 18 |
| | | 19 |
| SB21-139 | by Senator(s) Fields and Simpson; also Representative(s) Lontine and Soper--Concerning reimbursement for dental care services provided through telehealth. | 20 |
| | Health & Human Services | 21 |
| | | 22 |
| | | 23 |
| SB21-140 | by Senator(s) Sonnenberg; also Representative(s) Holtorf--Concerning a process to provide information about a child that may be relevant to a report of suspected child abuse and neglect. | 24 |
| | Education | 25 |
| | | 26 |
| | | 27 |
| | | 28 |
| SB21-141 | by Senator(s) Priola and Kolker, Bridges; also Representative(s) Bernett and Baisley, Titone--Concerning the competitive solicitation method used by the statewide internet portal authority to contract for a statewide portal integrator. | 29 |
| | Business, Labor, & Technology | 30 |
| | | 31 |
| | | 32 |
| | | 33 |
| SB21-142 | by Senator(s) Pettersen and Donovan, Bridges, Danielson, Fields, Gonzales, Zenzinger; also Representative(s) Caraveo and McCluskie, Jodeh, Kipp, Lontine, Michaelson Jenet, Sirota, Titone, Woodrow, Young--Concerning removing certain restrictions related to abortion services, and, in connection therewith, removing the requirement that the services be performed only at certain health care facilities and removing the requirement that only a physician perform the service. | 34 |
| | Health & Human Services | 35 |
| | | 36 |
| | | 37 |
| | | 38 |
| | | 39 |
| | | 40 |
| | | 41 |
| SB21-143 | by Senator(s) Gardner; also Representative(s) Tipper and Snyder--Concerning the "Uniform Collaborative Law Act". | 42 |
| | Judiciary | 43 |
| | | 44 |
| | | 45 |
| SB21-144 | by Senator(s) Garcia and Cooke, Gonzales, Sonnenberg; --Concerning the continuation of the homeland security and all-hazards senior advisory committee, and, in connection therewith, implementing the recommendations contained in the 2020 sunset report by the department of regulatory agencies. | 46 |
| | State, Veterans, & Military Affairs | 47 |
| | | 48 |
| | | 49 |
| | | 50 |
| | | 51 |
| SB21-145 | by Senator(s) Simpson, Sonnenberg; also Representative(s) Valdez D., Roberts--Concerning the extension of the period of time that voluntary contributions that are set to expire in 2021 will appear on the state individual tax return form. | 52 |
| | Finance | 53 |
| | | 54 |
| | | 55 |
| | | 56 |
| SB21-146 | by Senator(s) Lee; also Representative(s) Bacon--Concerning measures to improve prison release outcomes. | 57 |
| | Judiciary | 58 |
| | | 59 |
| | | 60 |
| SB21-147 | by Senator(s) Fields and Holbert, Ginal, Jaquez Lewis, Simpson; --Concerning the continuation of the regulation of athletic trainers by the department of regulatory agencies. | 61 |
| | Health & Human Services | 62 |
| | | 63 |
| | | 64 |
| SB21-148 | by Senator(s) Gonzales; also Representative(s) Esgar and Tipper--Concerning the creation of the financial empowerment office in the department of law. | 65 |
| | Finance | 66 |
| | | 67 |
| | | 68 |
| SB21-149 | by Senator(s) Gardner; --Concerning limitations on the construction of wind energy facilities sited near military resources. | 69 |
| | State, Veterans, & Military Affairs | 70 |
| | | 71 |
| | | 72 |

| | | |
|-----------------|---|----------------------------------|
| SB21-150 | by Senator(s) Woodward and Garcia, Hisey; --Concerning a limitation on the allocation of big game hunting licenses to nonresidents of Colorado. Agriculture & Natural Resources | 1 2 3 4 |
| SB21-151 | by Senator(s) Buckner; also Representative(s) Young--Concerning transparency in reading programs implemented in public schools. Education | 5 6 7 8 |
| SB21-152 | by Senator(s) Lee and Gardner, Buckner, Cooke, Rodriguez; also Representative(s) Herod and Soper, Snyder, Van Winkle, Weissman--Concerning implementation of the committee on legal services' recommendations in connection with legislative review of state agencies' rules. Legal Services | 9 10 11 12 13 14 |
| SB21-153 | by Senator(s) Coleman and Cooke; also Representative(s) Ortiz and Tipper--Concerning a program to assist offenders with acquiring state-issued identification. State, Veterans, & Military Affairs | 15 16 17 18 |
| SB21-154 | by Senator(s) Kolker and Simpson; also Representative(s) Cutter and Soper--Concerning the implementation of the 988 national suicide prevention lifeline network in Colorado. Health & Human Services | 19 20 21 22 |
| SB21-155 | by Senator(s) Hisey; also Representative(s) Amabile and Baisley--Concerning the appointment of a resident of a locality in which limited gaming takes place to the limited gaming control commission. Local Government | 23 24 25 26 27 |
| SB21-156 | by Senator(s) Garcia; also Representative(s) Mullica--Concerning the creation of a pilot grant program for the use of nurses in 911 dispatch to help divert incoming 911 calls that do not require emergency medical service to other types of medical care. Health & Human Services | 28 29 30 31 32 |
| SB21-157 | by Senator(s) Priola, Zenzinger; also Representative(s) Michaelson Jenet and Baisley--Concerning an increase in the aggregate amount of qualified charter school bonds for which the general assembly may appropriate money to restore debt service reserve requirements. Education | 33 34 35 36 37 |
| SB21-158 | by Senator(s) Danielson and Pettersen; also Representative(s) Titone and Duran--Concerning modifications to the Colorado health service corps program administered by the department of public health and environment to expand the availability of geriatric care providers in shortage areas in the state. Health & Human Services | 38 39 40 41 42 43 |
| SB21-159 | by Senator(s) Sonnenberg; also Representative(s) Pelton--Concerning the prohibition of the electronic transfer of certain personal information collected by state agencies from official records. State, Veterans, & Military Affairs | 44 45 46 47 48 49 |
| | _____ | 50 |
| | On motion of Senator Bridges, the Senate adjourned until 9:00 a.m., Tuesday, March 2, 2021. | 51 52 |
| | Approved: | 53 54 55 56 57 |
| | Leroy M. Garcia President of the Senate | 58 59 60 |
| | Attest: | 61 62 63 64 |
| | Cindi L. Markwell Secretary of the Senate | 65 66 |

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

 18th Legislative Day

 Tuesday, March 2, 2021

Prayer By Senator Holbert

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

Roll Call Present--33
 Absent--1, Rankin
 Excused--1, Rodriguez
 Excused later--1, Rankin
 Present later--1, Rankin
 Remote--3, Buckner, Danielson, Scott

Quorum The President announced a quorum present.

Pledge By Senator Kolker

Reading of the Journal On motion of Senator Liston, reading of the Journal of Monday, March 1, 2021, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB21-136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, and 159.

Correctly Engrossed: SB21-017, 020, 068, and 073.

Correctly Reengrossed: SB21-004, 024, and 079.

COMMITTEE OF REFERENCE REPORTS

Health & Human Services After consideration on the merits, the Committee recommends that **SB21-038** be **referred** to the Committee on Appropriations with favorable recommendation.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB21-082** be **amended** as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 3, strike line 16 and substitute:

"(b) (I) A LOCAL LICENSING AUTHORITY MAY CREATE A LOCAL PERMIT FOR FESTIVALS; EXCEPT THAT A LIMITED WINERY LICENSEE OR WINERY LICENSEE NEED NOT OBTAIN A LOCAL PERMIT TO PARTICIPATE IN OR HOLD A FESTIVAL. IF A LOCAL LICENSING AUTHORITY DOES NOT CREATE A LOCAL PERMIT UNDER THIS SUBSECTION (1)(b), AN APPLICANT NEED NOT OBTAIN A LOCAL PERMIT UNDER THIS SUBSECTION (1)(b) TO CONDUCT FESTIVALS.

(II) IF A LICENSEE IS APPLYING FOR BOTH A FESTIVAL PERMIT AND A SPECIAL EVENT LIQUOR PERMIT ISSUED UNDER ARTICLE 5 OF THIS TITLE 44, THE LICENSEE NEED NOT APPLY FOR ANY LOCAL PERMIT ESTABLISHED IN ACCORDANCE WITH SUBSECTION (1)(b)(I) OF THIS SECTION.

~~(b) (c) Such fee shall entitle the permittee to use the wine festival".~~

Page 5, strike lines 9 through 14 and substitute:

"(9) THIS SECTION APPLIES TO A PERSON LICENSED UNDER SECTION 44-3-402, 44-3-403, 44-3-417, 44-3-422, OR 44-3-426.".

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
STATE HISTORICAL SOCIETY BOARD OF DIRECTORS

effective July 1, 2020 for terms expiring July 1, 2023:

Luis Benitez of Littleton, Colorado, appointed;

Penfield Tate III of Denver, Colorado, appointed;

Mary Sullivan of Denver, Colorado, appointed; and

Marco Abarca of Denver, Colorado, 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:

SB21-017 by Senator(s) Hisey and Zenzinger; also Representative(s) Larson and Bradfield-- Concerning sexual contact between a student and an educator in violation of the public trust.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | E | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Bridges, Cooke, Coram, Gardner, Kirkmeyer, Lundeen, Priola, Scott, and Woodward.

SB21-068 by Senator(s) Gardner and Lee, Cooke, Fields, Lundeen, Rodriguez; also Representative(s) Soper and Snyder, Herod, Weissman--Concerning the enactment of the Colorado Revised Statutes 2020 as the positive and statutory law of the state of Colorado.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | E | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Gonzales, Pettersen, 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:

SB21-020 by Senator(s) Hansen and Hisey, Priola; also Representative(s) Valdez A. and Soper-- Concerning the valuation of property related to renewable energy for purposes of the property tax.

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

| YES | 29 | NO | 4 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | E | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Lee, Pettersen, and Winter.(For further action, see amendments to the report of the Committee of the Whole.)

(For further action, see reconsideration on **SB21-020**.)

SB21-073 by Senator(s) Danielson and Coram; also Representative(s) Michaelson Jenet and Soper-- Concerning changing the statute of limitations applicable to civil actions alleging sexual misconduct for which the statute of limitations has not yet run as of January 1, 2022.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | E | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Fenberg, Fields, Garcia, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Scott, Simpson, Story, Winter, Woodward, and Zenzinger.

RECONSIDERATION OF SB21-020

SB21-020 by Senator(s) Hansen and Hisey, Priola; also Representative(s) Valdez A. and Soper-- Concerning the valuation of property related to renewable energy for purposes of the property tax.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Third Reading of Bills - Final Passage, on **SB21-020**.

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:

SB21-020 by Senator(s) Hansen and Hisey, Priola; also Representative(s) Valdez A. and Soper-- Concerning the valuation of property related to renewable energy for purposes of the property tax.

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

| YES | 31 | NO | 2 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | E | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 Kolker.

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

SB21-008 by Senator(s) Simpson; also Representative(s) Valdez D. and Holtorf--Concerning removing the word "junior" from the name of certain colleges.

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

SB21-008 by Senator(s) Simpson; also Representative(s) Valdez D. and Holtorf--Concerning removing the word "junior" from the name of certain colleges.

Senator Sonnenberg moved to amend the report of the Committee of the Whole to show that the following Sonneberg floor ammendment, (L.001) to SB21-008, did pass.

Amend printed bill, page 2, line 9, strike "~~northeastern junior~~ NORTHEASTERN" and substitute "northeastern junior".

Page 2, strike lines 16 through 27.

Page 3, strike lines 1 through 8.

Renumber succeeding sections accordingly.

Page 3, line 21, after "Northeastern" strike "~~junior~~" and substitute "junior".

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 | 19 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | N |
| Buckner | Y | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | N | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | E | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | E | President | N |
| Fields | Y | Kolker | N | Scott | Y | | |

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Moreno, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 32 | NO | 1 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | E | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-008

Upon request of Majority Leader Fenberg, the Board of Trustees for the Colorado School for the Deaf and the Blind was removed from the Consideration of Governor's Appointments - Consent Calendar, of Tuesday, March 2, 2021, and was placed at the end of the Consideration of Governor's Appointments Calendar of Tuesday, March 2, 2021.

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

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

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

effective December 31, 2020 for terms expiring December 31, 2024:

Richard Lee Monfort of Greeley, Colorado, to serve as a Republican, reappointed;

Patricia Barela Rivera of Denver, Colorado, to serve as a Democrat, reappointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | E | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On request of Senator Zenzinger, the members of the Board of Trustees for the Colorado School for the Deaf and the Blind were severed and voted on individually by members.

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

for a term expiring July 1, 2022:

Michael George Merrifield of Colorado Springs, Colorado, a Democrat, occasioned by the resignation of Nancy Inez Brown, appointed;

for terms expiring July 1, 2024:

Teresa Lea Raiford of Canon City, Colorado, a Democrat, reappointed;

Meghan Sara Klassen of Denver, Colorado, a Democrat, appointed.

On motion of Senator Zenzinger, Teresa Lea Raiford was confirmed to the Board of Trustees for the Colorado School for the Deaf and the Blind by a roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | E | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

On motion of Senator Zenzinger, Meghan Sara Klassen was confirmed to the Board of Trustees for the Colorado School for the Deaf and the Blind by a roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | E | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

On motion of Senator Zenzinger, Michael George Merrifield was confirmed to the Board of Trustees for the Colorado School for the Deaf and the Blind by a roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | E | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MESSAGE FROM THE HOUSE

Tuesday, March 2, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1025, 1091 and 1022, amended as printed in House Journal, March 1, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1083, 1057, 1031, and 1063.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1031, 1057, 1063, and 1083.
 Without comment, as amended, HB21-1022, 1025, and 1091.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB21-160** by Senator(s) Gardner; also Representative(s) Snyder--Concerning certain administrative clarifications to local government election codes. State, Veterans, & Military Affairs
- SB21-161** by Senator(s) Hansen and Coram; also Representative(s) Arndt--Concerning adoption by the public utilities commission of programs for the voluntary reduction of greenhouse gas emissions by natural gas utilities. Transportation & Energy
- SB21-162** by Senator(s) Gardner; also Representative(s) Snyder and Soper--Concerning spendthrift provisions in trusts pursuant to the "Colorado Uniform Trust Code". Judiciary
- SB21-163** by Senator(s) Rankin; --Concerning additional requirements for a cost-benefit analysis performed in connection with a state agency's adoption of rules. Business, Labor, & Technology
- SB21-164** by Senator(s) Gardner; --Concerning the "Uniform Easement Relocation Act". Agriculture & Natural Resources
- SB21-165** by Senator(s) Scott; --Concerning methods of procurement used by the department of transportation when selecting contractors for public projects. Transportation & Energy

SB21-166 by Senator(s) Rankin and Fenberg; also Representative(s) McCluskie and Will--
 Concerning the implementation of recommendations from the Colorado fire
 commission. 1
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 Agriculture & Natural Resources 4

SB21-167 by Senator(s) Holbert and Bridges; also Representative(s) Gray and Larson--
 Concerning the regulation of child care centers. 5
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 Education 8

SB21-168 by Senator(s) Woodward, Hisey, Sonnenberg; --Concerning a prohibition on
 requiring an individual to possess a license to hunt wildlife to be present in state
 wildlife areas. 9
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 Agriculture & Natural Resources 13

SB21-169 by Senator(s) Buckner; --Concerning protecting consumers from unfair
 discrimination in insurance practices. 14
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 Business, Labor, & Technology 17

SB21-170 by Senator(s) Hisey and Ginal; also Representative(s) Arndt and Lynch--Concerning
 standards applicable to cooperative electric association wildland fire mitigation, and,
 in connection therewith, requiring wildland fire protection plans, providing authority
 for vegetation management, and limiting cooperative electric association liability. 18
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 Transportation & Energy 23

SB21-171 by Senator(s) Gardner; also Representative(s) Snyder and Soper--Concerning the
 "Uniform Fiduciary Income and Principal Act". 24
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 Judiciary 27

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m.,
 Wednesday, March 3, 2021. 28
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Approved: 31
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 Leroy M. Garcia 38
 President of the Senate 39

Attest: 40
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 Cindi L. Markwell 45
 Secretary of the Senate 46

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

 19th Legislative Day

 Wednesday, March 3, 2021

Prayer By Senator Coleman

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

Roll Call Present--35
 Remote--2, Danielson, Scott

Quorum The President announced a quorum present.

Pledge By Senator Kolker

Reading of the Journal On motion of Senator Liston, reading of the Journal of Tuesday, March 2, 2021, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB21-160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, and 171.

Correctly Engrossed: SB21-008.

Correctly Reengrossed: SB21-017, 020, 068, and 073.

COMMITTEE OF REFERENCE REPORTS

Trans- The Committee on Transportation & Energy 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:

MEMBER OF THE
STATE ELECTRICAL BOARD

for a term expiring July 1, 2023:

Monique Cisneros of Castle Rock, Colorado to serve as a journeyman electrician who is not an electrical contractor, appointed.

Trans- 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

effective December 19, 2020, for terms expiring December 19, 2023:

George Merritt of Lafayette, Colorado, to serve as a representative of the statewide association of airport managers, appointed;

Trimbi Szabo of Broomfield, Colorado, to serve as a representative of the statewide association of pilots, appointed;

Mark Van Tine of Parker, Colorado, to serve as a member familiar with and supportive of the state's aviation issues, interests, and concerns, appointed.

Finance After consideration on the merits, the Committee recommends that **SB21-115** 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 15 insert:

"SECTION 2. Appropriation. (1) For the 2021-22 state fiscal year, \$250,000 is appropriated to the department of regulatory agencies for use by the public utilities commission. This appropriation is from the Colorado telephone users with disabilities fund created in section 40-17-104 (1)(a), C.R.S. To implement this act, the commission may use this appropriation for the Colorado talking book library.

(2) For the 2021-22 state fiscal year, \$250,000 is appropriated to the department of education. This appropriation is from reappropriated funds received from the department of regulatory agencies under subsection (1) of this section. To implement this act, the department may use this appropriation for the Colorado talking book library."

Re-number succeeding section accordingly.

Finance After consideration on the merits, the Committee recommends that **SB21-121** be **referred** to the Committee of the Whole with favorable recommendation.

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:

SB21-008 by Senator(s) Simpson; also Representative(s) Valdez D. and Holtorf--Concerning removing the word "junior" from the name of certain colleges.

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

| YES | 34 | NO | 1 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Holbert, Jaquez Lewis, Story.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB21-028** be **postponed indefinitely**.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB21-036** be **postponed indefinitely**.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB21-040** 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 6, after "(7.5)" insert "(a)".

Page 2, after line 7 insert:

"(b) "DRIVER'S HISTORY" DOES NOT INCLUDE A MISDEMEANOR OR FELONY CONVICTION, NOTWITHSTANDING THAT THE CONVICTION IS INCLUDED WITHIN THE DRIVER'S HISTORY RECORD MADE AND MAINTAINED IN ACCORDANCE WITH SECTION 42-2-121 (2).".

Page 2, strike lines 18 through 20 and substitute "LICENSE, CERTIFICATION, OR REGISTRATION UNLESS:

(a) THE EVENT IS RELEVANT TO THE ETHICS OF OR PERFORMANCE OF THE PROFESSION OR OCCUPATION THAT IS THE SUBJECT OF THE APPLICATION; AND

(b) (I) THE OPERATION OF A MOTOR VEHICLE IS A DUTY OF THE PROFESSION OR OCCUPATION THAT IS THE SUBJECT OF THE APPLICATION;

(II) THE EVENT IS A PART OF A PATTERN OF BEHAVIOR THAT IS RELEVANT TO THE ETHICS OF OR PERFORMANCE OF THE PROFESSION OR OCCUPATION THAT IS THE SUBJECT OF THE APPLICATION; OR

(III) THE EVENT OCCURRED WITHIN THREE YEARS BEFORE THE DATE THAT THE APPLICANT SUBMITTED THE APPLICATION TO THE REGULATOR.".

Page 3, strike lines 5 through 7 and substitute "**administrative law judge - driver's history.** (4) (a) UNLESS SUBSECTION (4)(b) OF THIS SECTION APPLIES, A REGULATOR".

Page 3, line 8, strike the first "THE" and substitute "AN".

Page 3, strike lines 13 through 17 and substitute:

"(b) A REGULATOR MAY CONSIDER AN EVENT WITHIN A DRIVER'S HISTORY IF:

(I) THE EVENT IS RELEVANT TO THE ETHICS OF OR PERFORMANCE OF THE PROFESSION OR OCCUPATION FOR WHICH THE LICENSEE, CERTIFICANT, OR REGISTRANT IS LICENSED, CERTIFIED, OR REGISTERED; AND

(II) (A) THE OPERATION OF A MOTOR VEHICLE IS A DUTY OF THE PROFESSION OR OCCUPATION FOR WHICH THE LICENSEE, CERTIFICANT, OR REGISTRANT IS LICENSED, CERTIFIED, OR REGISTERED;

(B) THE EVENT IS A PART OF A PATTERN OF BEHAVIOR THAT IS RELEVANT TO THE ETHICS OF OR PERFORMANCE OF THE PROFESSION OR OCCUPATION FOR WHICH THE LICENSEE, CERTIFICANT, OR REGISTRANT IS LICENSED, CERTIFIED, OR REGISTERED; OR

(C) THE EVENT OCCURRED WITHIN THREE YEARS BEFORE THE ACT UPON WHICH THE DISCIPLINE IS BASED.".

Page 3, line 22, after "(1.5)" insert "(a)".

Page 3, after line 23 insert:

"(b) "DRIVER'S HISTORY" DOES NOT INCLUDE A MISDEMEANOR OR FELONY CONVICTION, NOTWITHSTANDING THAT THE CONVICTION IS INCLUDED WITHIN THE DRIVER'S HISTORY RECORD MADE AND MAINTAINED IN ACCORDANCE WITH SECTION 42-2-121 (2).".

Page 4, strike lines 5 through 9 and substitute "REGISTRATION UNLESS:

(a) THE EVENT IS RELEVANT TO THE ETHICS OF OR PERFORMANCE OF THE PROFESSION OR OCCUPATION THAT IS THE SUBJECT OF THE APPLICATION; AND

(b) (I) THE OPERATION OF A MOTOR VEHICLE IS A DUTY OF THE PROFESSION OR OCCUPATION THAT IS THE SUBJECT OF THE APPLICATION;

(II) THE EVENT IS A PART OF A PATTERN OF BEHAVIOR THAT IS RELEVANT TO THE ETHICS OF OR PERFORMANCE OF THE PROFESSION OR OCCUPATION THAT IS THE SUBJECT OF THE APPLICATION; OR

(III) THE EVENT OCCURRED WITHIN THREE YEARS BEFORE THE DATE THAT THE APPLICANT SUBMITTED THE APPLICATION TO THE DEPARTMENT.

(2) (a) UNLESS SUBSECTION (2)(b) OF THIS SECTION APPLIES, THE".

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Page 4, line 10, strike the first "THE" and substitute "AN".

Page 4, strike lines 16 through 20 and substitute:

"(b) THE DEPARTMENT MAY CONSIDER AN EVENT WITHIN A DRIVER'S HISTORY IF:

(I) THE EVENT IS RELEVANT TO THE ETHICS OF OR PERFORMANCE OF THE PROFESSION OR OCCUPATION FOR WHICH THE LICENSE HOLDER, PERMIT HOLDER, OR REGISTRANT IS LICENSED, PERMITTED, OR REGISTERED; AND

(II) (A) THE OPERATION OF A MOTOR VEHICLE IS A DUTY OF THE PROFESSION OR OCCUPATION FOR WHICH THE LICENSE HOLDER, PERMIT HOLDER, OR REGISTRANT IS LICENSED, PERMITTED, OR REGISTERED;

(B) THE EVENT IS A PART OF A PATTERN OF BEHAVIOR THAT IS RELEVANT TO THE ETHICS OF OR PERFORMANCE OF THE PROFESSION OR OCCUPATION FOR WHICH THE LICENSE HOLDER, PERMIT HOLDER, OR REGISTRANT IS LICENSED, PERMITTED, OR REGISTERED; OR

(C) THE EVENT OCCURRED WITHIN THREE YEARS BEFORE THE ACT UPON WHICH THE DISCIPLINE IS BASED."

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Thursday, March 4, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

20th Legislative Day Thursday, March 4, 2021

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|------------------------|---|----|
| Prayer | By Senator Lundeen | 10 |
| Call to Order | By the President at 9:00 a.m. | 11 |
| Roll Call | Present--33 | 12 |
| | Excused--2, Gonzales, Moreno | 13 |
| | Present later--1, Moreno | 14 |
| | Remote--3, Danielson, Scott, Woodward | 15 |
| Quorum | The President announced a quorum present. | 16 |
| Pledge | By Senator Kolker | 17 |
| Reading of the Journal | On motion of Senator Liston, reading of the Journal of Wednesday, March 3, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 18 |

SENATE SERVICES REPORT

Correctly Reengrossed: SB21-008.

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB21-039** 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 3 and 4, and substitute:

(c) DUE TO SYSTEMIC BARRIERS, MANY".

Page 4, line 22, after the period, add "THE PROCESS FOR APPROVING TRANSITION PLANS MUST ENSURE THAT AN EMPLOYER HAS UNTIL JULY 1, 2025, TO ELIMINATE SUBMINIMUM WAGE EMPLOYMENT SO THAT INDIVIDUALS CURRENTLY WORKING IN SUBMINIMUM WAGE JOBS CAN SUCCESSFULLY TRANSITION TO COMPETITIVE INTEGRATED EMPLOYMENT, SUPPORTED EMPLOYMENT, OR INTEGRATED COMMUNITY ACTIVITIES RELATED TO EACH INDIVIDUAL'S EMPLOYMENT GOALS."

Page 4, strike lines 23 through 27.

Page 5, strike lines 1 through 4.

MESSAGE FROM THE HOUSE

March 4, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1054 and 1102, amended as printed in House Journal, March 2, 2021. The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1075 and 1124.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1075 and 1124.
Without comment, as amended, HB21-1054 and 1102.

COMMITTEE OF REFERENCE REPORTS

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB21-027** 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 9 through 27 and substitute:

"SECTION 2. In Colorado Revised Statutes, add 26-2-140 as follows:
26-2-140. Colorado diaper distribution program - diapering essentials - report - rules - definitions - repeal. (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "DIAPER DISTRIBUTION CENTER" MEANS A COMMUNITY-BASED DIAPER BANK OR DISTRIBUTION CENTER OPERATING IN COLORADO, A PUBLIC HEALTH AGENCY CREATED PURSUANT TO SECTION 25-1-506, OR A COLORADO NONPROFIT ORGANIZATION WITH A MINIMUM OF THREE YEARS EXPERIENCE DISTRIBUTING BABY OR TODDLER PRODUCTS.

(b) "DIAPERING ESSENTIALS" INCLUDES DIAPERS, WIPES, AND DIAPER CREAMS.

(c) "ELIGIBLE INDIVIDUAL" MEANS A PARENT, GUARDIAN, OR FAMILY MEMBER OF A CHILD WHO WEARS DIAPERS AND RESIDES IN COLORADO.

(d) "PROGRAM" MEANS THE COLORADO DIAPER DISTRIBUTION PROGRAM CREATED IN SECTION SUBSECTION (2) OF THIS SECTION.

(2) THERE IS CREATED IN THE STATE DEPARTMENT THE COLORADO DIAPER DISTRIBUTION PROGRAM TO PROVIDE DIAPERING ESSENTIALS TO ELIGIBLE INDIVIDUALS.

(3) NO LATER THAN THIRTY DAYS AFTER THE EFFECTIVE DATE OF THIS SECTION, THE STATE DEPARTMENT SHALL SOLICIT INTEREST AND COST DISTRIBUTION PROPOSALS FROM DIAPER DISTRIBUTION CENTERS TO ADMINISTER THE PROGRAM. UPON THE STATE DEPARTMENT'S APPROVAL, THE DIAPER DISTRIBUTION CENTERS MAY SUBCONTRACT MONEY RECEIVED PURSUANT TO THIS SECTION TO THEIR PARTNERS AS NECESSARY TO SERVE ELIGIBLE INDIVIDUALS. THE SELECTED DIAPER DISTRIBUTION CENTERS MUST BE OPERATIONAL NO LATER THAN THIRTY DAYS AFTER ENTERING INTO A CONTRACT WITH THE STATE DEPARTMENT. THE SELECTION PROCESS DESCRIBED IN THIS SUBSECTION (3) IS NOT SUBJECT TO THE "PROCUREMENT CODE", ARTICLES 101 TO 112 OF TITLE 24.

(4) THE STATE DEPARTMENT MAY PROMULGATE RULES FOR THE IMPLEMENTATION OF THIS SECTION.

(5) FOR THE 2021-22 STATE FISCAL YEAR, THE STATE DEPARTMENT SHALL SUBMIT A PRELIMINARY REPORT, AND BEGINNING IN STATE FISCAL YEAR 2022-23, AND EACH FISCAL YEAR THEREAFTER, THE STATE DEPARTMENT SHALL REPORT TO THE PUBLIC THROUGH THE ANNUAL HEARING, PURSUANT TO THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT", PART 2 OF ARTICLE 7 OF TITLE 2. AT A

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MINIMUM, THE REPORT MUST INCLUDE:

(a) THE TOTAL NUMBER OF DIAPER DISTRIBUTION CENTERS CONTRACTED WITH THE STATE DEPARTMENT PURSUANT TO SUBSECTION (2) OF THIS SECTION, INCLUDING ANY SUBCONTRACTORS;

(b) THE TOTAL AMOUNT OF MONEY AWARDED TO EACH DIAPER DISTRIBUTION CENTER;

(c) THE LOCATION OF EACH DIAPER DISTRIBUTION CENTER AND THE COUNTIES SERVED; AND

(d) THE TOTAL NUMBER OF ELIGIBLE INDIVIDUALS WHO RECEIVED DIAPERING ESSENTIALS EACH YEAR, DISAGGREGATED BY EACH MONTH.

(6) (a) FOR STATE FISCAL YEARS 2021-22 AND 2022-23, THE GENERAL ASSEMBLY SHALL APPROPRIATE TWO MILLION DOLLARS FROM THE GENERAL FUND TO THE STATE DEPARTMENT FOR USE BY THE DIAPER DISTRIBUTION CENTERS FOR THE IMPLEMENTATION OF THIS SECTION. THE STATE DEPARTMENT MAY USE UP TO ONE HUNDRED THOUSAND DOLLARS OR SEVEN AND A HALF PERCENT OF ANY MONEY APPROPRIATED BY THE GENERAL ASSEMBLY FOR ADMINISTRATIVE COSTS INCURRED BY THE STATE DEPARTMENT PURSUANT TO THIS SECTION.

(b) THIS SUBSECTION (6) IS REPEALED, EFFECTIVE JULY 1, 2024."

Page 4, strike lines 1 through 24.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB21-107** 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, 2023:

Jennifer Kim MacDonnell of Las Animas, Colorado, to serve as a county commissioner, occasioned by the resignation of Julie Ann Holligan Westendorff of Durango, Colorado, appointed;

Mary Elizabeth Melton of Steamboat Springs, Colorado, to serve as a county commissioner, occasioned by the resignation of Thomas Crawford Davidson of Dillon, Colorado, appointed.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

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

MEMBERS OF THE STATE HISTORICAL SOCIETY BOARD OF DIRECTORS

effective July 1, 2020 for terms expiring July 1, 2023:

Luis Benitez of Littleton, Colorado, appointed;

Penfield Tate III of Denver, Colorado, appointed;

Mary Sullivan of Denver, Colorado, appointed;

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Marco Abarca of Denver, Colorado, reappointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | E | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

CHANGE IN SPONSORSHIP

Upon announcement of President Garcia, Senator Coram was added as Senate Co-prime sponsor on SB21-072 with Senator Hansen.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB21-172** by Senator(s) Danielson and Garcia; also Representative(s) Gonzales-Gutierrez and Ortiz-- Concerning creation of a fund to assist in increasing the amounts paid to persons employed by local education providers.
Education
- HB21-1025** by Representative(s) Arndt; also Senator(s) Ginal--Concerning a clarification under the Colorado open meetings law of the requirements governing communication by electronic mail that does not relate to the substance of public business.
State, Veterans, & Military Affairs
- HB21-1031** by Representative(s) Daugherty and Woog; also Senator(s) Lee and Gardner--Concerning continuing jurisdiction to modify family law orders during the pendency of an appeal.
Judiciary
- HB21-1057** by Representative(s) Roberts and Tipper; also Senator(s) Cooke and Rodriguez--Concerning a prohibition against the extortion of immigrants for engaging in lawful acts.
Judiciary
- HB21-1063** by Representative(s) Lontine; also Senator(s) Rodriguez--Concerning additional means by which credit for reinsurance may be allowed to a domestic ceding insurer.
Business, Labor, & Technology
- HB21-1075** by Representative(s) Lontine; also Senator(s) Gonzales--Concerning replacing the term "illegal alien" with "worker without authorization" as it relates to public contracts for services.
State, Veterans, & Military Affairs
- HB21-1083** by Representative(s) Benavidez; also Senator(s) Priola and Zenzinger--Concerning the modification on appeal of property valuation set by the county board of equalization.
Local Government
- HB21-1091** by Representative(s) Daugherty and Lynch; also Senator(s) Buckner--Concerning sentencing parity for juveniles convicted as adults following the transfer of charges with juveniles convicted as adults following the direct filing of charges.
Judiciary

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HB21-1102 by Representative(s) Duran and Soper; also Senator(s) Jaquez Lewis--Concerning requirements of pet stores that sell certain pet animals.
Agriculture & Natural Resources

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On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Friday, March 5, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

21st Legislative Day Friday, March 5, 2021

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| Prayer | By Senator Buckner | 10 |
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| Call to Order | By the President at 9:00 a.m. | 12 |
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| Roll Call | Present--32 | 15 |
| | Absent--1, Fields | 16 |
| | Excused--2, Gardner, Liston | 17 |
| | Present later--1, Fields | 18 |
| | Remote--5, Buckner, Danielson, Jaquez Lewis, Scott, Woodward | 19 |
| | | 20 |
| Quorum | The President announced a quorum present. | 21 |
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| Pledge | By Senator Kolker | 23 |
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| Reading of the Journal | On motion of Senator Kirkmeyer, reading of the Journal of Thursday, March 4, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 25 |
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SENATE SERVICES REPORT

Correctly Printed: SB21-172.

COMMITTEE OF REFERENCE REPORTS

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| Agriculture & Natural Resources | After consideration on the merits, the Committee recommends that HJR21-1002 be referred to the Senate for final action. | 38 |
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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: | 43 |
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MEMBERS OF THE
 COLORADO WATER CONSERVATION BOARD

effective February 13, 2021 for terms expiring February 12, 2024:

Robert Sakata of Brighton, Colorado, to serve as a representative of the South Platte drainage basin and as a Republican, appointed;

Curran A. Trick of Cowdrey, Colorado, to serve as a representative of the North Platte drainage basin and as a Republican, reappointed;

Steven A. Anderson of Olathe, Colorado, to serve as a representative of the Gunnison-Uncompahgre drainage basin and as a Republican, reappointed.

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INTRODUCTION OF BILLS -- FIRST READING

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

- SB21-173** by Senator(s) Gonzales and Moreno, Fenberg, Kolker, Pettersen, Story, Winter; also Representative(s) Caraveo and Gonzales-Gutierrez, Duran, Jackson, Lontine, Michaelson Jenet, Roberts, Sirota, Woodrow--Concerning rights related to residential rental agreements. State, Veterans, & Military Affairs
- SB21-174** by Senator(s) Cooke and Ginal; also Representative(s) Bird and Carver--Concerning adoption of written policies by law enforcement agencies for constitutionally required peace officer credibility disclosure notifications. Judiciary
- HB21-1022** by Representative(s) Froelich; also Senator(s) Ginal--Concerning the protection of parties through the enforcement of proper surrogacy agreements. Health & Human Services
- HB21-1054** by Representative(s) Jackson; also Senator(s) Gonzales--Concerning a housing assistance exception to the requirement to verify lawful presence in the United States for public benefits. State, Veterans, & Military Affairs
- HB21-1124** by Representative(s) Bird and Soper; also Senator(s) Lee--Concerning an expansion of the ability to conduct business activities electronically. Business, Labor, & Technology

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:

- SB21-121** by Senator(s) Hansen and Priola; also Representative(s) Bockenfeld and Bird--Concerning modifications to the "Revised Uniform Unclaimed Property Act".
Ordered engrossed and placed on the calendar for third reading and final passage.
- SB21-040** by Senator(s) Scott; also Representative(s) Rich--Concerning the use of a person's driver's history record to make decisions that concern the practice of an occupation.
Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, March 3, page(s) 181-182 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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-121, SB21-040 as amended

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

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

MEMBER OF THE
STATE ELECTRICAL BOARD

for a term expiring July 1, 2023:

Monique Cisneros of Castle Rock, Colorado to serve as a journeyman electrician who is not an electrical contractor, appointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBERS OF THE
COLORADO AERONAUTICAL BOARD

effective December 19, 2020, for terms expiring December 19, 2023:

George Merritt of Lafayette, Colorado, to serve as a representative of the statewide association of airport managers, appointed;

Trimbi Szabo of Broomfield, Colorado, to serve as a representative of the statewide association of pilots, appointed;

Mark Van Tine of Parker, Colorado, to serve as a member familiar with and supportive of the state's aviation issues, interests, and concerns, appointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

COMMITTEE OF REFERENCE REPORTS

Education

After consideration on the merits, the Committee recommends that **SB21-067** 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 22 insert:

"(d) EACH PUBLIC SCHOOL AND SCHOOL DISTRICT IS ENCOURAGED TO PARTNER WITH LOCAL SERVICE ORGANIZATIONS TO SOLICIT DONATIONS TO IMPROVE THE QUALITY OF THE CIVICS EDUCATION PROGRAM THAT THE PUBLIC SCHOOL OR SCHOOL DISTRICT PROVIDES. DONATIONS MAY BE USED TO PAY THE COST OF DEVELOPING A HIGH-QUALITY CURRICULUM, INVITING SPEAKERS TO INTERACT WITH STUDENTS, AND PROVIDING STUDENTS WITH OPPORTUNITIES FOR CIVICS LEARNING AND ENGAGEMENT OUTSIDE OF THE CLASSROOM."

Page 6, strike lines 23 through 27.

Strike pages 7 through 11.

Page 12, strike lines 1 through 9.

Renumber succeeding section accordingly.

Education

After consideration on the merits, the Committee recommends that **SB21-057** be **referred** to the Committee on Finance with favorable recommendation.

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:

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

effective December 31, 2020 for a term expiring December 31, 2024:
Michael Kopp of Denver, Colorado, to serve as a Republican, appointed.

Judiciary

After consideration on the merits, the Committee recommends that **SB21-062** 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 the second "PRESENCE," insert "A WARRANTLESS ARREST".

Page 3, line 11, strike "16-1-104 (8.5)." and substitute "18-1.3-406."

Page 3, line 12, after "TO A" insert "WARRANTLESS".

Page 3, line 21 insert "THE" before "PERSON".

Page 3, line 22, strike "TWELVE MONTHS; OR" and substitute "FIVE YEARS OR WAS PREVIOUSLY CONVICTED FOR A VIOLATION OF SECTION 42-4-1301 THREE OR MORE TIMES; EXCEPT THAT A PEACE OFFICER MAY SUBJECT A PERSON TO CUSTODIAL ARREST BASED ON PROBABLE CAUSE TO BELIEVE THE PERSON VIOLATED SECTION 42-4-1301 WHEN A DETOXIFICATION FACILITY, SOBER PARTY, OR HOSPITAL IS UNAVAILABLE AND THE OFFICER HAS REASONABLE SUSPICION TO CONCLUDE THE PERSON POSES A SUBSTANTIAL RISK TO THE SAFETY OF ANOTHER, ABSENT CUSTODIAL ARREST; OR".

Page 3, line 23, strike "A CRIME," and substitute "THE OFFENSE IS A VICTIMS' RIGHTS ACT CRIME,".

Page 3, line 26, after "16-22-102 (9)," insert "THE OFFENSE IS FAILURE TO REGISTER AS A SEX OFFENDER IN VIOLATION OF SECTION 18-3-412.5,".

Page 4, line 22, strike ""CUSTODIAL" and substitute ""DETENTION-ELIGIBLE".

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Page 5, line 1, strike ""CUSTODIAL" and substitute ""DETENTION-ELIGIBLE". 1

Page 5, line 5, strike "BREATH ALCOHOL TESTING" and substitute "TESTING OF 2
BLOOD, BREATH, SALIVA OR URINE". 3
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Page 5, line 9, strike "STATUTORY OR COURT ORDERED". 5
6

Page 5, line 10, strike "HOSPITAL" and substitute "HOSPITAL, DETOXIFICATION 7
FACILITY,". 8
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Page 5, lines 11 and 12, strike "TRANSPORTED TO BE". 10
11

Page 5, line 13, strike "(3)" and substitute "(3) and (4)". 12
13

Page 5, line 23, after "(b)" insert "(I)". 14
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Page 5, line 25, strike "THE DEFENDANT" and substitute "THE 16
DEFENDANT:". 17
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Page 5, strike lines 26 and 27 substitute: 19
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"(A) FAILED TO APPEAR THREE OR MORE TIMES IN THE CASE; OR". 21
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Page 6, strike line 1 and substitute: 23
"(B) FAILED TO APPEAR FOR ANY PROCEEDING FOR WHICH A WITNESS 24
WAS SUBPOENAED AND APPEARED OR FOR WHICH A CIVILIAN WITNESS WAS 25
PLACED ON CALL BY THE PROSECUTION; OR 26
(C) INTENTIONALLY FAILED TO APPEAR FOR THE PURPOSE OF 27
INTERFERING WITH OR DETERRING VICTIM OR WITNESS PARTICIPATION IN THE 28
CASE. 29
(II) THE COURT MAY IMPOSE MONETARY BOND IN THE CIRCUMSTANCES 30
DESCRIBED IN SUBSECTIONS (3)(b)(I)(A) TO (3)(b)(I)(C) OF THIS SECTION WHEN 31
THE COURT FINDS NO OTHER CONDITIONS OF RELEASE CAN REASONABLY 32
MITIGATE THE RISK OF FUTURE FAILURE TO APPEAR." 33
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Page 6, strike line 6 and substitute "BOND UNLESS: 35
(A) THE VIOLATION WAS A FAILURE TO COMPLY WITH ANY COURT 36
ORDERED TREATMENT RELATED TO A SEX OFFENSE OR A CRIME OF DOMESTIC 37
VIOLENCE, AND THE COURT FINDS ON THE RECORD THAT THE FAILURE TO 38
COMPLY POSES A SUBSTANTIAL RISK TO THE SAFETY OF ANOTHER AND WAS NOT 39
BASED SOLELY ON AN INABILITY TO PAY; OR 40
(B) THE DEFENDANT HAS ALREADY HAD PROBATION REVOKED FOR 41
FAILURE TO COMPLY IN THE CASE." 42
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Page 6, lines 7 through 10, strike "NOTWITHSTANDING THE PROVISIONS OF 44
SUBSECTION (3)(c)(I) OF THIS SECTION, A COURT MAY ISSUE A MONETARY BOND 45
IF THE DEFENDANT HAS ALREADY HAD PROBATION REVOKED FOR FAILURE TO 46
COMPLY IN THAT CASE." 47
48

Page 6, after line 12 insert: 49
"(d) NOTWITHSTANDING THE PROVISIONS THIS SUBSECTION (3), THIS 50
SECTION DOES NOT PROHIBIT THE RELEASE OF A PERSON PURSUANT TO LOCAL 51
PRETRIAL RELEASE POLICIES THAT REQUIRE PAYMENT OF A MONETARY 52
CONDITION OF RELEASE PRIOR TO AN INDIVIDUALIZED DECISION BY A JUDGE, A 53
PRETRIAL OFFICER, A BONDING AND RELEASE COMMISSIONER, OR ANY OTHER 54
JUDICIAL OFFICER. 55
(e) NOTHING IN THIS SUBSECTION (3) LIMITS THE COURTS AUTHORITY 56
TO SET MONEY BOND WHEN THE COURT FINDS A DEFENDANT IS LIKELY TO FLEE 57
PROSECUTION AND THAT THERE ARE NO OTHER CONDITIONS OF RELEASE THAT 58
CAN REASONABLY MITIGATE THAT RISK." 59
(4) AS USED IN THIS SECTION, "FLEE PROSECUTION" MEANS PLANNING 60
OR ATTEMPTING TO INTENTIONALLY EVADE PROSECUTION BY CONCEALING 61
ONESELF. SIMPLE, PAST NONAPPEARANCE IN COURT ALONE IS NOT EVIDENCE OF 62
FUTURE INTENT TO FLEE PROSECUTION. CITIZENSHIP STATUS ALONE IS NOT 63
EVIDENCE OF FUTURE INTENT TO FLEE PROSECUTION." 64
65

Strike "CUSTODIAL ARREST" and substitute "DETENTION-ELIGIBLE ARREST" on: 66
Page 3, lines 13, 17, and 19; and **Page 4**, lines 4 and 8. 67

Page 1, line 101, strike "REDUCE JAIL POPULATIONS." and substitute "SAFELY 68
69

REDUCE JAIL POPULATIONS BY AMENDING PROCEDURES PRIOR TO CONVICTION."

Judiciary

After consideration on the merits, the Committee recommends that **SB21-078** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 11 after "REQUEST," insert "AN ACCURATE AND DETAILED DESCRIPTION OF THE FIREARM, INCLUDING, TO THE EXTENT KNOWN,".

Page 2, lines 22 and 23, strike "CLASS 2 PETTY OFFENSE," and substitute "CIVIL INFRACTION,".

Page 3, line 1, strike "A CLASS 3 MISDEMEANOR." and substitute "AN UNCLASSIFIED MISDEMEANOR AND, UPON CONVICTION THEREOF, SHALL BE PUNISHED BY A FINE OF NOT MORE THAN FIVE HUNDRED DOLLARS.".

Judiciary

After consideration on the merits, the Committee recommends that **SB21-075** 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 9, strike "AGREEMENTS CONSTITUTE" and substitute "CONSTITUTES".

Page 2, strike lines 12 and 13 and substitute:

"(b) GUARDIANSHIP SHOULD BE EMPLOYED ONLY IN THE MOST EXTREME OF CIRCUMSTANCES FOR AN ADULT WITH DISABILITIES;".

Page 2, line 14, strike "SHOULD BE PRESUMED TO" and substitute "ARE PRESUMED COMPETENT AND".

Page 3, line 2, strike "AFFAIRS;" and substitute "AFFAIRS, UNLESS OTHERWISE DETERMINED THROUGH LEGAL PROCEEDINGS;".

Page 3, strike lines 3 through 8 and substitute:

"(d) SUPPORTED DECISION-MAKING, AS DEFINED IN SECTION 15-14-802 (5), OFFERS ADULTS WITH DISABILITIES A VOLUNTARY, LESS RESTRICTIVE METHOD OF DECISION-MAKING THAT CAN ALSO BE USED TO ENHANCE AN EXISTING GUARDIANSHIP OR POWER OF ATTORNEY;".

Reletter succeeding paragraphs accordingly.

Page 3, line 9, strike "ENCOURAGES" and substitute "SUPPORTS".

Page 3, line 10, strike "TO BE THE MASTERS OF" and substitute "IN MAINTAINING DECISION-MAKING AUTHORITY OVER".

Page 3, lines 14 and 15, strike "SUPPORTS AND EXPERIENCES AND LEARN" and substitute "OPPORTUNITIES TO EXPERIENCE AND PRACTICE".

Page 3, lines 16 and 17, strike "ARE NOT UNDER A GUARDIANSHIP HAVE A RIGHT TO MAKE A" and substitute "DO NOT HAVE A GUARDIAN HAVE A RIGHT TO INDEPENDENTLY MAKE ANY".

Page 3, line 18, strike "COMMUNITY;" and substitute "COMMUNITY, REGARDLESS OF HAVING ENTERED INTO A SUPPORTED DECISION-MAKING AGREEMENT OR PROCESS;".

Page 3, line 21, strike "CHOICES." and substitute "CHOICES, INCLUDING BUT NOT LIMITED TO MEDICAL AND FIDUCIARY POWERS OF ATTORNEY, GUARDIANSHIP, LIMITED GUARDIANSHIP, RELEASE OF INFORMATION FORMS, AND REPRESENTATIVE PAYEES.".

Page 4, strike lines 6 through 11 and substitute "WHOM THE ADULT HAS IDENTIFIED, WHOM THE ADULT TRUSTS TO ENGAGE IN THE SUPPORTED

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DECISION-MAKING PROCESS, AND WHO UNDERSTANDS THE ADULT'S DESIRES AND PERSONAL VALUES."

Page 4, line 12, strike "THE WAY AN" and substitute "A PROCESS IN WHICH AN".

Page 4, line 26, strike "AN AGREEMENT" and substitute "A VOLUNTARY AGREEMENT ENTERED INTO PURSUANT TO THIS PART 8".

Page 4, line 27, strike "COMMUNITY, ENTERED" and substitute "COMMUNITY".

Page 5, strike line 1.

Page 5, line 5, after "COMMUNITY." insert "THE SUPPORTED DECISION-MAKING AGREEMENT DOES NOT IMPACT THE DECISION-MAKING AUTHORITY GRANTED TO A GUARDIAN PURSUANT TO A COURT-ORDERED GUARDIANSHIP."

Page 5, line 27, strike "EITHER" and substitute "ANY".

Page 6, line 1, strike "WITHOUT PROVIDING ANY" and substitute "BY PROVIDING".

Page 6, strike line 2 and substitute "NOTICE OF THE TERMINATION."

Page 8, line 1, strike "AND".

Page 8, after line 1, insert:

"(IV) DISCLOSE ANY ACTUAL OR PERCEIVED CONFLICT OF INTEREST; AND".

Renumber succeeding subparagraph accordingly.

Page 8, line 6, strike "PERSON" and substitute "MANDATORY REPORTER, AS DESCRIBED IN SECTION 18-6.5-108,".

Page 8, line 17, after "ATTESTING" insert "AND DISINTERESTED".

Page 8, line 21, strike "AGREEMENT." and substitute "AGREEMENT AND ITS AUTHORITY TO ASSIST AS PRESENTED."

Page 8, line 25, strike "AGREEMENT." and substitute "AGREEMENT AND ITS AUTHORITY TO ASSIST AS PRESENTED."

TRIBUTES

Honoring:

Crested Butte Avalanche Center -- By Senator Donovan

Fred Cole -- By Senator Donovan

Kyle and Carrie Baker -- By Senator Lundeen

Mathew Cole Emmons -- By Senator Cooke

On motion of Majority Leader Fenberg, the Senate adjourned until 10:00 a.m., Monday, March 8, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

24th Legislative Day Monday, March 8, 2021

Prayer By Senator Bridges

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

Roll Call Present--35
Remote--4, Buckner, Danielson, Scott, Story

Quorum The President announced a quorum present.

Pledge By Senator Simpson

Reading of the Journal On motion of Senator Buckner, reading of the Journal of Friday, March 5, 2021, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB21-173 and 174.
Correctly Engrossed: SB21-040 and 121.

MESSAGE FROM THE HOUSE

Monday, March 8, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1045, amended as printed in House Journal, March 4, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1061, 1126, and 1009.

The House has passed on Third Reading and returns herewith SB21-019, 041, 043, 044, 045, 046, 111, 047, 048, 050, 051, 052, 049, 054, 083, 109, 110, 112, and 113.

The House has passed on Third Reading and transmitted to the Revisor of Statutes SB21-053, 055, and 042, amended as printed in House Journal, March 4, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1009, 1061, and 1126.
 Without comment, as amended, HB21-1045.
 Without comment, as amended, SB21-042, 053, 055.

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CHANGE IN SPONSORSHIP

Upon announcement of President Garcia, Senator Gonzales was added as Senate Co-prime sponsor on SB21-040 with Senator Scott.

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:

SB21-121 by Senator(s) Hansen and Priola; also Representative(s) Bockenfeld and Bird--Concerning modifications to the "Revised Uniform Unclaimed Property 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, and Woodward.

SB21-040 by Senator(s) Scott and Gonzales; also Representative(s) Rich--Concerning the use of a person's driver's history record to make decisions that concern the practice of an occupation.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Fenberg, Fields, Garcia, Ginal, Hansen, Hisey, Kolker, Lee, Moreno, Pettersen, Rodriguez, Simpson, Story, and Winter.

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:

SB21-107 by Senator(s) Danielson; also Representative(s) Young and McLachlan--Concerning the "Carrie Ann Lucas Parental Rights for People with Disabilities Act".

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-107

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

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

MEMBERS OF THE
STATE BOARD OF HUMAN SERVICES

for terms expiring March 1, 2023:

Jennifer Kim MacDonnell of Las Animas, Colorado, to serve as a county commissioner, occasioned by the resignation of Julie Ann Holligan Westendorff of Durango, Colorado, appointed;

Mary Elizabeth Melton of Steamboat Springs, Colorado, to serve as a county commissioner, occasioned by the resignation of Thomas Crawford Davidson of Dillon, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB21-175** by Senator(s) Jaquez Lewis and Gonzales, Buckner; also Representative(s) Caraveo and Kennedy--Concerning the Colorado prescription drug affordability review board, and, in connection therewith, directing the board to review the affordability of certain drugs and establish upper payment limits for certain drugs; prohibiting certain entities from purchasing or reimbursing for any drug for distribution in the state at an amount that exceeds the upper payment limit established for the prescription drug; and establishing penalties for violations. Health & Human Services
- SB21-176** by Senator(s) Winter and Pettersen, Jaquez Lewis, Buckner, Danielson, Ginal, Gonzales, Hansen, Kolker, Story; also Representative(s) Lontine and Gray, Bennett, Caraveo, Cutter, Esgar, Froelich, Jackson, Jodeh, Kipp, McLachlan, Titone, Young--Concerning protections for Colorado workers against discriminatory employment practices. Judiciary
- SB21-177** by Senator(s) Bridges; also Representative(s) Woodrow--Concerning restrictions on foreign-influenced money in political campaigns in the state. State, Veterans, & Military Affairs

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Tuesday, March 9, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 25th Legislative Day

 Tuesday, March 9, 2021

| | | |
|------------------------|---|----|
| Prayer | By Senator Cooke | 10 |
| Call to Order | By the President at 9:00 a.m. | 11 |
| Roll Call | Present--33 | 12 |
| | Absent--1, Priola | 13 |
| | Excused--1, Holbert | 14 |
| | Present later--2, Holbert, Priola | 15 |
| | Remote--2, Danielson, Scott | 16 |
| Quorum | The President announced a quorum present. | 17 |
| Pledge | By Senator Simpson | 18 |
| Reading of the Journal | On motion of Senator Buckner, reading of the Journal of Monday, March 8, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 19 |

SENATE SERVICES REPORT

Correctly Printed: SB21-175, 176, and 177.
Correctly Engrossed: SB21-107.
Correctly Reengrossed: SB21-040 and 121.
Correctly Enrolled: SB21-019, 041, 043, 044, 045, 046, 047, 048, 049, 050, 051, 052, 054, 083, 109, 110, 111, 112, and 113.

COMMITTEE OF REFERENCE REPORTS

| | | |
|---------|--|----|
| 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: | 44 |
|---------|--|----|

MEMBERS OF THE
 COLORADO RACING COMMISSION

for terms expiring July 1, 2024:

Justine Scott Estes of Gypsum, Colorado, a Republican from the Third Congressional District, to serve as a representative of the racing industry, reappointed;

David Lynn Hoffman of Westminster, Colorado, a Democrat from the Seventh Congressional District, who has been previously engaged in the racing industry for at least five years, reappointed.

| | | |
|---------|---|----|
| Finance | After consideration on the merits, the Committee recommends that SB21-145 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 61 |
|---------|---|----|

Finance After consideration on the merits, the Committee recommends that **SB21-082** be **amended** 1
 as follows, and as so amended, be referred to the Committee on Appropriations with 2
 favorable recommendation. 3

Amend the Business, Labor, & Technology Committee Report, dated March 1, 4
 2021, page 1, line 17, after "44-3-403," insert "44-3-411, 44-3-413, 44-3-414,". 5
 6

Finance After consideration on the merits, the Committee recommends that **SB21-069** be **amended** 9
 as follows, and as so amended, be referred to the Committee on Appropriations with 10
 favorable recommendation. 11

Amend the Transportation & Energy Committee Report, dated February 23, 12
 2021, page 1, strike line 12 and substitute "42-3-211 OR THAT HAVE A 13
 VALUABLE REGISTRATION NUMBER THAT HAS BEEN RESERVED FOR USE UNDER 14
 THE "LAURA HERSHEY DISABILITY SUPPORT ACT", PART 22 OF ARTICLE 30 OF 15
 TITLE 24."." 16
 17

Amend printed bill, page 7, line 17, strike "OR FIFTY" and substitute "PLUS 18
 TWENTY-FIVE DOLLARS OR SEVENTY-FIVE". 19
 20

Amend printed bill, page 7, strike lines 19 and 20 and substitute "LICENSE 21
 PLATE CASH FUND CREATED IN SECTION 42-3-301 (1)(b); EXCEPT THAT 22
 TWENTY-FIVE DOLLARS OF THE FEE SHALL BE CREDITED TO THE DISABILITY 23
 SUPPORT FUND CREATED IN SECTION 24-30-2205.5." 24
 25
 26

Business, After consideration on the merits, the Committee recommends that **SB21-091** be **referred** 28
 Labor, & to the Committee on Appropriations with favorable recommendation. 29
 Technology 30

Business, After consideration on the merits, the Committee recommends that **SB21-080** be 33
 Labor, & **postponed indefinitely**. 34
 Technology 35

Business, After consideration on the merits, the Committee recommends that **SB21-096** be **amended** 38
 Labor, & as follows, and as so amended, be referred to the Committee of the Whole with favorable 39
 Technology recommendation and with a recommendation that it be placed on the Consent Calendar. 40

Amend printed bill, page 2, strike lines 14 through 19 and substitute: 41
 42

"(a) (I) ~~Two members shall~~ ONE MEMBER MUST be either: 43
 44

(A) A salaried ~~employees~~ EMPLOYEE of an insurance company that 45
 issues workers' compensation insurance policies in this state; or 46
 47

(B) ~~representatives~~ A REPRESENTATIVE of Pinnacol Assurance. 48
 49

(II) ONE MEMBER MUST BE: 50
 51

(A) A SALARIED EMPLOYEE OF AN INSURANCE COMPANY THAT ISSUES 52
 WORKER'S COMPENSATION POLICIES IN THIS STATE; 53
 54

(B) A REPRESENTATIVE OF PINNACOL ASSURANCE; OR 55
 56

(C) AN INSURANCE AGENT LICENSED IN THIS STATE. 57
 58

(III) ~~Such~~ THE two members ~~shall~~ APPOINTED PURSUANT TO 59
 SUBSECTIONS (1)(a)(I) AND (1)(a)(II) MUST not both represent". 60
 61

Health & After consideration on the merits, the Committee recommends that **SB21-128** be **amended** 64
 Human as follows, and as so amended, be referred to the Committee on Appropriations with 65
 Services favorable recommendation. 66
 67

Amend printed bill, page 3, lines 26 and 27, strike "THE DEPARTMENT OF 68
 HEALTH CARE POLICY AND FINANCING" and substitute "THE DEPARTMENTS". 69
 70

Page 3, line 27, after "SHALL" insert "JOINTLY". 71
 72

Page 4, line 1, strike "EXECUTIVE DIRECTOR OF THE" and strike "department" and substitute "~~department~~".

Page 4, line 2, strike "shall" and substitute "~~shall~~ STATE BOARD OF HEALTH MAY".

Page 5, line 11, strike "EXECUTIVE DIRECTOR OF THE" and strike "department" and substitute "~~department~~".

Page 5, line 12, strike "shall" and substitute "~~shall~~ STATE BOARD OF HEALTH MAY".

Page 8, line 17, after "DEPARTMENT" insert "AND THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB21-123** be **referred** to the Committee of the Whole with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB21-126** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 5, line 14, strike "REQUIREMENT" and substitute "REQUIREMENTS".

Page 5, line 19, after "IN" insert "AND COMPLIES WITH THE REQUIREMENTS OF".

Page 7, line 11, strike "A CARRIER" and substitute "EXCEPT AS DESCRIBED IN SUBSECTION (8) OF THIS SECTION AND AS MAY BE PROVIDED IN A CONTRACT BETWEEN A CARRIER AND A PARTICIPATING PHYSICIAN, A CARRIER".

**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:

SB21-107 by Senator(s) Danielson; also Representative(s) Young and McLachlan--Concerning the "Carrie Ann Lucas Parental Rights for People with Disabilities 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | E | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Moreno, Pettersen, Rodriguez, Story, and Winter.

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:

SB21-075 by Senator(s) Gardner and Ginal; also Representative(s) Tipper and Young--Concerning supported decision-making agreements for adults with disabilities, and, in connection therewith, authorizing such agreements as an alternative for or supplement to a guardianship.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 5, page(s) 194-195 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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-075 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:

SB21-067 by Senator(s) Coram and Hansen, Priola; --Concerning measures to strengthen civics education in Colorado.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, March 5, page(s) 192 and placed in members' bill files.)

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

Amend printed bill, page 6, line 4, strike "AND".

Page 6, line 10, strike "GOVERNMENTS." and substitute "GOVERNMENTS; AND".

Page 6, after line 10 insert:

"(H) HOW TO ENGAGE WITH FEDERAL, STATE, AND LOCAL GOVERNMENTS AND HOW TO ENGAGE WITH PUBLIC OFFICIALS."

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

SB21-078 by Senator(s) Jaquez Lewis and Danielson; also Representative(s) Sullivan and Herod-- Concerning the responsibility of an individual firearm owner to report a missing firearm.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 5, page(s) 194 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.)

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB21-078 by Senator(s) Jaquez Lewis and Danielson; also Representative(s) Sullivan and Herod-- Concerning the responsibility of an individual firearm owner to report a missing firearm.

Senator Woodward moved to amend the report of the Committee of the Whole to show that the following Woodward floor amendment, (L.003) to SB21-078, did pass.

Amend printed bill, page 3, after line 3 insert:

"(4) THIS SECTION DOES NOT APPLY TO A PERSON WHOSE FIREARM WAS STOLEN DURING AN INCIDENT IN WHICH THE PERSON WAS A VICTIM OF SEXUAL ASSAULT."

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 | 15 | NO | 20 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Smallwood moved to amend the report of the Committee of the Whole to show that the following Smallwood floor amendment, (L.006) to SB21-078, did pass.

Amend printed bill, page 3, after line 3 insert:

"(4) THIS SECTION DOES NOT APPLY TO A PERSON WHOSE FIREARM WAS STOLEN DURING AN INCIDENT IN WHICH A MEMBER OF THE PERSON'S IMMEDIATE FAMILY WAS A VICTIM OF HOMICIDE."

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 | 15 | NO | 20 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-067 as amended, SB21-078 as amended

CHANGE IN SPONSORSHIP

Upon announcement of President Garcia, Senator Ginal will be added as Senate joint prime sponsor on SB21-075 with Senator Gardner.

MESSAGE FROM THE HOUSE

March 9, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1106 amended as printed in House Journal, March 8, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1161, 1015, and 1107 amended as printed in House Journal, March 8, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, HB21-1015, 1106, 1107, and 1161.

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CONSIDERATION OF RESOLUTIONS

HJR21-1002 by Representative(s) Arndt; also Senator(s) Donovan--Concerning approval of water project revolving fund eligibility lists administered by the Colorado water resources and power development authority.

Laid over until Wednesday, March 10, 2021, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-042 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod--Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting.

Senator Moreno moved that the Senate concur in House amendments to **SB21-042**, as printed in House journal, March 4, page(s) 187. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Petterson | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Petterson | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

SB21-053 by Senator(s) Moreno and Zenzinger, Hansen, Rankin; also Representative(s) McCluskie and McLachlan, Herod--Concerning adjustments to school funding for the 2020-21 budget year, and, in connection therewith, making appropriations.

Senator Zenzinger moved that the Senate concur in House amendments to **SB21-053**, as printed in House journal, March 4, page(s) 186. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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: Scott and Smallwood.

SB21-055 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Ransom, Herod, McCluskie-
-Concerning the collection of debts owed to the state, and, in connection therewith, making
and reducing an appropriation.

Senator Moreno moved that the Senate concur in House amendments to **SB21-055**, as printed in House journal, March 4, page(s) 187. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

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

MEMBERS OF THE
COLORADO WATER CONSERVATION BOARD

effective February 13, 2021 for terms expiring February 12, 2024:

Robert Sakata of Brighton, Colorado, to serve as a representative of the South Platte drainage basin and as a Republican, appointed;

Curran A. Trick of Cowdrey, Colorado, to serve as a representative of the North Platte drainage basin and as a Republican, reappointed;

Steven A. Anderson of Olathe, Colorado, to serve as a representative of the Gunnison-Uncompahgre drainage basin and as a Republican, reappointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Zenzinger, the following Governor's appointment was confirmed by a roll call vote:

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

effective December 31, 2020 for a term expiring December 31, 2024:

Michael Kopp of Denver, Colorado, to serve as a Republican, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committees indicated:

HB21-1161 by Representative(s) Sirota and McLachlan, Amabile, Bacon, Benavidez, Bernett, Bird, Caraveo, Froelich, Hooton, Jodeh, Kennedy, Kipp, McCluskie, McCormick, Michaelson Jenet, Roberts, Snyder, Weissman, Woodrow, Young; also Senator(s) Zenzinger and Coram, Buckner, Cooke--Concerning suspending required statewide assessments for selected grade levels for the 2020-21 school year, and, in connection therewith, reducing an appropriation. Education

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Wednesday, March 10, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 26th Legislative Day

 Wednesday, March 10, 2021

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|------------------------|--|----|
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| Prayer | By Senator Buckner | 11 |
| | | 12 |
| Call to Order | By the President at 9:00 a.m. | 13 |
| | | 14 |
| Roll Call | Present--35 | 15 |
| | Remote--2, Danielson, Scott | 16 |
| | | 17 |
| | | 18 |
| Quorum | The President announced a quorum present. | 19 |
| | | 20 |
| Pledge | By Senator Simpson | 21 |
| | | 22 |
| Reading of the Journal | On motion of Senator Buckner, reading of the Journal of Tuesday, March 9, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 23 |
| | | 24 |
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SENATE SERVICES REPORT

Correctly Engrossed: SB21-067, 075, and 078.
Correctly Reengrossed: SB21-107.
Correctly Enrolled: SB21-042, 053, and 055.

COMMITTEE OF REFERENCE REPORTS

| | | |
|------------------|---|----|
| Local Government | After consideration on the merits, the Committee recommends that SB21-084 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. | 42 |
| | | 43 |
| | | 44 |
| | | 45 |

Amend printed bill, page 2, line 21, after "MOTOR" insert "OR OFF-HIGHWAY".

**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:

| | | |
|-----------------|--|----|
| SB21-075 | by Senator(s) Gardner and Ginal; also Representative(s) Tipper and Young--Concerning supported decision-making agreements for adults with disabilities, and, in connection therewith, authorizing such agreements as an alternative for or supplement to a guardianship. | 60 |
| | | 61 |
| | | 62 |
| | | 63 |
| | | 64 |
| | The question being "Shall the bill pass?", the roll call was taken with the following result: | 65 |
| | | 66 |
| | | 67 |

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Petterson | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Danielson, Fields, Garcia, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Petterson, Priola, Rankin, Rodriguez, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, 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:

SB21-067 by Senator(s) Coram and Hansen, Priola; also Representative(s) McLachlan and Carver-- Concerning measures to strengthen civics education in Colorado.

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

Third Reading Amendment No. 1(L.004) , by Senator Coram .

Amend engrossed bill, page 2, after line 1 insert:

"SECTION 1. **Short title.** The short title of this act is the "Senator Lois Court Civics Act of 2021"."

Renumber succeeding sections accordingly.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Petterson | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | N |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | N | Scott | 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, Garcia, Ginal, Lee, Moreno, Pettersen, and Winter.

SB21-078 by Senator(s) Jaquez Lewis and Danielson; also Representative(s) Sullivan and Herod-- Concerning the responsibility of an individual firearm owner to report a missing firearm.

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

| YES | 20 | NO | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Fields, Ginal, Gonzales, Hansen, Kolker, Moreno, Pettersen, Story, and Winter.

CONSIDERATION OF RESOLUTIONS

HJR21-1002 by Representative(s) Arndt; also Senator(s) Donovan--Concerning approval of water project revolving fund eligibility lists administered by the Colorado water resources and power development authority.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Cooke, Coram, Garcia, Gardner, Ginal, Gonzales, Hisey, Holbert, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Scott, Simpson, Smallwood, Sonnenberg, Winter, and Woodward.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

March 10, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1008 and 1018, and SB21-065, amended as printed in House Journal, March 9, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1137.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1137.
Without comment, as amended, HB21-1008 and 1018.
Without comment, as amended, SB21-065.

COMMITTEE OF REFERENCE REPORTS

Education After consideration on the merits, the Committee recommends that SB21-037 be postponed indefinitely.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB21-178 by Senator(s) Moreno; also Representative(s) McCluskie--Concerning the extension of the deadline for the expenditure of money from the care subfund in the general fund that corresponds to the extension for allowable state expenditures from the federal coronavirus relief fund. Finance
SB21-179 by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Kipp and Lynch--Concerning the composition of the Colorado opportunity scholarship initiative advisory board. Education
SB21-180 by Senator(s) Priola, Zenzinger; also Representative(s) Bird and Titone, Soper--Concerning efforts to increase recycling in Colorado. Business, Labor, & Technology

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- SB21-181** by Senator(s) Fields and Coram; also Representative(s) Herod--Concerning state agencies addressing health disparities in Colorado.
Health & Human Services
- HB21-1009** by Representative(s) Burnett, Woodrow; also Senator(s) Bridges and Coram--Concerning an update to statutory provisions governing the functions of the division of housing in the department of local affairs to facilitate housing that promotes state goals for local development, and, in connection therewith, enabling the division of housing to leverage state housing funding to promote the state's affordable housing and energy performance objectives.
Local Government
- HB21-1015** by Representative(s) Carver and Tipper; also Senator(s) Lundeen and Ginal--Concerning security protections for certain criminal justice system personnel.
Judiciary
- HB21-1045** by Representative(s) Young and Valdez D.; also Senator(s) Fields--Concerning the department of agriculture's authority to control pests.
Agriculture & Natural Resources
- HB21-1061** by Representative(s) Gray; also Senator(s) Hansen--Concerning the definition of residential land for the purpose of property tax classification.
Local Government
- HB21-1106** by Representative(s) Duran and Mullica; also Senator(s) Bridges and Hansen--Concerning measures to secure firearms to prevent use by persons not lawfully permitted to possess firearms.
Judiciary
- HB21-1107** by Representative(s) Caraveo and Carver; also Senator(s) Bridges and Lundeen--Concerning protections for certain public health workers.
Judiciary
- HB21-1126** by Representative(s) Hooton and Rich, Valdez A.; also Senator(s) Story and Sonnenberg, Fields--Concerning the office of the state architect's authority to execute leases on behalf of the state for privately owned property.
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 22, 2021

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, appoint, and submit to your consideration, the following:

MEMBERS OF THE
WATER QUALITY CONTROL COMMISSION

effective February 16, 2021 for terms expiring February 15, 2024:

Troy Glen Waters of Fruita, Colorado, reappointed;

Joan Card of Boulder, Colorado, reappointed;

Jason Rogers of Parker, Colorado, appointed.

Sincerely,

(signed)

Jared Polis

Governor

Rec'd: 2/12/21

Andrew Carpenter, Assistant Secretary of the Senate

Committee on Agriculture & Natural Resources

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Thursday, March 11, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 27th Legislative Day

 Thursday, March 11, 2021

| | | |
|------------------------|---|----|
| Prayer | By Senator Gardner | 10 |
| Call to Order | By the President <i>pro tempore</i> at 9:00 a.m. | 11 |
| Roll Call | Present--34 | 12 |
| | Excused--1, Sonnenberg | 13 |
| | Present later--1, Sonnenberg | 14 |
| | Remot--2, Danielson, Scott | 15 |
| Quorum | The President <i>pro tempore</i> announced a quorum present. | 16 |
| Pledge | By Senator Simpson | 17 |
| Reading of the Journal | On motion of Senator Buckner, reading of the Journal of Wednesday, March 10, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 18 |

SENATE SERVICES REPORT

Correctly Printed: SB21-178, 179, 180, and 181.

Correctly Reengrossed: SB21-067, 075, and 078.

Correctly Revised: HJR21-1002.

COMMITTEE OF REFERENCE REPORTS

| | | |
|-------------------------------|---|----|
| Health & Human Services | After consideration on the merits, the Committee recommends that SB21-097 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 42 |
| Health & Human Services | After consideration on the merits, the Committee recommends that SB21-102 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 43 |
| Business, Labor, & Technology | After consideration on the merits, the Committee recommends that SB21-120 be postponed indefinitely. | 44 |
| Business, Labor, & Technology | After consideration on the merits, the Committee recommends that SB21-141 be referred to the Committee of the Whole with favorable recommendation. | 45 |
| Business, Labor, & Technology | The Committee on Business, Labor, & Technology 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: | 46 |

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MEMBER OF THE
STATE PLUMBING BOARD

for a term expiring July 1, 2024:

John William Hill of Colorado Springs, Colorado, a plumbing contractor engaged in the construction of residential or commercial buildings, appointed.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB21-122** 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

After consideration on the merits, the Committee recommends that **SB21-011** 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 "and (3)".

Page 2, line 14, strike "PRESCRIBE OR".

Page 2, strike lines 18 and 19.

Page 3, strike lines 1 and 2.

Reletter succeeding sub-subparagraphs accordingly.

Page 3, line 9, strike "If" and substitute "NOTWITHSTANDING SECTION 12-30-110 (2)(a), IF".

Page 3, line 10, strike "PRESCRIPTION" and substitute "OFFER".

Page 3, strike lines 14 through 27 and substitute "DISPENSING A PRESCRIPTION MEDICATION TO A PATIENT WHO IS IN HOSPICE OR PALLIATIVE CARE."

Strike page 4.

Renumber succeeding section accordingly.

Page 1, strike lines 102 through 106 and substitute "OPIATE ANTAGONISTS".

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB21-101** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 6, line 5, after "(1)(g)" insert "and (1)(h)".

Page 6, after line 12 insert:

"(h) TO ORDER THE PHYSICAL OR MENTAL EXAMINATION OF A DIRECT-ENTRY MIDWIFE IF THE DIRECTOR HAS REASONABLE CAUSE TO BELIEVE THAT THE DIRECT-ENTRY MIDWIFE IS SUBJECT TO A PHYSICAL OR MENTAL DISABILITY THAT RENDERS THE DIRECT-ENTRY MIDWIFE UNABLE TO TREAT PATIENTS WITH REASONABLE SKILL AND SAFETY OR THAT MAY ENDANGER A PATIENT'S HEALTH OR SAFETY. THE DIRECTOR MAY ORDER A PHYSICAL OR MENTAL EXAMINATION REGARDLESS OF WHETHER THERE IS INJURY TO A PATIENT."

"**SECTION 7.** In Colorado Revised Statutes, 25-2-112, **amend** (7) as follows:

25-2-112. Certificates of birth - filing - establishment of paternity - notice to collegeinvest. (7) The state registrar shall revise the birth certificate worksheet form used for the preparation of a certificate of live birth to include:

(a) A statement that knowingly and intentionally misrepresenting material information on the worksheet form used for the preparation of a birth certificate is a misdemeanor; AND

(b) A REQUIREMENT TO REPORT WHETHER THE LIVE BIRTH OCCURRED

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AFTER A TRANSFER TO A HOSPITAL BY A DIRECT-ENTRY MIDWIFE REGISTERED PURSUANT TO ARTICLE 225 OF TITLE 12."

Renumber succeeding sections accordingly.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB21-093** 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

After consideration on the merits, the Committee recommends that **SB21-092** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 6, lines 8 and 9, strike "IN A MATERIALLY RESPONSIVE AND TIMELY MANNER".

Page 6, strike line 10 and substitute "REGISTRANT IN A MATERIALLY RESPONSIVE AND TIMELY MANNER WITHIN THIRTY DAYS AFTER RECEIVING THE COMPLAINT;".

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:

SB21-145

by Senator(s) Simpson, Sonnenberg; also Representative(s) Valdez D., Roberts-- Concerning the extension of the period of time that voluntary contributions that are set to expire in 2021 will appear on the state individual tax return form.

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

SB21-096

by Senator(s) Kolker and Priola, Rodriguez; also Representative(s) Bird--Concerning the continuation of the workers' compensation classification appeals board, and, in connection therewith, implementing recommendations contained in the 2020 sunset report by the department of regulatory agencies.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, March 9, page(s) 202 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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | E |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-145, SB21-096 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:

SB21-123 by Senator(s) Ginal and Coram; also Representative(s) McCormick--Concerning expanding the Canadian prescription drug importation program to include prescription drug suppliers from nations other than Canada upon the enactment of legislation by the United States congress authorizing such practice.

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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-123

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-065 by Senator(s) Liston; also Representative(s) Mullica--Concerning the disclosure of information related to the gasoline and special fuels tax.

Senator Liston moved that the Senate concur in House amendments to **SB21-065**, as printed in House journal, March 9, page(s) 257-258. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 Fenberg, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
COLORADO RACING COMMISSION

for terms expiring July 1, 2024:

Justine Scott Estes of Gypsum, Colorado, a Republican from the Third Congressional District, to serve as a representative of the racing industry, reappointed;

David Lynn Hoffman of Westminster, Colorado, a Democrat from the Seventh Congressional District, who has been previously engaged in the racing industry for at least five years, reappointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MESSAGE FROM THE GOVERNOR

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

January 8, 2021

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

effective January 31, 2021 for terms expiring January 31, 2025:

Samuel Gerard Betters of Loveland, Colorado, to serve as a Democrat and resident of the Second Congressional District, reappointed;

Candace Marie Payne of Stratton, Colorado, to serve as a Republican, and resident of the Fourth Congressional District, appointed;

Jarrett Ryan Moses of Colorado Springs, Colorado, to serve as a Democrat and resident of the Fifth Congressional District, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 2/12/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Local Government

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-042, 111, 112, and 113.

The President has signed: SB21-019, 041, 043, 044, 045, 046, 047, 048, 049, 050, 051, 052, 054, 109, and 110.

The President has signed: HJR21-1002.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Education After consideration on the merits, the Committee recommends that **HB21-1161** be referred to the Committee on Appropriations with favorable recommendation.

MESSAGE FROM THE GOVERNOR

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

January 8, 2021

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 EMPLOYEES' RETIREMENT BENEFIT PLANS

for a term expiring July 10, 2024:

Taylor Colton McLemore of Denver, Colorado, to serve as a representative with experience and competence in investment, management, finance, banking, economics, accounting, pension administration, or actuarial analysis, and as an Unaffiliated, occasioned by the resignation of James Charles Calano of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 2/12/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Finance

January 22, 2021

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
FINANCIAL SERVICES BOARD

for a term expiring July 1, 2021:

Mickey Freeman of Golden, Colorado, to serve as a member of the public with expertise in finance and as an Unaffiliated, occasioned by the resignation of H. Merritt Kinsey of Grand

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Junction, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 2/12/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Finance

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February 12, 2020

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:

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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, 2024:

Garrison Ortiz of Pueblo, Colorado, a Democrat and a resident of the Third Congressional District, appointed.

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Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 2/12/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Education

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February 12, 2021

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:

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

for a term expiring July 1, 2023:

Martin Becerra-Miranda of Centennial, Colorado, an unregistered voter, occasioned by the resignation of Brent C. Batron of Centennial, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 2/12/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Education

DELIVERY TO THE GOVERNOR

To the Governor for signature on Thursday, March 11, 2021, at 11:46 a.m.:
SB21-019, 041, 042, 043, 044, 045, 046, 047, 048, 049, 050, 051, 052, 054, 109, 110,
111, 112, and 113.

On motion of Senator Simpson, the Senate adjourned until 9:00 a.m., Friday, March 12, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

28th Legislative Day Friday, March 12, 2021

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| Prayer | By Senator Coleman | 10 |
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| Call to Order | By the President at 9:00 a.m. | 12 |
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| Roll Call | Present--33 | 14 |
| | Absent--1, Priola | 15 |
| | Excused--1, Smallwood | 16 |
| | Present later--1, Priola | 17 |
| | Remote--3, Buckner, Danielson, Scott | 18 |
| | | 19 |
| Quorum | The President announced a quorum present. | 20 |
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| Pledge | By Senator Simpson | 22 |
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| Reading of the Journal | On motion of Senator Buckner, reading of the Journal of Thursday, March 11, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 24 |
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SENATE SERVICES REPORT

Correctly Engrossed: SB21-096, 123, and 145.

COMMITTEE OF REFERENCE REPORTS

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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: | 40 |
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MEMBERS OF THE
 BOARD OF TRUSTEES FOR FORT LEWIS COLLEGE

effective September 1, 2020 for terms expiring January 1, 2023: 45

Christopher Adam Red of Ignacio, Colorado, a Republican, appointed; 46

effective September 1, 2020 for a term expiring January 1, 2025: 47

Mary Rubadeau of Durango, Colorado, a Democrat, appointed; 48

effective December 31, 2020 for terms expiring December 31, 2024: 49

Ernest Domingo House, Jr. of Aurora, Colorado, to serve as an Unaffiliated, reappointed; 50

Richard C. Kaufman of Centennial, Colorado, to serve as a Democrat, reappointed; 51

Julia Levy Duvall of Centennial, Colorado, to serve as a Democrat, appointed. 52

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Education

After consideration on the merits, the Committee recommends that **SB21-106** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 26, strike "DISTRICT," and substitute "DISTRICT OR OF A BOARD OF COOPERATIVE SERVICES,".

Page 9, line 5, strike "8-83-225." and substitute "8-83-225, AND THAT MEETS THE REQUIREMENTS SET FORTH IN SECTION 23-3.3-1304 (3).".

Page 12, strike lines 12 through 18 and substitute "IN THE PILOT PROGRAM. THE ELIGIBLE GRADUATE MUST COMMENCE A POSTSECONDARY PROGRAM WITHIN EIGHTEEN MONTHS AFTER GRADUATING EARLY, OR THE ELIGIBLE GRADUATE FORFEITS THE STATE FUNDING.".

Page 13, after line 9 insert:

"(c) THE POSTSECONDARY PROGRAM SHALL ENSURE THAT THE STATE FUNDING IS USED IN ACCORDANCE WITH THE REQUIREMENTS OF THIS SECTION. THE DEPARTMENT SHALL DISSEMINATE GUIDELINES TO PARTICIPATING POSTSECONDARY PROGRAMS CLEARLY DESCRIBING THE ALLOWABLE USES OF STATE FUNDING UNDER THIS SECTION AND ESTABLISHING THE EXPECTATION THAT THE POSTSECONDARY PROGRAMS ENSURE APPROPRIATE USE OF STATE FUNDING.

(3) IN ORDER TO RECEIVE FUNDING AS A POSTSECONDARY PROGRAM PURSUANT TO THIS PART 13, THE POSTSECONDARY PROGRAM MUST HAVE QUALIFIED INSTRUCTORS CONSISTENT WITH THE POSTSECONDARY PROGRAM'S ACCREDITATION OR AUTHORIZATION, AND:

(a) A TRAINING PROGRAM PROVIDER MUST BE IN COMPLIANCE WITH ALL ELIGIBILITY AND QUALITY REQUIREMENTS FOR FUNDING UNDER THE FEDERAL "WORKFORCE INNOVATION AND OPPORTUNITY ACT", 29 U.S.C. SEC. 3101 ET SEQ., REFERRED TO IN THIS SECTION AS "WIOA", AND BE SUBJECT TO THE EQUAL OPPORTUNITY AND NONDISCRIMINATION REQUIREMENTS OF WIOA AND ITS IMPLEMENTING REGULATIONS AT 29 CFR PART 38; AND

(b) AN INSTITUTION OF HIGHER EDUCATION SHALL COMPLY WITH ALL STATE AND LOCAL SAFETY REQUIREMENTS AND WITH FEDERAL LAWS PROHIBITING DISCRIMINATING AGAINST STUDENTS, INCLUDING TITLE IX OF THE "EDUCATION AMENDMENTS OF 1972", THE "AMERICANS WITH DISABILITIES ACT", SECTION 504 OF THE "REHABILITATION ACT OF 1973", TITLE VI OF THE "CIVIL RIGHTS ACT OF 1964", AND THE "AGE DISCRIMINATION ACT OF 1975", AND ANY OTHER FEDERAL DISCRIMINATION STATUTES.".

Page 13, line 21, strike "YEAR;" and substitute "YEAR AND THE AMOUNT OF STATE FUNDING, IF ANY, REMITTED TO AN ELIGIBLE GRADUATE BY THE POSTSECONDARY PROGRAM PURSUANT TO SECTION 23-3.3-1304 (2)(a);".

Page 14, line 9, after "IN" insert "SUBSECTION (1) OF".

Page 14, after line 10 insert:

"(3) (a) THE DEPARTMENT OF LABOR AND EMPLOYMENT SHALL COMMUNICATE THE REPORTING EXPECTATIONS UNDER THE FEDERAL "WORKFORCE INNOVATION AND OPPORTUNITY ACT", 29 U.S.C. SEC. 3101 ET SEQ., TO ALL APPROVED TRAINING PROVIDERS RECEIVING STATE FUNDING PURSUANT TO THIS PART 13 TO ENSURE THAT PARTICIPATION AND EMPLOYMENT OUTCOMES FOR EARLY GRADUATES ARE INCLUDED IN EXISTING DEPARTMENT OF LABOR AND EMPLOYMENT REPORTING.

(b) THE DEPARTMENT SHALL COMMUNICATE REPORTING EXPECTATIONS TO INSTITUTIONS OF HIGHER EDUCATION RECEIVING STATE FUNDING PURSUANT TO THIS PART 13 TO ENSURE THAT EARLY GRADUATES ARE INCLUDED IN EXISTING DEPARTMENT DATA COLLECTIONS REGARDING OUTCOMES SUCH AS COMPLETION RATES, EARNINGS, AND EMPLOYMENT OUTCOMES.

(c) TO THE EXTENT PRACTICABLE, POSTSECONDARY PROGRAMS RECEIVING STATE FUNDING PURSUANT TO THIS PART 13 SHALL CONDUCT AN ASSESSMENT TO DETERMINE WHY AN EARLY GRADUATE WHO LEFT THE POSTSECONDARY PROGRAM PRIOR TO COMPLETION LEFT THE POSTSECONDARY PROGRAM.".

Page 15, strike line 6 and substitute "EFFECTIVE DECEMBER 31, 2027.".

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| Agriculture & Natural Resources | After consideration on the merits, the Committee recommends that SB21-034 be postponed indefinitely . | 1 2 3 4 5 |
| Agriculture & Natural Resources | After consideration on the merits, the Committee recommends that SB21-105 be postponed indefinitely . | 6 7 8 9 |
| Agriculture & Natural Resources | After consideration on the merits, the Committee recommends that SB21-136 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 10 11 12 13 14 |
| Agriculture & Natural Resources | After consideration on the merits, the Committee recommends that SB21-012 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 15 16 17 18 |
| | Amend printed bill, page 5, after line 14 insert: | 19 |
| | "SECTION 5. In Colorado Revised Statutes, 2-3-1602, add (1)(c) as follows: | 20 21 |
| | 2-3-1602. Wildfire matters review committee - creation - repeal - repeal of part. (1) (c) (I) IN ADDITION TO THE DUTIES DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION, DURING THE 2021 AND 2022 INTERIMS, THE COMMITTEE SHALL REVIEW AND MAY PROPOSE LEGISLATION OR OTHER POLICY CHANGES RELATING TO MAXIMIZING THE UTILIZATION OF WILDLAND FIRE SERVICES THROUGH THE INMATE DISASTER RELIEF PROGRAM PURSUANT TO SECTION 17-24-124 TO INCREASE WILDLAND FIREFIGHTING CAPACITY AND CREATING WILDLAND FIRE CAREER OPPORTUNITIES FOR PERSONS WHO ACQUIRED EXPERIENCES IN WILDLAND FIRE SERVICES THROUGH THE INMATE DISASTER RELIEF PROGRAM. | 22 23 24 25 26 27 28 29 30 31 32 33 |
| | (II) THIS SUBSECTION (1)(c) IS REPEALED, EFFECTIVE JULY 1, 2023." | 34 |
| | Re-number succeeding section accordingly. | 35 36 |
| Judiciary | After consideration on the merits, the Committee recommends that SB21-088 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 37 38 39 40 41 |
| | Amend printed bill page 2, line 6, strike "Perpetrators" and substitute "Perpetrators, referred to in this act as actors,". | 42 43 44 |
| | Page 2, line 12, after "including" insert "trauma,". | 45 46 |
| | Page 3, line 3, strike "Members" and substitute "Members, employees, agents, and volunteers". | 47 48 49 |
| | Page 3, line 6, strike "members" and substitute "members, employees, agents, and volunteers". | 50 51 52 |
| | Page 3, line 18, after "coach," insert "adult volunteer, youth group leader,". | 53 54 |
| | Page 4, line 3, strike "youth" and substitute "youth-related activity or". | 55 56 |
| | Page 4, line 13, strike the second "abuse" and substitute "abuse, referred to in this act as actors,". | 57 58 59 |
| | Page 4, line 27, strike "ORGANIZATION" and substitute "ENTITY, AS DEFINED IN SECTION 7-90-102,". | 60 61 62 |
| | Page 5, line 3, after "EMPLOYEES" insert "OR AGENTS". | 63 64 |
| | Page 5, line 5, strike "EMPLOYEE" and substitute "EMPLOYEE, AGENT,". | 65 66 |
| | Page 5, line 7, strike "EMPLOYEES" and substitute "EMPLOYEES, AGENTS,". | 67 68 69 |

Page 6, strike line 10, and substitute:
 "(8) "YOUTH-RELATED ACTIVITY OR PROGRAM" MEANS AN EVENT, PROGRAM, SERVICE, OR ANY OTHER ENTERPRISE THAT INVOLVES PARTICIPATION BY A MINOR, INCLUDING BUT NOT LIMITED TO YOUTH PROGRAMS, EDUCATIONAL PROGRAMS, AND RELIGIOUS ACTIVITIES OPERATED BY AN".

Page 6, line 11, after "ACTIVITIES," insert "SERVICES,".

Page 6, line 15, strike "TRIPS, OR EVENTS. "YOUTH PROGRAM"" and substitute "SERVICES, TRIPS, OR EVENTS. "YOUTH-RELATED ACTIVITY OR PROGRAM"".

Page 6, line 17, after "ACTIVITIES," insert "SERVICES,".

Page 6, line 19, strike ""YOUTH" and substitute ""YOUTH-RELATED ACTIVITY OR".

Page 6, line 22, strike "THEREOF, OR" and substitute "THEREOF;".

Page 6, line 24, strike "EMPLOYEES." and substitute "EMPLOYEES OR AGENTS; OR BEFORE AND AFTER SCHOOL ACTIVITIES CONDUCTED UNDER THE SUPERVISION OF THE EDUCATIONAL ENTITY, OR ITS EMPLOYEES OR AGENTS.".

Page 8, line 5, before "PRIOR" insert "ANY".

Page 8, line 21, after "THE" insert "ACTIVITY OR".

Page 9, line 22, before "WAIVER" insert "PRE-INCIDENT".

Page 9, line 25, strike "treble damages." and substitute "interest on damages.".

Page 10, strike lines 3 through 11 and substitute:

"(2) NOTWITHSTANDING SECTION 13-21-101, PREJUDGMENT INTEREST ON A CLAIM BROUGHT PURSUANT TO THIS PART 12 DOES NOT BEGIN TO ACCRUE UNTIL THE PLAINTIFF FILES THE CLAIM PURSUANT TO SECTION 13-20-1202.".

Page 10, strike lines 12 through 16 and substitute:

"13-20-1206. Attorney fees. SECTION 13-17-201, WHICH REQUIRES AN AWARD OF ATTORNEY".

Page 10, line 17, before "ACTIONS" insert "CERTAIN".

Page 10, line 21, strike "AND 24-10-106," and substitute "24-10-106, 24-10-108, AND 24-10-118,".

Page 11, line 7, strike "WHO IS PERSONALLY LIABLE FOR" and substitute "FOR A CLAIM ALLEGING".

Page 11, line 8, strike "PART 12" and substitute "PART 12, IF THE EMPLOYEE'S CONDUCT IS WILLFUL OR WANTON.".

Strike "YOUTH" and substitute "YOUTH-RELATED ACTIVITY OR" on: **Page 5**, lines 1, 2, 4, 6, and 8; **Page 6**, line 18; **Page 7**, lines 4, 14, 23, and 24; **Page 8**, lines 11, 15, 19, 22, 25, and 27; and **Page 9**, lines 9 and 12.

Judiciary

After consideration on the merits, the Committee recommends that **SB21-071** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 18, after "(6)," insert "(7)," and strike "(5) and (7);" and substitute "(5);".

Page 4, line 24, strike "such order" and substitute "~~such order~~ A COURT ORDER DETAINING THE JUVENILE".

Page 5, strike lines 8 through 16 and substitute:

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"(7) The parent, guardian, or legal custodian, ~~for any juvenile released on bond pursuant to this section~~ or any other responsible adult who secures FOR A JUVENILE RELEASED ON a personal recognizance bond ~~for a juvenile pursuant to subsection (6) of this section~~ may petition the court ~~prior to forfeiture or exoneration of the bond~~; to revoke the bond and remand the juvenile into custody if the parent, guardian, legal custodian, or other responsible adult determines that he or she is unable to control the juvenile. The court shall apply the presumption specified in section 19-2-508 (3)(a)(IV) in determining whether to revoke the PERSONAL RECOGNIZANCE bond."

Page 6, line 7, strike "ONE HUNDRED EIGHTY-EIGHT." and substitute "TWO HUNDRED FIFTEEN."

Page 6, after line 7 insert:

"SECTION 5. In Colorado Revised Statutes, 19-2-1202, **amend** (1) introductory portion and (1)(b) as follows:

19-2-1202. Working group - allocation of beds. (1) The executive director of the department of human services and the state court administrator in the judicial department, or a designee of such persons, in consultation with the division of criminal justice of the department of public safety, the office of state planning and budgeting, the Colorado district ~~attorneys~~ ATTORNEYS' council, and law enforcement representatives, shall form a working group ~~which~~ THAT shall carry out the following duties:

(b) The working group shall develop a mechanism for judicial districts ~~within the same catchment area~~ to loan detention beds to other judicial districts ~~within the catchment area~~ in cases of need."

Renumber succeeding sections accordingly.

Page 6, after line 17 insert:

"SECTION 7. In Colorado Revised Statutes, **add** part 14 to article 2 of title 19 as follows:

PART 14

ALTERNATIVES TO DETENTION WORKING GROUP

19-2-1401. Working group - alternatives to detention - duties - report. (1) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HUMAN SERVICES, OR HIS OR HER DESIGNEE, SHALL FORM AN ALTERNATIVES TO DETENTION WORKING GROUP, REFERRED TO IN THIS SECTION AS THE "WORKING GROUP", TO EXAMINE THE AVAILABILITY OF ALTERNATIVES TO YOUTH DETENTION AND THE USE OF DETENTION BEDS, AND NECESSARY INVESTMENTS IN ALTERNATIVES TO DETENTION.

(2) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HUMAN SERVICES, OR HIS OR HER DESIGNEE, SHALL APPOINT THE FOLLOWING MEMBERS TO SERVE ON THE WORKING GROUP:

(a) THE DIRECTOR OF THE DIVISION OF YOUTH SERVICES, OR HIS OR HER DESIGNEE;

(b) THE DIRECTOR OF THE OFFICE OF CHILDREN, YOUTH, AND FAMILIES, OR HIS OR HER DESIGNEE;

(c) THE EMPLOYEE OF THE DEPARTMENT OF HUMAN SERVICES WHO ADMINISTERS THE MONEY APPROPRIATED PURSUANT TO SECTION 19-2-310, OR HIS OR HER DESIGNEE;

(d) THREE REPRESENTATIVES OF COUNTY DEPARTMENTS;

(e) TWO REPRESENTATIVES OF ORGANIZATIONS THAT ADVOCATE FOR YOUTH INVOLVED IN THE JUVENILE JUSTICE SYSTEM;

(f) ONE REPRESENTATIVE OF A DISTRICT ATTORNEY'S OFFICE;

(g) ONE REPRESENTATIVE OF THE OFFICE OF THE STATE PUBLIC DEFENDER;

(h) ONE REPRESENTATIVE OF THE JUDICIAL BRANCH;

(i) ONE PERSON WHO WAS A YOUTH IN THE CUSTODY OF A DIVISION OF YOUTH SERVICES FACILITY; AND

(j) ANY ADDITIONAL MEMBERS AS DETERMINED APPROPRIATE.

(3) THE WORKING GROUP SHALL CONVENE BY AUGUST 1, 2021, AND MEET AT LEAST SEMI-ANNUALLY THEREAFTER.

(4) IN PERFORMING THE DUTIES DESCRIBED IN THIS SECTION, THE WORKING GROUP SHALL CONSIDER AVAILABLE DATA CONCERNING:

(a) THE CONTINUUM OF IN-HOME AND OUT-OF-HOME PLACEMENT OPTIONS AND SUPPORTS FOR ALLEGED JUVENILE OFFENDERS, INCLUDING THE

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CURRENT AVAILABLE CAPACITIES OF THE OPTIONS AND SUPPORTS;

(b) THE OUTCOMES ASSOCIATED WITH THE LENGTH OF STAY FOR ALLEGED AND ADJUDICATED OFFENDERS PLACED IN:

(I) DETENTION FACILITIES;

(II) RESIDENTIAL TREATMENT FACILITIES, INCLUDING BUT NOT LIMITED TO QUALIFIED RESIDENTIAL TREATMENT PROGRAMS, NONQUALIFIED RESIDENTIAL TREATMENT PROGRAMS, RESIDENTIAL COMMUNITY PLACEMENTS, AND SHELTER PLACEMENTS;

(III) A FAMILY-TYPE PLACEMENT, INCLUDING BUT NOT LIMITED TO FOSTER CARE HOMES; AND

(IV) A FAMILY HOME; AND

(c) THE OUTCOMES FOR ALLEGED AND ADJUDICATED JUVENILE OFFENDERS FOR IN-HOME AND OUT-OF-HOME PLACEMENTS BASED ON CATEGORIES OF CHARGES, AGE, AND RISK LEVEL.

(5) THE DEPARTMENT OF HUMAN SERVICES SHALL MONITOR AND REPORT TO THE WORKING GROUP INFORMATION REGARDING:

(a) THE DEMAND FOR AND AVAILABILITY OF PLACEMENTS THAT PROVIDE AN ALTERNATIVE TO DETENTION IN EACH JUDICIAL DISTRICT AND STATEWIDE;

(b) THE NUMBER OF YOUTH CURRENTLY IN DETENTION WHO ARE AWAITING PLACEMENT IN A COMMUNITY SETTING;

(c) THE STATUS OF PERFORMANCE STANDARDS AND OUTCOME MEASURES DEVELOPED PURSUANT TO SUBSECTION (6) OF THIS SECTION; AND

(d) THE STATUS OF IMPLEMENTATION OF EFFORTS GUIDED BY THE WORKING GROUP PURSUANT TO SUBSECTIONS (7) AND (8) OF THIS SECTION.

(6) BY JULY 1, 2022, THE WORKING GROUP SHALL DEVELOP PERFORMANCE STANDARDS AND OUTCOME MEASURES TO MONITOR THE NUMBER OF ALTERNATIVE PLACEMENTS, RANGE OF SERVICES OFFERED BY SUCH PLACEMENTS, AND COMMUNITY-BASED SERVICES AVAILABLE TO MEET THE NEEDS OF JUVENILES IN EACH JUDICIAL DISTRICT AND COUNTY. THE WORKING GROUP SHALL DETERMINE WHETHER AND HOW SPECIFIC OUTCOME MEASURES MUST BE REPORTED, INCLUDING BUT NOT LIMITED TO MEASURES OF RECIDIVISM, VIOLATIONS OF CONDITIONS OF RELEASE, PERFORMANCE IN SCHOOL, FUTURE OUT-OF-HOME PLACEMENTS, AND RETURN TO HOME OR KIN'S HOME.

(7) THE WORKING GROUP SHALL ADVISE THE DEPARTMENT OF HUMAN SERVICES CONCERNING POLICIES, PROCEDURES, AND BEST PRACTICES RELATED TO ALTERNATIVES TO DETENTION.

(8) (a) BEGINNING IN 2023, AND EACH YEAR THEREAFTER, THE DEPARTMENT OF HUMAN SERVICES SHALL INCLUDE AN UPDATE REGARDING THE WORKING GROUP'S FINDINGS IN ITS REPORT TO THE MEMBERS OF THE APPLICABLE COMMITTEES OF REFERENCE IN THE SENATE AND HOUSE OF REPRESENTATIVES AS REQUIRED BY THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT", PART 2 OF ARTICLE 7 OF TITLE 2. THE REPORT CONCERNING THE WORKING GROUP'S FINDINGS MUST INCLUDE THE FOLLOWING:

(I) AN ANALYSIS OF THE PERFORMANCE STANDARDS AND OUTCOME MEASURES DEVELOPED BY THE WORKING GROUP PURSUANT TO SUBSECTION (6) OF THIS SECTION;

(II) THE NUMBER OF YOUTH CURRENTLY IN DETENTION AWAITING PLACEMENT IN A COMMUNITY SETTING;

(III) THE CAPACITY, NEEDS, AND BARRIERS TO SUPPORTIVE ALTERNATIVE PLACEMENTS;

(IV) AN ANALYSIS OF THE AVAILABILITY OF, DEMAND FOR, AND AVAILABILITY AND USE OF FUNDING FOR ALTERNATIVE PLACEMENTS AND RESIDENTIAL TREATMENT FACILITIES, INCLUDING BUT NOT LIMITED TO QUALIFIED RESIDENTIAL TREATMENT PROGRAMS, NONQUALIFIED RESIDENTIAL TREATMENT PROGRAMS, RESIDENTIAL COMMUNITY PLACEMENTS, AND SHELTER PLACEMENTS;

(V) AN ANALYSIS OF THE NUMBER OF YOUTH PLACED IN AN ALTERNATIVE PLACEMENT AND THE LENGTH OF STAY IN THE PLACEMENTS;

(VI) AN ANALYSIS OF THE INVOLVEMENT OF JUVENILES AND THEIR FAMILIES, AND THE JUVENILES' AND FAMILIES' SATISFACTION WITH, ALTERNATIVE PLACEMENTS;

(VII) AN ANALYSIS OF THE AVAILABILITY OF AND NEED FOR COMMUNITY-BASED SERVICES IN EACH JUDICIAL DISTRICT AND COUNTY, TO ASSIST IN KEEPING CHILDREN IN THE FAMILY HOME, AND THE TYPES OF COMMUNITY-BASED SERVICES OFFERED IN EACH JUDICIAL DISTRICT AND COUNTY;

(VIII) AN ANALYSIS OF THE AVAILABLE MONEY FOR COMMUNITY-BASED

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SERVICES IN EACH JUDICIAL DISTRICT AND HOW IT IS USED, INCLUDING THE AMOUNT OF MONEY SPENT ON DIFFERENT TYPES OF COMMUNITY-BASED SERVICES;

(IX) AN ANALYSIS AND TRACKING OF ALLEGED AND ADJUDICATED JUVENILE OFFENDERS WHO ARE PLACED IN OR SERVED BY COUNTY DEPARTMENTS THROUGH CHILD WELFARE SYSTEMS, AND THE IMPACT ON THOSE COUNTY DEPARTMENTS;

(X) RECOMMENDATIONS TO ENHANCE THE CONTINUUM OF COMMUNITY-BASED SERVICES AND PLACEMENT OPTIONS FOR ALLEGED AND ADJUDICATED JUVENILE OFFENDERS, INCLUDING RECOMMENDATIONS TO IMPROVE AVAILABILITY AND QUALITY OF SHELTER FACILITIES; FAMILY-TYPE PLACEMENTS, INCLUDING BUT NOT LIMITED TO FOSTER CARE; AND COMMUNITY-BASED SERVICES FOR JUVENILES;

(XI) RECOMMENDATIONS REGARDING THE REDUCTION OF AVAILABLE DETENTION BEDS AND THE ALLOCATION OF DETENTION BEDS ACROSS THE STATE; AND

(XII) RECOMMENDATIONS FOR FUTURE DATA COLLECTION AND REPORTING.

(b) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), THE REPORT REQUIRED IN THIS SUBSECTION (8) CONTINUES INDEFINITELY."

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:

SB21-145 by Senator(s) Simpson, Sonnenberg; also Representative(s) Valdez D., Roberts-- Concerning the extension of the period of time that voluntary contributions that are set to expire in 2021 will appear on the state individual tax return form.

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

| YES | 33 | NO | 0 | EXCUSED | 1 | ABSENT | 1 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | A | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Garcia.

SB21-096 by Senator(s) Kolker and Priola, Rodriguez; also Representative(s) Bird--Concerning the continuation of the workers' compensation classification appeals board, and, in connection therewith, implementing recommendations contained in the 2020 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 | 33 | NO | 0 | EXCUSED | 1 | ABSENT | 1 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | A | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

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:

SB21-123 by Senator(s) Ginal and Coram; also Representative(s) McCormick--Concerning expanding the Canadian prescription drug importation program to include prescription drug suppliers from nations other than Canada upon the enactment of legislation by the United States congress authorizing such practice.

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

| YES | 27 | NO | 6 | EXCUSED | 1 | ABSENT | 1 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | A | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Fields, Garcia, Gonzales, Jaquez Lewis, Kolker, Pettersen, Story, and Winter.

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

SB21-084 by Senator(s) Smallwood; also Representative(s) Gray--Concerning the authority of local governments to prohibit the operation of motor vehicles upon roughed-in roads when necessary for the protection of the public.

Laid over until March 15, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Moreno, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 30 | NO | 3 | EXCUSED | 1 | ABSENT | 1 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | A | Woodward | Y |
| Donovan | N | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | N | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Laid over until 03/15/2021: SB21-084

COMMITTEE OF REFERENCE REPORTS

Appropriations

After consideration on the merits, the Committee recommends that **SB21-006** be **referred** to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-021** 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 39, after line 16 insert:

"SECTION 4. Appropriation. (1) For the 2021-22 state fiscal year, \$108,432 is appropriated to the department of regulatory agencies. This appropriation is from the division of professions and occupations cash fund created in section 12-20-105 (3), C.R.S. To implement this act, the division may use this appropriation as follows:

(a) \$14,418 for use by the division of professions and occupations for personal services, which amount is based on an assumption that the department will require an additional 0.3 FTE;

(b) \$17,000 for use by the division of professions and occupations for operating expenses;

(c) \$17,014 for the purchase of legal services; and

(d) \$60,000 for the purchase of information technology services.

(2) For the 2021-22 state fiscal year, \$17,014 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of regulatory agencies under subsection (1)(c) of this section and is based on an assumption that the department of law will require an additional 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.

(3) For the 2021-22 state fiscal year, \$60,000 is appropriated to the office of the governor for use by the office of information technology. This appropriation is from reappropriated funds received from the department of regulatory agencies under subsection (1)(d) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of regulatory agencies.

(4) For the 2021-22 state fiscal year, \$21,503 is appropriated to the department of public safety for use by the Colorado bureau of investigation. This appropriation is from the Colorado bureau of investigation identification unit cash fund created in section 24-33.5-426, C.R.S. To implement this act, the department may use this appropriation as follows:

(a) \$6,251 for use by the biometric identification and records unit for personal services, which amount is based on an assumption that the

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unit will require an additional 0.1 FTE;
(b) \$15,252 for use by the biometric identification and records unit for operating expenses."

Renumber succeeding section accordingly.

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

Appropriations

After consideration on the merits, the Committee recommends that SB21-056 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 8, before line 24 insert:

"SECTION 5. Appropriation. (1) For the 2021-22 state fiscal year, \$15,419 is appropriated to the department of education. This appropriation is from the general fund. To implement this act, the department may use this appropriation for the purchase of legal services.

(2) For the 2021-22 state fiscal year, \$15,419 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of education under subsection (1) 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, line 103, strike "RECOMMENDATION." and substitute "RECOMMENDATION, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB21-058 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 8, after line 15 insert:

"SECTION 4. Appropriation. For the 2021-22 state fiscal year, \$16,692 is appropriated to the department of education. This appropriation is 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 0.2 FTE. To implement this act, the department may use this appropriation for the office of professional services."

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 SB21-100 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 SB21-104 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 SB21-115 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 the Finance Committee Report, dated March 2, 2021, page 1, after line

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13 insert: "Page 1 of the bill, line 103, strike "DISABILITIES." and substitute "DISABILITIES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1161** be referred to the Committee of the Whole with favorable recommendation.

Senate in recess. Senate reconvened.

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB21-097, SB21-102, SB21-122, SB21-093, SB21-092, SB21-021, SB21-104, SB21-115 were made Special Orders -- Consent Calendar at 9:47 a.m.

Committee of the Whole

The hour of 9:47 a.m. having arrived, Senator Moreno 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 Moreno 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:

SB21-097 by Senator(s) Garcia and Smallwood, Fields; --Concerning the continuation of the "Michael Skolnik Medical Transparency Act of 2010", and, in connection therewith, implementing the recommendation contained in the 2020 sunset report by the department of regulatory agencies.

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

SB21-102 by Senator(s) Buckner and Simpson, Fields, Ginal, Jaquez Lewis, Kirkmeyer; --Concerning the continuation of specific dental hygienist functions, and, in connection therewith, implementing the recommendations contained in the 2020 sunset report by the department of regulatory agencies.

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

SB21-122 by Senator(s) Ginal; also Representative(s) Froelich--Concerning the bulk purchase of opiate antagonists pursuant to a standing order.

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

SB21-093 by Senator(s) Bridges; --Concerning the continuation of the healthcare-associated infections and antimicrobial resistance advisory committee, and, in connection therewith, implementing the recommendation in the 2020 sunset report by the department of regulatory agencies.

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

SB21-092 by Senator(s) Kolker and Simpson, Buckner, Fields, Ginal; --Concerning the continuation of the regulation of persons who assist surgeons, and, in connection therewith, implementing the recommendations contained in the 2020 sunset report by the department of regulatory agencies.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 9, page(s) 219 and placed in members' bill files.)

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

SB21-021 by Senator(s) Buckner and Hisey, Cooke, Danielson, Liston, Pettersen, Rankin, Story, Woodward; also Representative(s) Young and Carver, Arndt, Bacon, Duran, Gray, Jodeh, Kipp, Ortiz, Titone, Valdez D., Van Beber, Woodrow--Concerning the enactment of the "Audiology and Speech-language Pathology Interstate Compact", and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, March 12, page(s) 235 and placed in members' bill files.)

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

SB21-104 by Senator(s) Zenzinger, Bridges, Buckner, Priola, Story; --Concerning the continuation of the special education fiscal advisory committee.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 26, page(s) 146 and placed in members' bill files.)

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

SB21-115 by Senator(s) Zenzinger and Lundeen, Bridges, Coleman, Donovan, Gardner, Ginal, Gonzales, Hansen, Liston, Priola, Rankin; also Representative(s) Titone and Larson, McCluskie, Ransom--Concerning the use of money in the Colorado telephone users with disabilities fund to support talking book library services for certain persons with disabilities, and, in connection therewith, making an appropriation.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, March 3, page(s) 180 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 12, page(s) 237 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 Moreno, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-097, SB21-102, SB21-122, SB21-093, SB21-092 as amended, SB21-021 as amended, SB21-104 as amended, SB21-115 as amended

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1161; SB21-006, SB21-058, SB21-100 were made Special Orders at 9:54 a.m.

Committee of the Whole The hour of 9:54 a.m. having arrived, Senator Moreno moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Moreno 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:

HB21-1161 by Representative(s) Sirota and McLachlan, Amabile, Bacon, Benavidez, Bernett, Bird, Caraveo, Froelich, Hooton, Jodeh, Kennedy, Kipp, McCluskie, McCormick, Michaelson, Jenet, Roberts, Snyder, Weissman, Woodrow, Young; also Senator(s) Zenzinger and Coram, Buckner, Cooke--Concerning suspending required statewide assessments for selected grade levels for the 2020-21 school year, and, in connection therewith, reducing an appropriation.

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

SB21-006 by Senator(s) Rodriguez; also Representative(s) Soper and Titone--Concerning the conversion of human remains to basic elements within a container using an accelerated process, and, in connection therewith, making an appropriation.

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

Amend page 6, line 25, strike "(5)(a)(II), and (5)(a)(III)" and substitute "and (5)(a)(II); and **add** (5)(a)(V)".

Page 8, strike lines 9 through 19 and substitute:

"(V) IF NATURALLY REDUCED REMAINS ARE NOT CLAIMED BY THE PERSON WITH THE RIGHT OF FINAL DISPOSITION WITHIN ONE HUNDRED EIGHTY DAYS AFTER NATURAL REDUCTION, A FUNERAL ESTABLISHMENT, FUNERAL DIRECTOR, OR MORTUARY SCIENCE PRACTITIONER MAY DISPOSE OF THE REMAINS IN AN UNRECOVERABLE MANNER BY RETURNING THE REMAINS TO THE EARTH IN A RESPECTFUL MANNER."

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

SB21-058 by Senator(s) Story and Coram; also Representative(s) Woodrow and Larson--Concerning alternative principal programs, and, in connection therewith, making an appropriation.

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, February 19, page(s) 95 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, March 12, page(s) 236 and placed in members' bill files.)

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

SB21-100 by Senator(s) Buckner, Bridges, Story, Zenzinger; --Concerning the continuation of the council of higher education representatives.

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, February 26, page(s) 145 and placed in members' bill files.)

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

Amend Committee on Education Report, dated February 25, 2021, page 1, line 7, strike "SCHEDULE" and substitute "SCHEDULED".

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 Moreno, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading:HB21-1161, SB21-006 as amended, SB21-058 as amended, SB21-100 as amended

RECONSIDERATION OF SB21-145

SB21-145 by Senator(s) Simpson, Sonnenberg; also Representative(s) Valdez D., Roberts-- Concerning the extension of the period of time that voluntary contributions that are set to expire in 2021 will appear on the state individual tax return form.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **SB21-145**.

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

SB21-145 by Senator(s) Simpson, Sonnenberg; also Representative(s) Valdez D., Roberts-- Concerning the extension of the period of time that voluntary contributions that are set to expire in 2021 will appear on the state individual tax return form.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added:Hisey, Lee, Moreno, Priola, Winter.

RECONSIDERATION OF SB21-096

SB21-096 by Senator(s) Kolker and Priola, Rodriguez; also Representative(s) Bird--Concerning the continuation of the workers' compensation classification appeals board, and, in connection therewith, implementing recommendations contained in the 2020 sunset report by the department of regulatory agencies.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **SB21-096**.

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:

SB21-096 by Senator(s) Kolker and Priola, Rodriguez; also Representative(s) Bird--Concerning the continuation of the workers' compensation classification appeals board, and, in connection therewith, implementing recommendations contained in the 2020 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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

RECONSIDERATION OF SB21-123

SB21-123 by Senator(s) Ginal and Coram; also Representative(s) McCormick--Concerning expanding the Canadian prescription drug importation program to include prescription drug suppliers from nations other than Canada upon the enactment of legislation by the United States congress authorizing such practice.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **SB21-123**.

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:

SB21-123 by Senator(s) Ginal and Coram; also Representative(s) McCormick--Concerning expanding the Canadian prescription drug importation program to include prescription drug suppliers from nations other than Canada upon the enactment of legislation by the United States congress authorizing such practice.

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

| YES | 28 | NO | 6 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

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

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-053, 055, and 083.

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-182 by Senator(s) Buckner, Coleman, Bridges, Fields, Lee, Pettersen, Story, Winter, Zenzinger; also Representative(s) Herod, Exum, Jackson, Jodeh, Ricks, Bacon, Kipp, Ortiz, Tipper, Young--Concerning school discipline, and, in connection therewith, addressing disproportionate disciplinary practices and chronic absenteeism and supporting students at risk of dropping out of school.
Education

HB21-1008 by Representative(s) Arndt and Catlin; also Senator(s) Cooke and Hansen--Concerning increased options for financing forest health projects, and, in connection therewith, financing wildfire mitigation treatments.
Agriculture & Natural Resources

HB21-1018 by Representative(s) Bennett and Van Beber; also Senator(s) Jaquez Lewis--Concerning allowing adoptive parents who are parties to adoption assistance agreements to pay for medical services that would otherwise be reimbursable under the medical assistance program.
Health & Human Services

HB21-1137 by Representative(s) Weissman and Van Winkle, Herod, Snyder, Soper; also Senator(s) Lee

and Gardner, Buckner, Cooke, Ginal--Concerning notification by legislative staff to members of the general assembly regarding rules adopted as a result of legislation. State, Veterans, & Military Affairs

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Honoring:

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Chief Dale Lyman -- By Senator Cooke

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On motion of Majority Leader Fenberg, the Senate adjourned until 10:00 a.m., Monday, March 15, 2021.

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Approved:

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Leroy M. Garcia
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-third General Assembly
STATE OF COLORADO
First Regular Session

31st Legislative Day

Tuesday, March 15, 2021

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

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

32nd Legislative Day Tuesday, March 16, 2021

| | | |
|------------------------|---|----|
| Prayer | By Senator Holbert | 10 |
| Call to Order | By the President at 9:00 a.m. | 11 |
| Roll Call | Present--31 | 12 |
| | Excused--4, Buckner, Fields, Lundeen, Rankin | 13 |
| | Present later--2, Buckner, Lundeen | 14 |
| | Remote--4, Buckner, Danielson, Kirkmeyer, Scott | 15 |
| Quorum | The President announced a quorum present. | 16 |
| Pledge | By Senator Coleman | 17 |
| Reading of the Journal | On motion of Senator Jaquez Lewis, reading of the Journal of Friday, March 12, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 18 |

SENATE SERVICES REPORT

Correctly Printed: SB21-182.
Correctly Engrossed: SB21-006, 021, 058, 092, 093, 097, 100, 102, 104, 115, and 122.
Correctly Reengrossed: SB21-096, 123, and 145.
Correctly Revised: HB21-1161.

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:

SB21-097 by Senator(s) Garcia and Smallwood, Fields; also Representative(s) Caraveo and Williams--Concerning the continuation of the "Michael Skolnik Medical Transparency Act of 2010", and, in connection therewith, implementing the recommendation contained in the 2020 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 | 31 | NO | 0 | EXCUSED | 4 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | E | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | E | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Ginal and Jaquez Lewis.

SB21-102 by Senator(s) Buckner and Simpson, Fields, Ginal, Jaquez Lewis, Kirkmeyer; also Representative(s) Duran and Will--Concerning the continuation of specific dental hygienist functions, and, in connection therewith, implementing the recommendations contained in the 2020 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 | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | E | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | 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 Woodward.

SB21-122 by Senator(s) Ginal; also Representative(s) Froelich--Concerning the bulk purchase of opiate antagonists pursuant to a standing order.

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

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | E | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

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

SB21-093 by Senator(s) Bridges; also Representative(s) Lontine--Concerning the continuation of the healthcare-associated infections and antimicrobial resistance advisory committee, and, in connection therewith, implementing the recommendation in the 2020 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 | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | E | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Ginal.

SB21-092 by Senator(s) Kolker and Simpson, Buckner, Fields, Ginal; also Representative(s) Jodeh and Soper--Concerning the continuation of the regulation of persons who assist surgeons, and, in connection therewith, implementing the recommendations contained in the 2020 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 | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | E | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Liston.

SB21-021 by Senator(s) Buckner and Hisey, Cooke, Danielson, Liston, Pettersen, Rankin, Story, Woodward; also Representative(s) Young and Carver, Arndt, Bacon, Duran, Gray, Jodeh, Kipp, Ortiz, Titone, Valdez D., Van Beber, Woodrow--Concerning the enactment of the "Audiology and Speech-language Pathology Interstate Compact", 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | E | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Bridges, Garcia, Gardner, Ginal, Jaquez Lewis, Lee, Priola, Simpson, Winter, and Zenzinger.

SB21-104 by Senator(s) Zenzinger, Bridges, Buckner, Priola, Story; also Representative(s) Kipp--Concerning the continuation of the special education fiscal advisory committee.

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

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | E | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Ginal and Winter.

SB21-115

by Senator(s) Zenzinger and Lundeen, Bridges, Coleman, Donovan, Gardner, Ginal, Gonzales, Hansen, Liston, Priola, Rankin; also Representative(s) Titone and Larson, McCluskie, Ransom--Concerning the use of money in the Colorado telephone users with disabilities fund to support talking book library services for certain persons 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 | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | E | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | 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, Story, and Winter.

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:

HB21-1161

by Representative(s) Sirota and McLachlan, Amabile, Bacon, Benavidez, Bernett, Bird, Caraveo, Froelich, Hooton, Jodeh, Kennedy, Kipp, McCluskie, McCormick, Michaelson Jenet, Roberts, Snyder, Weissman, Woodrow, Young; also Senator(s) Zenzinger and Coram, Buckner, Cooke--Concerning suspending required statewide assessments for selected grade levels for the 2020-21 school 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 | 30 | NO | 2 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | E | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | N | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | 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, Danielson, Donovan, Fenberg, Garcia, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Lee, Moreno, Pettersen, Rodriguez, Scott, Simpson, Sonnenberg, Story, and Winter.

SB21-006 by Senator(s) Rodriguez; also Representative(s) Soper and Titone--Concerning the conversion of human remains to basic elements within a container using an accelerated process, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | E | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | 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, Holbert, Jaquez Lewis, Priola, and Winter.

SB21-058 by Senator(s) Story and Coram; also Representative(s) Woodrow and Larson--Concerning alternative principal 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 | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | E | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Bridges, Garcia, Hansen, Hisey, Simpson, Sonnenberg, and Zenzinger.

SB21-100 by Senator(s) Buckner, Bridges, Story, Zenzinger; also Representative(s) McCluskie--Concerning the continuation of the council of higher education representatives.

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

| YES | 31 | NO | 1 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | E | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Garcia, Ginal, Gonzales, and Winter.

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:

SB21-084 by Senator(s) Smallwood; also Representative(s) Gray--Concerning the authority of local governments to prohibit the operation of motor vehicles upon roughed-in roads when necessary for the protection of the public.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, March 10, page(s) 211 and placed in members' bill files.)

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

SB21-141 by Senator(s) Priola and Kolker, Bridges; also Representative(s) Bernett and Baisley, Titone--Concerning the competitive solicitation method used by the statewide internet portal authority to contract for a statewide portal integrator.

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

SB21-012 by Senator(s) Donovan; also Representative(s) Roberts--Concerning measures to create opportunities for persons who acquire experience in wildland fire services through the inmate disaster relief program.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, March 12, page(s) 229 and placed in members' bill files.)

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

SB21-056 by Senator(s) Holbert and Gonzales; also Representative(s) Van Winkle and Gray-- Concerning expansion of the opportunities to administer medical marijuana at school to a student with a valid medical marijuana recommendation.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 25, page(s) 133-134 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 12, page(s) 236 and placed in members' bill files.)

Amendment No. 3(L.006), by Senator Holbert.

Amend the Senate Education Committee Report, dated February 24, 2021, page 1, strike line 5 and substitute ""(3)(d.5)(III)(D), (6), (7), (8), (9), and (10)".

Page 1, line 13, strike "REASONABLE" and substitute "REASONABLE, DOCUMENTED".

Page 1, line 14, strike "AND is" and substitute "is".

Page 2, line 2, strike "REASONABLE" and substitute "REASONABLE, DOCUMENTED".

Page 2, line 4, strike "AND is" and substitute "is".

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Page 2, strike line 21 and substitute "SECTION."

Page 2, line 22, strike ""(8)" and substitute "(8)".

Page 2, strike line 23 and substitute "SCHOOL."

Page 2, line 24, strike ""(9)" and substitute "(9)".

Page 2, line 28, strike "LAND." and substitute "LAND."

Page 2, after line 28 insert:

"(10) THE DEPARTMENT OF EDUCATION SHALL NOT SUBJECT ANY PERSON LICENSED PURSUANT TO ARTICLE 60.5 OF TITLE 22 TO ANY DISCIPLINARY ACTION RELATED TO THE POSSESSION, ADMINISTRATION, OR ASSISTANCE IN THE ADMINISTRATION OF CANNABIS-BASED MEDICINE AS ALLOWED BY THIS SECTION."

Amendment No. 4(L.007), by Senator Holbert.

Amend the Senate Education Committee Report, dated February 24, 2021, page 1, strike line 5 and substitute ""(3)(d.5)(III)(D), (6), (7), (8), (9), and (10)".

Page 1 of the committee report, after line 15 insert:

"Page 5, line 25, strike "SECTION." and substitute "SECTION AND THE INSTRUCTIONS OR PLAN FOR ADMINISTRATION FROM ONE OF THE STUDENT'S RECOMMENDING PHYSICIANS, INCLUDING DOSING, TIMING, AND DELIVERY ROUTE INSTRUCTION."

Page 6, line 8, strike "AS ALLOWED BY THIS SUBSECTION (3)(d.5)." and substitute "PURSUANT TO THE INSTRUCTIONS OR PLAN FOR ADMINISTRATION FROM ONE OF THE STUDENT'S RECOMMENDING PHYSICIANS, INCLUDING DOSING, TIMING, AND DELIVERY ROUTE INSTRUCTION."

Page 2 of the committee report, after line 28 insert:

"(10) A SCHOOL, SCHOOL DISTRICT, SCHOOL DISTRICT DIRECTOR, SCHOOL OR SCHOOL DISTRICT EMPLOYEE, OR VOLUNTEER ACTING IN GOOD FAITH IN ACCORDANCE WITH THE PROVISIONS OF THIS SECTION IS IMMUNE FROM CRIMINAL PROSECUTION AND CIVIL SUIT FOR SUCH ACTIONS."

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 Rodriguez, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-084 as amended, SB21-141, SB21-012 as amended, SB21-056 as amended

**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
STATE PLUMBING BOARD

for a term expiring July 1, 2024:

John William Hill of Colorado Springs, Colorado, a plumbing contractor engaged in the construction of residential or commercial buildings, appointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

MEMBERS OF THE
BOARD OF TRUSTEES FOR FORT LEWIS COLLEGE

effective September 1, 2020 for a term expiring January 1, 2023:

Christopher Adam Red of Ignacio, Colorado, a Republican, appointed;

effective September 1, 2020 for a term expiring January 1, 2025:

Mary Rubadeau of Durango, Colorado, a Democrat, appointed;

effective December 31, 2020 for terms expiring December 31, 2024:

Ernest Domingo House, Jr. of Aurora, Colorado, to serve as an Unaffiliated, reappointed;

Richard C. Kaufman of Centennial, Colorado, to serve as a Democrat, reappointed;

Julia Levy Duvall of Centennial, Colorado, to serve as a Democrat, appointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

DELIVERY TO THE GOVERNOR

To the Governor for signature on Friday, March 12, 2021, at 01:32 PM:
SB21-053, 055, and 083.

MESSAGE FROM THE GOVERNOR

Friday, March 12, 2021

Colorado Senate
The 73rd 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:

SB21-052 Capital Construction Supplemental
Approved on Friday, March 12, 2021 at 1:21 P.M.

SB21-109 Bond Payments For Auraria Higher Education Center
Approved on Friday, March 12, 2021 at 1:21 P.M.

Sincerely,
(signed)
Jared Polis
Governor

Monday, March 15, 2021

Colorado Senate
The 73rd 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:

SB21-053 Adjustments To School Funding Fiscal Year 2020-21
Approved on Monday, March 15, 2021 at 4:18 P.M.

Sincerely,
(signed)
Jared Polis
Governor

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

March 16, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1076, 1097, 1164, and 1123, amended as printed in House Journal, March 12, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1130.

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The House has passed on Third Reading and returns herewith SB21-090 and 068.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1130.

Without comment, as amended, HB21-1076, 1097, 1123, and 1164.

INTRODUCTION OF RESOLUTIONS

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

SJR21-005 by Senator(s) Gonzales; also Representative(s) Valdez A. and Gonzales-Gutierrez, Benavidez, Caraveo, Duran, Ortiz, Tipper, Valdez D.--Concerning the recognition of Latino Advocacy Day.

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:

SB21-183 by Senator(s) Lundeen, Cooke, Gardner; --Concerning the modification of measures to ensure law enforcement accountability. State, Veterans, & Military Affairs

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB21-1161; SB21-065

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Wednesday, March 17, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 33rd Legislative Day

 Wednesday, March 17, 2021

| | | |
|------------------------|--|----|
| Prayer | By Senator Hisey | 10 |
| Call to Order | By the President at 9:00 a.m. | 11 |
| Roll Call | Present--34 | 12 |
| | Excused--1, Fields | 13 |
| | Remote--2, Danielson, Scott | 14 |
| Quorum | The President announced a quorum present. | 15 |
| Pledge | By Senator Coleman | 16 |
| Reading of the Journal | On motion of Senator Jaquez Lewis, reading of the Journal of Tuesday, March 16, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 17 |
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SENATE SERVICES REPORT

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|---|----|
| Correctly Printed: SB21-183; SJR21-005. | 30 |
| Correctly Engrossed: SB21-012, 056, 084, and 141. | 31 |
| Correctly Reengrossed: SB21-006, 021, 058, 092, 093, 097, 100, 102, 104, 115, and 122. | 32 |
| Correctly Rerevised: HB21-1161. | 33 |
| Correctly Enrolled: SB21-068 and 090. | 34 |
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COMMITTEE OF REFERENCE REPORTS

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|-------------------------------------|--|----|
| State, Veterans, & Military Affairs | After consideration on the merits, the Committee recommends that SB21-005 be postponed indefinitely . | 41 |
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| State, Veterans, & Military Affairs | After consideration on the merits, the Committee recommends that SB21-010 be postponed indefinitely . | 49 |
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| State, Veterans, & Military Affairs | After consideration on the merits, the Committee recommends that SB21-032 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 55 |
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| Local Government | After consideration on the merits, the Committee recommends that SB21-155 be referred to the Committee of the Whole with favorable recommendation. | 61 |
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Local Government

After consideration on the merits, the Committee recommends that **HB21-1083** 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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Health & Human Services

After consideration on the merits, the Committee recommends that **SB21-117** 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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Transportation & Energy

After consideration on the merits, the Committee recommends that **SB21-072** 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, strike everything below the enacting clause and substitute:

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"SECTION 1. In Colorado Revised Statutes, 40-2-126, **amend** (3) introductory portion and (3)(a); **add** (5); and **recreate and reenact, with amendments,** (4) as follows:

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40-2-126. Transmission facilities - biennial review - energy resource zones - definition - plans - approval - cost recovery. (3) The commission ~~shall~~ MAY, CONSISTENT WITH ITS AUTHORITY, approve a utility's application for a certificate of public convenience and necessity for the COST-EFFECTIVE construction or expansion of transmission facilities pursuant to ~~paragraph (b) of subsection (2)~~ SUBSECTION (2)(b) of this section if the commission finds that:

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(a) The construction or expansion:

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(I) Is required to:

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(A) Ensure the reliable delivery of electricity to Colorado consumers, ~~or to~~ EITHER ALONE OR IN COMBINATION WITH THE CONSUMERS OF OTHER STATES SERVED BY AN ORGANIZED WHOLESALE MARKET AS DEFINED IN SECTION 40-5-108 (1)(a); OR

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(B) Enable the utility to meet the renewable energy standards set forth in section 40-2-124 OR ACHIEVE EMISSION REDUCTIONS UNDER SECTION 25-7-102 OR 40-2-125.5;

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(II) CAN REASONABLY ACCOMMODATE FUTURE EXPANSION, THROUGH THE ADDITION OF MORE LINES OR GREATER CAPACITY, AS MAY BE REQUIRED TO SUPPORT THE UTILITY'S PARTICIPATION IN AN ORGANIZED WHOLESALE MARKET AS DEFINED IN SECTION 40-5-108 (1)(a); and

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(4) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IN RESPONSE TO ANY APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR THE CONSTRUCTION OR EXPANSION OF TRANSMISSION FACILITIES THAT IS SUBMITTED TO THE COMMISSION PURSUANT TO SUBSECTION (2)(d) OF THIS SECTION, THE COMMISSION SHALL ISSUE A FINAL ORDER WITHIN ONE HUNDRED EIGHTY DAYS AFTER THE APPLICATION IS DEEMED COMPLETE AND PUBLIC NOTICE OF THE APPLICATION IS GIVEN; EXCEPT THAT THE APPLICANT MAY WAIVE THIS ONE-HUNDRED-EIGHTY-DAY DEADLINE. ABSENT SUCH WAIVER, IF THE COMMISSION DOES NOT ISSUE A FINAL ORDER WITHIN THAT PERIOD, THE APPLICATION IS DEEMED APPROVED.

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(5) IN ANY CONSTRUCTION OR EXPANSION APPROVED PURSUANT TO THIS SECTION, THE UTILITY SHALL USE ITS OWN EMPLOYEES OR QUALIFIED CONTRACTORS, OR BOTH, BUT SHALL NOT USE A CONTRACTOR UNLESS THE CONTRACTOR'S EMPLOYEES HAVE ACCESS TO AN APPRENTICESHIP PROGRAM REGISTERED WITH THE UNITED STATES DEPARTMENT OF LABOR'S OFFICE OF APPRENTICESHIP OR BY A STATE APPRENTICESHIP COUNCIL RECOGNIZED BY THAT OFFICE; EXCEPT THAT THIS APPRENTICESHIP REQUIREMENT DOES NOT APPLY TO:

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(a) THE DESIGN, PLANNING, OR ENGINEERING OF THE TRANSMISSION FACILITIES;

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(b) MANAGEMENT FUNCTIONS TO OPERATE THE TRANSMISSION FACILITIES; OR

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(c) ANY WORK PERFORMED IN RESPONSE TO A WARRANTY CLAIM.

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SECTION 2. In Colorado Revised Statutes, **add** 40-5-108 as follows:

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40-5-108. Electric utility participation in organized wholesale markets required - conditions - authority of commission - definitions.

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(1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

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(a) (I) "ORGANIZED WHOLESALE MARKET" OR "OWM" MEANS AN ENTITY ESTABLISHED FOR THE PURPOSE OF COORDINATING AND EFFICIENTLY MANAGING THE DISPATCH AND TRANSMISSION OF ELECTRICITY AMONG PUBLIC UTILITIES ON A MULTISTATE OR REGIONAL BASIS AND THAT:

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(A) IS APPROVED BY THE FEDERAL ENERGY REGULATORY COMMISSION;

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(B) EFFECTS SEPARATE CONTROL OF TRANSMISSION FACILITIES FROM CONTROL OF GENERATION FACILITIES;

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(C) IMPLEMENTS, TO THE EXTENT REASONABLY POSSIBLE, POLICIES AND PROCEDURES DESIGNED TO MINIMIZE PANCAKED TRANSMISSION RATES WITHIN COLORADO;

(D) IMPROVES, TO THE EXTENT REASONABLY POSSIBLE, SERVICE RELIABILITY WITHIN COLORADO;

(E) ACHIEVES, TO THE EXTENT REASONABLY POSSIBLE, THE OBJECTIVES OF AN OPEN AND COMPETITIVE ELECTRIC GENERATION MARKETPLACE, ELIMINATION OF BARRIERS TO MARKET ENTRY, AND PRECLUSION OF CONTROL OF BOTTLENECK ELECTRIC TRANSMISSION FACILITIES IN THE PROVISION OF RETAIL ELECTRIC SERVICE;

(F) IS OF SUFFICIENT SCOPE OR OTHERWISE OPERATES TO SUBSTANTIALLY INCREASE ECONOMICAL SUPPLY OPTIONS FOR CUSTOMERS;

(G) HAS A STRUCTURE OF GOVERNANCE OR CONTROL THAT IS INDEPENDENT OF THE OWNERSHIP AND OPERATION OF THE TRANSMISSION FACILITIES, AND NO MEMBER OF ITS BOARD OF DIRECTORS HAS AN AFFILIATION WITH A USER OR WITH AN AFFILIATE OF A USER DURING THE MEMBER'S TENURE ON THE BOARD SO AS TO UNDULY AFFECT THE OWM'S PERFORMANCE. AS USED IN THIS SUBSECTION (1)(a)(I)(G), "USER" MEANS ANY ENTITY OR AFFILIATE OF THAT ENTITY THAT BUYS OR SELLS ELECTRIC ENERGY IN THE OWM'S REGION OR IN A NEIGHBORING REGION.

(H) OPERATES UNDER POLICIES THAT PROMOTE POSITIVE PERFORMANCE DESIGNED TO SATISFY THE ELECTRICITY REQUIREMENTS OF CUSTOMERS;

(I) HAS AN INCLUSIVE AND OPEN STAKEHOLDER PROCESS THAT DOES NOT PLACE UNREASONABLE BURDENS ON, OR PRECLUDE MEANINGFUL PARTICIPATION BY, ANY STAKEHOLDER GROUP;

(J) PROMOTES AND ASSISTS NEW ECONOMIC DEVELOPMENT IN COLORADO; AND

(K) CONSISTENT WITH AND IN SUPPORT OF FERC POLICIES AND LOCAL PLANNING BY COLORADO PUBLIC UTILITIES, IS CAPABLE OF: PLANNING FOR IMPROVED EFFICIENCY OF USE, FUTURE EXPANSION, AND CONSIDERATION OF ALL OPTIONS FOR MEETING TRANSMISSION NEEDS; PROVIDING EFFECTIVE COST ALLOCATIONS THAT REFLECT BENEFITS OF TRANSMISSION INVESTMENTS; MAINTAINING REAL-TIME RELIABILITY OF THE ELECTRIC TRANSMISSION SYSTEM; ENSURING COMPARABLE AND NONDISCRIMINATORY TRANSMISSION ACCESS AND NECESSARY SERVICES; MINIMIZING SYSTEM CONGESTION; AND FURTHER ADDRESSING REAL OR POTENTIAL TRANSMISSION CONSTRAINTS.

(II) "ORGANIZED WHOLESALE MARKET" INCLUDES A REGIONAL TRANSMISSION ORGANIZATION, ALSO KNOWN AS AN RTO, AND AN INDEPENDENT SYSTEM OPERATOR, ALSO KNOWN AS AN ISO.

(b) "TRANSMISSION UTILITY" MEANS A PUBLIC UTILITY THAT:

(I) IS A WHOLESALE ELECTRICITY SUPPLIER; AND

(II) OWNS AND OPERATES ELECTRIC TRANSMISSION LINES CAPABLE OF TRANSMITTING ELECTRIC ENERGY AT A VOLTAGE OF ONE HUNDRED KILOVOLTS OR MORE.

(2) (a) (I) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (2)(a)(II) OF THIS SECTION, AND EXCEPT FOR MUNICIPALLY OWNED UTILITIES AND POWER AUTHORITIES, ALL COLORADO TRANSMISSION UTILITIES SHALL JOIN AN ORGANIZED WHOLESALE MARKET ON OR BEFORE JANUARY 1, 2030.

(II) UPON APPLICATION BY A TRANSMISSION UTILITY, THE COMMISSION MAY WAIVE OR DELAY THE REQUIREMENT STATED IN SUBSECTION (2)(a)(I) OF THIS SECTION IF:

(A) THE TRANSMISSION UTILITY HAS MADE ALL REASONABLE EFFORTS TO COMPLY WITH THE REQUIREMENT BUT IS UNABLE TO FIND A VIABLE AND AVAILABLE OWM THAT IT CAN JOIN BY JANUARY 1, 2030; OR

(B) THE COMMISSION HAS DETERMINED, BASED ON THE STUDY CONDUCTED IN ACCORDANCE WITH ARTICLE 2.3 OF THIS TITLE 40, THAT REQUIRING THE TRANSMISSION UTILITY TO JOIN AN OWM IS NOT IN THE PUBLIC INTEREST.

(b) THE COMMISSION IS DIRECTED TO PARTICIPATE ON BEHALF OF THE STATE OF COLORADO, AS IT DEEMS APPROPRIATE, IN PROCEEDINGS BEFORE THE FERC INVOLVING THE MANAGEMENT OF PHYSICAL CONNECTIONS, SHARING OF DATA, AND INTERPRETATION AND IMPLEMENTATION OF TARIFF AND BUSINESS PRACTICES BETWEEN OWMs WHOSE BOUNDARIES MEET WITHIN COLORADO.

(3) THE COMMISSION SHALL CONSIDER ALLOWING, AND MAY ALLOW, A TRANSMISSION UTILITY THAT JOINS AN OWM TO RECOVER OWM SUBSCRIPTION FEES AND OTHER PRUDENTLY INCURRED COSTS OF PARTICIPATION IN THE OWM THROUGH RATES OR THROUGH A NEW OR EXISTING TRANSMISSION RIDER.

SECTION 3. In Colorado Revised Statutes, 40-15-601, **amend (6); and add (6.5)** as follows:

40-15-601. Definitions. As used in this part 6, unless the context otherwise requires:

(6) "Electric utility" means:

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- (a) A cooperative electric association, as defined in section 40-9.5-102;
- (b) A GENERATION AND TRANSMISSION COOPERATIVE ELECTRIC ASSOCIATION; OR
- (c) THE FEDERAL WESTERN AREA POWER ADMINISTRATION WITHIN THE UNITED STATES DEPARTMENT OF ENERGY.

(6.5) "GENERATION AND TRANSMISSION COOPERATIVE ELECTRIC ASSOCIATION" HAS THE SAME MEANING AS "WHOLESALE ELECTRIC COOPERATIVE" AS SET FORTH IN SECTION 40-2-136 (3)(c).

SECTION 4. In Colorado Revised Statutes, **add** article 42 to title 40 as follows:

ARTICLE 42

Colorado Electric Transmission Authority Act

40-42-101. Short title. THE SHORT TITLE OF THIS ARTICLE 42 IS THE "COLORADO ELECTRIC TRANSMISSION AUTHORITY ACT".

40-42-102. Definitions. AS USED IN THIS ARTICLE 42, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "ACQUIRE" MEANS TO OBTAIN ELIGIBLE FACILITIES BY LEASE, CONSTRUCTION, RECONSTRUCTION, PURCHASE, OR, AS AUTHORIZED BY SECTION 40-42-104 (1)(q) AND SUBJECT TO THE REQUIREMENTS OF ARTICLES 1 TO 7 OF TITLE 38, THE EXERCISE OF THE POWER OF EMINENT DOMAIN.

(2) "AUTHORITY" MEANS THE COLORADO ELECTRIC TRANSMISSION AUTHORITY CREATED IN SECTION 40-42-103.

(3) "BOARD" MEANS THE BOARD OF DIRECTORS OF THE AUTHORITY.

(4) "BONDS" MEANS ELECTRIC TRANSMISSION BONDS ISSUED AS AUTHORIZED BY THIS ARTICLE 42 AND INCLUDES NOTES, WARRANTS, BONDS, TEMPORARY BONDS, AND ANTICIPATION NOTES ISSUED BY THE AUTHORITY.

(5) "COMMISSION" MEANS THE PUBLIC UTILITIES COMMISSION CREATED IN SECTION 40-2-101.

(6) "ELECTRIC TRANSMISSION AUTHORITY OPERATIONAL FUND" OR "OPERATIONAL FUND" MEANS THE FUND CREATED IN SECTION 40-42-106.

(7) "ELECTRIC TRANSMISSION BONDING FUND" OR "BONDING FUND" MEANS THE FUND CREATED IN SECTION 40-42-105 (3).

(8) "ELECTRIC UTILITY" MEANS AN ENTITY OPERATING FOR THE PURPOSE OF SUPPLYING OR TRANSMITTING ELECTRICITY TO THE PUBLIC FOR DOMESTIC, MECHANICAL, OR PUBLIC USES AND INCLUDES AN INVESTOR-OWNED ELECTRIC UTILITY SUBJECT TO REGULATION UNDER ARTICLES 1 TO 7 OF THIS TITLE 40, A MUNICIPALLY OWNED UTILITY, A TRANSMISSION UTILITY, AS DEFINED IN SECTION 40-5-108 (1)(b), A COOPERATIVE ELECTRIC ASSOCIATION, A NONPROFIT ELECTRIC CORPORATION OR ASSOCIATION, AND EVERY OTHER VERTICALLY INTEGRATED SUPPLIER OF ELECTRIC ENERGY SUPPLYING ELECTRIC ENERGY FOR ITS CUSTOMERS OR FOR THE USE OF ITS OWN MEMBERS.

(9) "ELIGIBLE FACILITIES" MEANS FACILITIES THAT ARE FINANCED OR ACQUIRED BY THE AUTHORITY.

(10) "FACILITIES" MEANS ELECTRIC TRANSMISSION FACILITIES AND ALL RELATED STRUCTURES, PROPERTIES, AND SUPPORTING INFRASTRUCTURE, INCLUDING ANY INTERESTS THEREIN. THE TERM DOES NOT INCLUDE INTERCONNECTION FACILITIES FROM AN ELECTRIC GENERATOR OR STORAGE PROJECT TO A FACILITY.

(11) "FERC" MEANS THE FEDERAL ENERGY REGULATORY COMMISSION.

(12) "FINANCE" OR "FINANCING" MEANS THE LENDING OF BOND PROCEEDS BY THE AUTHORITY TO A PUBLIC UTILITY OR OTHER PRIVATE PERSON FOR THE PURPOSE OF PLANNING, ACQUIRING, OPERATING, AND MAINTAINING ELIGIBLE FACILITIES IN WHOLE OR IN PART BY THE PUBLIC UTILITY OR OTHER PRIVATE PERSON.

(13) "LOCAL GOVERNMENT" MEANS A COUNTY, HOME RULE OR STATUTORY CITY, TOWN, TERRITORIAL CHARTER CITY, OR CITY AND COUNTY.

(14) "PROJECT" MEANS AN UNDERTAKING BY THE AUTHORITY TO FINANCE OR TO PLAN, ACQUIRE, MAINTAIN, AND OPERATE ELIGIBLE FACILITIES LOCATED PARTLY OR ENTIRELY WITHIN COLORADO.

(15) "STORAGE" MEANS THE CONSTRUCTION, EXPANSION, OR USE OF AN ENERGY STORAGE SYSTEM, AS DEFINED IN SECTION 40-2-202 (2).

40-42-103. Authority - creation - board - open meetings and open records. (1) THE COLORADO ELECTRIC TRANSMISSION AUTHORITY IS HEREBY CREATED AS AN INDEPENDENT PUBLIC BODY POLITIC AND CORPORATE. THE AUTHORITY IS A PUBLIC INSTRUMENTALITY, AND ITS EXERCISE OF THE POWERS AS AUTHORIZED BY THIS ARTICLE 42 IS THE PERFORMANCE OF AN ESSENTIAL PUBLIC FUNCTION. THE AUTHORITY IS A POLITICAL SUBDIVISION OF THE STATE, IS NOT AN AGENCY OF STATE GOVERNMENT, AND IS NOT SUBJECT TO ADMINISTRATIVE DIRECTION BY ANY DEPARTMENT, COMMISSION, BOARD, OR AGENCY OF THE STATE.

(2) (a) THE POWERS OF THE AUTHORITY ARE VESTED IN A BOARD OF DIRECTORS, WHICH CONSISTS OF THE FOLLOWING NINE MEMBERS:

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(I) TWO MEMBERS APPOINTED BY THE GOVERNOR WITH THE CONSENT OF THE SENATE;

(II) THE DIRECTOR OF THE COLORADO ENERGY OFFICE CREATED IN SECTION 24-38.5-101 OR THE DIRECTOR'S DESIGNEE;

(III) THREE MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES; AND

(IV) THREE MEMBERS APPOINTED BY THE PRESIDENT OF THE SENATE.

(b) THE APPOINTED MEMBERS OF THE BOARD MUST HAVE THE FOLLOWING QUALIFICATIONS:

(I) OF THE MEMBERS APPOINTED BY THE GOVERNOR, ONE MUST HAVE EXPERTISE IN FINANCIAL MATTERS INVOLVING THE FINANCING OF MAJOR ELECTRIC TRANSMISSION PROJECTS AND THE OTHER MUST REPRESENT THE INTERESTS OF ELECTRIC UTILITY CUSTOMERS RESIDING WEST OF THE CONTINENTAL DIVIDE;

(II) OF THE MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, ONE MUST HAVE UTILITY EXPERIENCE;

(III) OF THE MEMBERS APPOINTED BY THE PRESIDENT OF THE SENATE, ONE MUST REPRESENT THE INTERESTS OF WILDLIFE CONSERVATION AND LAND USE;

(IV) OF THE MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE:

(A) ONE MUST REPRESENT THE INTERESTS OF ORGANIZED LABOR;

(B) ONE MUST REPRESENT THE INTERESTS OF RESIDENTIAL CUSTOMERS OF ELECTRIC UTILITIES;

(C) ONE MUST REPRESENT THE INTERESTS OF COMMERCIAL OR INDUSTRIAL CUSTOMERS OF ELECTRIC UTILITIES; AND

(D) ONE MUST HAVE KNOWLEDGE OF RENEWABLE ENERGY DEVELOPMENT.

(c) A MEMBER OF THE BOARD SHALL NOT REPRESENT A PERSON THAT OWNS OR OPERATES FACILITIES.

(d) BOARD MEMBERS SHALL SERVE FOUR-YEAR TERMS; EXCEPT THAT, OF THE APPOINTED MEMBERS INITIALLY APPOINTED TO THE BOARD, ONE OF THE MEMBERS APPOINTED BY THE GOVERNOR AND ONE OF THE MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL SERVE INITIAL TERMS OF THREE YEARS AND ONE OF THE MEMBERS APPOINTED BY THE GOVERNOR AND ONE OF THE MEMBERS APPOINTED BY THE PRESIDENT OF THE SENATE SHALL SERVE INITIAL TERMS OF TWO YEARS. THE REMAINDER OF THE APPOINTED MEMBERS INITIALLY APPOINTED TO THE BOARD SHALL SERVE FOUR-YEAR TERMS. THEREAFTER, ALL APPOINTED MEMBERS OF THE BOARD SHALL SERVE FOUR-YEAR TERMS. A VACANCY IN THE MEMBERSHIP OF THE BOARD MUST BE FILLED IN THE SAME MANNER AS THE ORIGINAL APPOINTMENT FOR THE REMAINDER OF THE EXPIRED TERM ONLY.

(e) AN APPOINTED MEMBER OF THE BOARD IS ELIGIBLE FOR REAPPOINTMENT. AN APPOINTING AUTHORITY MAY REMOVE A MEMBER OF THE BOARD FOR CAUSE.

(f) BOARD MEMBERS SHALL NOT RECEIVE COMPENSATION FOR THEIR SERVICES BUT SHALL BE REIMBURSED FOR THEIR REASONABLE AND NECESSARY TRAVEL AND OTHER EXPENSES INCURRED IN THE PERFORMANCE OF THEIR OFFICIAL DUTIES.

(3) THE MEMBERS OF THE BOARD SHALL ELECT A CHAIR AND A VICE-CHAIR. FOUR MEMBERS OF THE BOARD CONSTITUTE A QUORUM.

(4) THE AUTHORITY IS SUBJECT TO THE OPEN MEETINGS PROVISIONS OF THE "COLORADO SUNSHINE ACT OF 1972", ARTICLE 6 OF TITLE 24, AND TO THE "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF TITLE 24. HOWEVER, INFORMATION OBTAINED BY THE AUTHORITY THAT IS DESIGNATED BY THE BOARD AS PROPRIETARY TECHNICAL OR BUSINESS INFORMATION IS CONFIDENTIAL AND IS NOT SUBJECT TO INSPECTION PURSUANT TO THE "COLORADO OPEN RECORDS ACT". INFORMATION THAT THE BOARD MAY DESIGNATE AS PROPRIETARY CONFIDENTIAL INFORMATION INCLUDES POWER PURCHASE AGREEMENTS, COSTS OF PRODUCTION, COSTS OF TRANSMISSION, TRANSMISSION SERVICE AGREEMENTS, CREDIT REVIEWS, DETAILED POWER MODELS, AND FINANCING STATEMENTS.

40-42-104. General and specific powers and duties of the authority.

(1) EXCEPT AS OTHERWISE LIMITED BY THIS ARTICLE 42, THE AUTHORITY, ACTING THROUGH THE BOARD, HAS THE POWER TO:

(a) HOLD AND EXERCISE ALL RIGHTS, DUTIES, PRIVILEGES, IMMUNITIES, LIABILITIES, AND DISABILITIES OF A BODY CORPORATE AND A POLITICAL SUBDIVISION OF THE STATE;

(b) SUE AND BE SUED;

(c) HAVE AN OFFICIAL SEAL AND ALTER THE SEAL AT THE BOARD'S PLEASURE;

(d) ESTABLISH REASONABLE ADMINISTRATIVE AND PROCEDURAL

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BYLAWS FOR ITS ORGANIZATION AND INTERNAL MANAGEMENT AND FOR THE CONDUCT OF ITS AFFAIRS AND BUSINESS;

(e) MAINTAIN AN OFFICE AT ANY PLACE IN COLORADO THAT IT MAY DETERMINE;

(f) ACQUIRE, HOLD, USE, OWN IN WHOLE OR IN PART, LEASE, RENT, AND DISPOSE OF REAL AND PERSONAL PROPERTY AND ITS INCOME, REVENUE, FUNDS, AND MONEY;

(g) SOLICIT AND RECEIVE AND EXPEND GIFTS, GRANTS, AND DONATIONS;

(h) MAKE AND ENTER INTO ALL CONTRACTS, LEASES, AND AGREEMENTS, INCLUDING INTERGOVERNMENTAL AGREEMENTS AND ASSIGNMENTS OF PAYMENTS TO HOST LANDOWNERS, THAT ARE NECESSARY OR INCIDENTAL TO THE PERFORMANCE OF ITS DUTIES AND THE EXERCISE OF ITS POWERS UNDER THIS ARTICLE 42, INCLUDING:

(I) CONTRACTS TO PURCHASE AND DISPOSE OF ELIGIBLE FACILITIES;

(II) CONTRACTS FOR THE LEASE AND OPERATION BY THE AUTHORITY OF ELIGIBLE FACILITIES OWNED BY AN ELECTRIC UTILITY OR OTHER PRIVATE PERSON; AND

(III) CONTRACTS FOR LEASING ELIGIBLE FACILITIES OWNED BY THE AUTHORITY, SUBJECT TO THE REQUIREMENT THAT THE AUTHORITY DEPOSIT ANY REVENUE DERIVED PURSUANT TO THE LEASE INTO THE ELECTRIC TRANSMISSION BONDING FUND;

(i) UNLESS OTHERWISE SPECIFICALLY PROHIBITED BY THIS ARTICLE 42, DEPOSIT MONEY OF THE AUTHORITY IN ANY BANKING INSTITUTION WITHIN OR OUTSIDE THE STATE;

(j) FIX THE TIME AND PLACE OR PLACES AT WHICH ITS REGULAR AND SPECIAL MEETINGS ARE TO BE HELD;

(k) HIRE A CHIEF EXECUTIVE OFFICER OF THE AUTHORITY AND AUTHORIZE THE CHIEF EXECUTIVE OFFICER TO HIRE OTHER STAFF AS NECESSARY FOR THE OPERATION OF THE AUTHORITY;

(l) USE THE SERVICES OF EXECUTIVE DEPARTMENTS OF THE STATE UPON MUTUALLY AGREEABLE TERMS AND CONDITIONS;

(m) ENTER INTO PARTNERSHIPS WITH PUBLIC OR PRIVATE ENTITIES;

(n) IDENTIFY AND ESTABLISH CORRIDORS FOR THE TRANSMISSION OF ELECTRICITY WITHIN THE STATE, SUBJECT TO SITING AND LAND USE APPROVAL BY THE LOCAL GOVERNMENT WITH SITING AND LAND USE AUTHORITY PURSUANT TO ARTICLE 65.1 OF TITLE 24;

(o) THROUGH PARTICIPATION IN APPROPRIATE REGIONAL TRANSMISSION FORUMS AND OTHER ORGANIZATIONS, INCLUDING ORGANIZED WHOLESALE MARKETS, AS DEFINED IN SECTION 40-5-108 (1)(a), COORDINATE, INVESTIGATE, PLAN, PRIORITIZE, AND NEGOTIATE WITH ENTITIES WITHIN AND OUTSIDE COLORADO FOR THE ESTABLISHMENT OF INTERSTATE TRANSMISSION CORRIDORS AND ENGAGE IN OTHER TRANSMISSION PLANNING ACTIVITIES THAT WOULD INCREASE GRID RELIABILITY, HELP COLORADO MEET ITS CLEAN ENERGY GOALS, AND AID IN ECONOMIC DEVELOPMENT;

(p) SUBJECT TO THE REQUIREMENTS OF SUBSECTION (2) OF THIS SECTION, CONDUCT A TRANSPARENT AND COMPETITIVE PROCESS TO SELECT A QUALIFIED TRANSMISSION OPERATOR, AS DEFINED BY THE COMMISSION, TO ASSUME THE RESPONSIBILITY TO CARRY OUT ALL REQUIRED FINANCING, PLANNING, ACQUISITION, MAINTENANCE, AND OPERATION OF ELIGIBLE FACILITIES NECESSARY OR USEFUL FOR THE ACCOMPLISHMENT OF THE PURPOSES OF THIS ARTICLE 42;

(q) SUBJECT TO THE REQUIREMENTS OF ARTICLES 1 TO 7 OF TITLE 38, HAVE AND EXERCISE THE POWER OF EMINENT DOMAIN FOR ACQUIRING PROPERTY OR RIGHTS-OF-WAY, EXCEPT PROPERTY OR RIGHTS-OF-WAY OWNED BY A LOCAL GOVERNMENT, IF NEEDED FOR PROJECTS AND IF THE COMMISSION DETERMINES THAT THE ACQUISITION DOES NOT INVOLVE A TAKING OF THE PROPERTY OF AN ELECTRIC UTILITY OR MATERIALLY DIMINISH ELECTRIC SERVICE RELIABILITY OF THE TRANSMISSION SYSTEM IN COLORADO; EXCEPT THAT, IF LAND TO BE ACQUIRED THROUGH EMINENT DOMAIN IS SUBJECT TO A PERPETUAL CONSERVATION EASEMENT, THE AUTHORITY SHALL PAY COMPENSATION TO THE OWNER AS THOUGH THE LAND WERE NOT SUBJECT TO A PERPETUAL CONSERVATION EASEMENT.

(r) FOR ANY PROJECT, PROVIDE INFORMATION AND TRAINING TO EMPLOYEES OF THE PROJECT REGARDING:

(I) ANY UNIQUE HAZARDS THAT MAY BE POSED BY THE PROJECT;

(II) SAFE WORK PRACTICES; AND

(III) EMERGENCY PROCEDURES;

(s) ISSUE BONDS AS NECESSARY TO UNDERTAKE A PROJECT;

(t) COLLECT PAYMENTS OF REASONABLE RATES, FEES, INTEREST, OR OTHER CHARGES FROM PERSONS USING ELIGIBLE FACILITIES TO FINANCE ELIGIBLE FACILITIES AND FOR OTHER SERVICES RENDERED BY THE AUTHORITY, SUBJECT TO THE REQUIREMENT THAT ANY REVENUE DERIVED FROM PAYMENTS

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MADE TO THE AUTHORITY SHALL BE DEPOSITED IN THE ELECTRIC TRANSMISSION BONDING FUND;

(u) MAKE DETERMINATIONS ABOUT THE EFFICIENT USE OF EXISTING RIGHTS-OF-WAY ON PROJECTS IT PROPOSES TO DEVELOP AS A PRECONDITION TO PIONEERING NEW RIGHTS-OF-WAY FOR SUCH PROJECTS; AND

(v) DO ANY AND ALL THINGS NECESSARY OR CONVENIENT TO CARRY OUT ITS PURPOSES AND EXERCISE THE POWERS GIVEN AND GRANTED IN THIS ARTICLE 42.

(2) EXCEPT AS PROVIDED IN THIS SUBSECTION (2), THE AUTHORITY SHALL NOT ENTER INTO A PROJECT IF AN ELECTRIC UTILITY OR A NONINCUMBENT TRANSMISSION PROVIDER OR OTHER ENTITY IS CONSTRUCTING OR HAS CONSTRUCTED THE FACILITIES OR IS PROVIDING THE SERVICES CONTEMPLATED BY THE AUTHORITY. BEFORE THE AUTHORITY ENTERS INTO A PROJECT, THE FOLLOWING PROCEDURAL REQUIREMENTS MUST BE MET:

(a) THE AUTHORITY SHALL PROVIDE TO EACH ELECTRIC UTILITY AND THE COMMISSION AND PUBLISH AT LEAST ONCE IN A NEWSPAPER OF GENERAL CIRCULATION IN COLORADO, AT LEAST ONCE IN A NEWSPAPER OF GENERAL CIRCULATION IN THE AREA WHERE THE ELIGIBLE FACILITIES WILL BE LOCATED, AND CONTINUOUSLY ON A PUBLICLY ACCESSIBLE WEB PAGE MAINTAINED BY THE AUTHORITY AN INITIAL NOTICE DESCRIBING THE PROJECT THAT THE AUTHORITY IS CONSIDERING.

(b) ANY PERSON WITH AN INTEREST THAT MAY BE AFFECTED BY THE PROPOSED PROJECT HAS THIRTY DAYS AFTER THE DATE OF THE LAST PRINTED PUBLICATION OF THE INITIAL NOTICE TO SUBMIT A WRITTEN CHALLENGE CONCERNING THE PROPOSED PROJECT TO THE AUTHORITY. IF THE AUTHORITY RECEIVES A CHALLENGE WITHIN THE THIRTY DAYS, THE AUTHORITY SHALL HOLD A PUBLIC HEARING NO SOONER THAN THIRTY DAYS AFTER RECEIVING THE CHALLENGE AND AT LEAST TWO WEEKS AFTER POSTING NOTICE OF THE HEARING IN THE SAME NEWSPAPERS IN WHICH AND WEB PAGE ON WHICH THE INITIAL NOTICE WAS GIVEN. FOLLOWING THE PUBLIC HEARING, THE AUTHORITY SHALL MAKE A FINAL DETERMINATION ON WHETHER THE AUTHORITY WILL IMPLEMENT THE PROPOSED PROJECT AND GIVE NOTICE OF THE DETERMINATION IN THE SAME NEWSPAPERS AND ON THE SAME WEB PAGE AS THE INITIAL NOTICE GIVEN. ANY PERSON OR GOVERNMENTAL ENTITY PARTICIPATING IN THE HEARING MAY APPEAL THE FINAL DETERMINATION BY FILING A NOTICE OF APPEAL WITH THE DISTRICT COURT FOR THE CITY AND COUNTY OF DENVER WITHIN THIRTY-FIVE DAYS AFTER THE DATE OF THE FINAL DETERMINATION.

(c) ELECTRIC UTILITIES AND OTHER PERSONS WILLING AND ABLE TO PROVIDE MONEY FOR, ACQUIRE, MAINTAIN, AND OPERATE THE ELIGIBLE FACILITIES DESCRIBED IN THE NOTICE HAVE THE FOLLOWING PERIOD WITHIN WHICH TO NOTIFY THE AUTHORITY OF INTENTION AND ABILITY TO PROVIDE MONEY FOR, ACQUIRE, MAINTAIN, AND OPERATE THE ELIGIBLE FACILITIES DESCRIBED IN THE NOTICE:

(I) WITHIN NINETY DAYS AFTER THE DATE OF THE LAST PRINTED PUBLICATION OF THE INITIAL NOTICE IF NO CHALLENGE IS RECEIVED PURSUANT TO SUBSECTION (2)(b) OF THIS SECTION; OR

(II) WITHIN NINETY DAYS AFTER THE DATE OF THE NOTICE OF DETERMINATION IF A CHALLENGE IS RECEIVED PURSUANT TO SUBSECTION (2)(b) OF THIS SECTION.

(d) ABSENT NOTIFICATION BY AN ELECTRIC UTILITY OR OTHER PERSON PURSUANT TO SUBSECTION (2)(c) OF THIS SECTION, OR IF A PERSON, HAVING GIVEN NOTICE OF INTENTION TO PROVIDE MONEY FOR, ACQUIRE, MAINTAIN, AND OPERATE THE ELIGIBLE FACILITIES CONTEMPLATED BY THE AUTHORITY, FAILS TO MAKE A GOOD-FAITH EFFORT TO BEGIN TO DO SO WITHIN SIX MONTHS AFTER THE DATE THE PERSON NOTIFIED THE AUTHORITY OF ITS INTENTION, THE AUTHORITY MAY PROCEED TO FINANCE, PLAN, ACQUIRE, MAINTAIN, AND OPERATE THE ELIGIBLE FACILITIES ORIGINALLY CONTEMPLATED. HOWEVER, A PERSON THAT, WITHIN THE TIME REQUIRED, HAS MADE NECESSARY APPLICATIONS TO ACQUIRE FEDERAL, STATE, LOCAL, OR PRIVATE PERMITS, CERTIFICATES, OR OTHER APPROVALS NECESSARY TO ACQUIRE THE ELIGIBLE FACILITIES IS DEEMED TO HAVE COMMENCED THE ACQUISITION AS LONG AS THE PERSON DILIGENTLY PURSUES THE PERMITS, CERTIFICATES, OR OTHER APPROVALS.

(3) IN SOLICITING AND ENTERING INTO CONTRACTS FOR THE TRANSMISSION OR STORAGE OF ELECTRICITY, THE AUTHORITY AND ANY PERSON LEASING OR OPERATING ELIGIBLE FACILITIES FINANCED OR ACQUIRED BY THE AUTHORITY SHALL, IF PRACTICABLE, GIVE PRIORITY TO THOSE CONTRACTS THAT WILL TRANSMIT OR STORE ELECTRICITY TO BE SOLD AND CONSUMED IN COLORADO.

(4) NEITHER THE AUTHORITY NOR ANY ELIGIBLE FACILITIES ACQUIRED BY THE AUTHORITY ARE SUBJECT TO THE SUPERVISION, REGULATION, CONTROL, OR JURISDICTION OF THE COMMISSION.

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(5) (a) OWNERSHIP OF ELIGIBLE FACILITIES BY THE AUTHORITY MAY NOT EXCEED THE EXTENT AND DURATION NECESSARY OR USEFUL TO PROMOTE THE PUBLIC INTEREST. BEFORE BECOMING AN OWNER OR PARTIAL OWNER OF AN ELIGIBLE FACILITY, THE AUTHORITY SHALL DEVELOP A PLAN IDENTIFYING:

- (I) THE PUBLIC PURPOSES OF THE AUTHORITY'S OWNERSHIP;
- (II) THE CONDITIONS THAT WOULD MAKE THE AUTHORITY'S OWNERSHIP NO LONGER NECESSARY FOR ACCOMPLISHING THOSE PUBLIC PURPOSES; AND
- (III) A PLAN TO DIVEST THE AUTHORITY OF OWNERSHIP OF THE FACILITY AS SOON AS ECONOMICALLY PRUDENT ONCE THOSE CONDITIONS OCCUR.

(b) FOR ELIGIBLE FACILITIES THAT ARE LEASED TO ANOTHER ENTITY BY THE AUTHORITY, AT THE END OF THE LEASE, ABSENT DEFAULT BY THE LESSEE, THE AUTHORITY SHALL CONVEY ITS INTEREST IN THE FACILITIES TO THE LESSEE AT A PRICE THAT REFLECTS THE CURRENT FAIR MARKET VALUE.

(c) ELIGIBLE FACILITIES OWNED BY THE AUTHORITY ARE SUBJECT TO THE REQUIREMENTS OF VALUATION AND TAXATION AS SET FORTH IN ARTICLES 4 AND 5 OF TITLE 39.

(d) NEITHER THE AUTHORITY NOR ANY ENERGY ASSETS OWNED OR CONTROLLED BY THE AUTHORITY OR ANY ELECTRIC UTILITY, OTHER THAN MUNICIPAL UTILITIES OR POWER AUTHORITIES, PURSUANT TO THIS ARTICLE 42 ARE EXEMPT FROM PROPERTY TAXES.

(6) (a) AN ELECTRIC UTILITY THAT IS SUBJECT TO RATE REGULATION BY THE COMMISSION MAY RECOVER THE CAPITAL COST OF A PROJECT UNDERTAKEN PURSUANT TO THIS ARTICLE 42 FROM ITS RETAIL CUSTOMERS ONLY IF THE PROJECT HAS RECEIVED A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FROM THE COMMISSION. AN ELECTRIC UTILITY THAT IS A MUNICIPALLY OWNED UTILITY EXEMPT FROM REGULATION BY THE COMMISSION MAY RECOVER SUCH COSTS ONLY IF THE PROJECT HAS BEEN APPROVED BY THE GOVERNING BODY OF THE MUNICIPALITY. A COOPERATIVE ELECTRIC ASSOCIATION EXEMPT FROM REGULATION BY THE COMMISSION MAY RECOVER SUCH COSTS ONLY IF THE PROJECT HAS BEEN APPROVED BY THE BOARD OF DIRECTORS OF THE COOPERATIVE ELECTRIC ASSOCIATION.

(b) COSTS ASSOCIATED WITH A PROJECT UNDERTAKEN PURSUANT TO THIS ARTICLE 42 ARE NOT RECOVERABLE FROM RETAIL UTILITY CUSTOMERS EXCEPT TO THE EXTENT THE COSTS ARE PRUDENTLY INCURRED AND THE PROJECT IS USED AND USEFUL IN SERVING THOSE CUSTOMERS.

(7) THE AUTHORITY MAY SELL ANY OF ITS FACILITIES TO A COLORADO ELECTRIC UTILITY.

(8) THE AUTHORITY MAY PETITION THE FERC FOR A CLARIFICATION OF THE EXCLUSIVE OR CONCURRENT JURISDICTION OF THE FERC OVER ANY MATTER CONSIDERED OR ACTION TAKEN BY THE AUTHORITY UNDER THIS ARTICLE 42. THE GENERAL ASSEMBLY DECLARES ITS INTENT THAT THE AUTHORITY AND THE COMMISSION BE ABLE TO CARRY OUT THEIR POWERS AND DUTIES TO THE BROADEST EXTENT POSSIBLE, CONSISTENT WITH PRINCIPLES OF FEDERALISM, TO ACHIEVE THE GOALS AND EFFECTUATE THE PURPOSES OF THIS ARTICLE 42.

(9) NOTHING IN THIS SECTION WAIVES OR SUPERSEDES THE APPLICATION OF SECTION 29-20-108 OR 40-5-101 (3) TO A PROJECT PROPOSED OR DEVELOPED BY THE AUTHORITY.

40-42-105. Electric transmission bonds - conditions of issuance - electric transmission bonding fund creation - auditor examination - payment from bonding fund - exemption from taxation. (1) THE AUTHORITY MAY ISSUE AND SELL ELECTRIC TRANSMISSION BONDS, PAYABLE SOLELY FROM THE ELECTRIC TRANSMISSION BONDING FUND, IN COMPLIANCE WITH THIS ARTICLE 42 FOR THE PURPOSE OF ENTERING INTO A PROJECT WHEN THE AUTHORITY DETERMINES THAT THE PROJECT IS NEEDED. THIS ARTICLE 42 IS, WITHOUT REFERENCE TO ANY OTHER LAW, FULL AUTHORITY FOR THE ISSUANCE AND SALE OF BONDS. BONDS HAVE ALL THE QUALITIES OF INVESTMENT SECURITIES UNDER THE "UNIFORM COMMERCIAL CODE", TITLE 4, AND SHALL NOT BE DEEMED INVALID FOR ANY IRREGULARITY OR DEFECT OR BE CONTESTABLE IN THE HANDS OF BONA FIDE PURCHASERS OR HOLDERS OF THE BONDS FOR VALUE.

(2) (a) BONDS MAY BE EXECUTED AND DELIVERED BY THE AUTHORITY AT SUCH TIMES; MAY BE IN SUCH FORM AND DENOMINATIONS AND INCLUDE SUCH TERMS AND MATURITIES; MAY BE SUBJECT TO OPTIONAL OR MANDATORY REDEMPTION PRIOR TO MATURITY WITH OR WITHOUT A PREMIUM; MAY BE IN FULLY REGISTERED FORM OR BEARER FORM REGISTRABLE AS TO PRINCIPAL OR INTEREST OR BOTH; MAY BEAR SUCH CONVERSION PRIVILEGES; MAY BE PAYABLE IN SUCH INSTALLMENTS AND AT SUCH TIMES NOT EXCEEDING THIRTY YEARS; MAY BE PAYABLE AT SUCH PLACE OR PLACES WHETHER WITHIN OR WITHOUT THE STATE; MAY BEAR INTEREST AT SUCH RATE OR RATES PER ANNUM, WHICH MAY BE FIXED OR VARY ACCORDING TO INDEX, PROCEDURE, OR FORMULA OR AS DETERMINED BY THE AUTHORITY OR ITS AGENTS, WITHOUT REGARD TO ANY

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INTEREST RATE LIMITATION APPEARING IN ANY OTHER LAW OF THE STATE; MAY BE SUBJECT TO PURCHASE AT THE OPTION OF THE HOLDER OR THE AUTHORITY; MAY BE EVIDENCED IN SUCH MANNER; MAY BE EXECUTED BY SUCH OFFICERS OF THE AUTHORITY, INCLUDING THE USE OF ONE OR MORE FACSIMILE SIGNATURES SO LONG AS AT LEAST ONE MANUAL SIGNATURE APPEARS ON THE BONDS, WHICH MAY BE EITHER OF AN OFFICER OF THE AUTHORITY OR OF AN AGENT AUTHENTICATING THE SAME; MAY BE IN THE FORM OF COUPON BONDS THAT HAVE ATTACHED INTEREST COUPONS BEARING A MANUAL OR FACSIMILE SIGNATURE OF AN OFFICER OF THE AUTHORITY; AND MAY CONTAIN SUCH PROVISIONS NOT INCONSISTENT WITH THIS ARTICLE 42, ALL AS PROVIDED IN THE RESOLUTION OF THE AUTHORITY UNDER WHICH THE BONDS ARE AUTHORIZED TO BE ISSUED OR AS PROVIDED IN A TRUST INDENTURE BETWEEN THE AUTHORITY AND ANY COMMERCIAL BANK OR TRUST COMPANY HAVING FULL TRUST POWERS.

(b) (I) BONDS MAY BE SOLD AT PUBLIC OR PRIVATE SALE AT SUCH PRICE OR PRICES, IN SUCH MANNER, AND AT SUCH TIMES AS DETERMINED BY THE BOARD, AND THE BOARD MAY PAY ALL FEES, EXPENSES, AND COMMISSIONS THAT IT DEEMS NECESSARY OR ADVANTAGEOUS IN CONNECTION WITH THE SALE OF BONDS.

(II) THE BOARD MAY DELEGATE TO AN OFFICER OR AGENT OF THE BOARD THE POWER TO:

- (A) FIX THE DATE OF SALE OF BONDS;
- (B) RECEIVE BIDS OR PROPOSALS;
- (C) AWARD AND SELL BONDS;
- (D) FIX INTEREST RATES; AND
- (E) TAKE ALL OTHER ACTION NECESSARY TO SELL AND DELIVER BONDS.

(III) THE AUTHORITY MAY REFUND ANY OUTSTANDING BONDS PURSUANT TO ARTICLE 56 OF TITLE 11.

(IV) ALL BONDS AND ANY INTEREST COUPONS APPLICABLE TO THE BONDS ARE DECLARED TO BE NEGOTIABLE INSTRUMENTS.

(c) BONDS ARE EXEMPT FROM TAXATION BY THE STATE AND ANY COUNTY, CITY AND COUNTY, MUNICIPALITY, OR OTHER POLITICAL SUBDIVISION OF THE STATE.

(d) PUBLIC ENTITIES, AS DEFINED IN SECTION 24-75-601 (1), MAY INVEST PUBLIC MONEY IN BONDS SO LONG AS THE BONDS SATISFY THE INVESTMENT REQUIREMENTS ESTABLISHED IN PART 6 OF ARTICLE 75 OF TITLE 24.

(e) NEITHER A MEMBER OF THE BOARD NOR AN EMPLOYEE OF THE AUTHORITY NOR ANY PERSON EXECUTING BONDS IS LIABLE PERSONALLY ON THE BONDS OR SUBJECT TO ANY PERSONAL LIABILITY BY REASON OF THE ISSUANCE OF THE BONDS.

(3) (a) (I) THE ELECTRIC TRANSMISSION BONDING FUND IS CREATED IN THE AUTHORITY. THE BONDING FUND CONSISTS OF:

- (A) REVENUE RECEIVED BY THE AUTHORITY FROM OPERATING OR LEASING ELIGIBLE FACILITIES;
- (B) FEES AND SERVICE CHARGES COLLECTED;
- (C) BOND PROCEEDS;
- (D) MONEY FROM PAYMENTS OF PRINCIPAL AND INTEREST ON LOANS IF THE AUTHORITY HAS PROVIDED FINANCING FOR ELIGIBLE FACILITIES; AND
- (E) ALL INTEREST AND INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE BONDING FUND.

(II) THE AUTHORITY MAY CREATE SEPARATE ACCOUNTS WITHIN THE BONDING FUND IN CONNECTION WITH ANY ISSUANCE OF BONDS AND MAY DEPOSIT IN THE SEPARATE ACCOUNTS REVENUE RECEIVED BY THE AUTHORITY FROM THE FINANCING OR LEASING OF ELIGIBLE FACILITIES. ANY SEPARATE ACCOUNT SHALL BE HELD BY A TRUSTEE ACTING UNDER A TRUST INDENTURE RELATING TO THE BONDS CONNECTED TO THE ACCOUNT. INTEREST AND INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN A SEPARATE ACCOUNT SHALL BE CREDITED TO THE ACCOUNT.

(III) BALANCES IN THE BONDING FUND AT THE END OF ANY STATE FISCAL YEAR REMAIN IN THE BONDING FUND, EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION.

(b) (I) MONEY IN THE BONDING FUND SHALL BE DEPOSITED IN A BANK DESIGNATED BY THE AUTHORITY IN AN ACCOUNT OR ACCOUNTS AS THE AUTHORITY MAY ESTABLISH. MONEY IN ACCOUNTS SHALL BE WITHDRAWN ON THE ORDER OF PERSONS THE AUTHORITY MAY AUTHORIZE. ALL DEPOSITS OF MONEY SHALL BE SECURED IN SUCH MANNER AS THE AUTHORITY MAY DETERMINE.

(II) ALL FUNDS AND ACTIVITIES OF THE AUTHORITY, INCLUDING ITS RECEIPTS, DISBURSEMENTS, CONTRACTS, LEASES, FUNDS, INVESTMENTS, AND ANY OTHER RECORDS AND PAPERS RELATING TO ITS FINANCIAL STANDING, ARE SUBJECT TO ANNUAL AUDIT, AT THE AUTHORITY'S EXPENSE, IN ACCORDANCE WITH SECTION 29-1-603.

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(c) MONEY IN THE BONDING FUND IS PLEDGED FOR THE PAYMENT OF PRINCIPAL AND INTEREST ON BONDS ISSUED PURSUANT TO THIS ARTICLE 42. MONEY IN ANY SEPARATE ACCOUNT MAY BE PLEDGED SOLELY TO PAYMENT OF THE BONDS FOR WHICH THE SEPARATE ACCOUNT WAS CREATED. THE AUTHORITY MAY EXPEND MONEY IN THE BONDING FUND OR A SEPARATE ACCOUNT FOR THE PURPOSE OF PAYING DEBT SERVICE, INCLUDING REDEMPTION PREMIUMS, ON BONDS AND EXPENSES INCURRED IN THE ISSUANCE, PAYMENT, AND ADMINISTRATION OF THE BONDS.

(4) TWICE ANNUALLY THE AUTHORITY SHALL ESTIMATE THE AMOUNTS NEEDED TO MAKE DEBT SERVICE AND OTHER PAYMENTS ON BONDS DURING THE NEXT TWELVE MONTHS FROM THE BONDING FUND AND FROM ANY SEPARATE ACCOUNT CREATED IN THE BONDING FUND PLUS THE AMOUNT THAT MAY BE NEEDED FOR ANY REQUIRED RESERVES OR OTHER REQUIREMENTS AS MAY BE SET FORTH IN THE TRUST INDENTURE RELATED TO THE BONDS. THE AUTHORITY SHALL TRANSFER TO THE ELECTRIC TRANSMISSION AUTHORITY OPERATIONAL FUND ANY BALANCE IN THE BONDING FUND OR ANY SEPARATE ACCOUNT CREATED IN THE BONDING FUND ABOVE THE ESTIMATED AMOUNTS. PAYMENTS FOR ADMINISTRATIVE COSTS SHALL BE DEPOSITED IN THE OPERATIONAL FUND.

(5) BONDS ARE PAYABLE SOLELY FROM THE BONDING FUND OR FROM ANY SEPARATE ACCOUNT CREATED WITHIN THE BONDING FUND OR, WITH THE APPROVAL OF THE BONDHOLDERS, SUCH OTHER SPECIAL FUNDS AS MAY BE PROVIDED BY LAW, AND THE BONDS DO NOT CREATE AN OBLIGATION OR INDEBTEDNESS OF THE STATE WITHIN THE MEANING OF ANY CONSTITUTIONAL PROVISION OR LAW. A BREACH OF A CONTRACTUAL OBLIGATION INCURRED PURSUANT TO THIS ARTICLE 42 DOES NOT IMPOSE A PECUNIARY LIABILITY OR A CHARGE UPON THE GENERAL CREDIT OR TAXING POWER OF THE STATE.

(6) THE STATE PLEDGES THAT THE BONDING FUND, INCLUDING ANY SEPARATE ACCOUNT WITHIN THE BONDING FUND, SHALL BE USED ONLY FOR THE PURPOSES SPECIFIED IN THIS SECTION AND IS PLEDGED FIRST TO REPAY BONDS ISSUED PURSUANT TO THIS ARTICLE 42. THE STATE FURTHER PLEDGES THAT ANY LAW REQUIRING THE DEPOSIT OF REVENUE IN THE BONDING FUND OR AUTHORIZING EXPENDITURES FROM THE BONDING FUND SHALL NOT BE AMENDED OR REPEALED OR OTHERWISE MODIFIED SO AS TO IMPAIR THE BONDS TO WHICH THE BONDING FUND IS DEDICATED AS PROVIDED IN THIS SECTION.

40-42-106. Electric transmission authority operational fund - creation. THE ELECTRIC TRANSMISSION AUTHORITY OPERATIONAL FUND IS CREATED IN THE AUTHORITY. THE OPERATIONAL FUND CONSISTS OF MONEY TRANSFERRED TO THE OPERATIONAL FUND PURSUANT TO SECTION 40-42-105 (4), ANY OTHER MONEY THAT THE AUTHORITY MAY TRANSFER TO THE OPERATIONAL FUND, AND INTEREST AND INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE OPERATIONAL FUND. THE AUTHORITY MAY EXPEND MONEY FROM THE OPERATIONAL FUND FOR THE PURPOSE OF CARRYING OUT THIS ARTICLE 42, AND THE AUTHORITY MAY ESTABLISH PROCEDURES TO ADMINISTER THE OPERATIONAL FUND IN ACCORDANCE WITH THIS ARTICLE 42 AND ANY OTHER APPLICABLE PROVISION OF STATE LAW.

40-42-107. Labor standards - apprenticeship - supervision. (1) THE AUTHORITY SHALL ENSURE THAT, IN ANY CONSTRUCTION OR EXPANSION OF FACILITIES UNDERTAKEN IN COLORADO PURSUANT TO THIS ARTICLE 42, ALL LABOR IS PERFORMED EITHER BY THE EMPLOYEES OF AN ELECTRIC UTILITY OR BY QUALIFIED CONTRACTORS, OR BOTH, AND THAT AN ELECTRIC UTILITY NOT USE A CONTRACTOR UNLESS:

(a) THE CONTRACTOR IS CHOSEN FROM A LIST OF QUALIFIED CONTRACTORS PREPARED AND UPDATED, AT LEAST ANNUALLY, BY THE DEPARTMENT OF LABOR AND EMPLOYMENT; AND

(b) THE CONTRACTOR'S EMPLOYEES HAVE ACCESS TO AN APPRENTICESHIP PROGRAM REGISTERED WITH THE UNITED STATES DEPARTMENT OF LABOR'S OFFICE OF APPRENTICESHIP OR BY A STATE APPRENTICESHIP COUNCIL RECOGNIZED BY THAT OFFICE AND MEETING THE ADDITIONAL CRITERIA SPECIFIED IN SUBSECTION (2) OF THIS SECTION; EXCEPT THAT THIS APPRENTICESHIP REQUIREMENT DOES NOT APPLY TO:

- (I) THE DESIGN, PLANNING, OR ENGINEERING OF THE FACILITIES;
- (II) MANAGEMENT FUNCTIONS TO OPERATE THE FACILITIES; OR
- (III) ANY WORK PERFORMED IN RESPONSE TO A WARRANTY CLAIM.

(2) TO QUALIFY PURSUANT TO SUBSECTION (1) OF THIS SECTION, AN APPRENTICESHIP PROGRAM MUST CERTIFY TO THE ENTITY COMMISSIONING THE WORK THAT:

(a) ITS CURRICULUM INCLUDES REQUIREMENTS FOR COMPLETION OF:

(I) AT LEAST SEVEN THOUSAND HOURS OF ON-THE-JOB TRAINING TO ACHIEVE JOURNEYMEN LINEMAN STATUS, WITH AT LEAST SIX HUNDRED FIFTY OF THOSE HOURS SPENT WORKING ON ENERGIZED POWER LINES AT VOLTAGES OF AT LEAST SIX HUNDRED VOLTS; AND

(II) A CLASS IN ELECTRIC TRANSMISSION AND DISTRIBUTION OFFERED

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BY THE FEDERAL OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION AND COMPRISING CONTENT SUBSTANTIALLY EQUIVALENT TO THAT OF THE "OSHA 10" CLASS OFFERED DURING CALENDAR YEAR 2021; AND

(b) SUPERVISION OF APPRENTICES MEETS THE FOLLOWING STANDARDS:

(I) APPRENTICES MUST WORK UNDER THE SUPERVISION OF A JOURNEYMAN LINEMAN AT ALL TIMES;

(II) THE RATIO OF APPRENTICES TO JOURNEYMAN LINEMEN DOES NOT EXCEED FOUR TO ONE WHEN WORKING ON A TRANSMISSION LINE OR OTHER EQUIPMENT THAT IS NOT ENERGIZED; AND

(III) THE RATIO OF APPRENTICES TO JOURNEYMAN LINEMEN DOES NOT EXCEED TWO TO ONE WHEN WORKING ON A TRANSMISSION LINE OR OTHER EQUIPMENT THAT IS ENERGIZED.

40-42-108. Report to general assembly. COMMENCING IN 2022, THE AUTHORITY SHALL SUBMIT A REPORT OF ITS ACTIVITIES TO THE ENERGY AND ENVIRONMENT COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND THE TRANSPORTATION AND ENERGY COMMITTEE OF THE SENATE, OR ANY SUCCESSOR COMMITTEES, NOT LATER THAN DECEMBER 1 OF EACH YEAR. THE REPORT SHALL SET FORTH A COMPLETE OPERATING AND FINANCIAL STATEMENT COVERING THE OPERATIONS OF THE AUTHORITY FOR THE PREVIOUS STATE FISCAL YEAR. NOTWITHSTANDING SECTION 24-1-136 (1)(a)(I), THE REQUIREMENT TO SUBMIT THE REPORT CONTINUES INDEFINITELY.

SECTION 5. In Colorado Revised Statutes, **add 2-3-126** as follows:

2-3-126. Performance audits of Colorado electric transmission authority. AT THE DISCRETION OF THE LEGISLATIVE AUDIT COMMITTEE, THE STATE AUDITOR SHALL CONDUCT OR CAUSE TO BE CONDUCTED A PERFORMANCE AUDIT OF THE COLORADO ELECTRIC TRANSMISSION AUTHORITY CREATED IN ARTICLE 42 OF TITLE 40. THE STATE AUDITOR SHALL PREPARE A REPORT AND RECOMMENDATIONS ON EACH AUDIT CONDUCTED AND SHALL PRESENT THE REPORT AND RECOMMENDATIONS TO THE COMMITTEE. THE STATE AUDITOR SHALL PAY THE COSTS OF ANY AUDIT CONDUCTED PURSUANT TO THIS SECTION.

SECTION 6. In Colorado Revised Statutes, 24-65.1-501, **add (2)(d)** as follows:

24-65.1-501. Permit for development in area of state interest or to conduct an activity of state interest required. (2) (d) IF THE DEVELOPMENT OR ACTIVITY INVOLVES THE CONSTRUCTION OR EXPANSION OF TRANSMISSION FACILITIES FOR WHICH THE APPLICANT HAS SOUGHT A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FROM THE PUBLIC UTILITIES COMMISSION PURSUANT TO SECTION 40-2-126, THE LOCAL GOVERNMENT SHALL APPROVE OR DENY ISSUANCE OF THE PERMIT WITHIN ONE HUNDRED EIGHTY DAYS AFTER THE APPLICATION IS DEEMED COMPLETE AND PUBLIC NOTICE OF THE APPLICATION IS GIVEN. IF THE LOCAL GOVERNMENT DOES NOT DENY ISSUANCE OF THE PERMIT WITHIN THAT PERIOD, THE APPLICATION IS DEEMED APPROVED.

SECTION 7. In Colorado Revised Statutes, 24-77-102, **amend** the introductory portion; and **add (15)(b)(XIX)** as follows:

24-77-102. Definitions. As used in this ~~article~~ ARTICLE 77, unless the context otherwise requires:

(15) (b) "Special purpose authority" includes, but is not limited to:

(XIX) THE COLORADO ELECTRIC TRANSMISSION AUTHORITY CREATED IN SECTION 40-42-103 (1).

SECTION 8. In Colorado Revised Statutes, 38-1-202, **amend (1)(f)** introductory portion, (1)(f)(XXXIX), and (1)(f)(XL); and **add (1)(f)(XLI)** as follows:

38-1-202. Governmental entities, corporations, and persons authorized to use eminent domain. (1) The following governmental entities, types of governmental entities, and public corporations, in accordance with all procedural and other requirements specified in this article 1 and articles 2 to 7 of this title 38 and to the extent and within any time frame specified in the applicable authorizing statute, may exercise the power of eminent domain:

(f) The following types of single purpose districts, special districts, authorities, boards, commissions, and other governmental entities that serve limited governmental purposes or that may exercise eminent domain for limited purposes: ~~on behalf of a county, city and county, city, or town:~~

(XXXIX) A regional transportation authority created pursuant to section 43-4-603 ~~C.R.S.~~; as authorized in section 43-4-604 (1)(a)(IV); ~~C.R.S.~~; and

(XL) The Colorado aeronautical board created in section 43-10-104 ~~C.R.S.~~; as authorized in section 43-10-106 (1); ~~C.R.S.~~ AND

(XLI) THE COLORADO ELECTRIC TRANSMISSION AUTHORITY CREATED IN SECTION 40-42-103 (1) AS AUTHORIZED IN SECTION 40-42-104 (1)(q).

SECTION 9. In Colorado Revised Statutes, 38-5-104, **amend (1)** as follows:

38-5-104. Right-of-way across private lands. (1) ~~Such~~ A telegraph,

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telephone, electric light, power, gas, or pipeline company, AN ELECTRIC TRANSMISSION AUTHORITY, or ~~such~~ A city or town ~~shall be~~ IS entitled to the right-of-way over or under the land, property, privileges, rights-of-way, and easements of other persons and corporations and to the right to erect its poles, wires, pipes, regulator stations, substations, systems, and offices upon making just compensation therefor in the manner provided by law. WHEN A RIGHT-OF-WAY IS TAKEN UNDER THIS SECTION FOR AN INTERSTATE ELECTRIC TRANSMISSION LINE, THE COURT SHALL EVALUATE PUBLIC PURPOSE IN LIGHT OF THE TRANSMISSION SYSTEM AS A WHOLE, INCLUDING PUBLIC USE AND BENEFITS OCCURRING EITHER WITHIN COLORADO OR AT A REGIONAL LEVEL. The rights granted by this section and section 38-5-105 to such electric light, power, gas, or pipeline companies or to such cities and towns shall not extend to the taking of any portion of the right-of-way of a railroad company, except to the extent of acquiring any necessary easement to cross the same or to serve such railroad company with electric light, power, or gas service. The rights granted by this section and section 38-5-105 to telegraph or telephone companies shall not extend to the taking of any portion of the right-of-way of a railroad company, except to the extent of acquiring any easement which does not materially interfere with the existing use by the railroad company, or except to the extent of acquiring any necessary easement to cross the same or to serve such railroad company with telegraph or telephone service.

SECTION 10. In Colorado Revised Statutes, 40-2-114, **amend** (2) as follows:

40-2-114. Disposition of fees collected - telecommunications utility fund - fixed utility fund. (2) (a) ~~Moneys~~ 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:

(I) The administrative expenses of the commission for the supervision and regulation of the public utilities paying the fees; ~~and for~~

(II) The financing of the office of consumer counsel created in article 6.5 of this ~~title~~ TITLE 40; AND

(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 FIXED UTILITY FUND ANY AMOUNTS IT RECEIVES IN EXCESS OF ITS ACTUAL ADMINISTRATIVE EXPENSES PLUS A FIFTEEN PERCENT RESERVE MARGIN.

(b) The state treasurer shall retain any unexpended balance remaining in either fund at the end of any fiscal year to defray the administrative expenses of the commission during subsequent fiscal years, and the executive director of the department of revenue shall take any such unexpended balance into account when computing the percentage upon which fees for the ensuing fiscal year will be based.

SECTION 11. Applicability. This act applies to conduct occurring on or after the effective date of this act.

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."

Page 1, lines 105 and 106, strike "**REGIONAL TRANSMISSION ORGANIZATIONS,**" and substitute "**ORGANIZED WHOLESALE MARKETS,**".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB21-131** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 7, after line 2 insert:

"(3) THIS SECTION DOES NOT APPLY TO A DATABASE OR AUTOMATED NETWORK COLLECTING DATA OR DOCUMENTS THAT WAS ACTIVATED BY A STATE AGENCY ON OR BEFORE DECEMBER 31, 2021."

Page 7, line 5, after "THROUGH A" insert "STATE".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB21-153** 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 4, line 11, strike "JANUARY 31, 2022," and substitute "JULY 31, 2022,".

Page 4, line 12, strike "JANUARY 31" and substitute "JULY 31".

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:

SB21-084 by Senator(s) Smallwood; also Representative(s) Gray--Concerning the authority of local governments to prohibit the operation of motor vehicles upon roughed-in roads when necessary for the protection of the public.

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

| YES | 27 | NO | 7 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

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

SB21-141 by Senator(s) Priola and Kolker, Bridges; also Representative(s) Bernett and Baisley, Titone--Concerning the competitive solicitation method used by the statewide internet portal authority to contract for a statewide portal integrator.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Zenzinger.

SB21-012 by Senator(s) Donovan; also Representative(s) Roberts--Concerning measures to create opportunities for persons who acquire experience in wildland fire services through the inmate disaster relief program.

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

| YES | 33 | NO | 1 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Bridges, Buckner, Danielson, Fenberg, Garcia, Ginal, Gonzales, Hansen, Hisey, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Rodriguez, Simpson, Story, and Winter.

SB21-056 by Senator(s) Holbert and Gonzales; also Representative(s) Van Winkle and Gray-- Concerning expansion of the opportunities to administer medical marijuana at school to a student with a valid medical marijuana recommendation, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | 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, Coram, Ginal, Hansen, Jaquez Lewis, Kirkmeyer, Kolker, Moreno, Rodriguez, Simpson, Story, and Winter.

CONSIDERATION OF RESOLUTIONS

SJR21-005 by Senator(s) Gonzales; also Representative(s) Valdez A. and Gonzales-Gutierrez, Benavidez, Caraveo, Duran, Ortiz, Tipper, Valdez D.--Concerning the recognition of Latino Advocacy Day.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Garcia, Gardner, Ginal, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Tuesday, March 16, 2021, at 4:45 P.M.:
SB21-065.

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Thursday,
March 18, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

34th Legislative Day Thursday, March 18, 2021

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| Prayer | By Senator Lundeen | 10 |
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| Call to Order | By the President at 9:00 a.m. | 13 |
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| Roll Call | Present--34 | 16 |
| | Excused--1, Buckner | 17 |
| | Present later--1, Buckner | 18 |
| | Remote--3, Danielson, Scott, Woodward | 19 |
| | | 20 |
| Quorum | The President announced a quorum present. | 21 |
| | | 22 |
| Pledge | By Senator Coleman | 23 |
| | | 24 |
| Reading of the Journal | On motion of Senator Jaquez Lewis, reading of the Journal of Wednesday, March 17, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 25 |
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SENATE SERVICES REPORT

Correctly Engrossed: SJR21-005.
Correctly Reengrossed: SB21-012, 056, 084, and 141.

COMMITTEE OF REFERENCE REPORTS

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|-----------|---|----|
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| Judiciary | After consideration on the merits, the Committee recommends that SB21-081 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. | 41 |
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Amend printed bill, page 2, strike lines 13 through 21 and substitute:
 "(4) (a) (I) NOTWITHSTANDING SUBSECTIONS (2)(a) AND (2)(b) OF THIS SECTION, A COURT MAY ISSUE A COURT ORDER FOR PRODUCTION OF RECORDS, UNDER SEAL, ON REQUEST OF A LAW ENFORCEMENT AGENCY, PUBLIC SAFETY AGENCY, OR DISTRICT ATTORNEY, FOR PROGRAM MATERIALS IDENTIFYING A REPORTING PARTY IF THE COURT, FOLLOWING AN IN-CAMERA REVIEW OF AN AFFIDAVIT AND ANY OTHER RELEVANT MATERIAL OR EVIDENCE PROVIDED UNDER SEAL BY THE REQUESTING PARTY, DETERMINES PROBABLE CAUSE EXISTS THAT A REPORTING PARTY TO THE PROGRAM KNOWINGLY USED THE PROGRAM IN THE COMMISSION OF FALSE REPORTING OF AN EMERGENCY, AS DEFINED IN SECTION 18-8-111 (2), AND THAT RELEASE OF PROGRAM MATERIALS IS JUSTIFIED ON BALANCE IN VIEW OF THE PROBABLE VIOLATION AND THE PROGRAM PURPOSE OF ANONYMITY.
 (II) ANY SUCH REQUEST FOR A COURT ORDER FOR PRODUCTION OF RECORDS MAY BE FILED ONLY AFTER REASONABLE NOTICE IS PROVIDED TO THE ATTORNEY GENERAL. THE REQUESTING PARTY SHALL NOTE ANY RESPONSE FROM THE ATTORNEY GENERAL IN THE AFFIDAVIT AND THE COURT SHALL CONSIDER THE NOTE IN REVIEWING ANY APPLICATION FOR A COURT ORDER UNDER THIS SECTION."

Page 3, strike line 1.
 Page 3, strike lines 8 through 12 and substitute:

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"(II) (A) A COURT MAY LIFT THE SEALING AND CONFIDENTIALITY OF THE INFORMATION, PRIOR TO THE FILING OF CHARGES, ONLY ON A MOTION OF A DISTRICT ATTORNEY UPON SHOWING OF GOOD CAUSE FOLLOWING AN IN-CAMERA REVIEW OF THE INFORMATION. THE DISTRICT ATTORNEY SHALL PROVIDE REASONABLE NOTICE AND THE OPPORTUNITY TO RESPOND TO THE DEPARTMENT OF ANY MOTION TO LIFT THE SEAL FILED PURSUANT TO THIS SECTION, PRIOR TO FILING A MOTION PURSUANT TO THIS SECTION.

(B) UPON FILING OF CHARGES AGAINST ANY PERSON FOR CHARGES THAT RELY ON INFORMATION PROVIDED PURSUANT TO A COURT ORDER UNDER THIS SECTION, ANY SEALING ORDER WILL IMMEDIATELY EXPIRE AND THE INFORMATION IS SUBJECT TO DISCOVERY OBLIGATIONS AND NECESSARY PROTECTIVE ORDERS TO PRECLUDE FURTHER DISSEMINATION OF THE MATERIAL."

Page 3, after line 12 insert:

"(c) IF A DISTRICT ATTORNEY IS CONSIDERING FILING ANY CRIMINAL CHARGES AS A RESULT OF A PRODUCTION OF RECORDS ISSUED PURSUANT TO SUBSECTION (4)(a) OF THIS SECTION, THE DISTRICT ATTORNEY SHALL FIRST CONSIDER REFERRING THE ALLEGED RESPONSIBLE PERSON FOR AN ASSESSMENT FOR SUITABILITY TO PARTICIPATE IN RESTORATIVE JUSTICE PRACTICES."

Judiciary

After consideration on the merits, the Committee recommends that **SB21-059** 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, lines 3 and 4, strike "19-1-302, 19-1-303, 19-1-304, 19-1-305, 19-1-306, and".

Page 3, strike lines 8 through 24.

Page 3, line 27, strike "OFH" and substitute "OF".

Page 4, strike lines 10 through 12 and substitute:

"(2) "ADJUDICATORY TRIAL" IS DEFINED IN SECTION 19-1-103."

Page 4, strike lines 14 through 25 and substitute:

"(2) (4) "Basic identification information" is defined in section 19-1-103. (12)".

Renumber succeeding subsections accordingly.

Page 5, strike lines 1 through 5.

Renumber succeeding subsections accordingly.

Page 5, strike lines 7 and 8 and substitute:

"(3) (7) "Commit" is defined in section 19-1-103. (24)".

Page 5, strike lines 14 through 17 and substitute:

"(4) "Cost of care" is defined in section 19-1-103 (30)".

Renumber succeeding subsections accordingly.

Page 5, strike lines 23 through 27 and substitute:

"(5) (10) "Delinquent act" is defined in section 19-1-103. (36)".

Page 6, strike lines 1 through 3.

Page 6, strike lines 25 through 27.

Page 7, strike lines 1 through 11 and substitute:

"(14) (a) "DIVERSION" MEANS A DECISION MADE BY A PERSON WITH AUTHORITY OR A DELEGATE OF THAT PERSON THAT RESULTS IN SPECIFIC OFFICIAL ACTION OF THE LEGAL SYSTEM NOT BEING TAKEN IN REGARD TO A SPECIFIC JUVENILE OR CHILD AND IN LIEU THEREOF PROVIDING OR REFERRING THE JUVENILE OR CHILD TO AN INDIVIDUALLY DESIGNED PROGRAM OR ACTIVITY, IF NECESSARY, PROVIDED BY DISTRICT ATTORNEYS' OFFICES, GOVERNMENTAL

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UNITS, OR NONGOVERNMENTAL UNITS. THE GOAL OF DIVERSION IS TO PREVENT FURTHER INVOLVEMENT OF THE JUVENILE OR CHILD IN THE FORMAL LEGAL SYSTEM.

(b) DIVERSION OF A JUVENILE OR CHILD MAY TAKE PLACE EITHER AT THE PREFILING LEVEL AS AN ALTERNATIVE TO THE FILING OF A PETITION PURSUANT TO SECTION 19-2.5-502 OR POSTFILING AS AN ALTERNATIVE TO ADJUDICATION. SERVICES MAY INCLUDE RESTORATIVE JUSTICE PRACTICES AS DEFINED IN SUBSECTION (42) OF THIS SECTION."

Page 7, line 13, strike "19-2.5-1601." and substitute "19-2.5-1501."

Page 7, line 17, strike "INCLUDES BUT IS NOT LIMITED TO" and substitute "INCLUDES, BUT IS NOT LIMITED TO,".

Page 8, strike lines 8 through 10.

Re-number succeeding subsections accordingly.

Page 8, line 12, strike "19-2.5-1604," and substitute "19-2.5-1504,".

Page 8, line 14, strike "CONDUCT AND" and substitute "CONDUCT,".

Page 8, after line 15 insert:

"(19) "GOVERNMENTAL UNIT", AS USED IN SECTIONS 19-2.5-402, 19-2.5-1502, AND 19-2.5-1519, MEANS ANY COUNTY, CITY AND COUNTY, CITY, TOWN, JUDICIAL DISTRICT ATTORNEY OFFICE, OR SCHOOL DISTRICT."

Re-number succeeding subsections accordingly.

Page 8, line 21, strike "or AND" and substitute "or".

Page 9, strike lines 12 and 13 and substitute:

"(10) (25) "Juvenile" is defined in section 19-1-103. (68)".

Page 11, line 13, strike "SECTION 19-2.5-203," and substitute "SECTIONS 19-2.5-203 AND 19-2.5-501,".

Page 11, after line 20 insert:

"(39) "REPEAT JUVENILE OFFENDER" IS DESCRIBED IN SECTION 19-2.5-1125 (2)".

Re-number succeeding subsections accordingly.

Page 12, strike line 27.

Page 13, strike lines 1 through 5.

Re-number succeeding subsections accordingly.

Page 13, strike lines 22 through 25.

Re-number succeeding subsections accordingly.

Page 14, strike lines 25 and 26 and substitute:

"(51) "YOUTH" IS DEFINED IN SECTION 19-1-103."

Page 20, after line 25 insert:

"19-2.5-109. Savings clause. THE REPEAL AND REENACTMENT OF THIS ARTICLE 2.5, EFFECTIVE OCTOBER 1, 2021, DOES NOT AFFECT THE VALIDITY OF ANY ACTIONS OR PROCEEDINGS INITIATED OR IN EXISTENCE PRIOR TO SUCH EFFECTIVE DATE AND BROUGHT PURSUANT TO THE LEGISLATIVE PROVISIONS IN PLACE PRIOR TO SUCH EFFECTIVE DATE."

Page 22, line 25, strike "INCLUDE" and substitute "INCLUDE, BUT IS NOT LIMITED TO,".

Page 26, line 21, strike "shall issue MAY only BE ISSUED" and substitute "shall issue only".

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Page 31, lines 25 and 26, strike "children, JUVENILES, AND YOUTH" and substitute "children AND JUVENILES".

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Page 31, line 27, strike "child, JUVENILE, OR YOUTH," and substitute "child OR JUVENILE,".

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Page 32, line 1, strike "child, JUVENILE, OR YOUTH" and substitute "child OR JUVENILE".

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Page 32, line 2, strike "Children, JUVENILES, AND YOUTH" and substitute "Children AND JUVENILES".

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Page 32, lines 3 and 4, strike "children, JUVENILES, OR YOUTH" and substitute "children OR JUVENILES".

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Page 32, lines 6 and 7, strike "child, JUVENILE, OR YOUTH" and substitute "child OR JUVENILE".

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Page 32, line 11, strike "19-2.5-1504" and substitute "19-2.5-1404".

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Page 32, line 12, strike "children, JUVENILES, AND YOUTH" and substitute "children AND JUVENILES".

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Page 35, line 17, strike "19-2.5-1504." and substitute "19-2.5-1404.".

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Page 35, line 22, strike "19-2.5-1504" and substitute "19-2.5-1404".

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Page 35, line 26, strike "19-2.5-1504;" and substitute "19-2.5-1404;".

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Page 37, line 9, strike "adult ," and substitute "adult,".

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Page 37, line 23, strike "19-2.5-1504" and substitute "19-2.5-1404".

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Page 40, strike line 1 and substitute "the juvenile's parent, guardian, or legal custodian by personal".

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Page 44, line 19, strike "19-2.5-1504," and substitute "19-2.5-1404,".

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Page 44, line 23, strike "19-2.5-1504;" and substitute "19-2.5-1404;".

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Page 46, line 1, strike "(3)(a)(IV)(C)" and substitute "(3)(a)(V)".

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Page 58, line 24, strike "(3)(a)(IV)" and substitute "(3)(a)(V)".

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Page 60, line 6, strike "(3)(a)(IV)" and substitute "(3)(a)(V)".

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Page 62, line 15, after "DISTRICT" insert "OR JUDICIAL".

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Page 69, strike lines 16 through 19 and substitute "title TITLE 19 or the parent of an emancipated minor. For the purposes of this section, "emancipated minor" shall have HAS the same meaning as set forth in section 13-21-107.5. C.R.S.".

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Page 69, line 26, strike "19-2.5-1504" and substitute "19-2.5-1404".

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Page 84, line 12, strike "WAIVER" and substitute "waiver".

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Page 84, line 21, strike "19-2.5-1504." and substitute "19-2.5-1404.".

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Page 84, line 27, strike "19-2.5-1504" and substitute "19-2.5-1404".

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Page 85, line 20, strike "19-2.5-1504," and substitute "19-2.5-1404,".

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Page 91, line 9, strike "shall" and substitute "shall".

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Page 107, strike line 10 and substitute:
"(IV) The age of the juvenile and the maturity of the".

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Page 107, line 11, strike "juvenile" and substitute "juvenile,".

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Page 108, line 23, strike "offense" and substitute "offense,". 1

Page 109, line 21, strike "SECTION 19-2.5-503," and substitute "SECTIONS 2
19-2.5-503 AND 19-2.5-1127,". 3
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Page 110, line 20, strike "~~as provided in~~ HELD PURSUANT TO" and substitute "as 6
provided in". 7
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Page 113, line 11, strike "~~would be~~ ARE" and substitute "would be". 9
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Page 113, line 22, strike "ALLEGED". 11
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Page 114, line 20, strike "ALLEGED". 13
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Page 114, line 23, strike "ALLEGED". 15
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Page 115, line 27, strike "days five" and substitute "five days". 17
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Page 116, line 5, strike "~~shall continue to be held~~ REMAIN" and substitute "shall 19
continue to be held". 20
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Page 124, line 21, strike "~~shall specify~~ SPECIFIES," and substitute "shall 22
specify,". 23
24

Page 133, line 23, strike "19-2.5-1504," and substitute "19-2.5-1404,". 25
26

Page 134, line 11, strike "~~as~~" and substitute "as". 27
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Page 141, line 2, strike "19-2.5-1504," and substitute "19-2.5-1404,". 29
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Page 142, line 9, strike "19-2.5-1504," and substitute "19-2.5-1404,". 31
32

Page 144, line 25, strike "19-2.5-1509;" and substitute "19-2.5-1409;". 33
34

Page 148, line 8, strike "19-2.5-1506" and substitute "19-2.5-1406". 35
36

Page 158, line 23, strike "19-2.5-1511." and substitute "19-2.5-1411.". 37
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Page 160, line 26, strike "19-2.5-1510." and substitute "19-2.5-1410.". 39
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Page 161, line 21, strike "19-2.5-1504" and substitute "19-2.5-1404". 41
42

Page 163, line 15, strike "19-2.5-1504," and substitute "19-2.5-1404,". 43
44

Page 180, line 11, strike "(3)(a)(VII)," and substitute "(3)(a)(V)". 45
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Page 181, strike lines 2 through 10 and substitute:
"19-2.5-1125. Reserved." 47
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Page 192, line 16, strike "19-2.5-1601." and substitute "19-2.5-1501.". 50
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Page 197, strike lines 8 and 9 and substitute "described in section 18-12-108.5,
~~C.R.S.~~; that would constitute a felony if committed by an adult;". 52
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Page 197, strike lines 11 and 12 and substitute "juvenile, as described in section
18-12-108.5, ~~C.R.S.~~; that would constitute a misdemeanor if committed by an
adult,". 55
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Page 210, strike lines 7 through 27. 59
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Strike pages 211 through 253. 61
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Page 254, strike lines 1 through 20. 63
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Page 254, line 21, strike "15" and substitute "14". 65
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Page 254, line 24, strike "19-2.5-1501." and substitute "19-2.5-1401.". 67
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Re-number succeeding C.R.S. sections accordingly. 69

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|---|----|
| Page 255, line 7, strike "19-2.5-1504." and substitute "19-2.5-1404." | 1 |
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| Page 263, line 16, strike "19-2.5-1613," and substitute "19-2.5-1513,". | 3 |
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| Page 263, line 17, strike "19-2.5-1614." and substitute "19-2.5-1514." | 5 |
| | 6 |
| Page 265, line 11, strike "19-2.5-1504" and substitute "19-2.5-1404". | 7 |
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| Page 265, line 20, strike "19-2.5-1602." and substitute "19-2.5-1502." | 9 |
| | 10 |
| Page 267, line 2, strike "ahnd" and substitute "and". | 11 |
| | 12 |
| Page 275, line 5, strike "16" and substitute "15". | 13 |
| | 14 |
| Page 275, line 8, strike " 19-2.5-1601. " and substitute " 19-2.5-1501. ". | 15 |
| | 16 |
| Renumber succeeding C.R.S. sections accordingly. | 17 |
| | 18 |
| Page 281, line 27, strike "19-2.5-1602" and substitute "19-2.5-1502" and strike "19-2.5-1627" and substitute "19-2.5-1527". | 19 |
| | 20 |
| | 21 |
| Page 282, line 1, strike "19-2.5-1629" and substitute "19-2.5-1529". | 22 |
| | 23 |
| Page 282, line 3, strike "19-2.5-1602". | 24 |
| | 25 |
| Page 282, strike line 4 and substitute "SECTION 19-2.5-1502 AND SECTIONS 19-2.5-1527 TO 19-2.5-1529 TO:". | 26 |
| | 27 |
| | 28 |
| Page 284, line 9, strike " complaints " and substitute "complaints". | 29 |
| | 30 |
| Page 284, line 10, strike "ALLEGATIONS" and strike " complaints " and substitute "complaints". | 31 |
| | 32 |
| | 33 |
| Page 284, line 11, strike "ALLEGATIONS". | 34 |
| | 35 |
| Page 287, lines 4 and 5, strike "19-2.5-1602 AND SECTIONS 19-2.5-1627 TO 19-2.5-1629" and substitute "19-2.5-1502 AND SECTIONS 19-2.5-1527 TO 19-2.5-1529". | 36 |
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| | 38 |
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| Page 290, line 14, strike "19-2.5-1504" and substitute "19-2.5-1404". | 40 |
| | 41 |
| Page 291, line 19, strike "19-2.5-1505" and substitute "19-2.5-1405". | 42 |
| | 43 |
| Page 291, line 21, strike "19-2.5-1505" and substitute "19-2.5-1405". | 44 |
| | 45 |
| Page 291, line 25, strike "19-2.5-1505." and substitute "19-2.5-1405." | 46 |
| | 47 |
| Page 303, line 15, strike "19-2.5-1632 (1)." and "19-2.5-1532 (1).". | 48 |
| | 49 |
| Page 303, line 25, strike "19-2.5-1630 OR 19-2.5-1619," and substitute "19-2.5-1530 OR 19-2.5-1519,". | 50 |
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| | 52 |
| Page 304, lines 24 and 25, strike "19-2.5-1602 AND SECTIONS 19-2.5-1627 TO 19-2.5-1629" and substitute "19-2.5-1502 AND SECTIONS 19-2.5-1527 TO 19-2.5-1529". | 53 |
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| | 56 |
| Page 305, strike line 24 and substitute "19-2.5-1502 (4).". | 57 |
| | 58 |
| Page 306, strike line 11 and substitute "19-2.5-1502 (4).". | 59 |
| | 60 |
| Page 306, strike line 23 and substitute "SECTION 19-2.5-1502, 19-2.5-1527, OR 19-2.5-1528 to any other facility". | 61 |
| | 62 |
| | 63 |
| Page 309, strike line 6 and substitute "19-2.5-1502 AND 19-2.5-1527 TO 19-2.5-1529; except that, before any THE". | 64 |
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| Page 309, line 26, before "or" insert "PURSUANT TO SECTION 19-2.5-1127". | 67 |
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| Page 309, line 27, strike "19-2.5-1127" and substitute "19-2.5-1126 (1)(c)". | 69 |

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| Page 311, line 10, strike "19-2.5-1601 (1)" and substitute "19-2.5-1501 (1)". | 1 |
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| Page 311, line 23, strike "19-2.5-1601 (1)," and substitute "19-2.5-1501 (1),". | 3 |
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| Page 312, line 9, strike "19-2.5-1601 (5)." and substitute "19-2.5-1501 (5).". | 5 |
| | 6 |
| Page 312, line 16, strike "and (1)(g)". | 7 |
| | 8 |
| Page 312, strike lines 25 through 27. | 9 |
| | 10 |
| Page 314, line 22, strike "19-2.5-1611," and substitute "19-2.5-1511,". | 11 |
| | 12 |
| Page 315, line 6, strike "19-1-103," and substitute "19-2.5-102,". | 13 |
| | 14 |
| Page 316, line 2, strike "and (3)(e)". | 15 |
| | 16 |
| Page 316, strike lines 12 through 21. | 17 |
| | 18 |
| Page 320, strike lines 17 and 18 and substitute: | 19 |
| "(II) "Juvenile" means a child as defined in section 19-1-103 (18); | 20 |
| C.R.S. HAS THE SAME MEANING AS SET FORTH IN SECTION 19-1-103.". | 21 |
| | 22 |
| Page 321, strike lines 2 and 3 and substitute: | 23 |
| "(b) "Juvenile" means a child, as defined in section 19-1-103 (18); | 24 |
| C.R.S. HAS THE SAME MEANING AS SET FORTH IN SECTION 19-1-103.". | 25 |
| | 26 |
| Page 321, line 25, strike "19-2.5-1018 (1)" and substitute "19-2.5-1120". | 27 |
| | 28 |
| Page 322, line 19, strike "19-2.5-1602," and substitute "19-2.5-1502,". | 29 |
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| Page 324, strike lines 15 through 27. | 31 |
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| Page 325, strike line 1. | 33 |
| | 34 |
| Re-number succeeding sections accordingly. | 35 |
| | 36 |
| Page 325, strike lines 12 and 13 and substitute: | 37 |
| "(e) Except as otherwise provided in subparagraph (II) of paragraph (b) | 38 |
| of subsection (1.3) SUBSECTION (1.3)(b)(II) of". | 39 |
| | 40 |
| Page 336, strike lines 2 through 19. | 41 |
| | 42 |
| Re-number succeeding sections accordingly. | 43 |
| | 44 |
| Page 342, line 16, strike "19-2.5-1602" and substitute "19-2.5-1502". | 45 |
| | 46 |
| Page 345, line 19, strike "19-2.5-1504." and substitute "19-2.5-1404.". | 47 |
| | 48 |
| Page 348, line 5, strike "19-1-103 (85)." and substitute "19-1-103.". | 49 |
| | 50 |
| Page 348, line 8, strike "19-1-103 (66);" and substitute "19-1-103;". | 51 |
| | 52 |
| Page 350, line 2, strike "19-2.5-1608" and substitute "19-2.5-1508". | 53 |
| | 54 |
| Page 350, strike lines 21 and 22 and substitute "(8)(e) as follows:". | 55 |
| | 56 |
| Page 350, line 24, strike "(1) (c) Probation ". | 57 |
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| Page 350, strike lines 25 through 27. | 59 |
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| Page 351, strike lines 1 through 12. | 61 |
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| Page 351, lines 14 and 15, strike " section 19-1-303 SECTION 19-2.5-1402," and substitute "section 19-1-303,". | 63 |
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| | 65 |
| Page 351, strike lines 21 and 22 and substitute "otherwise authorized by section 19-1-303 or 19-1-304 (8), all records prepared or obtained by the". | 66 |
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| | 68 |
| Page 351, strike line 27 and substitute "(5)(j), (6)(e), and (8)(a) as follows:". | 69 |

Page 352, strike lines 2 through 19 and substitute "**definition.** (5) (j) A juvenile who was adjudicated as a mandatory sentence".

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Page 353, strike line 17 and substitute "(2)(p) and (2.3)(b) as follows:".

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Page 353, strike lines 21 through 26.

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Page 354, strike line 1.

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Page 354, line 2, strike "19-2.5-1402," and substitute "Except as ~~otherwise provided~~ SET FORTH in section 19-1-303,".

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Page 354, strike lines 9 through 15.

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Page 354, strike lines 23 through 27.

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Strike pages 355 and 356.

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Page 357, strike lines 1 through 17.

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Re-number succeeding sections accordingly.

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Page 358, strike lines 9 through 21.

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Re-number succeeding sections accordingly.

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Page 359, strike lines 19 through 27.

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Page 360, strike lines 1 through 3.

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Re-number succeeding sections accordingly.

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Page 371, line 20, strike "and (1)(i)".

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Page 371, line 23, strike "19-2.5-1601" and substitute "19-2.5-1501".

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Strike page 372.

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Re-number succeeding sections accordingly.

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Page 374, strike lines 7 through 16.

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Re-number succeeding sections accordingly.

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Page 376, strike lines 21 through 27.

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Page 377, strike lines 1 through 9.

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Re-number succeeding sections accordingly.

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Page 377, strike lines 20 through 27.

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Strike page 378.

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Page 379, strike lines 1 through 14.

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Re-number succeeding sections accordingly.

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Page 381, line 2 strike "19-2.5-1611" and substitute "19-2.5-1511".

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Page 381, strike lines 21 through 27.

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Strike page 382.

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Page 383, strike lines 1 through 5.

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Re-number succeeding sections accordingly.

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Page 384, line 3 strike "19-2.5-1601." and substitute "19-2.5-1501".

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Page 384, line 14, strike "19-2.5-1502;" and substitute "19-2.5-1402;".

Page 385, line 14, strike "and (2)(r.3)(I)".

Page 385, strike lines 22 through 24.

Page 385, line 26, strike "(1)(d)(VI), (1)(d)(VIII)," and substitute "(1)(d)(VI)".

Page 386, strike lines 8 and 9.

Page 388, line 22, strike "19-2.5-1605 AND 19-2.5-1619 (4);" and substitute "19-2.5-1505 AND 19-2.5-1519 (4);".

Page 388, strike lines 23 through 27.

Page 389, strike lines 1 through 5.

Re-number succeeding sections accordingly.

Page 389, strike lines 21 through 27.

Page 390, strike lines 1 through 5.

Re-number succeeding sections accordingly.

Page 390, line 19, strike "19-2.5-1601," and substitute "19-2.5-1501,".

Page 391, strike line 7 and substitute "SECTION 19-2.5-1502.".

Page 391, line 15, strike "19-2.5-1602," and substitute "19-2.5-1502,".

Page 391, strike line 16 and substitute "19-2.5-1511, AND 19-2.5-1527 TO 19-2.5-1529, or any passive surveillance".

Page 391, line 19, strike "portion, (4.5)(d)(I), and (4.5)(d)(II)" and substitute "portion and (4.5)(d)(I)".

Page 391, strike line 26 and substitute "for children as defined in section 19-1-103, ~~(10.5), C.R.S.,~~".

Page 391, line 27, strike "19-2.5-102,".

Page 392, strike lines 2 through 5.

Page 392, line 12, strike "16" and substitute "15".

Page 393, line 5, strike "19-2.5-1601" and substitute "19-2.5-1501".

Page 395, line 6, strike "19-2.5-1504, AND 19-2.5-1507." and substitute "19-2.5-1404 AND 19-2.5-1407.".

Page 397, line 5, strike "(28),".

Page 397, line 22, strike "19-2.5-1506;" and substitute "19-2.5-1406;".

Page 397, strike line 25 and substitute "SECTION 19-2.5-1501.".

Page 399, line 16, strike "19-2.5-1625;" and substitute "19-2.5-1525;".

Page 399, line 19, strike "19-2.5-1632;" and substitute "19-2.5-1532;".

Page 400, line 4, strike "19-2.5-1625, 19-2.5-1632," and substitute "19-2.5-1525, 19-2.5-1532,".

Page 400, line 16, strike "19-2.5-1602" and substitute "19-2.5-1502".

Page 400, lines 23 and 24, strike "19-2.5-1625, AND 19-2.5-1632," and substitute "19-2.5-1525, AND 19-2.5-1532,".

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Page 402, line 5, strike "19-2.5-1603;" and substitute "19-2.5-1503;".

Page 407, after line 3 insert:

"(4) "ADJUDICATORY TRIAL" MEANS A TRIAL TO DETERMINE WHETHER THE ALLEGATIONS OF A PETITION IN DELINQUENCY ARE SUPPORTED BY THE EVIDENCE."

Re-number succeeding subsections accordingly.

Page 408, line 10, strike "(93)" and substitute "(100)".

Page 409, after line 9 insert:

"(13) "ASSESSMENT CENTER FOR CHILDREN", AS USED IN PART 3 OF THIS ARTICLE 1, MEANS A MULTI-DISCIPLINARY, COMMUNITY-BASED CENTER THAT PROVIDES SERVICES TO CHILDREN AND THEIR FAMILIES, INCLUDING, BUT NOT LIMITED TO, DETENTION, SCREENING, CASE MANAGEMENT, AND THERAPEUTIC INTERVENTION RELATING TO DELINQUENCY, ABUSE OR NEGLECT, FAMILY CONFLICT, AND TRUANCY.

(14) "BASIC IDENTIFICATION INFORMATION", AS USED IN ARTICLE 2.5 OF THIS TITLE 19, MEANS THE NAME, PLACE AND DATE OF BIRTH, LAST-KNOWN ADDRESS, SOCIAL SECURITY NUMBER, OCCUPATION AND ADDRESS OF EMPLOYMENT, LAST SCHOOL ATTENDED, PHYSICAL DESCRIPTION, PHOTOGRAPH, HANDWRITTEN SIGNATURE, SEX, FINGERPRINTS, AND ANY KNOWN ALIASES OF ANY PERSON."

Re-number succeeding subsections accordingly.

Page 409, line 17, strike "(115)" and substitute "(124)".

Page 410, after line 2 insert:

"(19) "CASE MANAGEMENT PURPOSES" MEANS ASSESSMENTS, EVALUATIONS, TREATMENT, EDUCATION, PROPER DISPOSITION OR PLACEMENT OF THE CHILD, INTERAGENCY COORDINATION, AND OTHER SERVICES THAT ARE INCIDENTAL TO THE ADMINISTRATION OF THE PROGRAM AND IN THE BEST INTERESTS OF THE CHILD."

Re-number succeeding subsections accordingly.

Page 412, after line 8 insert:

"(29) "COMMIT", AS USED IN ARTICLE 2.5 OF THIS TITLE 19, MEANS TO TRANSFER LEGAL CUSTODY."

Re-number succeeding subsections accordingly.

Page 414, line 27, strike "(112)" and substitute "(121)".

Page 415, strike lines 22 and 23 and substitute:

"(43) (a) "COUNTY DEPARTMENT", AS USED IN THIS ARTICLE 1 OF THIS TITLE 19, PART 2, PART 3, AND PART 7 OF ARTICLE 3 OF THIS TITLE 19, AND PART 2 OF ARTICLE 5 OF THIS TITLE 19, MEANS THE COUNTY OR DISTRICT DEPARTMENT OF HUMAN OR SOCIAL SERVICES.

(b) "COUNTY DEPARTMENT" MEANS A COUNTY OR A CITY AND COUNTY DEPARTMENT OF HUMAN OR SOCIAL SERVICES."

Page 416, after line 8, insert:

"(48) "CRIMINAL JUSTICE AGENCY", AS USED IN THIS SECTION, HAS THE SAME MEANING AS SET FORTH IN SECTION 24-72-302 (3)."

Re-number succeeding subsections accordingly.

Page 417, line 3, strike "(45)(a)(I)(A) AND (45)(a)(I)(B)" and substitute "(51)(a)(I)(A) AND (51)(a)(I)(B)".

Page 417, after line 12 insert:

"(52) "DELINQUENT ACT", AS USED IN ARTICLE 2.5 OF THIS TITLE 19, MEANS A VIOLATION OF ANY STATUTE, ORDINANCE, OR ORDER ENUMERATED IN SECTION 19-2.5-103. IF A JUVENILE IS ALLEGED TO HAVE COMMITTED OR IS FOUND GUILTY OF A DELINQUENT ACT, THE CLASSIFICATION AND DEGREE OF THE OFFENSE IS DETERMINED BY THE STATUTE, ORDINANCE, OR ORDER THAT THE

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PETITION ALLEGES WAS VIOLATED. "DELINQUENT ACT" DOES NOT INCLUDE TRUANCY OR HABITUAL TRUANCY.

Renumber succeeding subsections accordingly.

Page 418, line 17, strike "19-2.5-1404," and substitute "19-1-306,".

Page 420, line 3, strike "(61)(a)" and substitute "(68)(a)".

Page 421, line 19, strike "(13)" and substitute "(16)".

Page 423, line 19, strike "(77)," and substitute "(84),".

Page 423, line 27, strike "19-2.5-1602," and substitute "19-2.5-1502,".

Page 424, line 8, strike "(118)" and substitute "(127)".

Page 424, lines 16 and 17, strike "HAS THE SAME MEANING AS SET FORTH IN SECTION 19-2.5-102." and substitute "MEANS A CHILD AS DEFINED IN SUBSECTION (21) OF THIS SECTION.".

Page 426, line 1, strike "(86)(a)" and substitute "(93)(a)".

Page 426, line 15, after "MENTAL" insert "OR BEHAVIORAL" and strike "PRESCREENINGS" and substitute "PRESCREENINGS, AS DEFINED IN SECTION 19-2.5-102,".

Page 431, line 6, strike "(104)." and substitute "(111).".

Page 431, line 7, strike "(104)" and substitute "(111)".

Page 431, after line 18 insert:

"(115) "REPEAT JUVENILE OFFENDER" IS DESCRIBED IN SECTION 19-2.5-1125.".

Renumber succeeding subsections accordingly.

Page 432, after line 9 insert:

"(120) "SCHOOL", AS USED IN SECTIONS 19-1-303 AND 19-1-304, MEANS A PUBLIC OR PAROCHIAL OR OTHER NONPUBLIC SCHOOL THAT PROVIDES A BASIC ACADEMIC EDUCATION IN COMPLIANCE WITH SCHOOL ATTENDANCE LAWS FOR STUDENTS IN GRADES ONE TO TWELVE. "BASIC ACADEMIC EDUCATION" HAS THE SAME MEANING AS SET FORTH IN SECTION 22-33-104 (2)(b).".

Renumber succeeding subsections accordingly.

Page 433, after line 22 insert:

"(128) "STANDARDIZED BEHAVIORAL OR MENTAL HEALTH DISORDER SCREENING" MEANS THE BEHAVIORAL OR MENTAL HEALTH DISORDER SCREENING CONDUCTED USING THE JUVENILE STANDARDIZED SCREENING INSTRUMENTS AND THE PROCEDURES ADOPTED PURSUANT TO SECTION 16-11.9-102.".

Renumber succeeding subsections accordingly.

Page 434, after line 3 insert:

"(132) "STATUS OFFENSE" HAS THE SAME MEANING AS IS DEFINED IN FEDERAL LAW IN 28 CFR 31.304, AS AMENDED.".

Renumber succeeding subsections accordingly.

Page 434, line 13, strike "(82)" and substitute "(89)".

Page 434, line 25, strike "(118)" and substitute "(127)".

Page 434, line 27, strike "(78)" and substitute "(85)".

Page 435, line 22, strike "(130)(b)" and substitute "(141)(b)".

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Page 436, after line 2 insert:

"SECTION 145. Effective date. This act takes effect October 1, 2021."

Renumber succeeding section accordingly.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB21-077** 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 11 insert:

"SECTION 2. In Colorado Revised Statutes, 24-21-521, repeal (3)(b) and (4) as follows:

24-21-521. Commission as notary public - qualifications - no immunity or benefit. (3) An applicant for a commission as a notary public must:

(b) ~~Be a citizen or permanent legal resident of the United States or otherwise lawfully present in the United States;~~

(4) ~~The secretary of state shall verify the lawful presence in the United States of each applicant through the verification process outlined in section 24-76.5-103(4)."~~

Renumber succeeding sections accordingly.

Page 5, after line 22 insert:

"SECTION 6. In Colorado Revised Statutes, 30-15-401, repeal (10) as follows:

30-15-401. General regulations - definitions. (10) ~~(a) Subject to the exemptions found in 8 U.S.C. sec. 1621 (c)(2), to the extent that a license, permit, certificate, or other authorization to conduct business issued by a county constitutes a professional license or commercial license regulated by 8 U.S.C. sec. 1621, a county may issue such authorization to an individual only if the individual is lawfully present in the United States, and shall immediately deny any such authorization or renewal thereof upon determining that the individual is unlawfully present in the United States. The individual shall prove his or her identity with a secure and verifiable document, as that term is defined in section 24-72.1-102, C.R.S. A county shall not sell or utilize for any purpose other than those specified in law the information contained in the secure and verifiable document, and shall keep such information confidential unless disclosure is required by law; except that nothing in this paragraph (a) shall be construed to limit public access to records that are available for public inspection pursuant to article 72 of title 24, C.R.S.~~

~~(b) For purposes of this subsection (10), an individual is unlawfully present in the United States if the individual is an alien who is not:~~

~~(I) A qualified alien as defined in 8 U.S.C. sec. 1641;~~

~~(II) A nonimmigrant under the "Immigration and Nationality Act", federal Public Law 82-414, as amended; or~~

~~(III) An alien who is paroled into the United States under 8 U.S.C. sec. 1182 (d)(5) for less than one year.~~

~~(c) This subsection (10) shall be enforced without regard to race, religion, gender, ethnicity, or national origin.~~

SECTION 7. In Colorado Revised Statutes, 31-15-501, repeal (2) as follows:

31-15-501. Powers to regulate businesses. (2) ~~(a) Subject to the exemptions found in 8 U.S.C. sec. 1621 (c)(2), to the extent that any license, permit, certificate, or other authorization to conduct business issued by a municipality constitutes a professional license or commercial license regulated by 8 U.S.C. sec. 1621, the governing body of a municipality may issue such authorization to an individual only if the individual is lawfully present in the United States, and shall immediately deny any such authorization or renewal thereof upon determining that the individual is unlawfully present in the United States. The individual shall prove his or her identity with a secure and verifiable document, as that term is defined in section 24-72.1-102, C.R.S. A municipality shall not sell or utilize for any purpose other than those specified in law the information contained in the secure and verifiable document, and shall keep such information confidential unless disclosure is required by law; except that nothing in this paragraph (a) shall be construed to limit public access to records~~

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~~that are available for public inspection pursuant to article 72 of title 24, C.R.S.~~
~~(b) For purposes of this subsection (2), an individual is unlawfully~~
~~present in the United States if the individual is an alien who is not:~~
~~(I) A qualified alien as defined in 8 U.S.C. sec. 1641;~~
~~(II) A nonimmigrant under the "Immigration and Nationality Act",~~
~~federal Public Law 82-414, as amended; or~~
~~(III) An alien who is paroled into the United States under 8 U.S.C. sec.~~
~~1182 (d)(5) for less than one year.~~
~~(c) This subsection (2) shall be enforced without regard to race,~~
~~religion, gender, ethnicity, or national origin."~~

Renumber succeeding section accordingly.

After "STATE" insert "OR LOCAL" on: **Page 4**, lines 2, 4, 9, 10, 17, and 19.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB21-127** 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:

MEMBERS OF THE
BOARD OF MORTGAGE LOAN ORIGINATORS

for terms expiring August 10, 2024:

Cynthia "Cindy" Emerine of Evergreen, Colorado, a licensed mortgage loan originator, reappointed;

Dena Marie Falbo of Westminster, Colorado, to serve as a member of the public at large, reappointed;

Jennifer Heinrich of Erie, Colorado, a licensed mortgage loan originator, appointed.

Business,
Labor, &
Technology

The Committee on Business, Labor, & Technology 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:

MEMBER OF THE
COLORADO BANKING BOARD

effective July 1, 2020 for a term expiring July 1, 2024:

Jonathan Randall Fox of Fowler, Colorado, to serve as a representative of bankers, reappointed.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB21-175** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 8, line 2, strike "10-16-1307 (5)." and substitute "10-16-1307 (6).".

Page 9, strike lines 7 and 8 and substitute "EACH HAVE AN ADVANCED DEGREE AND EXPERIENCE OR EXPERTISE IN HEALTH-CARE ECONOMICS OR CLINICAL MEDICINE.".

Page 9, lines 17 through 19, strike "EACH MEMBER SERVES AT THE PLEASURE OF THE GOVERNOR AND MAY BE REMOVED FROM THE BOARD BY THE GOVERNOR." and substitute "THE GOVERNOR MAY REMOVE ANY APPOINTED MEMBER OF THE BOARD FOR MALFEASANCE IN OFFICE, FOR FAILURE TO REGULARLY ATTEND MEETINGS, OR FOR ANY CAUSE THAT RENDERS THE MEMBER INCAPABLE OR UNFIT TO DISCHARGE THE DUTIES OF THE MEMBER'S

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OFFICE, AND ANY SUCH REMOVAL IS NOT SUBJECT TO REVIEW."

Page 9, line 22, after "QUORUM." add "THE CONCURRENCE OF A MAJORITY OF THE BOARD IN ANY MATTER WITHIN ITS POWERS AND DUTIES IS REQUIRED FOR ANY DETERMINATION MADE BY THE BOARD."

Page 10, strike lines 23 through 27.

Re-number succeeding subsection accordingly.

Page 11, line 4, strike "(5)" and substitute "(4)".

Page 11, line 19, strike "(1)(g)." and substitute "(1)(h)."

Page 12, strike lines 13 through 20 and substitute:

"(6) (a) THE DIVISION, ON BEHALF OF THE BOARD, MAY SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS, AND DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS PART 13, AND ANY SUCH GIFTS, GRANTS, AND DONATIONS ARE CONTINUOUSLY APPROPRIATED TO THE DEPARTMENT OF REGULATORY AGENCIES; EXCEPT THAT THE DIVISION SHALL NOT ACCEPT ANY GIFT, GRANT, OR DONATION THAT CREATES A CONFLICT OF INTEREST OR THE APPEARANCE OF ANY CONFLICT OF INTEREST FOR ANY BOARD MEMBER."

Strike "AND" and substitute "OR" on: **Page 15**, lines 7 and 27.

Page 19, after line 25 insert:

"(f) THE IMPACT ON SAFETY NET PROVIDERS IF THE PRESCRIPTION DRUG IS AVAILABLE THROUGH SECTION 340B OF THE FEDERAL "PUBLIC HEALTH SERVICE ACT", PUB.L. 78-410;"

Re-letter succeeding paragraphs accordingly.

Page 21, line 21, strike "CONSUMERS." and substitute "CONSUMERS; EXCEPT THAT 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."

Page 22, after line 8 insert:

"(3) THE METHODOLOGY DETERMINED BY THE BOARD PURSUANT TO SUBSECTION (2) OF THIS SECTION SHALL NOT CONSIDER RESEARCH OR METHODS THAT EMPLOY A DOLLARS-PER-QUALITY ADJUSTED LIFE YEAR, OR SIMILAR MEASURE, THAT DISCOUNTS THE VALUE OF A LIFE BECAUSE OF AN INDIVIDUAL'S DISABILITY OR AGE."

Re-number succeeding subsections accordingly.

Page 24, line 16, strike "PROFESSIONALS;" and substitute "PROFESSIONALS WITH PRESCRIBING AUTHORITY;"

Page 24, line 26, after "WHO" insert "HAVE EXPERIENCE SERVING UNDERSERVED COMMUNITIES AND"

Page 24, line 27, after "WEALTH," insert "DISABILITY, AGE, GENDER IDENTITY,"

Page 28, after line 2 insert:

"(5) NOTWITHSTANDING ANY PROVISION OF THIS PART 13 TO THE CONTRARY, AS USED IN THIS SECTION, "PERSON" DOES NOT INCLUDE AN INDIVIDUAL WHO ACQUIRES A PRESCRIPTION DRUG FOR THE INDIVIDUAL'S OWN USE OR FOR A FAMILY MEMBER'S USE."

Page 28, line 4, after "required" insert "- rules".

Page 28, after line 14 insert:

"(2) THE BOARD SHALL PROMULGATE RULES TO NOTIFY CONSUMERS OF THE INTENT OF ANY MANUFACTURER TO WITHDRAW A PRESCRIPTION DRUG

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FROM SALE OR DISTRIBUTION WITHIN THE STATE, AS DESCRIBED IN SUBSECTION (1) OF THIS SECTION.".

Renumber succeeding subsection accordingly.

Page 29, after line 19 insert:

"(d) THE IMPACT OF ANY UPPER PAYMENT LIMITS ESTABLISHED BY THE BOARD PURSUANT TO SECTION 10-16-1307 ON HEALTH-CARE PROVIDERS AND PHARMACIES;".

Reletter succeeding paragraphs accordingly.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB21-098** be referred to the Committee on Appropriations with favorable recommendation.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB21-099** 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

After consideration on the merits, the Committee recommends that **SB21-118** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, line 17, strike "LOWER" and substitute "LOW".

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB21-089** be postponed indefinitely.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB21-094** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 5, line 8, after "**amend**" insert "(3), (4)".

Page 5, line 9, strike "(10)".

Page 5, line 11, after "(5.5)," insert "(9.7)."

Page 5, line 11, strike "(3), (4)," and "(5.5)".

Page 5, strike line 18 and substitute "~~18-18-102 (3)~~ "APPROVED TREATMENT FACILITY" MEANS AN APPROVED PRIVATE OR PUBLIC TREATMENT FACILITY, AS DESCRIBED IN SECTION 27-81-102 (2) AND (3) THAT ADHERES TO THE STANDARDS SET FORTH IN SECTION 27-81-106."

Page 6, line 4, strike "~~basis:~~" and substitute "**basis** "BEHAVIORAL HEALTH ENTITY" MEANS A BEHAVIORAL HEALTH ENTITY, AS DEFINED IN SECTION 25-27.6-102 (6), LICENSED PURSUANT TO ARTICLE 27.6 OF TITLE 25."

Page 6, strike lines 5 through 7.

Page 6, after line 16 insert:

"(9.7) "COMMUNITY MENTAL HEALTH CLINIC" HAS THE SAME MEANING AS SET FORTH IN SECTION 25-27.6-102 (9)".

Page 6, strike lines 17 through 27.

Page 7, strike lines 1 through 7.

Page 8, strike lines 5 and 6 and substitute "CLINIC, A BEHAVIORAL HEALTH ENTITY, AN APPROVED TREATMENT FACILITY, a university, or a college that:".

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Page 10, line 17, strike "DRUGS," and substitute "DRUGS THAT ARE NOT CONTROLLED SUBSTANCES,".

Page 16, line 2, strike "FEDERAL AND".

Page 17, strike lines 10 and 11.

Reletter succeeding sub-subparagraphs accordingly.

Page 17, line 16, after "TRIAGE;" add "OR".

Page 17, line 17, strike "OR" and substitute "or".

Page 17, strike line 18.

Page 20, line 3, strike "TWENTY-FOUR" and substitute "SEVENTY-TWO".

Page 20, line 8, strike "TWENTY-FOUR-HOUR" and substitute "SEVENTY-TWO-HOUR".

Page 22, strike line 4 and substitute "(2)(a) introductory portion, (3)(b), and (5);".

Page 22, strike lines 22 through 27.

Strike page 23.

Page 24, strike lines 1 through 3.

Page 24, lines 6 and 7, strike "OR BIOSIMILAR".

Page 24, line 11, strike "SETTING," and substitute "SETTING OR".

Page 24, line 12, strike "CENTER, OR A CLINICAL SETTING." and substitute "CENTER.".

Page 24, strike lines 13 through 19.

Page 24, line 22, strike "OR BIOSIMILAR".

Page 24, line 25, strike "OR BIOSIMILAR".

Page 25, strike lines 1 through 4.

Page 30, line 9, strike "Records - rules." and substitute "Records.".

Page 30, lines 9 and 10, strike "ADOPT RULES FOR THE" and substitute "ALLOW".

Page 31, strike line 3 and substitute:

"(b) (I) EXCEPT AS PROVIDED IN SUBSECTION (1)(b)(II) OF THIS SECTION, ALL IN-STATE PHARMACIES MUST".

Page 31, after line 5 insert:

"(II) THIS SUBSECTION (1)(b) DOES NOT APPLY TO AN OTHER OUTLET.".

Page 39, strike lines 18 through 27.

Page 40, strike lines 1 through 15 and substitute:

"SECTION 30. In Colorado Revised Statutes, 12-280-403, amend (2)(b) introductory portion as follows:

12-280-403. Prescription drug use monitoring program - registration required. (2) (b) When registering with the program or at any time thereafter, a practitioner ~~or pharmacist~~ may authorize up to three designees to access the program under section 12-280-404 (3)(b) OR (3)(d) ~~or (3)(f), as applicable,~~ on behalf of the practitioner, ~~or~~ AND A pharmacist MAY AUTHORIZE UP TO SIX DESIGNEES TO ACCESS THE PROGRAM UNDER SECTION 12-280-404 (3)(f), if:".

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| | Renumber succeeding sections accordingly. | 1 |
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| Education | After consideration on the merits, the Committee recommends that SB21-119 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 4 |
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| | Amend printed bill, page 4, line 16, strike "(1)(b), (1)(c),". | 8 |
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| | Page 4, line 17, before "(1)(k);" strike "and". | 10 |
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| | Page 4, strike lines 22 through 27. | 12 |
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| | Page 5, strike lines 1 through 9. | 14 |
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| | Page 5, strike lines 23 through 27 and substitute: | 16 |
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| | "(j) "Qualified internship, residency, or construction industry pre-apprenticeship, or apprenticeship WORKPLACE TRAINING program" means an internship program, a residency program, a construction industry apprenticeship program, or a construction industry pre-apprenticeship program, which program OR ANY OTHER INDUSTRY APPRENTICESHIP OR PRE-APPRENTICESHIP PROGRAM THAT is identified by the Colorado work force development council as provided in subsection (3) of this section." | 18 |
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| | Page 6, strike line 1. | 26 |
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| | Page 8, line 15, after "CREDENTIAL" insert "PATHWAY". | 28 |
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| | Page 8, line 16, before "AND" insert "COURSES THAT ARE PART OF A STATEWIDE DEGREE TRANSFER AGREEMENT ESTABLISHED PURSUANT TO SECTION 23-1-108 (7)(a), OR CONCURRENT ENROLLMENT COURSES,". | 30 |
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| | Strike "internship, residency, or construction industry pre-apprenticeship, or INDUSTRY apprenticeship" and substitute " internship, residency, or construction industry pre-apprenticeship, or apprenticeship WORKPLACE TRAINING" on: Page 6 , lines 14 through 16 and 21 and 22; Page 7 , lines 3 and 4 and 7 and 8; Page 9 , lines 1 and 2; Page 10 , lines 6 and 7, 12 through 14, and 19 and 20; Page 11 , lines 23 and 24; and Page 12 , lines 10 and 11. | 34 |
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| | Strike "INTERNSHIP, INDUSTRY PRE-APPRENTICESHIP, OR INDUSTRY APPRENTICESHIP" and substitute "WORKPLACE TRAINING" on: Page 11 , lines 10 and 11; Page 12 , lines 19 and 20 and 24 and 25; and Page 14 , lines 1 and 2. | 41 |
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| Education | After consideration on the merits, the Committee recommends that SB21-179 be referred to the Committee of the Whole with favorable recommendation. | 46 |
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| Education | After consideration on the merits, the Committee recommends that SB21-157 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 50 |
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| Education | After consideration on the merits, the Committee recommends that SB21-140 be postponed indefinitely. | 55 |
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| Business, Labor, & Technology | After consideration on the merits, the Committee recommends that SB21-087 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 59 |
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| | Amend printed bill, page 3, strike lines 10 through 15. | 63 |
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| | Page 4, strike lines 21 through 27. | 65 |
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| | Strike page 5. | 67 |
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| | Page 6, strike lines 1 through 11. | 69 |
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Page 12, after line 24 insert:

"(8) "OCCASIONAL OR INTERMITTENT" MEANS TWENTY PERCENT OR LESS OF AN AGRICULTURAL EMPLOYEE'S WEEKLY WORK TIME.

(9) "SHORT-HANDLED HOE" MEANS A HANDHELD TOOL WITH A FLAT BLADE AFFIXED PERPENDICULARLY TO A HANDLE THAT IS LESS THAN EIGHTEEN INCHES LONG. "SHORT-HANDLED HOE" INCLUDES A LONG-HANDLED HAND TOOL THAT HAS BEEN MODIFIED TO BE USED AS A SHORT-HANDLED HOE."

Renumber succeeding subsection accordingly.

Page 14, line 5, strike "FILTERED,".

Page 14, strike lines 21 through 25 and substitute:

"(3) (a) USING A SHORT-HANDLED HOE IS PROHIBITED IN AGRICULTURAL EMPLOYMENT FOR WEEDING AND THINNING IN A STOOPED, KNEELING, OR SQUATTING POSITION.

(b) THE PERFORMANCE OF WEEDING AND THINNING BY HAND OR WITH A SHORT-HANDLED TOOL, OTHER THAN A SHORT-HANDLED HOE, IN A STOOPED, KNEELING, OR SQUATTING POSITION IS STRONGLY DISFAVORED UNLESS THERE IS NO SUITABLE LONG-HANDLED TOOL OR OTHER ALTERNATIVE MEANS OF PERFORMING THE WORK THAT IS SUITABLE AND APPROPRIATE TO BOTH THE PRODUCTION OF THE AGRICULTURAL OR HORTICULTURAL COMMODITY AND THE SCALE OF THE OPERATION. NOTHING IN THIS SUBSECTION (3) IS CONSTRUED TO ALLOW THE USE OF THE SHORT-HANDLED HOE.

(c) THIS SECTION DOES NOT PROHIBIT:

(I) OCCASIONAL OR INTERMITTENT HAND WEEDING OR HAND THINNING IN A STOOPED, KNEELING, OR SQUATTING POSITION THAT IS INCIDENTAL TO A NON-HAND-WEEDING OPERATION; OR

(II) SEEDING, PLANTING, TRANSPLANTING, OR HARVESTING BY HAND OR WITH A HAND TOOL.

(4) AN EMPLOYER SHALL PROVIDE AGRICULTURAL WORKERS ENGAGED IN HAND WEEDING AND HAND THINNING AN ADDITIONAL FIVE MINUTE REST PERIOD, WHICH, IN SO FAR AS IS PRACTICABLE, MUST BE IN THE MIDDLE OF EACH WORK PERIOD. THE AUTHORIZED REST PERIOD MUST BE BASED ON THE TOTAL HOURS WORKED DAILY AT THE RATE OF FIFTEEN MINUTES NET REST TIME PER FOUR HOURS OF WORK, OR A MAJOR FRACTION THEREOF. THE EMPLOYER SHALL COUNT THE AUTHORIZED REST PERIOD AS HOURS WORKED AND NOT DEDUCT THE REST PERIOD FROM THE AGRICULTURAL WORKER'S WAGES.

(5) AN EMPLOYER SHALL PROVIDE GLOVES AND KNEE PADS, AS NECESSARY, TO EACH AGRICULTURAL WORKER ENGAGING IN HAND WEEDING, HAND THINNING, OR HAND HOT-CAPPING."

MESSAGE FROM THE HOUSE

March 18, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1052, 1131, 1114, 1047, 1060, 1090, and 1072, amended as printed in House Journal, March 16, 2021.

The House has adopted and returns herewith SJR21-005.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, HB21-1047, 1052, 1060, 1072, 1090, 1114, and 1131.

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INTRODUCTION OF BILLS -- FIRST READING

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

- SB21-184** by Senator(s) Story and Danielson; --Concerning ski area safety, and, in connection therewith, requiring the operators of ski areas to adopt and disclose safety plans, disclose seasonal ski accident statistics, and maintain an accident database.
Agriculture & Natural Resources
- HB21-1164** by Representative(s) Esgar and Garnett; also Senator(s) Zenzinger and Fenberg--Concerning reductions in the property tax credits that apply to school districts' total program mill levies for purposes of funding the "Public School Finance Act of 1994".
Education

CHANGE IN SPONSORSHIP

Upon announcement of President Garcia, Senator Story was added as a Senate joint prime sponsor on SB21-155 with Senator Hisey.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB21-173** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 5, line 4, strike "OBTAINING" and substitute "RESIDENTIAL TENANTS TO OBTAIN".

Page 5, line 8, strike "RESOURCES." and substitute "RESOURCES AND PROVIDE SUCH RESOURCES TO THE DEPARTMENT OF LOCAL AFFAIRS FOR PUBLICATION ON ITS WEBSITE."

Page 5, line 11, strike "THE" and substitute "A".

Page 5, lines 14 and 15, strike "THE TENANCY OR".

Page 5, line 20, strike "time" and substitute "time DAY".

Page 6, strike line 10.

Page 6, line 11, strike "EARLIER DATE." and substitute "REQUESTS A WAIVER OF THIS PROVISION IN THE DEFENDANT'S ANSWER OR AFTER FILING AN ANSWER."

Page 6, line 15, after "LANDLORD" insert "OR TENANT".

Page 6, line 16, strike "THE TENANCY OR".

Page 6, line 17, strike "THE DEFENDANT" and substitute "EITHER PARTY".

Page 6, line 19, after "(4)" insert "and (5)".

Page 6, line 21, strike "(a)".

Page 7, strike lines 12 through 16.

Page 7, line 19, strike "NOTICE" and substitute "NOTICE, AS WELL AS ANY RENT THAT REMAINS DUE UNDER THE RENTAL AGREEMENT,".

Page 7, line 20, strike "UP TO FORTY-EIGHT HOURS AFTER" and substitute "UNTIL".

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Page 7, after line 26, insert:

"(5) THE RIGHTS PROVIDED IN SUBSECTION (4) OF THIS SECTION MAY NOT BE WAIVED BY ANY WRITTEN AGREEMENT."

Page 12, after line 22 insert:

"(2) A LEASE OF A LANDLORD OR PERSON ACTING ON BEHALF OF A LANDLORD THAT DOES NOT COMPLY WITH THE PROVISIONS OF SUBSECTION (1) OF THIS SECTION IS VOID AND UNENFORCEABLE. A TENANT WHO IS AGGRIEVED BY AN ACTION TAKEN BY A LANDLORD OR PERSON ACTING ON BEHALF OF THE LANDLORD IN VIOLATION OF SUBSECTION (1) OF THIS SECTION MAY BRING AN ACTION FOR INJUNCTIVE RELIEF PURSUANT TO SUBSECTION (5) OF THIS SECTION."

Renumber succeeding subsections accordingly.

Page 12, line 26, strike "(2)" and substitute "(3)".

Page 13, line 3, after "RECEIVES" insert "WRITTEN OR ELECTRONIC".

Page 13, line 6, strike "(3)" and substitute "(4)".

Page 13, line 21, strike "(3)" and substitute "(4)".

Page 16, line 1, strike "ACTUAL OR LEGAL" and substitute "WRITTEN OR ELECTRONIC".

Page 16, line 15, after "PAYMENT" insert "TO EITHER THE COURT OR THE LANDLORD".

Page 18, line 3, strike "DAMAGES" and substitute "DAMAGES, ATTORNEY FEES,".

Page 18, after line 4 insert:

"(3) A COURT MAY ALSO ORDER THAT POSSESSION BE RESTORED TO A TENANT WHO WAS AFFECTED BY A VIOLATION OF THIS SECTION."

Renumber succeeding subsection accordingly.

Page 18, strike line 15 and substitute "FROM A VIOLATION OF THE RENTAL AGREEMENT;".

State, Veterans, & Military Affairs

CORRECTED COMMITTEE REPORT: After consideration on the merits, the Committee recommends that SB21-153 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, line 11, strike "JANUARY 31, 2022," and substitute "JULY 31, 2022,".

Page 4, line 12, strike "JANUARY 31" and substitute "JULY 31".

State, Veterans, & Military Affairs

The Committee on State, Veterans, & Military Affairs 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:

MEMBER OF THE BOARD OF COMMISSIONERS OF VETERANS COMMUNITY LIVING CENTERS

for a term expiring July 1, 2021:

Danielle Andrade of Thornton, Colorado, who has expertise in nursing home operations and who has experience in multi-facility management of nursing homes, as a Republican, and occasioned by the resignation of Cheryl Ann Kruschke of Wheat Ridge, Colorado, appointed.

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| State, Veterans, & Military Affairs | After consideration on the merits, the Committee recommends that HB21-1025 be referred to the Committee of the Whole with favorable recommendation. | 1 2 3 4 5 6 |
| State, Veterans, & Military Affairs | After consideration on the merits, the Committee recommends that SB21-130 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 SB21-144 be referred to the Committee of the Whole with favorable recommendation. | 13 14 15 16 17 18 |
| State, Veterans, & Military Affairs | After consideration on the merits, the Committee recommends that SB21-129 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 19 20 21 22 23 |
| | Amend printed bill, page 2, strike lines 9 through 12 and substitute: | 24 25 |
| | "(b) "VETERAN" HAS THE SAME MEANING SET FORTH IN SECTION 28-5-100.3." | 26 27 28 |
| | Page 2, line 19, after "PROGRAM" insert "TO PROVIDE SERVICES FOR SEVEN HUNDRED VETERANS". | 29 30 31 |
| | Page 2, line 21, before "TO" insert "TO SERVE MORE THAN SEVEN HUNDRED VETERANS OR". | 32 33 34 |
| | Page 3, line 19, after "NONPROFIT" insert "OR EDUCATIONAL". | 35 36 |
| | Page 3, line 20, after "NONPROFIT" insert "OR EDUCATIONAL" and strike "SEVEN" and substitute "FIVE". | 37 38 39 |
| | Page 3, strike lines 22 and 23 and substitute "VETERANS AND SATISFY ANY ADDITIONAL QUALIFICATIONS ESTABLISHED BY THE STATE DEPARTMENT. THE STATE DEPARTMENT SHALL ADOPT RULES TO ESTABLISH ADDITIONAL QUALIFICATIONS FOR A NONPROFIT ORGANIZATION TO ENSURE EFFICIENT AND EFFECTIVE ADMINISTRATION OF THE PILOT PROGRAM AND A PROCESS FOR SELECTING A NONPROFIT ORGANIZATION TO ADMINISTER THE PILOT PROGRAM." | 40 41 42 43 44 45 46 |
| | Strike "POST-9/11" on: Page 2 , lines 15 and 17; and Page 3 , lines 1, 6, and 11. | 47 48 49 |
| State, Veterans, & Military Affairs | After consideration on the merits, the Committee recommends that SB21-177 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 50 51 52 53 |
| | Amend printed bill, page 2, after line 1 insert: | 54 55 |
| | "SECTION 1. Short title. The short title of this act is the "Preventing Foreign Influence Act". | 56 57 |
| | SECTION 2. Legislative declaration. (1) The general assembly hereby finds, determines, and declares that: | 58 59 |
| | (a) Colorado has a voting system that is considered by many across the nation to be the gold standard of state election systems. While Colorado welcomes immigrants, visitors, and investors from across the world, its elections should be decided by Colorado residents and not by foreign-influenced corporations. | 60 61 62 63 64 |
| | (b) The United States government has concluded that the 2016 general election was subject to extensive foreign involvement as detailed in a January 2017 report prepared by the director of national intelligence entitled "Assessing Russian Activities and Intentions in Recent U.S. Elections". | 65 66 67 68 |
| | (c) Congress has recognized the need to protect United States elections, including local elections, from foreign influence through the ban in federal | 69 70 |

election law on contributions and expenditures by foreign nationals, which was upheld by the supreme court in *Bluman v. Federal Election Commission*, 565 U.S. 1104 (2012).

(d) Political spending by foreign-influenced corporations may weaken, interfere with, or disrupt Colorado's system of democratic self-government and the faith that the electorate has in its elections and its elected officials.

(e) To protect the integrity of Colorado's self-government, it is necessary to prevent foreign-influenced corporations from influencing Colorado elections by requiring for-profit corporations to certify that they are not a foreign-influenced corporation before making permissible contributions or donations and to prevent any independent expenditure committees from knowingly accepting donations from foreign-influenced corporations."

Renumber succeeding sections accordingly.

Page 6, line 10, strike "NONPROFIT" and substitute "FOR-PROFIT."

Education After consideration on the merits, the Committee recommends that **HB21-1164** be referred to the Committee on Appropriations with favorable recommendation.

Education After consideration on the merits, the Committee recommends that **SB21-172** be referred to the Committee of the Whole with favorable recommendation.

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
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

for a term expiring December 31, 2023:

Catherine J. Shull of Fort Morgan, Colorado, an Unaffiliated and a resident of the Fourth Congressional District, occasioned by the resignation of Hanna Skandera of Denver, Colorado, appointed;

for a term expiring December 31, 2024:

Garrison Ortiz of Pueblo, Colorado, a Democrat and a resident of the Third Congressional District, appointed.;

effective December 31, 2020 for a term expiring December 31, 2024:

Stratton Rollins "Rollie" Heath, Jr. of Boulder, Colorado, a Democrat and a resident of the Second Congressional District, 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
BOARD OF TRUSTEES FOR ADAMS STATE UNIVERSITY

effective December 31, 2020 for terms expiring December 31, 2024:

Honorable Pamela Sue Bricker of Del Norte, Colorado, an Unaffiliated, reappointed;

Amanda DeLaRosa of Denver, Colorado, a Democrat, appointed;

Arthur M. Ortegon of Castle Rock, Colorado, a Republican, appointed.

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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 TRUSTEES FOR COLORADO MESA UNIVERSITY

effective December 31, 2020 for terms expiring December 31, 2024:

David Foster of Denver, Colorado, to serve as a Democrat, appointed;

Alison Ream Griffin of Lafayette, Colorado, to serve as a Republican, reappointed;

Lori Buck of Fruita, Colorado, to serve as a Republican, appointed.

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 COMMISSION ON HIGHER EDUCATION

effective July 1, 2020 for a term expiring July 1, 2024:

Teresa Kostenbauer of Parker, Colorado, to serve as a representative of the Fourth Congressional District and Unaffiliated, appointed;

Steven Meyer of Grand Junction, Colorado, to serve as a representative of the Third Congressional District, resident living west of the Continental Divide, and Unaffiliated, appointed.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB21-185** by Senator(s) Zenzinger and Rankin; also Representative(s) McLachlan and McCluskie--
Concerning supporting the educator workforce in Colorado.
Education
- HB21-1052** by Representative(s) McKean; also Senator(s) Woodward--Concerning the inclusion of
pumped hydroelectric energy generation in the definition of "eligible energy resources" for
purposes of meeting Colorado's renewable energy standard.
Agriculture & Natural Resources
- HB21-1076** by Representative(s) McCluskie and Will; also Senator(s) Donovan and Hisey--Concerning
carpooling service internet applications, and, in connection therewith, requiring that
application owners or operators register with the department of transportation.
Business, Labor, & Technology
- HB21-1097** by Representative(s) Young and Pelton; also Senator(s) Fields--Concerning
recommendations from the Colorado behavioral health task force, and, in connection
therewith, establishing a behavioral health administration.
Health & Human Services
- HB21-1123** by Representative(s) Michaelson Jenet and Larson; also Senator(s) Fields and Smallwood--
Concerning a CAPS check for substantiated cases of mistreatment of an at-risk adult.
Health & Human Services

DELIVERY TO THE GOVERNOR

To the Governor for signature on Thursday, March 18, 2021, at 2:44 PM:
SB21-068 and 090.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-068 and 090; SJR21-005.

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Friday, March 19, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 35th Legislative Day

 Friday, March 19, 2021

| | | |
|------------------------|---|----|
| Prayer | By Senator Kolker | 10 |
| Call to Order | By the President at 9:00 a.m. | 11 |
| Roll Call | Present--34 | 12 |
| | Excused--1, Woodward | 13 |
| | Present later--1, Woodward | 14 |
| | Excused later--3, Buckner, Danielson, Woodward | 15 |
| | Remote--6, Buckner, Coram, Danielson, Jaquez Lewis, Scott, Woodward | 16 |
| Quorum | The President announced a quorum present. | 17 |
| Pledge | By Senator Coleman | 18 |
| Reading of the Journal | On motion of Senator Jaquez Lewis, reading of the Journal of Thursday, March 18, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 19 |

SENATE SERVICES REPORT

Correctly Printed: SB21-184 and 185.
Correctly Enrolled: SJR21-005.

COMMITTEE OF REFERENCE REPORTS

| | | |
|----------------|--|----|
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1164 be referred to the Committee of the Whole with favorable recommendation. | 20 |
| Judiciary | After consideration on the merits, the Committee recommends that SB21-023 be postponed indefinitely . | 21 |
| Judiciary | After consideration on the merits, the Committee recommends that SB21-124 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 22 |
| | Amend printed bill, strike everything below the enacting clause and substitute: | 23 |
| | "SECTION 1. In Colorado Revised Statutes, 18-3-102, repeal (1)(b) and (2) as follows: | 24 |
| | 18-3-102. Murder in the first degree. (1) A person commits the crime of murder in the first degree if: | 25 |
| | (b) Acting either alone or with one or more persons, he or she commits or attempts to commit arson, robbery, burglary, kidnapping, sexual assault as prohibited by section 18-3-402, sexual assault in the first or second degree as prohibited by section 18-3-402 or 18-3-403 as those sections existed prior to July 1, 2000, or a class 3 felony for sexual assault on a child as provided in section 18-3-405 (2), or the crime of escape as provided in section 18-8-208; and, in the course of or in furtherance of the crime that he or she is committing or attempting to commit, or of immediate flight therefrom, the death of a | 26 |

person, other than one of the participants, is caused by anyone; or
 (2) It is an affirmative defense to a charge of violating subsection (1)(b) of this section that the defendant:
 (a) Was not the only participant in the underlying crime; and
 (b) Did not commit the homicidal act or in any way solicit, request, command, importune, cause, or aid the commission thereof; and
 (c) Was not armed with a deadly weapon; and
 (d) Had no reasonable ground to believe that any other participant was armed with such a weapon, instrument, article, or substance; and
 (e) Did not engage himself in or intend to engage in and had no reasonable ground to believe that any other participant intended to engage in conduct likely to result in death or serious bodily injury; and
 (f) Endeavored to disengage himself from the commission of the underlying crime or flight therefrom immediately upon having reasonable grounds to believe that another participant is armed with a deadly weapon, instrument, article, or substance, or intended to engage in conduct likely to result in death or serious bodily injury.

SECTION 2. In Colorado Revised Statutes, 18-3-103, **amend** (1); and **add** (1.5) as follows:

18-3-103. Murder in the second degree - definitions. (1) A person commits the crime of murder in the second degree if:

- (a) The person knowingly causes the death of a person; OR
- (b) ACTING EITHER ALONE OR WITH ONE OR MORE PERSONS, HE OR SHE COMMITS OR ATTEMPTS TO COMMIT FELONY ARSON, ROBBERY, BURGLARY, KIDNAPPING, SEXUAL ASSAULT AS PROHIBITED BY SECTION 18-3-402, SEXUAL ASSAULT IN THE FIRST OR SECOND DEGREE AS PROHIBITED BY SECTION 18-3-402 OR 18-3-403 AS THOSE SECTIONS EXISTED PRIOR TO JULY 1, 2000, OR A CLASS 3 FELONY FOR SEXUAL ASSAULT ON A CHILD AS PROVIDED IN SECTION 18-3-405 (2), OR THE FELONY CRIME OF ESCAPE AS PROVIDED IN SECTION 18-8-208, AND, IN THE COURSE OF OR IN FURTHERANCE OF THE CRIME THAT HE OR SHE IS COMMITTING OR ATTEMPTING TO COMMIT, OR OF IMMEDIATE FLIGHT THEREFROM, THE DEATH OF A PERSON, OTHER THAN ONE OF THE PARTICIPANTS, IS CAUSED BY ANY PARTICIPANT;

(1.5) IT IS AN AFFIRMATIVE DEFENSE TO A CHARGE OF VIOLATING SUBSECTION (1)(b) OF THIS SECTION THAT THE DEFENDANT:

- (a) WAS NOT THE ONLY PARTICIPANT IN THE UNDERLYING CRIME; AND
- (b) DID NOT COMMIT THE HOMICIDAL ACT OR IN ANY WAY SOLICIT, REQUEST, COMMAND, IMPORTUNE, CAUSE, OR AID THE COMMISSION THEREOF; AND
- (c) WAS NOT ARMED WITH A DEADLY WEAPON; AND
- (d) DID NOT ENGAGE HIMSELF OR HERSELF IN OR INTEND TO ENGAGE IN AND HAD NO REASONABLE GROUND TO BELIEVE THAT ANY OTHER PARTICIPANT INTENDED TO ENGAGE IN CONDUCT LIKELY TO RESULT IN DEATH OR SERIOUS BODILY INJURY.

SECTION 3. In Colorado Revised Statutes, 17-34-101, **amend** (1)(a)(II) and (1)(a)(III) as follows:

17-34-101. Juveniles who are convicted as adults in district court - eligibility for specialized program placement - petitions.

(1) (a) Notwithstanding any other provision of law, an offender serving a sentence in the department for a felony offense as a result of the filing of criminal charges by an information or indictment pursuant to section 19-2-517, or the transfer of proceedings to the district court pursuant to section 19-2-518, or pursuant to either of these sections as they existed prior to their repeal and reenactment, with amendments, by House Bill 96-1005, and who remains in the custody of the department for that felony offense may petition for placement in the specialized program described in section 17-34-102, referred to within this section as the "specialized program", as follows:

(II) If the felony of which the person was convicted was murder in the first degree, as described in section 18-3-102 (1)(b), AS IT EXISTED PRIOR TO THE EFFECTIVE DATE OF THIS SUBSECTION (1)(a)(II) AS AMENDED, or (1)(d), ~~C.R.S.~~ OR MURDER IN THE SECOND DEGREE, AS DESCRIBED IN SECTION 18-3-103 (1)(b), then the offender may petition for placement in the specialized program after serving twenty years of his or her sentence if he or she satisfies the criteria described in ~~sub-subparagraphs (A), (B), (C), (D), (E), (F), and (G) of subparagraph (f) of this paragraph (a)~~ SUBSECTIONS (1)(a)(I)(A) TO (1)(a)(I)(G) OF THIS SECTION.

(III) If the felony of which the person was convicted was murder in the first degree, as described in section 18-3-102, ~~C.R.S.~~; but was not murder in the first degree, as described in section 18-3-102 (1)(b), AS IT EXISTED PRIOR TO THE EFFECTIVE DATE OF THIS SUBSECTION (1)(a)(III) AS AMENDED, or (1)(d), ~~C.R.S.~~ OR MURDER IN THE SECOND DEGREE, AS DESCRIBED IN SECTION 18-3-103 (1)(b), then the offender may petition for placement in the specialized program after

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serving twenty-five years of his or her sentence if he or she satisfies the criteria described in ~~sub-subparagraphs (A), (B), (C), (D), (E), (F), and (G) of subparagraph (I) of this paragraph (a)~~ SUBSECTIONS (1)(a)(I)(A) TO (1)(a)(I)(G) OF THIS SECTION.

SECTION 4. In Colorado Revised Statutes, 18-1.3-401, **amend** (4)(c)(I) as follows:

18-1.3-401. Felonies classified - presumptive penalties. (4) (c) (I) Notwithstanding ~~the provisions of sub-subparagraph (A) of subparagraph (V) of paragraph (a) of subsection (1) of this section and notwithstanding the provisions of paragraphs (a) and (b) of this subsection (4)~~ SUBSECTIONS (1)(a)(V)(A), (4)(a), AND (4)(b) OF THIS SECTION, as to a person who is convicted as an adult of a class 1 felony following a direct filing of an information or indictment in the district court pursuant to section 19-2-517, ~~C.R.S.~~; or transfer of proceedings to the district court pursuant to section 19-2-518, ~~C.R.S.~~; or pursuant to either of these sections as they existed prior to their repeal and reenactment, with amendments, by House Bill 96-1005, which felony was committed on or after July 1, 1990, and before July 1, 2006, and who received a sentence to life imprisonment without the possibility of parole:

(A) If the felony for which the person was convicted is murder in the first degree, as described in section 18-3-102 (1)(b), AS IT EXISTED PRIOR TO THE EFFECTIVE DATE OF THIS SUBSECTION (4)(c)(I)(A) AS AMENDED, then the district court, after holding a hearing, may sentence the person to a determinate sentence within the range of thirty to fifty years in prison, less any earned time granted pursuant to section 17-22.5-405, ~~C.R.S.~~; if, after considering the factors described in ~~subparagraph (H) of this paragraph (c)~~ SUBSECTION (4)(c)(II) OF THIS SECTION, the district court finds extraordinary mitigating circumstances. Alternatively, the court may sentence the person to a term of life imprisonment with the possibility of parole after serving forty years, less any earned time granted pursuant to section 17-22.5-405. ~~C.R.S.~~

(B) If the felony for which the person was convicted is not murder in the first degree, as described in section 18-3-102 (1)(b), AS IT EXISTED PRIOR TO THE EFFECTIVE DATE OF THIS SUBSECTION (4)(c)(I)(B) AS AMENDED, then the district court shall sentence the person to a term of life imprisonment with the possibility of parole after serving forty years, less any earned time granted pursuant to section 17-22.5-405. ~~C.R.S.~~

SECTION 5. In Colorado Revised Statutes, 18-1.3-407.5, **amend** (2)(b) as follows:

18-1.3-407.5. Sentences - young adult offenders - youthful offender system - definitions. (2) (b) Notwithstanding ~~the provisions of paragraph (a) of this subsection (2)~~ SUBSECTION (2)(a) OF THIS SECTION, a young adult offender who is charged with first degree murder as described in section 18-3-102 (1)(b), AS IT EXISTED PRIOR TO THE EFFECTIVE DATE OF THIS SUBSECTION (2)(b) AS AMENDED, OR MURDER IN THE SECOND DEGREE AS DESCRIBED IN SECTION 18-3-103 (1)(b) and pleads guilty to a class 2 felony as a result of a plea agreement is eligible for sentencing to the youthful offender system if the young adult offender would be eligible for sentencing to the youthful offender system for a conviction of the felony underlying the charge of first degree murder as described in section 18-3-102 (1)(b), AS IT EXISTED PRIOR TO THE EFFECTIVE DATE OF THIS SUBSECTION (2)(b) AS AMENDED, OR MURDER IN THE SECOND DEGREE AS DESCRIBED IN SECTION 18-3-103 (1)(b).

SECTION 6. Act subject to petition - effective date - applicability.

(1) This act takes effect September 15, 2021; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within the ninety-day period after final adjournment of the general assembly, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) This act applies to offenses committed on or after the applicable effective date of this act."

Judiciary

After consideration on the merits, the Committee recommends that **SB21-066** 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 2, strike lines 2 through 15.

Page 3, strike lines 1 through 8.

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Renumber succeeding sections accordingly.

Page 5, line 23, strike "PROGRAM." and substitute "PROGRAM AND THE LEVEL AND INTENSITY OF SUPERVISION FOR JUVENILE DIVERSION."

Page 6, line 11, strike "or sexual orientation;" and substitute "or sexual orientation, OR GENDER IDENTITY; OR".

Page 7, line 15, strike "and gender;" and substitute "and gender, SEXUAL ORIENTATION, AND GENDER IDENTITY;"

Page 7, line 22, strike "participation;" and substitute "participation AND WHETHER THE SERVICE WAS PROVIDED BY COMMUNITY PARTNERS OR IN-HOUSE;"

Page 8, lines 7 and 8, strike "AND GENDER." and substitute "GENDER, SEXUAL ORIENTATION, AND GENDER IDENTITY."

Page 8, line 16, strike "AND GENDER." and substitute "GENDER, SEXUAL ORIENTATION, AND GENDER IDENTITY."

Page 9, strike lines 19 through 24 and substitute "THE FORMULA EVERY THREE YEARS. THE DIVISION OF CRIMINAL JUSTICE"

Page 9, strike lines 26 and 27 and substitute "JUSTICE PRACTICES."

Page 10, line 1, strike "PERCENT OF THE TOTAL ALLOCATION."

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **SB21-164** be **postponed indefinitely**.

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **SB21-135** 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 18, strike "OR".

Page 4, line 22, strike "RESEARCH." and substitute "RESEARCH; OR (e) FOR THE SOLE PURPOSE OF A FILM, AS DEFINED IN SECTION 24-48.5-114 (1), OR A TELEVISION PRODUCTION, IF THE USE IN THE FILM OR TELEVISION PRODUCTION DOES NOT INVOLVE A LIVE ANIMAL EXHIBITION OR PERFORMANCE CONDUCTED BEFORE AN AUDIENCE OR INTERACTION WITH AN AUDIENCE, THE PUBLIC, CLIENTS, OR CUSTOMERS."

Page 4, after line 26 insert:

"(6) THIS SECTION DOES NOT PROHIBIT WORKING DOG TRIALS, LIVESTOCK OR HORSE SHOWS, OR ANY OTHER EXHIBITION INVOLVING LIVESTOCK."

Judiciary After consideration on the merits, the Committee recommends that **SB21-064** 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 26 and substitute:

"SECTION 1. In Colorado Revised Statutes, 18-8-615, **amend** (2); and **add** (1.5) as follows:

18-8-615. Retaliation against a judge or an elected official - definitions. (1.5) (a) AN INDIVIDUAL COMMITS RETALIATION AGAINST AN ELECTED OFFICIAL IF THE INDIVIDUAL MAKES A CREDIBLE THREAT, AS DEFINED IN SECTION 18-3-602 (2)(b), OR COMMITS AN ACT OF HARASSMENT, AS DEFINED IN SECTION 18-9-111 (1), AS RETALIATION OR RETRIBUTION AGAINST THE ELECTED OFFICIAL OR TO THE STATUS OF THE PERSON AS AN ELECTED OFFICIAL, AND IS DIRECTED AGAINST OR COMMITTED UPON:

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- (I) AN ELECTED OFFICIAL;
- (II) A MEMBER OF THE ELECTED OFFICIAL'S FAMILY;
- (III) A PERSON IN CLOSE RELATIONSHIP TO THE ELECTED OFFICIAL; OR
- (IV) A PERSON RESIDING IN THE SAME HOUSEHOLD WITH THE ELECTED OFFICIAL.

(b) AN INDIVIDUAL COMMITS RETALIATION AGAINST AN ELECTED OFFICIAL BY MEANS OF A CREDIBLE THREAT AS DESCRIBED IN SUBSECTION (1.5)(a) OF THIS SECTION IF THE INDIVIDUAL KNOWINGLY MAKES THE CREDIBLE THREAT:

- (I) DIRECTLY TO THE ELECTED OFFICIAL; OR
- (II) TO ANOTHER PERSON:
 - (A) IF THE INDIVIDUAL INTENDED THAT THE COMMUNICATION WOULD BE RELAYED TO THE ELECTED OFFICIAL; OR
 - (B) IF THE OTHER PERSON IS REQUIRED BY STATUTE OR ETHICAL RULE TO REPORT THE COMMUNICATION TO THE ELECTED OFFICIAL.

(c) FOR PURPOSES OF THIS SUBSECTION (1.5), "ELECTED OFFICIAL" MEANS ANY PERSON WHO IS SERVING IN AN ELECTED POSITION IN THE STATE OF COLORADO AT ANY LEVEL OF GOVERNMENT.

(2) (a) Retaliation against a judge is a class 4 felony.

(b) RETALIATION AGAINST AN ELECTED OFFICIAL IS A CLASS 1 MISDEMEANOR, UNLESS COMMITTED BY MEANS OF A CREDIBLE THREAT, AS DEFINED IN SECTION 18-3-602 (2)(b), THEN IT IS A CLASS 6 FELONY."

Page 3, strike lines 1 through 15.

Education

After consideration on the merits, the Committee recommends that **SB21-013** 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 "ENFORCED".

Page 2, line 13, strike "PRODUCED EXTREMELY NEGATIVE" and substitute "HAD DETRIMENTAL".

Page 3, line 24, after "(2)" insert "(a)".

Page 4, strike line 9 and substitute "STRATEGIES AND SERVICES. THE DEPARTMENT SHALL ENSURE THAT THE RESOURCE BANK INCLUDES PRODUCTS, STRATEGIES, AND SERVICES AND MODELS OF PROFESSIONAL DEVELOPMENT PROGRAMS THAT TAKE INTO ACCOUNT THE CIRCUMSTANCES OF, AND ARE APPROPRIATE FOR IMPLEMENTATION BY, RURAL AND SMALL RURAL SCHOOL DISTRICTS AND CHARTER SCHOOLS LOCATED WITHIN RURAL AND SMALL RURAL SCHOOL DISTRICTS.

(b) THE DEPARTMENT SHALL INCLUDE IN".

Page 4, strike line 14 and substitute "STRATEGIES TO OVERCOME LEARNING LOSS.

(c) SCHOOL DISTRICTS, BOARDS OF COOPERATIVE SERVICES, AND CHARTER SCHOOLS MAY SUBMIT TO THE DEPARTMENT DESCRIPTIONS AND EXPLANATIONS OF STRATEGIES, SERVICES, AND PROGRAMS THAT THEY HAVE IMPLEMENTED, WITH EVIDENCE DEMONSTRATING THE POSITIVE EFFECTS ACHIEVED THROUGH IMPLEMENTING THE STRATEGIES, SERVICES, AND PROGRAMS. THE DEPARTMENT SHALL INCLUDE THE SUBMITTED EXAMPLES IN THE RESOURCE BANK.

(d) THE RESOURCE BANK MUST".

Page 4, after line 20 insert:

"SECTION 2. In Colorado Revised Statutes, 22-5-119, add (11) as follows:

22-5-119. Statewide supplemental online and blended learning program - contract - legislative declaration - definitions.

(11) (a) BEGINNING IN THE SUMMER OF 2021 AND CONTINUING THROUGHOUT THE 2021-22 SCHOOL YEAR, IN ADDITION TO ADMINISTERING THE STATEWIDE SUPPLEMENTAL ONLINE AND BLENDED LEARNING PROGRAM IN ACCORDANCE WITH SUBSECTION (5) OF THIS SECTION, THE ADMINISTERING BOCES SHALL PRIORITIZE ENTERING INTO PARTNERSHIPS WITH LOCAL PUBLIC EDUCATION AGENCIES FOR DELIVERY OF SUPPLEMENTAL ONLINE LEARNING RECOVERY COURSES FOR STUDENTS ENROLLED IN KINDERGARTEN THROUGH TWELFTH

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GRADE. THE ADMINISTERING BOCES AND LOCAL PUBLIC EDUCATION AGENCIES SHALL, TO THE EXTENT PRACTICABLE, PARTNER WITH NONPROFIT ENTITIES AND COMMUNITY-BASED ORGANIZATIONS TO EXPAND THE AVAILABILITY OF, AND STUDENTS' ACCESS TO, SUPPLEMENTAL ONLINE LEARNING RECOVERY COURSES. LOCAL PUBLIC EDUCATION AGENCIES ARE ENCOURAGED TO IDENTIFY THE STUDENTS WHO ARE MOST IN NEED OF LEARNING RECOVERY COURSES AS A RESULT OF THE EFFECTS OF THE COVID-19 PANDEMIC AND TO PRIORITIZE THESE STUDENTS TO RECEIVE SUPPLEMENTAL ONLINE PROGRAMMING TO SUPPORT LEARNING RECOVERY.

(b) THE ADMINISTERING BOCES SHALL COMMUNICATE TO ALL LOCAL PUBLIC EDUCATION AGENCIES, AND THE LOCAL PUBLIC EDUCATION AGENCIES SHALL COMMUNICATE TO THE PARENTS OF STUDENTS ENROLLED BY THE LOCAL PUBLIC EDUCATION AGENCIES, THE AVAILABILITY OF SUPPLEMENTAL ONLINE EDUCATION COURSES THROUGH THE ADMINISTERING BOCES, INCLUDING THE AVAILABILITY OF LEARNING RECOVERY COURSES, THE TYPES OF COURSES THAT ARE AVAILABLE FOR LEARNING RECOVERY AND OTHER PURPOSES, THE MANNER IN WHICH STUDENTS MAY ENROLL IN THESE COURSES THROUGH THE LOCAL PUBLIC EDUCATION AGENCY, AND THE BENEFITS TO STUDENTS WHO SUCCESSFULLY COMPLETE THE COURSES. AT A MINIMUM, THE LOCAL PUBLIC EDUCATION AGENCY SHALL PROVIDE THE INFORMATION THROUGH THE DIGITAL MEANS NORMALLY USED FOR COMMUNICATING WITH PARENTS AND SHALL ENSURE, TO THE EXTENT PRACTICABLE, THAT THE INFORMATION IS AVAILABLE IN LANGUAGES THAT STUDENTS' PARENTS UNDERSTAND."

Renumber succeeding section accordingly.

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:

SB21-117 by Senator(s) Moreno; also Representative(s) Michaelson Jenet--Concerning consistent procedures between schools and county departments of human services relating to students in out-of-home placement.

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

SB21-153 by Senator(s) Coleman and Cooke; also Representative(s) Ortiz and Tipper--Concerning a program to assist offenders with acquiring state-issued identification.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, March 17, page(s) 268-269 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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**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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-117, SB21-153 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:

SB21-155 by Senator(s) Hisey and Story; also Representative(s) Amabile and Baisley--Concerning the appointment of a resident of a locality in which limited gaming takes place to the limited gaming control commission.

Amendment No. 1(L.002), by Senator Hisey.

Amend printed bill, page 2, line 3, strike "portion and (1)(a)" and substitute "portion, (1)(a), and (1)(b)".

Page 2, line 7, strike "five" and substitute "~~five~~ SEVEN".

Page 2, line 12, strike "three of the five" and substitute "~~three of the five~~ FOUR OF THE SEVEN".

Page 2, line 14, strike "THE" and substitute "A".

Page 2, line 15, after "IS" insert "SERVING PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION AS".

Page 3, strike lines 3 through 6 and substitute: "years; ~~and~~; one member shall be a registered elector of ANY COUNTY IN the state OTHER THAN GILPIN COUNTY OR TELLER COUNTY who is not employed in ~~any~~ A profession or industry otherwise described in this subsection (1)(a); ONE MEMBER SHALL BE A REGISTERED ELECTOR OF GILPIN COUNTY; AND ONE MEMBER SHALL BE A REGISTERED ELECTOR OF TELLER COUNTY. THE REGISTERED ELECTOR MEMBERS

OF THE COMMISSION FROM GILPIN AND TELLER COUNTIES MAY BE EMPLOYED IN A PROFESSION OR INDUSTRY OTHERWISE DESCRIBED IN THIS SUBSECTION (1)(a),".

Page 3, after line 8 insert:

"(b) Initial members shall be appointed to the commission by the governor as follows: One member to serve until July 1, 1992, one member to serve until July 1, 1993, one member to serve until July 1, 1994, and two members to serve until July 1, 1995. ONE OF THE INITIAL MEMBERS WHO IS A REGISTERED ELECTOR OF GILPIN OR TELLER COUNTY SHALL BE APPOINTED TO SERVE UNTIL JULY 1, 2023, AND THE OTHER SHALL BE APPOINTED TO SERVE UNTIL JULY 1, 2025. All subsequent appointments shall be for terms of four years. No member of the commission shall be eligible to serve more than two consecutive terms."

Page 4, strike line 5 and substitute:

"(I) A MEMBER OF THE COMMISSION SERVING PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION AS A REGISTERED".

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

HB21-1083 by Representative(s) Benavidez; also Senator(s) Priola and Zenzinger--Concerning the modification on appeal of property valuation set by the county board of equalization.

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-155 as amended, HB21-1083

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1164 was made Special Orders at 9:36 a.m.

Committee
of the
Whole

The hour of 9:36 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:

HB21-1164 by Representative(s) Esgar and Garnett; also Senator(s) Zenzinger and Fenberg-- Concerning reductions in the property tax credits that apply to school districts' total program mill levies for purposes of funding the "Public School Finance Act of 1994".

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1164

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SJR21-006 by Senator(s) Zenzinger and Fenberg; also Representative(s) Esgar and Garnett-- Concerning a request to the supreme court of the state of Colorado to render its opinion upon a question regarding House Bill 21-1164.

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

| YES | 20 | NO | 12 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | E | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | E | Holbert | N | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

Co-sponsor(s) added: Bridges, Coleman, Fields, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, and Story.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB21-186** by Senator(s) Donovan; also Representative(s) Cutter--Concerning modifications to laws regulating ticket sales.
Business, Labor, & Technology
- SB21-187** by Senator(s) Danielson; also Representative(s) Jackson--Concerning the creation of a dialysis transportation provider reimbursement program.
Finance
- SB21-188** by Senator(s) Danielson; --Concerning allowing a voter with a disability who receives a ballot through an electronic voting device to return the ballot electronically.
State, Veterans, & Military Affairs
- SB21-189** by Senator(s) Donovan; also Representative(s) Arndt--Concerning the funding of Colorado water conservation board projects, and, in connection therewith, making an appropriation.
Agriculture & Natural Resources
- SB21-190** by Senator(s) Rodriguez and Lundeen; --Concerning additional protection of data relating to personal privacy.
Business, Labor, & Technology
- HB21-1047** by Representative(s) Kennedy; also Senator(s) Lee--Concerning the drawing of voting districts by county governments.
State, Veterans, & Military Affairs
- HB21-1060** by Representative(s) Gonzales-Gutierrez and Jodeh; also Senator(s) Gonzales--Concerning the certification process for the purpose of application for U nonimmigrant status.
Judiciary
- HB21-1072** by Representative(s) Froelich; also Senator(s) Fields and Jaquez Lewis--Concerning equal access to services related to out-of-home placements.
State, Veterans, & Military Affairs
- HB21-1090** by Representative(s) Valdez A.; also Senator(s) Gonzales--Concerning certain criminal marijuana offenses.
Judiciary
- HB21-1130** by Representative(s) Michaelson Jenet and Bradfield; also Senator(s) Kolker and Gardner--Concerning expanding the community transition specialist program.
Health & Human Services

HB21-1131 by Representative(s) Amabile and Catlin; also Senator(s) Winter and Coram--Concerning
governance requirements for cooperative electric associations.
Transportation & Energy

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TRIBUTES

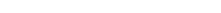
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- The Laboratory for Atmospheric and Space Physics -- By Senator Fenberg
- Claude Anthony Gianetto -- By Senator Fenberg
- Table of Hope Food Pantry -- By Senator Fenberg
- Principal Aleshia Armour -- By Senator Fields
- Sergeant Arnold Wesley Jackson -- By Senator Fields
- Daniel Marks -- By Senator Story
- George Sibley -- By Senator Donovan
- Nick and Helen Forster -- By Senator Fenberg.

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On motion of Senator Priola, the Senate adjourned until 10:00 a.m., Monday, March 22,
2021.

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Approved:

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Leroy M. Garcia
President of the Senate

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Attest:

Cindi L. Markwell
Secretary of the Senate

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

38th Legislative Day Monday, March 22, 2021

Prayer By Senator Priola

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

Roll Call Present--34
 Excused--1, Garcia
 Present later--1, Garcia
 Remote--3, Buckner, Danielson, Scott

Quorum The President *Pro Tempore* announced a quorum present.

Pledge By Senator Kirkmeyer

Reading of the Journal On motion of Senator Kolker, reading of the Journal of Friday, March 19, 2021, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB21-186, 187, 188, 189, and 190; SJR21-006.
Correctly Engrossed: SB21-117, 153, and 155; SJR21-006.
Correctly Revised: HB21-1083 and 1164.

**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:

SB21-117 by Senator(s) Moreno; also Representative(s) Michaelson Jenet--Concerning consistent procedures between schools and county departments of human services relating to students in out-of-home placement.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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, Gonzales, Hansen, Kolker, Pettersen, Story, Winter, and Zenzinger.

SB21-153 by Senator(s) Coleman and Cooke; also Representative(s) Ortiz and Tipper--Concerning a program to assist offenders with acquiring state-issued identification.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hisey, Jaquez Lewis, Kolker, Lee, Liston, Moreno, Pettersen, Rankin, Simpson, Story, Winter, 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:

SB21-155 by Senator(s) Hisey and Story; also Representative(s) Amabile and Baisley--Concerning the appointment of a resident of a locality in which limited gaming takes place to the limited gaming control commission.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Cooke, Gardner, Ginal, Gonzales, Liston, Lundeen, Moreno, Priola, and Rankin.

HB21-1083 by Representative(s) Benavidez; also Senator(s) Priola and Zenzinger--Concerning the modification on appeal of property valuation set by the county board of equalization.

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

| YES | 26 | NO | 8 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Buckner, Donovan, Ginal, Gonzales, Kirkmeyer, Kolker, Moreno, Pettersen, Scott, Simpson, and Story.

HB21-1164 by Representative(s) Esgar and Garnett; also Senator(s) Zenzinger and Fenberg-- Concerning reductions in the property tax credits that apply to school districts' total program mill levies for purposes of funding the "Public School Finance Act of 1994".

Laid over until Monday, April 5, retaining its place on the calendar.

Upon request of Majority Leader Fenberg, **SB21-059** was removed from the General Orders--Second Reading of Bills Consent Calendar of Monday, March 22, 2021 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Monday, March 22, 2021.

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--Consent Calendar, and Senator Hansen 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:

SB21-081 by Senator(s) Kolker; also Representative(s) Michaelson Jenet--Concerning procedural measures to prevent the misuse of the safe2tell program.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 18, page(s) 273-274 and placed in members' bill files.)

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

SB21-099 by Senator(s) Danielson, Buckner, Fields, Ginal, Simpson; also Representative(s) Ortiz-- Concerning the continuation of the assistance program for disability benefits under the "Laura Hershey Disability Support Act", and, in connection therewith, implementing the recommendation contained in the 2020 sunset report by the department of regulatory agencies.

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

SB21-157 by Senator(s) Priola, Zenzinger; also Representative(s) Michaelson Jenet and Baisley-- Concerning an increase in the aggregate amount of qualified charter school bonds for which the general assembly may appropriate money to restore debt service reserve requirements.

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

SB21-130 by Senator(s) Holbert and Pettersen; also Representative(s) Van Winkle and Bird-- Concerning authorization for local governments to exempt business personal property from taxation.

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 Hansen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-081 as amended, SB21-099, SB21-157, SB21-130

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:

SB21-179 by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Kipp and Lynch-- Concerning the composition of the Colorado opportunity scholarship initiative advisory board.

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.)

HB21-1025 by Representative(s) Arndt; also Senator(s) Ginal--Concerning a clarification under the Colorado open meetings law of the requirements governing communication by electronic mail that does not relate to the substance of public business.

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

SB21-144 by Senator(s) Garcia and Cooke, Gonzales, Sonnenberg; --Concerning the continuation of the homeland security and all-hazards senior advisory committee, and, in connection therewith, implementing the recommendations contained in the 2020 sunset report by the department of regulatory agencies.

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

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

Page 2, line 3, after "(4)" add "(a)".

Page 2, line 7, strike "(a) ~~This section is repealed, effective~~" and substitute "(a) This section is repealed effective"

Page 2, line 8, after "2021:" insert "SEPTEMBER 1, 2031".

Page 2, strike lines 9 through 11.

Page 2, line 12, before "**repeal**" insert "**add** (21); and".

Page 2, after line 19, insert:

"(21) (a) THE FOLLOWING STATUTORY AUTHORIZATIONS FOR THE DESIGNATED ADVISORY COMMITTEES WILL REPEAL ON SEPTEMBER 1, 2031:

(I) THE HOMELAND SECURITY AND ALL-HAZARDS SENIOR ADVISORY COMMITTEE CREATED IN SECTION 24-33.5-1614.

(b) THIS SUBSECTION (21) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2033."

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

SB21-177 by Senator(s) Bridges; also Representative(s) Woodrow--Concerning restrictions on foreign-influenced money in political campaigns in the state.

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

SB21-172 by Senator(s) Danielson and Garcia; also Representative(s) Gonzales-Gutierrez and Ortiz-- Concerning creation of a fund to assist in increasing the amounts paid to persons employed by local education providers.

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.)

SB21-059 by Senator(s) Lee and Gardner; also Representative(s) Gonzales-Gutierrez and Geitner-- Concerning the reorganization of the juvenile justice code in article 2 of title 19, Colorado Revised Statutes, by the Colorado juvenile justice and delinquency prevention council as authorized by House Joint Resolution 18-1013.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, March 18, page(s) 274-284 and placed in members' bill files.)

Amendment No. 2(L.009), by Senator Gardner.

Amend printed bill, page 10, line 24, strike "OR BEHAVIORAL".

Page 14, line 4, strike "BEHAVIORAL OR".

Page 14, line 5, strike "BEHAVIORAL OR".

Page 48, line 21, strike "BEHAVIORAL OR".

Page 48, line 23, strike "BEHAVIORAL OR".

Page 49, line 1, strike "BEHAVIORAL OR".

Page 49, line 11, strike "BEHAVIORAL OR".

Page 49, line 16, strike "BEHAVIORAL OR".

Page 49, line 19, strike "BEHAVIORAL OR".

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| Page 49, line 20, strike "BEHAVIORAL". | 1 |
| | 2 |
| Page 49, line 21, strike "OR" and strike "BEHAVIORAL OR". | 3 |
| | 4 |
| Page 94, line 11, strike " Behavioral or mental " and substitute " Mental ". | 5 |
| | 6 |
| Page 94, line 15, strike "BEHAVIORAL OR". | 7 |
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| Page 94, line 19, strike "BEHAVIORAL OR". | 9 |
| | 10 |
| Page 94, line 20, strike "BEHAVIORAL OR". | 11 |
| | 12 |
| Page 94, line 24, strike "BEHAVIORAL OR". | 13 |
| | 14 |
| Page 94, line 25, strike "BEHAVIORAL OR". | 15 |
| | 16 |
| Page 94, line 27, strike "BEHAVIORAL OR". | 17 |
| | 18 |
| Page 95, line 5, strike "BEHAVIORAL OR". | 19 |
| | 20 |
| Page 95, line 8, strike "BEHAVIORAL OR". | 21 |
| | 22 |
| Page 95, line 9, strike "BEHAVIORAL OR". | 23 |
| | 24 |
| Page 95, line 10, strike "BEHAVIORAL OR". | 25 |
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| Page 95, line 11, strike "BEHAVIORAL OR". | 27 |
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| Page 95, line 12, strike "BEHAVIORAL OR". | 29 |
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| Page 95, line 18, strike "BEHAVIORAL OR". | 31 |
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| Page 95, line 20, strike "BEHAVIORAL OR". | 33 |
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| Page 95, line 21, strike "BEHAVIORAL OR". | 35 |
| | 36 |
| Page 95, line 23, strike "BEHAVIORAL OR". | 37 |
| | 38 |
| Page 95, line 26, strike "BEHAVIORAL OR". | 39 |
| | 40 |
| Page 95, line 27, strike "BEHAVIORAL OR". | 41 |
| | 42 |
| Page 96, line 4, strike "BEHAVIORAL OR". | 43 |
| | 44 |
| Page 96, line 5, strike "BEHAVIORAL OR". | 45 |
| | 46 |
| Page 96, line 9, strike "BEHAVIORAL OR". | 47 |
| | 48 |
| Page 96, line 10, strike "BEHAVIORAL OR". | 49 |
| | 50 |
| Page 96, line 12, strike "BEHAVIORAL OR". | 51 |
| | 52 |
| Page 96, line 13, strike "BEHAVIORAL OR". | 53 |
| | 54 |
| Page 96, line 18, strike "BEHAVIORAL OR". | 55 |
| | 56 |
| Page 96, line 20, strike "BEHAVIORAL OR". | 57 |
| | 58 |
| Page 97, line 4, strike "BEHAVIORAL OR". | 59 |
| | 60 |
| Page 97, lines 7 and 8, strike "BEHAVIORAL OR". | 61 |
| | 62 |
| Page 137, lines 16 and 17, strike "BEHAVIORAL OR". | 63 |
| | 64 |
| Page 137, line 19, strike "BEHAVIORAL OR". | 65 |
| | 66 |
| Page 137, line 20, strike "BEHAVIORAL OR". | 67 |
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| Page 137, line 22, strike "BEHAVIORAL OR". | 69 |
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| Page 137, line 24, strike "BEHAVIORAL OR" and after "order" strike "BEHAVIORAL". | 71 |
| | 72 |

- Page 137, line 25, strike "OR". 1
- Page 156, line 20, strike "BEHAVIORAL OR". 2
- Page 158, line 7, strike "BEHAVIORAL AND". 3
- Page 162, line 14, strike "BEHAVIORAL OR". 4
- Page 162, line 16, strike "BEHAVIORAL OR". 5
- Page 162, line 24, strike "BEHAVIORAL OR". 6
- Page 163, line 1, strike "BEHAVIORAL OR". 7
- Page 178, line 21, strike "BEHAVIORAL OR". 8
- Page 179, line 3, strike "BEHAVIORAL OR". 9
- Page 179, line 10, strike "BEHAVIORAL OR". 10
- Page 269, line 10, strike "~~mental~~ BEHAVIORAL" and substitute "mental". 11
- Page 304, line 7, strike "BEHAVIORAL OR". 12
- Page 304, line 9, strike "BEHAVIORAL OR". 13
- Page 304, line 11, strike "BEHAVIORAL OR". 14
- Page 309, lines 21 and 22, strike "BEHAVIORAL OR". 15
- Page 309, line 23, strike "BEHAVIORAL OR". 16

As amended, ordered engrossed and placed on the calendar for third reading and final passage. 17

SB21-077 by Senator(s) Gonzales; also Representative(s) Benavidez and Kipp--Concerning the elimination of verification of an individual's lawful presence in the United States as a requirement for individual credentialing. 18

Amendment No. 1, Business, Labor & Technology Committee Amendment. 19
 (Printed in Senate Journal, March 18, page(s) 284-285 and placed in members' bill files.) 20

As amended, ordered engrossed and placed on the calendar for third reading and final passage. 21

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE 22

SB21-172 by Senator(s) Danielson and Garcia; also Representative(s) Gonzales-Gutierrez and Ortiz-- Concerning creation of a fund to assist in increasing the amounts paid to persons employed by local education providers. 23

Senator Lundeen moved to amend the report of the Committee of the Whole to show that the following floor amendment, (L.002) to SB21-172, did pass. 24

Amend printed bill, page 2, strike lines 12 through 15. 25

Reletter succeeding paragraphs accordingly. 26

Page 3, strike line 11 and substitute "TEACHER SALARIES.". 27

Page 3, strike lines 14 and 15 and substitute "IN INCREASING THE SALARY PAID TO TEACHERS.". 28

Page 3, strike lines 25 through 27. 29

Page 4, strike lines 1 through 6. 30

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Renumber succeeding subsections accordingly.

Page 4, line 15, strike "PROGRAM OR TO PROVIDE SERVICES AS A" and substitute "PROGRAM."

Page 4, strike lines 16 and 17.

Page 4, strike line 22 and substitute:

"22-55.5-103. Teacher pay raise fund - created. THE TEACHER".

Page 5, strike lines 3 and 4 and substitute "INCREASE THE SALARY PAID TO TEACHERS."

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Lundeen moved to amend the report of the Committee of the Whole to show that the following floor amendment, (L.003) to SB21-172, did pass.

Amend printed bill, page 4, line 5, before "SECURITY" insert "SCHOOL RESOURCE OFFICERS,".

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

SB21-179 by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Kipp and Lynch-- Concerning the composition of the Colorado opportunity scholarship initiative advisory board.

Senator Zenzinger moved to amend the report of the Committee of the Whole to show that the following floor amendment, (L.002) to SB21-179, did pass.

Amend printed bill, page 3, line 15, strike "21-___" and substitute "21-179".

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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Hansen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-179 as amended, SB21-144 as amended, SB21-172, SB21-059 as amended, SB21-077 as amended; HB21-1025

Laid over until 03/23/2021: SB21-177

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

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

MEMBERS OF THE
BOARD OF MORTGAGE LOAN ORIGINATORS

for terms expiring August 10, 2024:

Cynthia "Cindy" Emerine of Evergreen, Colorado, a licensed mortgage loan originator, reappointed;

Dena Marie Falbo of Westminster, Colorado, to serve as a member of the public at large, reappointed;

Jennifer Heinrich of Erie, Colorado, a licensed mortgage loan originator, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBER OF THE
COLORADO BANKING BOARD

effective July 1, 2020 for a term expiring July 1, 2024:

Jonathan Randall Fox of Fowler, Colorado, to serve as a representative of bankers, reappointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBER OF THE
BOARD OF COMMISSIONERS OF
VETERANS COMMUNITY LIVING CENTERS

for a term expiring July 1, 2021:

Danielle Andrade of Thornton, Colorado, who has expertise in nursing home operations and who has experience in multi-facility management of nursing homes, as a Republican, and occasioned by the resignation of Cheryl Ann Kruschke of Wheat Ridge, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBERS OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

for a term expiring December 31, 2023:

Catherine J. Shull of Fort Morgan, Colorado, an Unaffiliated and a resident of the Fourth Congressional District, occasioned by the resignation of Hanna Skandera of Denver, Colorado, appointed;

for a term expiring December 31, 2024:

Garrison Ortiz of Pueblo, Colorado, a Democrat and a resident of the Third Congressional District, appointed.

effective December 31, 2020 for a term expiring December 31, 2024:

Stratton Rollins "Rollie" Heath, Jr. of Boulder, Colorado, a Democrat and a resident of the Second Congressional District, reappointed.

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| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBERS OF THE
BOARD OF TRUSTEES FOR ADAMS STATE UNIVERSITY

effective December 31, 2020 for terms expiring December 31, 2024:

Honorable Pamela Sue Bricker of Del Norte, Colorado, an Unaffiliated, reappointed;

Amanda DeLaRosa of Denver, Colorado, a Democrat, appointed;

Arthur M. Ortegon of Castle Rock, Colorado, a Republican, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBERS OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

effective December 31, 2020 for terms expiring December 31, 2024:

David Foster of Denver, Colorado, to serve as a Democrat, appointed;

Alison Ream Griffin of Lafayette, Colorado, to serve as a Republican, reappointed;

Lori Buck of Fruita, Colorado, to serve as a Republican, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBERS OF THE
COLORADO COMMISSION ON HIGHER EDUCATION

effective July 1, 2020 for terms expiring July 1, 2024:

Teresa Kostenbauer of Parker, Colorado, to serve as a representative of the Fourth Congressional District and Unaffiliated, appointed;

Steven Meyer of Grand Junction, Colorado, to serve as a representative of the Third Congressional District, resident living west of the Continental Divide, and Unaffiliated, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MESSAGE FROM THE GOVERNOR

Friday, March 19, 2021

Colorado Senate
 The 73rd 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:

SB21-110 Fund Safe Revitalization Of Main Streets
 Approved on Friday, March 19, 2021 at 12:55 P.M.

Sincerely,
 (signed)
 Jared Polis
 Governor

Sunday, March 21, 2021

Colorado Senate
 The 73rd 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:

SB21-019 Authorize Notices Of Valuation On Postcard
 Approved on Sunday, March 21, 2021 at 10:21 A.M.

SB21-041 Department of Corrections Supplemental
 Approved on Sunday, March 21, 2021 at 10:21 A.M.

SB21-042 Department of Governor, Lt Governor, & OSPB Supplemental
 Approved on Sunday, March 21, 2021 at 10:34 A.M.

SB21-043 Department of Health Care Policy & Financing Supplemental
 Approved on Sunday, March 21, 2021 at 10:21 A.M.

SB21-044 Department of Human Services Supplemental
 Approved on Sunday, March 21, 2021 at 10:21 A.M.

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SB21-045 Judicial Department Supplemental 1
Approved on Sunday, March 21, 2021 at 10:21 A.M. 2

SB21-046 Department of Law Supplemental 3
Approved on Sunday, March 21, 2021 at 10:21 A.M. 4

SB21-047 Department of Natural Resources Supplemental 5
Approved on Sunday, March 21, 2021 at 10:21 A.M. 6

SB21-048 Department of Personnel Supplemental 7
Approved on Sunday, March 21, 2021 at 10:21 A.M. 8

SB21-049 Department of Public Safety Supplemental 9
Approved on Sunday, March 21, 2021 at 10:21 A.M. 10

SB21-050 Department of State Supplemental 11
Approved on Sunday, March 21, 2021 at 10:20 A.M. 12

SB21-051 Department of Treasury Supplemental 13
Approved on Sunday, March 21, 2021 at 10:20 A.M. 14

SB21-054 Transfers For Wildfire Mitigation And Response 15
Approved on Sunday, March 21, 2021 at 10:55 A.M. 16

SB21-055 Collection Of State Debts 17
Approved on Sunday, March 21, 2021 at 10:20 A.M. 18

SB21-065 Gasoline And Special Fuels Tax Info Disclosure 19
Approved on Sunday, March 21, 2021 at 10:22 A.M. 20

SB21-083 Higher Education Student Financial Assistance Funding 21
Approved on Sunday, March 21, 2021 at 10:20 A.M. 22

SB21-111 Program To Support Marijuana Entrepreneurs 23
Approved on Sunday, March 21, 2021 at 12:30 P.M. 24

SB21-112 General Fund Transfer To Capital Construction Fund State Parks 25
Approved on Sunday, March 21, 2021 at 10:30 A.M. 26

SB21-113 Firefighting Aircraft Wildfire Mgmt And Response 27
Approved on Sunday, March 21, 2021 at 10:50 A.M. 28

Sincerely, 29
(signed) 30
Jared Polis 31
Governor 32

CHANGE IN SPONSORSHIP

Upon announcement of President Garcia, Senator Pettersen was added as a Senate joint prime sponsor on SB21-130 with Senator Holbert.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

March 22, 2021
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1055, 1147, 1204, and 1165.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1117, 1109, and 1103, amended as printed in House Journal, March 19, 2021.

The House has adopted and returns herewith SJR21-006.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1055, 1147, 1165, and 1204.
Without comment, as amended, HB21-1103, 1109, and 1117.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB21-191** by Senator(s) Donovan; also Representative(s) McLachlan and McCluskie--Concerning the removal of residency requirements for student members to serve on the board of trustees for Western Colorado university.
Education
- SB21-192** by Senator(s) Gonzales; --Concerning permitting youthful offenders to be housed in the same facility as inmates who mentor youthful offenders.
Judiciary
- SB21-193** by Senator(s) Buckner; also Representative(s) Herod--Concerning protections for pregnant people during the perinatal period.
Judiciary
- SB21-194** by Senator(s) Buckner; also Representative(s) Herod--Concerning maternal health.
Health & Human Services
- SB21-195** by Senator(s) Story; also Representative(s) Snyder and Soper--Concerning permitting notarization of certain probate documents.
Judiciary
- HB21-1114** by Representative(s) McCormick and Bradfield; also Senator(s) Jaquez Lewis--Concerning the provision of internet service by a school district to enable individuals associated with the district to access a school district network.
Local Government

MESSAGE FROM THE GOVERNOR

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

March 5, 2021

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

Ladies and Gentlemen:

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

MEMBERS OF THE
COLORADO CIVIL RIGHTS COMMISSION

effective March 14, 2021 for terms expiring March 13, 2025:

Jeremy Ross of Lakewood, Colorado, to serve as a representative of an employee

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association, and as an Unaffiliated, reappointed;

Charles Fredrick Garcia of Denver, Colorado to serve as a representative of the community at large, and as an Unaffiliated, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 3/11/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on State, Veterans, & Military Affairs

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR21-006.

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Tuesday, March 23, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 39th Legislative Day

 Tuesday, March 23, 2021

| | | |
|------------------------|---|----|
| Prayer | By Senator Moreno | 10 |
| Call to Order | By the President at 9:00 a.m. | 11 |
| Roll Call | Present--35 Remote--2, Danielson, Scott | 12 |
| Quorum | The President announced a quorum present. | 13 |
| Pledge | By Senator Kirkmeyer | 14 |
| Reading of the Journal | On motion of Senator Kolker, reading of the Journal of Monday, March 22, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 15 |

SENATE SERVICES REPORT

Correctly Printed: SB21-191, 192, 193, 194, and 195.
Correctly Engrossed: SB21-059, 077, 081, 099, 130, 144, 157, 172, and 179.
Correctly Reengrossed: SB21-117, 153, and 155.
Correctly Revised: HB21-1025.
Correctly Rerevised: HB21-1083.
Correctly Enrolled: SJR21-006.

COMMITTEE OF REFERENCE REPORTS

| | | |
|-------------------------|--|----|
| Health & Human Services | After consideration on the merits, the Committee recommends that SB21-158 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 44 |
| | Amend printed bill, page 6, strike lines 2 through 11 and substitute "TRAINING PROGRAM;". | 45 |
| | Page 6, strike lines 18 through 23 and substitute: | 46 |
| | "(II) POSTGRADUATE CLINICAL EXPERIENCE WITH AN EMPHASIS ON TIME SPENT PROVIDING GERIATRIC CARE; OR". | 47 |
| | Reletter succeeding paragraph accordingly. | 48 |
| | Page 6, line 25, strike "PROGRAM, WITH AT" and substitute "PROGRAM.". | 49 |
| | Page 6, strike lines 26 and 27. | 50 |
| | Page 7, line 17, strike "(1)(a)(III)(C)". | 51 |
| | Page 8, strike lines 14 through 18. | 52 |
| | Page 9, strike lines 14 and 15 and substitute "PROVIDING GERIATRIC CARE.". | 53 |

Page 10, strike lines 7 through 16 and substitute "ADVISORY COUNCIL SHALL DEVELOP THE CRITERIA TO BE USED, AND SHALL APPLY THOSE CRITERIA, IN SELECTING GERIATRIC ADVANCED PRACTICE PROVIDER APPLICANTS AND SHALL CONSIDER WHETHER THE APPLICANT IS WILLING TO SERVE AS A PRECEPTOR FOR ADVANCED".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB21-139** 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, after line 22 insert:

"SECTION 2. In Colorado Revised Statutes, 25.5-5-320, **amend** (7) as follows:

"25.5-5-320. **Telemedicine - reimbursement - disclosure statement - definition - repeal.** (7) As used in this section, "health-care or mental health-care services" includes speech therapy, physical therapy, occupational therapy, DENTALCARE, hospice care, home health care, and pediatric behavioral health care."

Renumber succeeding sections accordingly.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB21-009** be **referred** to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB21-147** be **referred** to the Committee of the Whole with favorable recommendation.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB21-095** 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.** (1) The general assembly hereby finds that:

(a) Persons with disabilities represent a talented population that has long been and continues to be underemployed, underutilized, and often denied employment opportunities within state government;

(b) The state of Colorado should be a model employer of persons with disabilities and serve as an example for private employers to follow by creating programs and enacting policies that increase the inclusion of persons with disabilities in the state workforce;

(c) In many cases, an individual's experience as a person with a disability is an underappreciated asset in considering the person for state employment; and

(d) It is a strategic priority of the employment first advisory partnership to support the implementation of a state hiring program for persons with disabilities.

(2) Therefore, the general assembly intends to create a hiring preference pilot program for persons with disabilities to encourage state agencies to increase the number of employed persons with disabilities and improve the state's practices on recruiting and hiring persons with disabilities."

Renumber succeeding sections accordingly.

Page 3, before line 1 insert:

"SECTION 5. In Colorado Revised Statutes, 8-84-301, **amend** (1) as follows:

8-84-301. Definitions. As used in this part 3, unless the context otherwise requires:

(1) "Agency partners" means the department, the department of health

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care policy and financing, the department of education, the department of higher education, and the department of human services, THE COLORADO OFFICE OF EMPLOYMENT FIRST, JFK PARTNERS WITHIN THE DEPARTMENT OF PEDIATRICS OF THE UNIVERSITY OF COLORADO SCHOOL OF MEDICINE, AND THE UNIVERSITY OF COLORADO ANSCHUTZ MEDICAL CAMPUS.

SECTION 6. In Colorado Revised Statutes, 24-50-112.5, **amend** (1)(b)(I); and **add** (8) as follows:

24-50-112.5. Selection system - definitions - rules - report - repeal.

(1) (b) (I) Appointments and promotions to positions shall be based on a fair and open comparative analysis of candidates based on objective criteria. Selections shall be made without regard to race, color, creed, religion, national origin, ancestry, age, sexual orientation, marital status, or political affiliation and without regard to sex or disability except as otherwise provided by law OR SUBSECTION (8) OF THIS SECTION.

(8) Hiring preference pilot program for persons with disabilities.

(a) (I) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LABOR AND EMPLOYMENT, IN COLLABORATION WITH THE STATE PERSONNEL DIRECTOR, SHALL DEVELOP AND IMPLEMENT A HIRING PREFERENCE PILOT PROGRAM FOR PERSONS WITH DISABILITIES APPLYING FOR A POSITION IN THE DEPARTMENT.

(II) WHEN THE DEPARTMENT USES A NONNUMERICAL METHOD UNDER THE PILOT PROGRAM FOR THE COMPARATIVE ANALYSIS OF CANDIDATES FOR A POSITION IN THE DEPARTMENT, THE DEPARTMENT SHALL ADD ALL APPLICANTS WHO ARE ELIGIBLE FOR THE PREFERENCE FOR PEOPLE WITH DISABILITIES AND WHO MEET ALL MINIMUM AND SPECIAL QUALIFICATIONS UNDER THIS SUBSECTION (8) TO THE REFERRAL LIST FOR INTERVIEW.

(III) WHEN THE DEPARTMENT USES A NUMERICAL METHOD UNDER THE PILOT PROGRAM FOR THE COMPARATIVE ANALYSIS OF CANDIDATES FOR A POSITION IN THE DEPARTMENT, THE DEPARTMENT SHALL ADD FIVE POINTS TO THE FINAL SCORE OF THE APPLICANT WHEN ALL ELEMENTS OF THE SELECTION PROCESS ARE COMPLETED, BUT PRIOR TO REFERRAL OF AN APPLICANT FOR INTERVIEW FOR THE POSITION.

(IV) AN APPLICANT IS ELIGIBLE FOR A PREFERENCE UNDER THIS SUBSECTION (8) IF THE CANDIDATE:

(A) MEETS THE MINIMUM QUALIFICATIONS OR ANY OTHER REQUIREMENTS FOR THE POSITION;

(B) IS A PERSON WITH A DISABILITY, AS DEFINED IN THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ., AS AMENDED, WHO HAS VOLUNTARILY IDENTIFIED AS A PERSON WITH A DISABILITY ON THE APPLICATION FOR THE POSITION AND WHO HAS REQUESTED TO PARTICIPATE IN THE PILOT PROGRAM; AND

(C) SUBMITS PROOF OF A DISABILITY IN A FORM AND MANNER SPECIFIED UNDER THE PILOT PROGRAM.

(V) AN APPLICANT MAY BE GIVEN BOTH THE VETERAN'S PREFERENCE AND A DISABILITY PREFERENCE, BUT AN APPLICANT IS NOT ELIGIBLE FOR BOTH A DISABLED VETERAN'S PREFERENCE AND A DISABILITY PREFERENCE.

(b) THE PILOT PROGRAM IS NOT AVAILABLE TO A CANDIDATE SEEKING A PROMOTION OR TO A PERSON CURRENTLY EMPLOYED BY THE STATE.

(c) WHEN THE PILOT PROGRAM IS DEVELOPED UNDER THIS SUBSECTION (8):

(I) THE STATE PERSONNEL DIRECTOR SHALL ADOPT OR AMEND RULES AS NECESSARY TO ENABLE THE IMPLEMENTATION OF THE PILOT PROGRAM;

(II) THE DEPARTMENT SHALL IMPLEMENT THE PILOT PROGRAM NO LATER THAN JANUARY 1, 2023;

(III) THE STATE PERSONNEL DIRECTOR MAY ALLOW OTHER PRINCIPAL DEPARTMENTS TO IMPLEMENT THE PILOT PROGRAM FOR APPOINTMENTS TO POSITIONS WITHIN THOSE DEPARTMENTS; AND

(IV) THE PILOT PROGRAM MAY NOT BE USED BY ANY PRINCIPAL DEPARTMENT AFTER DECEMBER 31, 2027.

(d) BY NOVEMBER 1, 2027, ANY PRINCIPAL DEPARTMENT THAT PARTICIPATES IN THE PILOT PROGRAM SHALL SUBMIT A REPORT TO THE STATE PERSONNEL DIRECTOR. THE STATE PERSONNEL DIRECTOR SHALL COMPILE ALL REPORTS AND SUBMIT ONE FINAL REPORT TO THE HOUSE BUSINESS AFFAIRS AND LABOR COMMITTEE AND THE SENATE BUSINESS, LABOR, AND TECHNOLOGY COMMITTEE, OR ANY SUCCESSOR COMMITTEES. THE REPORT MUST INCLUDE AT LEAST THE FOLLOWING INFORMATION:

(I) THE PERIOD WHEN THE PILOT PROGRAM WAS USED BY THE DEPARTMENT;

(II) THE NUMBER OF APPLICANTS FOR APPOINTMENTS WITHIN THE DEPARTMENT THAT OPTED TO PARTICIPATE IN THE PILOT PROGRAM;

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(III) THE NUMBER OF PERSONS WITH DISABILITIES WHO WERE APPOINTED TO POSITIONS WITHIN THE DEPARTMENT; AND

(IV) ANY OTHER DETERMINING FACTORS OF DATA THAT MAY AFFECT THE IMPLEMENTATION OF A PERMANENT PROGRAM.

(e) AS USED IN THIS SUBSECTION (8):

(I) "DEPARTMENT" MEANS THE DEPARTMENT OF LABOR AND EMPLOYMENT.

(II) "PILOT PROGRAM" MEANS THE HIRING PREFERENCE PILOT PROGRAM, CREATED IN THIS SUBSECTION (8), FOR PEOPLE WITH DISABILITIES.

(f) THIS SUBSECTION (8) IS REPEALED, EFFECTIVE DECEMBER 31, 2027."

Renumber succeeding sections accordingly.

Page 1, line 105, strike "AGENCIES." and substitute "AGENCIES AND CREATING A HIRING PREFERENCE PILOT PROGRAM FOR PEOPLE WITH DISABILITIES."

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB21-035** 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 7 through 11.

Reletter succeeding paragraphs accordingly.

Page 2, line 25, strike "NOT:" and substitute "NOT TAKE AND ARRANGE FOR THE DELIVERY OR PICKUP OF AN ORDER FROM A RETAIL FOOD ESTABLISHMENT WITHOUT THE RETAIL FOOD ESTABLISHMENT'S CONSENT."

Page 3, strike lines 1 through 7.

Page 3, line 9, strike "(2)(a)" and substitute "(2)".

Page 3, strike lines 15 through 27.

Page 4, strike lines 1 through 22.

Renumber succeeding section accordingly.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB21-180** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 9, line 27, strike "THREE" and substitute "FOUR".

Page 10, line 1, strike "APPROPRIATED OR TRANSFERRED TO" and substitute "DEPOSITED INTO".

Page 15, line 27, strike "JANUARY 1, 2022," and substitute "JULY 1, 2023,".

Page 17, line 15, strike "JUNE 30, 2022." and substitute "JANUARY 1, 2024.".

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB21-086** be postponed indefinitely.

Finance

After consideration on the merits, the Committee recommends that **SB21-178** be referred to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **SB21-148** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 6, strike lines 19 through 21.

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Reletter succeeding paragraph accordingly.

Page 6, line 23, after "ABUSES" insert "PERMITTING THE ACCUSED BUSINESS THIRTY DAYS TO RESPOND PRIOR TO ANY PUBLIC DISCLOSURE,".

Page 6, strike line 25 and substitute "AGENCIES TO CONNECT CONSUMERS WITH EXISTING RESOURCES AND".

Page 6, strike line 27.

Page 7, strike lines 1 through 6 and substitute:

"(4) THE FINANCIAL EMPOWERMENT OFFICE HAS NO INDEPENDENT EXAMINATION OR REGULATORY AUTHORITY, BUT NOTHING IN THIS PART 10 SHALL BE CONSTRUED TO LIMIT THE AUTHORITIES OF THE ATTORNEY GENERAL, THE ADMINISTRATOR DESIGNATED IN SECTION 5-6-103, OR THE DEPARTMENT OF REGULATORY AGENCIES.

(5) THE DEPARTMENT OF LAW SHALL ANNUALLY REPORT ON THE STATE OF AFFORDABLE BANKING ACCESS IN COLORADO, THE ACTIVITIES OF THE OFFICE OF FINANCIAL EMPOWERMENT, AND LOCAL PARTNERSHIPS IN IMPLEMENTING THE OBJECTIVES OF THE OFFICE AS A PART OF ITS PRESENTATION TO ITS COMMITTEE OF REFERENCE AT A HEARING HELD PURSUANT TO SECTION 2-7-203 (2)(a) OF THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT". THE REPORT SHALL ADDRESS ACCESS TO SECURE, SAFE,".

Finance

After consideration on the merits, the Committee recommends that **HB21-1126** 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 --
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:

SB21-081

by Senator(s) Kolker; also Representative(s) Michaelson Jenet--Concerning procedural measures to prevent the misuse of the safe2tell 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Danielson, Garcia, Gardner, Ginal, Gonzales, Jaquez Lewis, Lee, Moreno, Priola, and Story.

SB21-099

by Senator(s) Danielson, Buckner, Fields, Ginal, Simpson; also Representative(s) Ortiz--Concerning the continuation of the assistance program for disability benefits under the "Laura Hershey Disability Support Act", and, in connection therewith, implementing the recommendation contained in the 2020 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Bridges, Garcia, Hansen, Hisey, Jaquez Lewis, Kolker, Moreno, Pettersen, Priola, Rankin, Rodriguez, Story, Winter, Woodward, and Zenzinger.

SB21-157 by Senator(s) Priola, Zenzinger; also Representative(s) Michaelson Jenet and Baisley-- Concerning an increase in the aggregate amount of qualified charter school bonds for which the general assembly may appropriate money to restore debt service reserve requirements.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Bridges, Cooke, Gardner, Hisey, Holbert, Kirkmeyer, Liston, Lundeen, Rankin, Smallwood, and Woodward.

SB21-130 by Senator(s) Holbert and Pettersen; also Representative(s) Van Winkle and Bird-- Concerning authorization for local governments to exempt business personal property from taxation.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Cooke, Coram, Danielson, Garcia, Gardner, Gonzales, Hisey, Kirkmeyer, Liston, Lundeen, Priola, Rankin, Scott, Simpson, Smallwood, Sonnenberg, Winter, Woodward, 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:

SB21-179 by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Kipp and Lynch-- Concerning the composition of the Colorado opportunity scholarship initiative advisory board.

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

| YES | 32 | NO | 3 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Hansen, Jaquez Lewis, Moreno, and Story.

HB21-1025 by Representative(s) Arndt; also Senator(s) Ginal--Concerning a clarification under the Colorado open meetings law of the requirements governing communication by electronic mail that does not relate to the substance of public business.

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

| YES | 34 | NO | 1 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Story.

SB21-144 by Senator(s) Garcia and Cooke, Gonzales, Sonnenberg; also Representative(s) Titone and Van Beber--Concerning the continuation of the homeland security and all-hazards senior advisory committee, and, in connection therewith, implementing the recommendations contained in the 2020 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Danielson and Ginal.

SB21-172 by Senator(s) Danielson and Garcia; also Representative(s) Gonzales-Gutierrez and Ortiz-- Concerning creation of a fund to assist in increasing the amounts paid to persons employed by local education providers.

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

| YES | 23 | NO | 12 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Moreno, Pettersen, Rodriguez, Story, and Winter.

SB21-059 by Senator(s) Lee and Gardner; also Representative(s) Gonzales-Gutierrez and Geitner-- Concerning the reorganization of the juvenile justice code in article 2 of title 19, Colorado Revised Statutes, by the Colorado juvenile justice and delinquency prevention council as authorized by House Joint Resolution 18-1013.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Buckner, Cooke, Gonzales, Holbert, and Moreno.

SB21-077 by Senator(s) Gonzales; also Representative(s) Benavidez and Kipp--Concerning the elimination of verification of an individual's lawful presence in the United States as a requirement for individual credentialing.

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

| YES | 24 | NO | 11 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Fenberg, Garcia, Ginal, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Rodriguez, Story, and Winter.

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of was laid over until Wednesday, March 24, 2021, retaining its place on the calendar.

General Orders -- Second Reading of Bills -- Consent Calendar: SB21-066 and SB21-013.

General Orders -- Second Reading of Bills: SB21-177, SB21-124, and SB21-135.

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Wednesday, March 24, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

40th Legislative Day Wednesday, March 24, 2021

Prayer By Senator Zenzinger

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

Roll Call Present--32
 Excused--3, Danielson, Fields, Hisey
 Present later--2, Fields, Hisey
 Remote--1, Scott

Quorum The President announced a quorum present.

Pledge By Senator Kirkmeyer

Reading of the Journal On motion of Senator Kolker, reading of the Journal of Tuesday, March 23, 2021, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Reengrossed: SB21-059, 077, 081, 099, 130, 144, 157, 172, and 179.
Correctly Rerevised: HB21-1025.

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--Consent Calendar, and Senator Rodriguez 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:

SB21-013 by Senator(s) Fields; also Representative(s) Bacon and Froelich--Concerning measures to address student learning loss occurring as a result of the COVID-19 pandemic.

Amendment No. 1, Education Committee Amendment.
 (Printed in Senate Journal, March 19, page(s) 301-302 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 Rodriguez, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | E | Pettersen | Y | Winter | Y |
| Danielson | E | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-013 as amended

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:

SB21-177 by Senator(s) Bridges; also Representative(s) Woodrow--Concerning restrictions on foreign-influenced money in political campaigns in the state.
Laid over until Thursday, March 25, retaining its place on the calendar.

SB21-124 by Senator(s) Lee; also Representative(s) Weissman--Concerning the creation of a class 2 felony offense when the death of a person is caused by a participant without deliberation in the course of the commission of specified felony offenses.
Laid over until Thursday, March 25, retaining its place on the calendar.

SB21-135 by Senator(s) Ginal and Zenzinger; also Representative(s) Duran and Froelich--Concerning a prohibition on the use of certain animals in a traveling animal act.
Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, March 19, page(s) 300 and placed in members' bill files.)
As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-066 by Senator(s) Lee; also Representative(s) Michaelson Jenet--Concerning juvenile diversion programs.
Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 19, page(s) 299-300 and placed in members' bill files.)
Amendment No. 2(L.002), by Senator Lee.
Amend printed bill, page 11, line 8, strike "4" and substitute "3".
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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | E | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-135 as amended, SB21-066 as amended
Laid over until 03/25/2021: SB21-177, SB21-124

MESSAGE FROM THE GOVERNOR

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

June 15, 2020

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

effective immediately for a term expiring November 1, 2021:

Jeffrey Mandarich of Colorado Springs, Colorado, an Unaffiliated from the Fifth Congressional District, and a Certified Public Accountant, reappointed;

effective immediately for terms expiring November 1, 2023:

Brian Colyer Coppom of Longmont, Colorado, an Unaffiliated from the Fourth Congressional District, reappointed;

Miguel Baca Barragan of Denver, Colorado, a Democrat from the First Congressional District, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Agriculture and Natural Resources

June 25, 2020

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, 2024:

Robert Stinchcomb of Lafayette, Colorado, to serve as a representative of the ski industry, reappointed;

Wanda James of Denver, Colorado, to serve as a representative of the tourism-related retail industry, and small business, reappointed;

Laura Valdez of Fort Collins, Colorado, to serve as a representative of private travel attractions and casinos, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Agriculture and Natural Resources

November 20, 2020

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 TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2022:

Alexander John Boian of Erie, Colorado, to serve as an at large member from tourism based industries, and occasioned by the resignation of Kieran Cain of Lafayette, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Agriculture and Natural Resources

October 20, 2020

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 WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

for terms expiring October 1, 2024:

Eric Wilkinson of Greeley, Colorado, to serve as a representative from the South Plate Drainage Basin, and a member who has experience in engineering aspects of water projects, appointed;

Patricia Wells of Denver, Colorado, a representative from the city and county of Denver who is familiar with its water problems and a member who has experience in water law, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Agriculture and Natural Resources

July 17, 2020

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
COAL MINE BOARD OF EXAMINERS

for a term expiring July 1, 2024:

John Carral Poulos, P.E. of Paonia, Colorado, to serve as a Colorado mine owner, operator, manager or other mine official actively engaged in the underground coal mining industry during the term of office, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Agriculture and Natural Resources

July 10, 2020

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
GROUND WATER COMMISSION

for terms expiring May 1, 2024:

Timothy Paulter of Stratton, Colorado, a resident agriculturist from the Northern High Plains Basin, appointed;

James M. Noble of Denver, Colorado, to serve as a representative of municipal or industrial users, reappointed;

Angela Beth Fowler of Glenwood Springs, Colorado, to serve as a representative of western slope municipal or industrial users, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Agriculture and Natural Resources

October 9, 2020

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
GROUND WATER COMMISSION

for terms expiring May 1, 2023:

Jason Ryan Crane of Springfield, Colorado, to serve as a resident agriculturalist from the Southern High Plains, occasioned by the resignation of Blake Austin Gourley of Springfield, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Agriculture and Natural Resources

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November 20, 2020

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, 2024:

Erin Michalski of Breckenridge, Colorado, an Unaffiliated from the Western Slope and the Second Congressional District, and a member with substantial experience in agriculture or in the activities of 4-H clubs, appointed;

Nicole Weathers of Yuma, Colorado, a Republican from the Fourth Congressional District, and a member with substantial experience in agriculture or in the activities of 4-H clubs, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Agriculture and Natural Resources

COMMITTEE OF REFERENCE REPORTS

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB21-132** 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, 2-3-1704, add (13) as follows:

2-3-1704. Powers and duties of the joint technology committee - reporting - repeal. (13) (a) DURING THE 2021 LEGISLATIVE INTERIM, THE COMMITTEE SHALL STUDY WHETHER AND HOW THE GENERAL ASSEMBLY COULD ADDRESS, THROUGH LEGISLATION, CONSUMER PROTECTION CONCERNS RELATED TO DIGITAL COMMUNICATIONS PLATFORMS THAT:

(I) DO BUSINESS IN COLORADO;

(II) FACILITATE COMMUNICATIONS BETWEEN USERS, ALLOW USERS TO CREATE AND SHARE CONTENT, AND ARE EITHER SOCIAL MEDIA PLATFORMS SUCH AS FACEBOOK AND TWITTER OR MEDIA-SHARING PLATFORMS SUCH AS YOUTUBE; AND

(III) ARE NOT MARKETPLACE FACILITATORS, AS DEFINED IN SECTION 39-26-102 (5.9), OR OTHER SERVICE-ORIENTED DIGITAL COMMUNICATIONS PLATFORMS SUCH AS TRANSPORTATION NETWORK COMPANIES, AS DEFINED IN SECTION 40-10.1-602 (3), OR SHORT-TERM RENTAL PLATFORMS SUCH AS AIRBNB.

(b) IN CONDUCTING THE STUDY, THE COMMITTEE:

(I) SHALL CONSULT WITH, AND SEEK PRESENTATIONS FROM, THE OFFICE OF INFORMATION TECHNOLOGY AND THE ATTORNEY GENERAL'S OFFICE;

(II) MAY CONSULT WITH, AND SEEK PRESENTATIONS FROM, ANY OTHER STATE AGENCIES AND ANY EXPERTS OR INTERESTED PERSONS ON THE MATTER;

(III) MAY CONSIDER A DIGITAL COMMUNICATIONS PLATFORM'S EXISTING POLICIES AND PRACTICES REGARDING IF AND HOW THE PLATFORM ADDRESSES ANY ISSUES ARISING FROM A USER'S USE OF THE PLATFORM IF SUCH USE COULD BE VIEWED AS:

(A) PROMOTING VIOLENCE;

(B) UNDERMINING ELECTION INTEGRITY;

(C) DISSEMINATING INTENTIONAL DISINFORMATION; OR

(D) DIRECTLY ATTACKING PROTECTED GROUPS;

(IV) MAY CONSIDER WHETHER A DIGITAL COMMUNICATIONS PLATFORM'S EXISTING POLICIES AND PRACTICES CHILL FREE SPEECH;

(V) MAY CONSIDER WHETHER AND HOW CONSUMER COMPLAINTS ABOUT A DIGITAL COMMUNICATIONS PLATFORM'S POLICIES AND PRACTICES COULD BE ADDRESSED BY THE STATE; AND

(VI) MAY CONSIDER DIGITAL COMMUNICATIONS PLATFORMS' USE OF:

(A) FACIAL RECOGNITION SOFTWARE OR OTHER TRACKING TECHNOLOGY;

(B) COLLECTION AND DISSEMINATION OF USERS' PERSONAL DATA FOR LOCATION-BASED ADVERTISING AND OTHER MARKETING PURPOSES; AND

(C) DESIGN PRACTICES THAT INCREASE DATA COLLECTION WITHOUT USERS' CONSENT.

(c) ON OR BEFORE THE FIRST DAY OF THE REGULAR LEGISLATIVE SESSION COMMENCING ON OR AFTER JANUARY 1, 2022, THE COMMITTEE SHALL SUBMIT A WRITTEN REPORT ON ITS FINDINGS AND RECOMMENDATIONS REGARDING THE STUDY TO THE MEMBERS OF THE HOUSE OF REPRESENTATIVES AND THE SENATE. IF, AS PART OF ITS REPORT, THE COMMITTEE RECOMMENDS LEGISLATION, ANY SUCH LEGISLATION INTRODUCED IN THE REGULAR LEGISLATIVE SESSION COMMENCING ON OR AFTER JANUARY 1, 2022, IS EXEMPT FROM THE FIVE-BILL LIMITATION SPECIFIED IN RULE 24 OF THE JOINT RULES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES.

(d) THIS SUBSECTION (13) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2022.

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 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Page 1, strike lines 101 through 104 and substitute "CONCERNING A STUDY OF CONSUMER PROTECTION REGULATION OF DIGITAL COMMUNICATIONS PLATFORMS."

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB21-160** 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 2 through 8.

Page 3, strike lines 1 through 13.

ReNUMBER succeeding sections accordingly.

Page 4, line 4, after "(3)" insert "and (5)".

Page 4, after line 24 insert:

"(5) (a) The self-nomination and acceptance form or letter must be verified and processed substantially as provided in ~~section 1-4-908~~ THIS SUBSECTION (5)(a) AND SUBSECTION (5)(b) OF THIS SECTION, a protest on such a form or letter must be determined substantially as provided in sections 1-4-909 and 1-4-911, and ~~cure of such a form or letter must be allowed substantially as provided for in section 1-4-912; except that~~ AN INSUFFICIENT FORM OR LETTER MAY BE CURED BY SUBMITTING an amended self-nomination

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and acceptance form or letter ~~may be accepted by~~ TO the designated election official ~~until~~ BEFORE the normal close of business on the sixty-seventh day before an election.

(b) UPON FILING, THE DESIGNATED ELECTION OFFICIAL SHALL REVIEW THE INFORMATION IN THE SELF-NOMINATION AND ACCEPTANCE FORM OR LETTER AND VERIFY THE INFORMATION AGAINST THE REGISTRATION RECORDS, AND, WHERE APPLICABLE, THE COUNTY ASSESSOR'S RECORDS.

(c) IF, WHILE VERIFYING A SIGNER'S INFORMATION AGAINST THE REGISTRATIONS RECORDS IN ACCORDANCE WITH SUBSECTIONS (5)(a) AND (5)(b) OF THIS SECTION, THE DESIGNATED ELECTION OFFICIAL FINDS THAT THE SIGNER PROVIDED HIS OR HER MAILING ADDRESS RATHER THAN HIS OR HER RESIDENCE ADDRESS AS REQUIRED UNDER SUBSECTION (3) OF THIS SECTION, THE DESIGNATED ELECTION OFFICIAL MAY ACCEPT THE SELF-NOMINATION FORM IF THE DESIGNATED ELECTION OFFICIAL IS ABLE TO LOCATE THE SIGNER'S RECORD IN THE STATEWIDE VOTER REGISTRATION DATABASE AND DETERMINE THAT THE SELF-NOMINATION FORM IS OTHERWISE SUFFICIENT.

(d) AFTER REVIEW, THE DESIGNATED ELECTION OFFICIAL SHALL PROVIDE NOTIFICATION OF THE SUFFICIENCY OR INSUFFICIENCY OF THE CANDIDATE."

Page 5, lines 3 and 4, strike "WHO RESIDES WITHIN THE BOUNDARIES OF THE LOCAL GOVERNMENT AND".

Page 5, line 23, strike "owners'" and substitute "owners' OWNERS".

Page 13, strike lines 15 through 27.

Page 14, strike lines 1 through 19.

Renumber succeeding sections accordingly.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB21-159** be **postponed indefinitely**.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB21-1075** be **referred** to the Committee of the Whole with favorable recommendation.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB21-1054** be **referred** to the Committee of the Whole with favorable recommendation.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB21-1137** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB21-149** be **postponed indefinitely**.

Senate in recess. Senate reconvened.

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COMMITTEE OF REFERENCE REPORTS

Judiciary

After consideration on the merits, the Committee recommends that **SB21-138** 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 "traumatic".

Page 4, line 21, strike "IDENTIFICATION OF A BRAIN INJURY," and substitute "SCREENING FOR A POTENTIAL BRAIN INJURY,".

Page 5, lines 9 and 10, strike "education, employment, VOCATIONAL REHABILITATION OR OTHER" and substitute "education AND employment,".

Judiciary

After consideration on the merits, the Committee recommends that **SB21-143** 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 3, line 5, strike "AGREEMENT." and substitute "AGREEMENT AND ARISES UNDER THE FAMILY OR DOMESTIC RELATIONS LAW OF THIS STATE, INCLUDING:

(a) MARRIAGE, DIVORCE, DISSOLUTION, ANNULMENT, AND PROPERTY DISTRIBUTION;

(b) CHILD CUSTODY, VISITATION, AND PARENTING TIME;

(c) ALIMONY, MAINTENANCE, AND CHILD SUPPORT;

(d) ADOPTION;

(e) PARENTAGE; AND

(f) PREMARITAL, MARITAL, AND POST-MARITAL AGREEMENTS.".

MESSAGE FROM THE HOUSE

March 24, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1129, 1148, and 1178.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1046, amended as printed in House Journal, March 22, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-079, amended as printed in House Journal, March 22, 2021.

The House has passed on Third Reading and returns herewith SB21-024.

The House has adopted and transmits herewith HJR21-1005, as printed in House Journal, March 24, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1129, 1148, and 1178.

Without comment, as amended, HB21-1046.

Without comment, as amended, SB21-079.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

HJR21-1005 by Representative(s) Arndt and Catlin, Cutter, Holtorf, Lontine, McCormick, McLachlan, Pelton, Roberts, Valdez D., Will; also Senator(s) Sonnenberg and Donovan--Concerning the designation of March 23, 2021, as "Colorado Agriculture Day".

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

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-196 by Senator(s) Fenberg; also Representative(s) Esgar and McKean--Concerning payment of expenses of the legislative department.
Appropriations

SB21-197 by Senator(s) Rodriguez; also Representative(s) Woodrow--Concerning the treating physician in workers' compensation cases.
Business, Labor, & Technology

HB21-1046 by Representative(s) Arndt and Catlin; also Senator(s) Fields and Sonnenberg--Concerning the use of a water right obtained through a mutual ditch corporation.
Agriculture & Natural Resources

HB21-1129 by Representative(s) McLachlan and Bradfield; also Senator(s) Bridges and Story--Concerning extension of the deadline by which teachers must complete training in teaching reading.
Education

HB21-1147 by Representative(s) Valdez D. and Van Winkle, Soper, Arndt, Bernett, Bird, Duran, Gray, Hooton, Kipp, Mullica, Ortiz, Rich, Roberts, Will, Young; also Senator(s) Hansen and Simpson, Coleman, Liston, Priola--Concerning simplification of the regulatory requirements for continuing education of professional architects.
Business, Labor, & Technology

HB21-1148 by Representative(s) Bockenfeld and Michaelson Jenet, Roberts; also Senator(s) Fields and Smallwood, Gonzales, Lundeen--Concerning the distribution of an annual report regarding the Colorado state fair, and, in connection therewith, changing the annual reporting deadline and requiring that the report be submitted to all members of the general assembly.
Agriculture & Natural Resources

HB21-1165 by Representative(s) Carver and Duran; also Senator(s) Gardner and Lee--Concerning assistance for victims of strangulation who receive medical examinations.
Judiciary

HB21-1178 by Representative(s) Pico and Valdez D., Arndt, Lynch; also Senator(s) Woodward and Zenzinger, Moreno, Kirkmeyer--Concerning correcting nonsubstantive errors in the Colorado marijuana code.
Agriculture & Natural Resources

MESSAGE FROM THE GOVERNOR

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

March 12, 2021

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 BANKING BOARD

for a term expiring July 1, 2021:

David Kelly of Littleton, Colorado to serve as a representative of bankers, and occasioned by the resignation of Ronald Keith Tilton of Littleton, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 3/18/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Business, Labor, and Technology

November 13, 2020

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

Ladies and Gentlemen:

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

MEMBERS OF THE
PINNACOL ASSURANCE BOARD OF DIRECTORS

effective January 1, 2021 for a term expiring January 1, 2024:

Akasha Absher of Denver, Colorado, to serve as an employer whose liability is insured by Pinnacol, occasioned by the resignation of Fiona Elizabeth Arnold of Denver, Colorado, appointed;

effective January 1, 2021 for terms expiring January 1, 2026:

Barbara Mellman Davis of Denver, Colorado, to serve as the representative with experience in finance or investments, but not an employer whose liability insurance is insured by Pinnacol, reappointed;

Geraldine Ann Lewis-Jenkins of Denver, Colorado, to serve as an employee of an employer whose liability is insured by Pinnacol, reappointed.

Sincerely,
(signed)
Jared Polis

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Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Business, Labor, and Technology

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July 10, 2020

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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
PINNACOL ASSURANCE BOARD OF DIRECTORS

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for a term expiring January 1, 2022:

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Jesus Salazar of Denver, Colorado to serve as an employer whose liability is insured by Pinnacol Assurance, occasioned by the resignation of Jeffrey L. Cummings of Arvada, Colorado, appointed.

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Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

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Committee on Business, Labor, and Technology

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On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Thursday, March 25, 2021.

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Approved:

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Leroy M. Garcia
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-third General Assembly
STATE OF COLORADO
 First Regular Session

41st Legislative Day Thursday, March 25, 2021

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| Prayer | By Senator Smallwood | 10 |
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| Call to Order | By the President at 9:00 a.m. | 13 |
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| Roll Call | Present--34 | 16 |
| | Excused--1, Danielson | 17 |
| | Remote--1, Scott | 18 |
| | | 19 |
| Quorum | The President announced a quorum present. | 20 |
| | | 21 |
| Pledge | By Senator Kirkmeyer | 22 |
| | | 23 |
| Reading of the Journal | On motion of Senator Kolker, reading of the Journal of Wednesday, March 24, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 24 |
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SENATE SERVICES REPORT

Correctly Printed: SB21-196 and 197.
Correctly Engrossed: SB21-013, 066, and 135.

COMMITTEE OF REFERENCE REPORTS

| | | |
|-------------------------------|--|----------------|
| Business, Labor, & Technology | After consideration on the merits, the Committee recommends that SB21-134 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 40 41 42 |
|-------------------------------|--|----------------|

Amend printed bill, page 2, after line 1 insert:

"SECTION 1. Legislative declaration. The general assembly finds and declares that, with the creation of the relief program for small businesses that have been disproportionately impacted by the COVID-19 pandemic, enacted by Senate Bill 20B-001 and amended by Senate Bill 21-001, the Colorado office of economic development will administer a program to provide grants and loans to disproportionately impacted businesses for start-up and growth capital. Accordingly, a retail liquor store that satisfies the qualifications for participation in that program, which includes a business with five or fewer employees, that has diminished opportunities to access capital or credit, or that is located in an economically distressed area or whose owner lives in an economically distressed area or has a low or moderate income or low or moderate personal wealth, may apply for and may obtain, subject to satisfying the criteria for the program, start-up or growth capital to assist the business owner in obtaining additional retail liquor store licenses as authorized by this act."

Renumber succeeding sections accordingly.

Page 3, strike lines 1 and 2 and substitute "SECTION 44-3-409 (1)(a.5) INCLUDES, AS APPLICABLE, A TRANSFER OF OWNERSHIP OF MULTIPLE RETAIL LIQUOR STORES, A CHANGE OF LOCATION OF ALL BUT".

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Page 5, line 8, strike "(1) (d) (I)" and substitute "(1) (a.5) (I)".

Page 5, line 9, strike "(1)(d)," and substitute "(1)(a.5), EXCEPT AS PROVIDED IN SUBSECTION (1)(a.5)(II) OF THIS SECTION,".

Page 5, line 11, strike "THE" and substitute "A".

Page 6, after line 21 insert:

"(II) IF THE APPLICANT FOR AN ADDITIONAL RETAIL LIQUOR STORE LICENSE UNDER SUBSECTION (4)(b)(III.5) OF THIS SECTION IS A RETAIL LIQUOR STORE LICENSEE WHOSE LICENSED PREMISES IS NOT LARGER THAN TEN THOUSAND SQUARE FEET, THE APPLICANT MAY APPLY TO TRANSFER OWNERSHIP OF A RETAIL LIQUOR STORE THAT WAS LICENSED BEFORE JANUARY 1, 2021, AND FOR WHICH THE LICENSED PREMISES IS NOT LARGER THAN TEN THOUSAND SQUARE FEET, REGARDLESS OF WHETHER THE RETAIL LIQUOR STORE PREMISES THAT IS THE SUBJECT OF THE TRANSFER OF OWNERSHIP APPLICATION SATISFIES THE DISTANCE REQUIREMENTS SPECIFIED IN SUBSECTION (1)(a)(II) OF THIS SECTION. AN APPLICANT UNDER THIS SUBSECTION (1)(a.5)(II) MUST NOT INCREASE THE SQUARE FOOTAGE OR CHANGE THE LOCATION OF THE PREMISES OF THE RETAIL LIQUOR STORE THAT IS THE SUBJECT OF THE TRANSFER OF OWNERSHIP APPLICATION, AS THE PREMISES EXISTED AT THE TIME OF THE APPLICATION, FOR AT LEAST FIVE YEARS AFTER THE DATE OF THE APPLICATION."

Renumber succeeding subparagraphs accordingly.

Page 6, line 23, strike "(1)(d)(I)(B)" and substitute "(1)(a.5)(I)(B)".

Page 7, line 2, strike "THE TRANSFER OF" and substitute "AN APPLICATION UNDER THIS SUBSECTION (1)(a.5),".

Page 7, strike line 3.

Page 8, line 24, strike "SECTION" and substitute "SECTION, EXCEPT AS PROVIDED IN SUBSECTION (1)(a.5)(II) OF THIS SECTION,".

Strike "(1)(d)" and substitute "(1)(a.5)" on: **Page 3**, line 14; **Page 4**, lines 7 and 27; **Page 5**, line 6; **Page 8**, line 26; and **Page 10**, lines 14 and 23.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB21-163** be **postponed indefinitely**.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB21-133** 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 --
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:

SB21-013

by Senator(s) Fields; also Representative(s) Bacon and Froelich--Concerning measures to address student learning loss occurring as a result of the COVID-19 pandemic.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | E | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Donovan, Garcia, Ginal, Gonzales, Jaquez Lewis, Lee, Pettersen, Priola, Sonnenberg, Winter, 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:

SB21-135 by Senator(s) Ginal and Zenzinger; also Representative(s) Duran and Froelich--Concerning a prohibition on the use of certain animals in a traveling animal act.

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

| YES | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | E | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, and Lee.

(For further action, see Reconsideration of **SB21-135**.)

SB21-066 by Senator(s) Lee; also Representative(s) Michaelson Jenet--Concerning juvenile diversion programs.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | E | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Garcia, Ginal, Hansen, Jaquez Lewis, Kolker, Moreno, Pettersen, Priola, Rodriguez, Story, and Winter.

RECONSIDERATION OF SB21-135

SB21-135 by Senator(s) Ginal and Zenzinger; also Representative(s) Duran and Froelich--Concerning a prohibition on the use of certain animals in a traveling animal act.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **SB21-135**.

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:

SB21-135 by Senator(s) Ginal and Zenzinger; also Representative(s) Duran and Froelich--Concerning a prohibition on the use of certain animals in a traveling animal act.

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

| YES | 20 | NO | 14 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | E | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Buckner, Fields, Pettersen, and Story.

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:

SB21-139 by Senator(s) Fields and Simpson; also Representative(s) Lontine and Soper--Concerning reimbursement for dental care services provided through telehealth.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 23, page(s) 326 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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HB21-1126 by Representative(s) Hooton and Rich, Valdez A.; also Senator(s) Story and Sonnenberg, Fields--Concerning the office of the state architect's authority to execute leases on behalf of the state for privately owned property.

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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | E | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-139 as amended; HB21-1126

GENERAL ORDERS -- SECOND READING OF BILLS

SB21-177 by Senator(s) Bridges; also Representative(s) Woodrow--Concerning restrictions on foreign-influenced money in political campaigns in the state.

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

SB21-124 by Senator(s) Lee; also Representative(s) Weissman--Concerning the creation of a class 2 felony offense when the death of a person is caused by a participant without deliberation in the course of the commission of specified felony offenses.

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

SB21-147 by Senator(s) Fields and Holbert, Ginal, Jaquez Lewis, Simpson; also Representative(s) Froelich and Van Winkle--Concerning the continuation of the regulation of athletic trainers by the department of regulatory agencies.

Laid over until Friday, March 26, retaining its place on the calendar.

CONSIDERATION OF RESOLUTIONS

HJR21-1005 by Representative(s) Arndt and Catlin, Cutter, Holtorf, Lontine, McCormick, McLachlan, Pelton, Roberts, Valdez D., Will; also Senator(s) Sonnenberg and Donovan--Concerning the designation of March 23, 2021, as "Colorado Agriculture Day".

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | E | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Story, Winter, Woodward, and Zenzinger.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-079 by Senator(s) Sonnenberg; also Representative(s) Pelton and Valdez D.--Concerning the sale of animals for consumption to informed end consumers in a manner that exempts the sale from certain laws.

Laid over until Friday, March 26, retaining its place on the calendar.

COMMITTEE OF REFERENCE REPORTS

Health & Human Services

After consideration on the merits, the Committee recommends that **SB21-016** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 10, strike "(18)(b)(XXXIV), and (18)(f)" and substitute "(18)(c)(III.7), (18)(f), (18)(g), and (18.1)".

Page 3, line 5, before "OF" insert "OR (18)(b)(XX)".

Page 3, lines 9 and 10, strike "~~accordance with~~ ADDITION TO" and substitute "accordance with".

Page 4, line 16, strike "GENDER;" and substitute "GENDER. TREATMENT MUST INCLUDE ANTIBIOTICS, ANTIVIRAL AND ANTIRETROVIRAL MEDICATIONS, AND PROCEDURES THAT REDUCE INFECTIVITY. TREATMENT FOR COMPLICATIONS SECONDARY TO THE SEXUALLY TRANSMITTED INFECTION MAY BE SUBJECT TO DEDUCTIBLES, COPAYMENT, OR COINSURANCE."

Page 5, strike lines 14 and 15.

Re-number succeeding subparagraphs accordingly.

Page 5, after line 22 insert:

"(c) For purposes of this subsection (18):
(III.7) "HEALTH RESOURCES AND SERVICES ADMINISTRATION" MEANS THE HEALTH RESOURCES AND SERVICES ADMINISTRATION IN THE FEDERAL DEPARTMENT OF HEALTH AND HUMAN SERVICES."

Page 5, line 23, strike "(18)(b)(XXXIV)" and substitute "(18)(b)(XXXIII)".

Page 5, after line 24 insert:

"(g) THE COVERAGE REQUIRED BY THIS SUBSECTION (18) MUST, AT A MINIMUM, INCLUDE PREVENTIVE HEALTH SERVICES IDENTIFIED BY THE TASK FORCE OR THE HEALTH RESOURCES AND SERVICES ADMINISTRATION AS OF MARCH 1, 2021.

(18.1) **Contraception.** (a) POLICIES OR CONTRACTS DESCRIBED IN SUBSECTION (18)(a)(I) OF THIS SECTION ISSUED OR RENEWED IN THIS STATE MUST PROVIDE COVERAGE FOR THE TOTAL COST OF ALL CONTRACEPTION, AS

DEFINED IN SECTION 2-4-401 (1.5).

(b) THE COVERAGE REQUIRED BY THIS SUBSECTION (18.1) IS NOT SUBJECT TO POLICY DEDUCTIBLES, COPAYMENTS, OR COINSURANCE.

(c) THIS SUBSECTION (18.1) DOES NOT APPLY TO GRANDFATHERED HEALTH BENEFIT PLANS."

Page 8, strike lines 24 and 25 and substitute:

"SECTION 4. Applicability. Section 1 of this act applies to health benefit plans issued or renewed on or after January 1, 2023."

Health & Human Services

After consideration on the merits, the Committee recommends that SB21-025 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 6 through 9 and substitute:

"(a) "ELIGIBLE INDIVIDUAL" MEANS AN INDIVIDUAL WHO IS NOT PREGNANT AND WHOSE INCOME DOES NOT EXCEED THE STATE'S CURRENT EFFECTIVE INCOME LEVEL FOR PREGNANT WOMEN UNDER THE CHILDREN'S BASIC HEALTH PLAN ESTABLISHED PURSUANT TO ARTICLE 8 OF TITLE 25.5, AND WHOSE INCOME IS ADJUSTED FOR FAMILY SIZE BASED ON THE METHODOLOGY ALLOWED UNDER FEDERAL LAW TO COUNT THE APPLICANT AS A HOUSEHOLD OF TWO IN ADDITION TO ANY OTHER HOUSEHOLD MEMBERS, AND WHO MEETS OTHER REQUIREMENTS UNDER FEDERAL LAW."

Page 4, line 10, strike "INCLUDES:" and substitute "INCLUDES, AS PERMITTED UNDER FEDERAL LAW:".

Page 4, strike line 21 and substitute:

"(VI) BASIC FERTILITY TESTING;"

Page 4, strike lines 22 through 24 and substitute:

"(VII) DIAGNOSIS OR TREATMENT OF A SEXUALLY TRANSMITTED INFECTION OR SEXUALLY TRANSMITTED DISEASE, OR MEDICATION TO PREVENT A SEXUALLY TRANSMITTED INFECTION OR SEXUALLY TRANSMITTED DISEASE, THAT IS PROVIDED PURSUANT TO A FAMILY PLANNING VISIT; AND

(VIII) ANY OTHER MEDICAL DIAGNOSIS, TREATMENT, OR PREVENTIVE SERVICE THAT IS ROUTINELY PROVIDED PURSUANT TO A FAMILY PLANNING VISIT."

Page 5, line 11, strike "IF REQUESTED" and substitute "UNLESS REQUESTED OTHERWISE".

Page 5, line 12, strike "UP TO".

Page 5, line 13, strike "CONTRACEPTION" and substitute "SELF-ADMINISTERED HORMONAL CONTRACEPTIVES".

Page 1, lines 102 and 103, strike "TWO HUNDRED FIFTY PERCENT OF THE FEDERAL POVERTY LEVEL." and substitute "THE STATE'S CURRENT EFFECTIVE INCOME LEVEL FOR PREGNANT WOMEN UNDER THE CHILDREN'S BASIC HEALTH PLAN."

Health & Human Services

After consideration on the merits, the Committee recommends that SB21-014 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 11 through 13 and substitute "CCCAP, times".

Page 2, line 15, strike "26-2-803." and substitute "26-2-803, AND MAY INCLUDE EACH COUNTY'S HISTORICAL UTILIZATION FACTOR."

Page 2, line 19, strike "ELIGIBILITY EXPECTATIONS" and substitute "MINIMUM ELIGIBILITY THRESHOLDS".

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Health & Human Services

After consideration on the merits, the Committee recommends that **SB21-142** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, line 12, strike "accessible" and substitute "accessible, safe,".

Page 3, line 21, strike "STATE." and substitute "STATE AND ACTING WITHIN THE SCOPE OF THE PROVIDER'S LICENSE AND IN ACCORDANCE WITH APPLICABLE FEDERAL REGULATIONS.".

Page 4, line 12, strike "STATE." and substitute "STATE AND ACTING WITHIN THE SCOPE OF THE PROVIDER'S LICENSE AND IN ACCORDANCE WITH APPLICABLE FEDERAL REGULATIONS.".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB21-156** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, line 8, strike "PROGRAM;" and substitute "PROGRAM, INCLUDING A REQUIREMENT THAT AN APPLICANT INCLUDE A CLEARLY STATED FINANCIAL GOAL OF ANTICIPATED COST SAVINGS IN ITS INITIAL GRANT APPLICATION;".

Page 4, strike line 14 and substitute:

"(A) OPERATE A PROGRAM FOR NURSE INTAKE OF 911 CALLS OR A SUBSTANTIALLY COMPARABLE 911 TRIAGE SYSTEM THAT COMPLIES WITH THE PROGRAM REQUIREMENTS THAT THE DIVISION ESTABLISHES PURSUANT TO SUBSECTION (3)(a)(I)(B) OF THIS SECTION OR ENTER INTO A CONTRACT WITH AN ENTITY THAT EMPLOYS OR".

Page 4, strike line 18 and substitute "ASSOCIATED WITH THE INTAKE OF 911 CALLS THAT".

Page 4, after line 20 insert:

"(b) BEFORE ENTERING INTO A CONTRACT PURSUANT TO SUBSECTION (3)(a)(II)(A) OF THIS SECTION, A PUBLIC SAFETY ANSWERING POINT MUST: (I) GET DIRECTION REGARDING THE CONTRACT FROM BOTH: (A) THE MEDICAL DIRECTOR IN THE JURISDICTION THAT THE PUBLIC SAFETY ANSWERING POINT SERVES; AND (B) THE CHIEF OF THE FIRE DEPARTMENT IN THE JURISDICTION THAT THE PUBLIC SAFETY ANSWERING POINT SERVES; AND (II) SEEK INPUT FROM COMMUNITY STAKEHOLDERS IN THE JURISDICTION THAT THE PUBLIC SAFETY ANSWERING POINT SERVES, INCLUDING: (A) OTHER PUBLIC SAFETY ENTITIES SUCH AS THE POLICE; (B) RECOGNIZED EMPLOYEE ORGANIZATIONS WHOSE MEMBERS PROVIDE EMERGENCY MEDICAL SERVICES; AND (C) COMMUNITY HEALTH ORGANIZATIONS, COMMUNITY MENTAL HEALTH PROVIDERS, AND OTHER MEDICAL PROVIDERS WHOSE SERVICES MIGHT BE USED AS PART OF THE PILOT GRANT PROGRAM.".

Reletter succeeding paragraphs accordingly.

Page 5, after line 25 insert:

"(5) (a) AS PART OF THE REPORTING REQUIRED UNDER SUBSECTION (4) OF THIS SECTION, THE DIVISION SHALL REQUIRE THAT THE DESIGNATED PUBLIC SAFETY ANSWERING POINTS SUBMIT INFORMATION TO THE DIVISION REGARDING: (I) INDIVIDUAL PATIENT SATISFACTION SCORES OBTAINED FROM INDIVIDUALS WHO RECEIVED ALTERNATIVE TREATMENT OTHER THAN THE EMERGENCY DEPARTMENT AS PART OF THE PILOT GRANT PROGRAM AND CLINICAL OUTCOMES FOR THOSE PATIENTS; AND (II) ANNUAL COST SAVINGS TO THE STATE'S HEALTH-CARE SYSTEM THAT RESULT FROM THE PILOT GRANT PROGRAM. TO QUANTIFY AND VERIFY ITS REPORTED ANNUAL COST SAVINGS, A DESIGNATED PUBLIC SAFETY ANSWERING POINT MUST USE PERFORMANCE METRICS THAT ARE BASED ON THE DIVERSION

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OF CALLS TO THE NURSE INTAKE OF 911 CALLS FOR WHICH ALTERNATIVE TREATMENT OTHER THAN THE EMERGENCY DEPARTMENT WAS OFFERED OR PROVIDED.

(b) THE DIVISION SHALL EVALUATE THE NEED FOR CONTINUED FUNDING OF THE PILOT GRANT PROGRAM BASED ON THE PATIENT SATISFACTION SCORES AND THEIR CLINICAL OUTCOMES AND ON ANNUAL COST SAVINGS SUBMITTED."

Renumber succeeding subsections accordingly.

Page 6, after line 6 insert:

"(c) "MEDICAL DIRECTOR" HAS THE MEANING SET FORTH IN SECTION 25-3.5-205 (5)(a)."

Reletter succeeding paragraphs accordingly.

Page 6, strike lines 8 and 9 and substitute "12-225-104 (11) OR AN ADVANCED PRACTICE".

Page 6, line 17, before "FACILITY" insert "PUBLICLY FUNDED".

Legal Services

After consideration on the merits, the Committee recommends that **SB21-152** be referred to the Committee of the Whole with favorable recommendation.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

March 25, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1152, 1154, 1158, and 1177.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1048, amended as printed in House Journal, March 24, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1152, 1154, 1158, and 1177.
Without comment, as amended, HB21-1048.

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-198 by Senator(s) Smallwood and Rodriguez; also Representative(s) Roberts and Bockenfeld, Michaelson Jenet--Concerning the repeal of a requirement that the state auditor annually report uses of state education fund money for school capital construction to certain committees of the general assembly.
State, Veterans, & Military Affairs

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- HB21-1055** by Representative(s) Woodrow; also Senator(s) Pettersen--Concerning allowing compensation for a school district board of education by written resolution.
Education

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- HB21-1103** by Representative(s) Cutter and McLachlan, Kipp, Young; also Senator(s) Pettersen and Coram--Concerning implementing the recommendations of the media literacy advisory committee in elementary and secondary education created pursuant to House Bill 19-1110.
Education

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- HB21-1109** by Representative(s) Titone and Soper; also Senator(s) Bridges and Coram--Concerning the broadband deployment board, and, in connection therewith, modifying the composition of the board, requiring the board to develop a request for proposal process for deploying broadband into critically unserved areas in the state, and requiring the board to give additional consideration to proposed projects that would include discounted service for low-income households.
Business, Labor, & Technology

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- HB21-1117** by Representative(s) Lontine and Gonzales-Gutierrez, Kipp, Weissman; also Senator(s) Gonzales and Rodriguez--Concerning the ability of local governments to promote the development of new affordable housing units pursuant to their existing authority to regulate land use within their territorial boundaries.
State, Veterans, & Military Affairs

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- HB21-1204** by Representative(s) Snyder; also Senator(s) Holbert and Ginal--Concerning the treatment of a marijuana-licensee-owned business that provides employment services to a commonly controlled marijuana business as a single employing unit.
Business, Labor, & Technology

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On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Friday, March 26, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 42nd Legislative Day

Friday, March 26, 2021

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|------------------------|---|----|
| Prayer | By President Garcia | 10 |
| Call to Order | By the President at 9:00 a.m. | 11 |
| Roll Call | Present--35 Remote--3, Buckner, Danielson, Scott | 12 |
| Quorum | The President announced a quorum present. | 13 |
| Pledge | By Senator Kirkmeyer | 14 |
| Reading of the Journal | On motion of Senator Kolker, reading of the Journal of Thursday, March 25, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 15 |

SENATE SERVICES REPORT

Correctly Printed: SB21-198.
Correctly Engrossed: SB21-139.
Correctly Reengrossed: SB21-013, 066, and 135.
Correctly Revised: HB21-1126; HJR21-1005.
Correctly Enrolled: SB21-024.

COMMITTEE OF REFERENCE REPORTS

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| Agriculture & Natural Resources | After consideration on the merits, the Committee recommends that SB21-168 be postponed indefinitely . | 41 |
| Agriculture & Natural Resources | After consideration on the merits, the Committee recommends that SB21-150 be postponed indefinitely . | 42 |
| Agriculture & Natural Resources | After consideration on the merits, the Committee recommends that SB21-166 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 5, line 25, strike "firefighters" and substitute " firefighters EMERGENCY RESPONDER PERSONNEL". | 44 |
| | Page 7, strike lines 2 through 27. | 45 |
| | Page 8, strike line 1. | 46 |
| | Renumber succeeding sections accordingly. | 47 |
| | Page 10, line 13, strike "FOUR ROUGHLY EQUAL". | 48 |
| | Page 10, line 25, strike "INTRA-AGENCY" and substitute "INTERAGENCY". | 49 |

Page 10, strike lines 26 and 27 and substitute:

"(III) COORDINATING WITH THE OFFICE OF EMERGENCY MANAGEMENT CREATED IN SECTION 24-33.5-705 (1) TO ENSURE EFFICIENT AND EFFECTIVE IMPLEMENTATION AND INTEGRATION OF THE MOBILIZATION PLAN REQUIRED BY SECTION 24-33.5-705.4 (3)(a) AND OTHER STATE AND LOCAL EMERGENCY OPERATIONS PLANS, AS APPROPRIATE."

Page 11, line 6, strike "REGION;" and substitute "REGION AND ENSURING THE INVENTORY IS INCLUDED IN THE MOBILIZATION SYSTEM DESCRIBED IN SECTION 24-33.5-705.4;"

Page 11, line 15, strike "OF" and substitute "WITH".

Page 13, after line 9 insert:

"SECTION 6. In Colorado Revised Statutes, 24-33.5-705.4, amend (3)(a); and add (3)(a.3) and (3)(a.5) as follows:

24-33.5-705.4. All-hazards resource mobilization system - creation - plan - duties - reimbursement for expenses incurred by mobilized entities - eligibility - resource mobilization fund - creation - definitions - legislative declaration. (3) **Powers and duties.** (a) The director, IN CONSULTATION WITH THE DIRECTOR OF THE DIVISION OF FIRE PREVENTION AND CONTROL IN THE DEPARTMENT OF PUBLIC SAFETY CREATED IN SECTION 24-33.5-1201 (1)(a), shall develop and maintain a statewide all-hazards resource mobilization plan that sets forth procedures for mobilization, allocation, deployment, coordination, tracking, cost accounting, and demobilization of resources during disasters and other large-scale emergencies and local incidents that require more resources than those available under any existing interjurisdictional or mutual aid agreement. In developing the mobilization plan, the director shall consult with and solicit recommendations from the homeland security and all-hazards senior advisory committee created in section 24-33.5-1614 and other appropriate representatives of state, tribal, and local governmental and private sector emergency management organizations. The director shall ensure that the mobilization plan is consistent with, and incorporated into, the Colorado state comprehensive emergency management program described in section 24-33.5-705 (2) AND THE COLORADO COORDINATED REGIONAL AND STATEWIDE MUTUAL AID SYSTEM CREATED IN SECTION 24-33.5-1235 (3).

(a.3) THE DIRECTOR SHALL ENSURE THAT RESOURCES IN THE COLORADO COORDINATED REGIONAL AND STATEWIDE MUTUAL AID SYSTEM CREATED IN SECTION 24-33.5-1235 (3)(a) ARE INCLUDED IN THE ALL-HAZARDS RESOURCE MOBILIZATION SYSTEM DESCRIBED IN THIS SECTION.

(a.5) THE DIRECTOR SHALL COORDINATE WITH THE STATE COORDINATION CENTER CREATED IN SECTION 24-33.5-1235 (3)(b) TO ENSURE SUFFICIENT AND EFFECTIVE IMPLEMENTATION AND INTEGRATION OF THE RESOURCE MOBILIZATION PLAN REQUIRED BY SUBSECTION (3)(a) OF THIS SECTION AND STATE AND LOCAL EMERGENCY OPERATIONS PLANS, AS APPROPRIATE."

Re-number succeeding sections accordingly.

Judiciary

After consideration on the merits, the Committee recommends that **SB21-162** 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 8, line 26, strike "JANUARY 1," and substitute "JULY 1,".

Page 9, line 1, strike "JANUARY 1," and substitute "JULY 1,".

Page 9, line 3, strike "JANUARY 1," and substitute "JULY 1,".

Page 9, lines 10 and 11, strike "JANUARY 1," and substitute "JULY 1,".

Page 9, line 13, strike "JANUARY 1," and substitute "JULY 1,".

Page 9, line 18, strike "JANUARY 1," and substitute "JULY 1,".

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| Judiciary | After consideration on the merits, the Committee recommends that SB21-061 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 1 2 3 4 |
| | Amend printed bill, page 2, line 18, strike "AGE." and substitute "AGE, INCLUDING AN EMANCIPATED MINOR, AS DEFINED IN SECTION 13-21-107.5". | 5 6 7 |
| | Page 4, line 5, strike "BY" and substitute "BY, OR ON BEHALF OF,". | 8 9 |
| Judiciary | After consideration on the merits, the Committee recommends that SB21-171 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 |
| Trans- portation & Energy | After consideration on the merits, the Committee recommends that SB21-114 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 15 16 17 18 |
| | Amend printed bill, page 2, line 10, strike "OR" and substitute "AND". | 19 20 21 |
| | Page 2, lines 11 and 12, strike "IF THERE ARE NO LOCAL GOVERNMENT SETBACK REQUIREMENTS, THE" and substitute "THE". | 22 23 24 |
| | Page 2, strike lines 18 through 20 and substitute "IT HAS BEEN CONSTRUCTED, AND INCLUDES SHUT-IN, PLUGGED, AND ABANDONED WELLS." | 25 26 27 |
| Trans- portation & Energy | After consideration on the merits, the Committee recommends that SB21-165 be postponed indefinitely . | 28 29 30 31 |
| Education | After consideration on the merits, the Committee recommends that SB21-167 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 32 33 34 35 36 |
| | Amend printed bill, page 3, line 25, strike "and (2.7)". | 37 38 39 |
| | Page 4, after line 16 insert: | 40 41 |
| | "(III) THE DEPARTMENT SHALL REQUIRE AN ANNUAL INSPECTION OF PLAYGROUND FACILITIES ON THE PROPERTY WHERE A CHILD CARE CENTER OPERATES BY A NATIONAL PLAYGROUND SAFETY CERTIFICATION EXPERT. FOR PURPOSES OF A PLAYGROUND FACILITY INSPECTION, THE DEPARTMENT SHALL ACCEPT AS SATISFACTORY PROOF OF VALID CERTIFICATION OF THE PLAYGROUND FACILITY, CERTIFICATION, OR A COPY OF CERTIFICATION, FROM AN INDIVIDUAL WHO IS LICENSED OR CERTIFIED TO PERFORM PLAYGROUND SAFETY INSPECTIONS THROUGH THE NATIONAL RECREATION AND PARK ASSOCIATION, OR OTHER NATIONALLY RECOGNIZED PLAYGROUND FACILITY SAFETY ORGANIZATION. THE DEPARTMENT SHALL NOT REQUIRE A DUPLICATE INSPECTION IF A SATISFACTORY INSPECTION REPORT WAS COMPLETED WITHIN THE PRECEDING TWELVE MONTHS." | 42 43 44 45 46 47 48 49 50 51 52 53 |
| | Page 4, strike lines 23 through 27. | 54 55 |
| | Page 5, strike lines 1 through 8 and substitute: | 56 57 |
| | "(b) THE STATE BOARD SHALL PRESCRIBE STANDARDS BY RULE FOR PROGRAMS THAT OPERATE ON SCHOOL PROPERTY THAT WHEN AN AGENCY OR ENTITY PERFORMS ANY INSPECTION REQUIRED BY LAW, THE AGENCY OR ENTITY SHALL ALSO PROVIDE A COPY OF THE INSPECTION REPORT TO THE APPROPRIATE OFFICIAL OF THE SCHOOL DISTRICT, DISTRICT CHARTER SCHOOL, OR INSTITUTION CHARTER SCHOOL WHERE THE CHILD CARE CENTER OPERATES." | 58 59 60 61 62 63 64 |
| | Page 5, strike lines 9 through 16. | 65 66 |
| | Reletter succeeding paragraph accordingly. | 67 68 69 |

Page 5, strike lines 25 through 27.

Page 6, strike line 1.

Page 6, line 4, strike "situations." and substitute "situations - rules - definition."

Page 6, line 7, strike "A LIMITED" and substitute "AN EXPEDIENT".

Page 6, strike lines 14 and 15 and substitute: "(3) AS USED IN THIS SECTION, "EMERGENCY SITUATION" MEANS:".

Page 6, line 16, strike "ACTION;" and substitute "ACTION, INCLUDING TRAFFIC AND ROAD CLOSURE;".

Page 6, line 19, strike "WEATHER;" and substitute "WEATHER THAT CREATES A REASONABLE AND UNFORESEEN ROAD HAZARD;".

Page 6, strike line 20.

Reletter succeeding paragraphs accordingly.

Page 6, line 22, strike "USE OF RESTROOM;" and substitute "EMERGENCY BODILY FUNCTION;".

Page 6, after line 24 insert: "(4) THE DEPARTMENT MAY PROMULGATE RULES AS NECESSARY TO IMPLEMENT THE REQUIREMENTS OF THIS SECTION."

Before "INSPECTION" insert "FIRE" on: Page 3, lines 16, 17, 19, 21, and 22; and Page 4, lines 9, 10, 12, 14, and 15.

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 OF THE COLORADO SCHOOL OF MINES

effective December 31, 2020 for terms expiring December 31, 2024:

Jesus Juan Salazar of Denver, Colorado, a Democrat who is a graduate of the Colorado School of Mines, reappointed;

Bruce Eric Grewcock of Omaha, Nebraska, a Republican who is a graduate of the Colorado School of Mines, appointed;

Judith Zee Steinberg of Aspen, Colorado, a Democrat who is not a graduate of the Colorado School of Mines, appointed.

Education

After consideration on the merits, the Committee recommends that SB21-151 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 5 through 8 and substitute "training. (8)(a) EACH LOCAL EDUCATION PROVIDER SHALL SUBMIT TO THE DEPARTMENT, AND UPDATE AS NECESSARY TO REMAIN CURRENT, THE FOLLOWING INFORMATION, AND THE DEPARTMENT SHALL POST THE INFORMATION ON THE DEPARTMENT'S WEBSITE, AS PROVIDED IN SECTION 22-7-1209 (9):".

Page 3, line 5, strike "COMPETENCY." and substitute "COMPETENCY; EXCEPT THAT A LOCAL EDUCATION PROVIDER IS NOT REQUIRED TO POST ON THE WEBSITE THE NUMBER OF STUDENTS WHO ARE NO LONGER SUBJECT TO A READ PLAN IF THE NUMBER OF THOSE STUDENTS IS SMALLER THAN THE MINIMUM NUMBER OF STUDENTS NECESSARY TO PROTECT STUDENT PRIVACY, AS DETERMINED BY THE DEPARTMENT."

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Page 3, strike lines 6 through 12 and substitute:

"(b) EACH LOCAL EDUCATION PROVIDER SHALL INCLUDE ON ITS WEBSITE A LINK TO THE PAGE ON WHICH THE MATERIALS DESCRIBED IN SUBSECTION (8)(a) OF THIS SECTION ARE POSTED ON THE DEPARTMENT'S WEBSITE. THE LINK MUST BE EASILY IDENTIFIABLE IN A LOCATION ON THE LOCAL EDUCATION PROVIDER'S WEBSITE THAT IS IDENTIFIED AS RELATING TO STUDENT LITERACY OR THE "COLORADO READ ACT". THE LOCAL EDUCATION PROVIDER SHALL ALSO ENSURE THAT EACH SCHOOL-LEVEL WEBSITE FOR A SCHOOL OPERATED BY THE LOCAL EDUCATION PROVIDER INCLUDES THE LINK TO THE INFORMATION ON THE DEPARTMENT'S WEBSITE.

SECTION 2. In Colorado Revised Statutes, 22-7-1209, add (9) as follows:

22-7-1209. State board - rules - department - duties. (9) THE DEPARTMENT SHALL POST ON ITS WEBSITE THE INFORMATION SUBMITTED BY LOCAL EDUCATION PROVIDERS PURSUANT TO SECTION 22-7-1208 (8). THE DEPARTMENT SHALL ENSURE THAT THE INFORMATION IS POSTED IN A USER-FRIENDLY FORMAT AND IN A LOCATION ON THE WEBSITE EASILY IDENTIFIED AS RELATING TO STUDENT LITERACY OR THE "COLORADO READ ACT". THE DEPARTMENT SHALL NOTIFY THE LOCAL EDUCATION PROVIDERS OF THE SPECIFIC INTERNET ADDRESS FOR THE PAGE ON WHICH THE INFORMATION IS POSTED AND SHALL UPDATE THE INFORMATION IN A TIMELY MANNER AS IT RECEIVES UPDATES FROM THE LOCAL EDUCATION PROVIDERS."

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:

SB21-139 by Senator(s) Fields and Simpson; also Representative(s) Lontine and Soper--Concerning reimbursement for dental care services provided through telehealth.

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

Table with 4 columns: YES (35), NO (0), EXCUSED (0), ABSENT (0). Rows list names of senators and representatives such as Bridges, Gardner, Lee, Simpson, Buckner, Ginal, Liston, Smallwood, Coleman, Gonzales, Lundeen, Sonnenberg, Cooke, Hansen, Moreno, Story, Coram, Hisey, Pettersen, Winter, Danielson, Holbert, Priola, Woodward, Donovan, Jaquez Lewis, Rankin, Zenzinger, Fenberg, Kirkmeyer, Rodriguez, President, Fields, Kolker, Scott.

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

Co-sponsor(s) added: Bridges, Buckner, Danielson, Garcia, Ginal, Kirkmeyer, Kolker, Lee, Moreno, Pettersen, Sonnenberg, Story, and Winter.

HB21-1126 by Representative(s) Hooton and Rich, Valdez A.; also Senator(s) Story and Sonnenberg, Fields--Concerning the office of the state architect's authority to execute leases on behalf of the state for privately owned 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Hansen, Moreno, and Simpson.

With a majority of all members elected to the Senate having voted in the affirmative, on motion of Majority Leader Fenberg, **SB21-143** was removed from the General Orders--Second Reading of Bills Consent Calendar of Friday, March 26, 2021 and was laid over to the end of the General Orders--Second Reading of Bills Calendar of Monday, March 29, 2021.

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:

HB21-1137 by Representative(s) Weissman and Van Winkle, Herod, Snyder, Soper; also Senator(s) Lee and Gardner, Buckner, Cooke, Ginal--Concerning notification by legislative staff to members of the general assembly regarding rules adopted as a result of legislation.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1137

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, **SB21-147** was laid over until Monday, March 29, retaining its place on the calendar.

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

HB21-1075 by Representative(s) Lontine; also Senator(s) Gonzales--Concerning replacing the term "illegal alien" with "worker without authorization" as it relates to public contracts for services.

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

HB21-1054 by Representative(s) Jackson; also Senator(s) Gonzales--Concerning a housing assistance exception to the requirement to verify lawful presence in the United States for public benefits.

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

SB21-160 by Senator(s) Gardner; also Representative(s) Snyder--Concerning certain administrative clarifications to local government election codes.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, March 24, page(s) 342-343 and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Gardner.

Amend printed bill, page 15, line 1, strike "DIRECTORS" and substitute "ELECTORS".

Page 15, line 5, strike "DIRECTORS" and substitute "ELECTORS".

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

SB21-132 by Senator(s) Donovan; --Concerning a study of consumer protection regulation of digital communications platforms.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, March 24, page(s) 341-342 and placed in members' bill files.)

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

Amend the State, Veterans, and Military Affairs Committee Report, dated March 23, 2021, page 2, strike line 4 and substitute "THE MATTER, INCLUDING AN EXPERT IN CONSTITUTIONAL FIRST AMENDMENT LAW AND THE MEDIA;"

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-160 as amended, SB21-132 as amended; HB21-1075, HB21-1054

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-079 by Senator(s) Sonnenberg; also Representative(s) Pelton and Valdez D.--Concerning the sale of animals for consumption to informed end consumers in a manner that exempts the sale from certain laws.

Senator Sonnenberg moved that the Senate not concur in House amendments to **SB21-079**, as printed in House journal, March 22, page 363, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Senators Donovan, Chair, Fields, and Sonnenberg, were appointed as Senate conferees on the first conference committee on **SB21-079**.

MESSAGE FROM THE HOUSE

March 26, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1167 and 1138.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1067 and 1160, amended as printed in House Journal, March 25, 2021.

The House has passed on Third Reading and returns herewith SB21-070.

Senate in recess. Senate reconvened.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1138 and 1167.
Without comment, as amended, HB21-1067 and 1160.

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-199 by Senator(s) Jaquez Lewis and Winter, Gonzales, Bridges, Kolker, Pettersen; also Representative(s) Esgar and Gonzales-Gutierrez, Amabile, Bacon, Caraveo, Herod, Hooton, Jodeh, Michaelson Jenet, Ricks, Titone, Woodrow--Concerning measures to remove barriers to certain public opportunities.
State, Veterans, & Military Affairs

MESSAGE FROM THE GOVERNOR

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

February 19, 2021

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 AERONAUTICAL BOARD

for a term expiring December 19, 2022:

Charles Tedesco of Commerce City, Colorado, to serve as a representative of a local government that operates airports on the eastern slope, occasioned by the resignation of Amy Miller of Akron, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 3/11/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Transportation and Energy

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On motion of Senator Winter, the Senate adjourned until 10:00 a.m., Monday, March 29, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

45th Legislative Day Monday, March 29, 2021

- Prayer 10
By Senator Sonnenberg 11
- Call to Order 12
By the President at 10:00 a.m. 13
- Roll Call 14
Present--34 15
Excused--1, Priola 16
Remote--3, Buckner, Danielson, Scott 17
- Quorum 18
The President announced a quorum present. 19
- Pledge 20
By Senator Liston 21
- Reading of the Journal 22
On motion of Senator Simpson, reading of the Journal of Friday, March 26, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. 23

SENATE SERVICES REPORT

- Correctly Printed:** SB21-199. 31
- Correctly Engrossed:** SB21-132 and 160. 32
- Correctly Reengrossed:** SB21-139. 33
- Correctly Revised:** HB21-1054, 1075, and 1137. 34
- Correctly Rerevised:** HB21-1126. 35
- Correctly Enrolled:** SB21-070. 36

**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:

HB21-1137 by Representative(s) Weissman and Van Winkle, Herod, Snyder, Soper; also Senator(s) Lee and Gardner, Buckner, Cooke, Ginal--Concerning notification by legislative staff to members of the general assembly regarding rules adopted as a result of legislation.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | E | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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:

HB21-1075 by Representative(s) Lontine; also Senator(s) Gonzales--Concerning replacing the term "illegal alien" with "worker without authorization" as it relates to public contracts for services.

Laid over until Tuesday, March 30, retaining its place on the calendar.

HB21-1054 by Representative(s) Jackson; also Senator(s) Gonzales--Concerning a housing assistance exception to the requirement to verify lawful presence in the United States for public benefits.

Laid over until Tuesday, March 30, retaining its place on the calendar.

SB21-160 by Senator(s) Gardner; also Representative(s) Snyder--Concerning certain administrative clarifications to local government election codes.

Laid over until Tuesday, March 30, retaining its place on the calendar.

SB21-132 by Senator(s) Donovan; also Representative(s) Titone--Concerning a study of consumer protection regulation of digital communications platforms.

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

| YES | 19 | NO | 15 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | N | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | E | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

(For further action, see Reconsideration of **SB21-132**.)

Upon request of Majority Leader Fenberg, **SB21-133** was removed from the General Orders--Second Reading of Bills Consent Calendar of Monday, March 29, 2021 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Monday, March 29, 2021.

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:

| | | |
|-----------------|---|----|
| SB21-177 | by Senator(s) Bridges; also Representative(s) Woodrow--Concerning restrictions on foreign-influenced money in political campaigns in the state. | 1 |
| | Laid over until Tuesday, March 30, retaining its place on the calendar. | 2 |
| | | 3 |
| SB21-124 | by Senator(s) Lee; also Representative(s) Weissman--Concerning the creation of a class 2 felony offense when the death of a person is caused by a participant without deliberation in the course of the commission of specified felony offenses. | 4 |
| | Laid over until Tuesday, March 30, retaining its place on the calendar. | 5 |
| | | 6 |
| SB21-143 | by Senator(s) Gardner; also Representative(s) Tipper and Snyder--Concerning the "Uniform Collaborative Law Act". | 7 |
| | Laid over until Tuesday, March 30, retaining its place on the calendar. | 8 |
| | | 9 |
| SB21-147 | by Senator(s) Fields and Holbert, Ginal, Jaquez Lewis, Simpson; also Representative(s) Froelich and Van Winkle--Concerning the continuation of the regulation of athletic trainers by the department of regulatory agencies. | 10 |
| | <u>Amendment No. 1(L.004), by Senator Holbert.</u> | 11 |
| | Amend printed bill, page 2, after line 16 insert: | 12 |
| | "SECTION 2. In Colorado Revised Statutes, 12-20-404, amend (4)(c); add (3)(a)(II)(D.5), and repeal (1)(b)(II)(B), (3)(c)(V), and (5)(b)(IV) as follows: | 13 |
| | 12-20-404. Disciplinary actions - regulator powers - disposition of fines. (1) General disciplinary authority. If a regulator determines that an applicant, licensee, certificate holder, or registrant has committed an act or engaged in conduct that constitutes grounds for discipline or unprofessional conduct under a part or article of this title 12 governing the particular profession or occupation, the regulator may: | 14 |
| | (b) (II) A regulator is not authorized under this subsection (1)(b) to impose probation on a licensee, certificate holder, or registrant regulated under the following: | 15 |
| | (B) Article 205 of this title 12 concerning athletic trainers; | 16 |
| | (3) Waiting period after revocation or surrender. (a) (II) In addition, the waiting period specified in subsection (3)(a)(I) of this section applies when a person regulated under any of the following articles surrenders a license, certification, or registration to avoid discipline: | 17 |
| | (D.5) ARTICLE 205 OF THIS TITLE 12 CONCERNING ATHLETIC TRAINERS; | 18 |
| | (c) This subsection (3) does not apply to the following: | 19 |
| | (V) Article 205 of this title 12 concerning athletic trainers; | 20 |
| | (4) Letter of admonition. (c) This subsection (4) does not apply to the following: | 21 |
| | (I) Article 205 of this title 12 concerning athletic trainers; and | 22 |
| | (H) article 310 of this title 12 concerning surgical assistants and surgical technologists. | 23 |
| | (5) Confidential letter of concern. (b) This subsection (5) does not apply to the following: | 24 |
| | (IV) Article 205 of this title 12 concerning athletic trainers; and | 25 |
| | SECTION 3. In Colorado Revised Statutes, 12-205-104, amend (5) as follows: | 26 |
| | 12-205-104. Definitions. As used in this article 205, unless the context otherwise requires: | 27 |
| | (5) "Direction of a Colorado-licensed or otherwise lawfully practicing physician dentist, or health-care professional PHYSICIAN ASSISTANT" means the planning of services with a physician dentist, or health-care professional PHYSICIAN ASSISTANT LICENSED UNDER ARTICLE 240 OF THIS TITLE 12 OR UNDER THE MEDICAL PRACTICE ACT OF ANOTHER JURISDICTION; the development and approval by the physician dentist, or health-care professional PHYSICIAN ASSISTANT of procedures and protocols to be followed in the event of an injury or illness; the mutual review of the protocols on a periodic basis; and the appropriate consultation and referral between the physician dentist, or health-care professional PHYSICIAN ASSISTANT and the athletic trainer. | 28 |
| | SECTION 4. In Colorado Revised Statutes, 12-205-107, amend (1)(b) as follows: | 29 |
| | 12-205-107. License required - repeal. (1) Except as otherwise | 30 |
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provided in this article 205, in order to practice athletic training or represent oneself as being able to practice athletic training in this state, a person must:

(b) Practice pursuant to the direction of a Colorado-licensed or otherwise lawfully practicing physician ~~dentist~~, or ~~health-care professional~~ PHYSICIAN ASSISTANT.

SECTION 5. In Colorado Revised Statutes, 12-205-110, **amend** (5) as follows:

12-205-110. Scope of article - exclusions - authority for clinical setting - definitions. (5) A licensee may provide athletic training services in a clinical setting to a person who is not an athlete if the athletic trainer is under the direction and supervision of a Colorado-licensed or otherwise lawfully practicing physician ~~dentist~~, or ~~health-care professional~~ PHYSICIAN ASSISTANT who treats sports or musculoskeletal injuries. As used in this subsection (5), "direction and supervision" means the issuance of written or oral directives by the physician ~~dentist~~, or ~~licensed health-care professional~~ PHYSICIAN ASSISTANT to the licensee pertaining to the athletic training services to be provided.

SECTION 6. In Colorado Revised Statutes, 12-205-111, **amend** (2)(c) and (2)(j) as follows:

12-205-111. Grounds for discipline - disciplinary proceedings - definitions. (2) The director may take disciplinary or other action in accordance with section 12-20-404 or issue a cease-and-desist order in accordance with section 12-205-112 upon reasonable grounds that the licensee:

(c) ~~Has a substance use disorder, as defined in section 27-81-102, or is an excessive or habitual user or abuser of alcohol or habit-forming drugs or is a habitual user of a controlled substance, as defined in section 18-18-102 (5), or other drugs having similar effects; except that the director has the discretion not to discipline the licensee if the licensee is participating in good faith in an alcohol or substance use disorder treatment program approved by the director~~ EXCESSIVELY OR HABITUALLY USES OR ABUSES OR HAS ENGAGED IN EXCESSIVE OR HABITUAL USE OR ABUSE OF ALCOHOL, A HABIT-FORMING DRUG, A CONTROLLED SUBSTANCE, AS DEFINED IN SECTION 18-18-102 (5), OR ANY OTHER DRUG HAVING SIMILAR EFFECTS; EXCEPT THAT THE DIRECTOR HAS THE DISCRETION NOT TO DISCIPLINE THE LICENSEE IF THE LICENSEE IS PARTICIPATING IN GOOD FAITH IN A PROGRAM APPROVED BY THE DIRECTOR DESIGNED TO END THE EXCESSIVE OR HABITUAL USE OR ABUSE;

(j) Has failed to practice pursuant to the direction of a Colorado-licensed or otherwise lawfully practicing physician ~~dentist~~, or ~~health-care professional~~ PHYSICIAN ASSISTANT;".

Renumber succeeding sections accordingly.

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

SB21-142 by Senator(s) Pettersen and Donovan, Bridges, Danielson, Fields, Gonzales, Zenzinger; also Representative(s) Caraveo and McCluskie, Jodeh, Kipp, Lontine, Michaelson Jenet, Sirota, Titone, Woodrow, Young--Concerning removing certain restrictions related to abortion services, and, in connection therewith, removing the requirement that the services be performed only at certain health care facilities and removing the requirement that only a physician perform the service.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 25, page(s) 356 and placed in members' bill files.)

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

SB21-152 by Senator(s) Lee and Gardner, Buckner, Cooke, Rodriguez; also Representative(s) Herod and Soper, Snyder, Van Winkle, Weissman--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.

SB21-133 by Senator(s) Coram; also Representative(s) Catlin and Will--Concerning alcohol beverages donated for the purpose of a special event held at a club licensed to sell alcohol beverages by the drink to club members for consumption on the club premises.

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | E | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-147 as amended, SB21-142 as amended, SB21-152, SB21-133

Laid over until 03/30/2021: SB21-177, SB21-124, SB21-143

RECONSIDERATION OF SB21-132

SB21-132 by Senator(s) Donovan; also Representative(s) Titone--Concerning a study of consumer protection regulation of digital communications platforms.

Having voted on the prevailing side, Senator Donovan moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **SB21-132**.

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:

SB21-132 by Senator(s) Donovan; also Representative(s) Titone--Concerning a study of consumer protection regulation of digital communications platforms.

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

| YES | 20 | NO | 14 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | E | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Bridges, Garcia, Gonzales, and Moreno.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-024.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

March 29, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1193, 1169, 1188, 1146, 1151, and 1180.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1092, 1112, 1190, 1119, 1019, 1115, 1011, 1013, 1044, and 1087, amended as printed in House Journal, March 26, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes SB21-026 and 073, amended as printed in House Journal, March 26, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1146, 1151, 1169, 1180, 1188, and 1193.

Without comment, as amended, HB21-1011, 1013, 1019, 1044, 1087, 1092, 1112, 1115, 1119, and 1190.

Without comment, as amended, SB21-026 and 073.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR21-007 by Senator(s) Rodriguez and Gonzales, Garcia, Jaquez Lewis, Moreno; also Representative(s) Valdez A. and Tipper, Benavidez, Caraveo, Duran, Gonzales-Gutierrez, Valdez D., Weissman--Concerning recognition of "César Chávez Day" and honoring Dolores Huerta.

Laid over until Wednesday, March 31, 2021.

INTRODUCTION OF BILLS -- FIRST READING

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

HB21-1048 by Representative(s) Valdez A.; also Senator(s) Rodriguez--Concerning a requirement that retail establishments accept United States currency for purchases. Business, Labor, & Technology

HB21-1067 by Representative(s) Kipp and Exum; also Senator(s) Story and Buckner--Concerning a national assessment test score as an eligibility criterion for admission to a Colorado institution of higher education. Education

HB21-1138 by Representative(s) McLachlan and Catlin; also Senator(s) Hisey--Concerning clarifying restrictions on the operation of off-highway vehicles. Local Government

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- HB21-1152** by Representative(s) Valdez D. and Lynch, Arndt, Pico; also Senator(s) Kirkmeyer and Zenzinger, Moreno, Woodward--Concerning the repeal of statutes related to the obsolete capitol dome restoration fund.
Finance
- HB21-1154** by Representative(s) Lynch and Valdez D., Arndt, Pico; also Senator(s) Moreno, Zenzinger--Concerning the elimination of obsolete provisions of the child care contribution state income tax credit.
Finance
- HB21-1158** by Representative(s) Lynch and Valdez D., Arndt, Pico; also Senator(s) Kirkmeyer, Moreno, Woodward, Zenzinger--Concerning nonsubstantive modifications to sales and use tax exemptions, and, in connection therewith, reorganizing sales and use tax exemptions for agriculture, livestock, and special fuels.
Agriculture & Natural Resources
- HB21-1160** by Representative(s) Duran and Soper; also Senator(s) Ginal and Coram--Concerning the care of pet animals in the custody of certain pet animal facilities.
Agriculture & Natural Resources
- HB21-1167** by Representative(s) Duran and Will; also Senator(s) Gonzales and Scott--Concerning retainage in construction contracts governing improvements to private real property.
Business, Labor, & Technology
- HB21-1177** by Representative(s) Valdez D. and Lynch, Arndt, Pico; also Senator(s) Moreno and Woodward, Kirkmeyer, Zenzinger--Concerning the inclusion of use tax exemptions for certain existing sales tax exemptions in order to make the exemptions compatible with fundamental principles of sales and use tax.
Finance
- SB21-200** by Senator(s) Winter and Moreno; also Representative(s) Jackson--Concerning measures to further environmental protections, and, in connection therewith, adopting measures to reduce emissions of greenhouse gases and adopting protections for disproportionately impacted communities.
Transportation & Energy

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, March 29, 2021, at 12:54 PM:
SB21-024.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB21-1025, 1083; HJR21-1005.

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Tuesday, March 30, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

46th Legislative Day Tuesday, March 30, 2021

- Prayer 10
By Senator Bridges 11
- Call to Order 12
By the President at 9:00 a.m. 13
- Roll Call 14
Present--34 15
Excused--1, Buckner 16
Remote--2, Danielson, Scott 17
- Quorum 18
The President announced a quorum present. 19
- Pledge 20
By Senator Liston 21
- Reading of the Journal 22
On motion of Senator Simpson, reading of the Journal of Monday, March 29, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. 23

SENATE SERVICES REPORT

- Correctly Printed:** SB21-200; SJR21-007. 30
- Correctly Engrossed:** SB21-133, 142, 147, and 152. 31
- Correctly Reengrossed:** SB21-132. 32
- Correctly Rerevised:** HB21-1137. 33

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: 34

HB21-1075 by Representative(s) Lontine; also Senator(s) Gonzales--Concerning replacing the term "illegal alien" with "worker without authorization" as it relates to public contracts for services. 35

The question being "Shall the bill pass?", the roll call was taken with the following result: 36

| | YES | 22 | NO | 12 | EXCUSED | 1 | ABSENT | 0 |
|-----------|-----|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | | Gardner | N | Lee | Y | Simpson | N |
| Buckner | E | | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**. 37

Co-sponsor(s) added: Bridges, Danielson, Donovan, Fenberg, Garcia, Ginal, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Rodriguez, and Winter. 38

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HB21-1054 by Representative(s) Jackson; also Senator(s) Gonzales--Concerning a housing assistance exception to the requirement to verify lawful presence in the United States for public benefits.

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

| YES | 20 | NO | 14 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | E | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Bridges, Danielson, Donovan, Fenberg, Ginal, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Rodriguez, Story, and Winter.

SB21-160 by Senator(s) Gardner; also Representative(s) Snyder--Concerning certain administrative clarifications to local government election codes.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | E | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

SB21-147 by Senator(s) Fields and Holbert, Ginal, Jaquez Lewis, Simpson; also Representative(s) Froelich and Van Winkle--Concerning the continuation of the regulation of athletic trainers by the department of regulatory agencies.

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

| YES | 31 | NO | 3 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | E | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Kolker.

SB21-142 by Senator(s) Pettersen and Donovan, Bridges, Danielson, Fields, Gonzales, Zenzinger; also Representative(s) Caraveo and McCluskie, Jodeh, Kipp, Lontine, Michaelson Jenet, Sirota, Titone, Woodrow, Young--Concerning removing certain restrictions related to abortion services, and, in connection therewith, removing the requirement that the services

be performed only at certain health care facilities and removing the requirement that only a physician perform the service.

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

| YES | 19 | NO | 15 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | E | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Fenberg, Ginal, Hansen, Jaquez Lewis, Kolker, Moreno, Rodriguez, Story, and Winter.

SB21-152

by Senator(s) Lee and Gardner, Buckner, Cooke, Rodriguez; also Representative(s) Herod and Soper, Snyder, Van Winkle, Weissman--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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | E | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Holbert.

SB21-133

by Senator(s) Coram; also Representative(s) Catlin and Will--Concerning alcohol beverages donated for the purpose of a special event held at a club licensed to sell alcohol beverages by the drink to club members for consumption on the club premises.

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

| YES | 33 | NO | 1 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | E | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Bridges, Cooke, Garcia, Gardner, Ginal, Gonzales, Kirkmeyer, Kolker, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Scott, Simpson, Smallwood, Sonnenberg, Woodward, and Zenzinger.

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:

SB21-162 by Senator(s) Gardner; also Representative(s) Snyder and Soper--Concerning spendthrift provisions in trusts pursuant to the "Colorado Uniform Trust Code".

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 26, page(s) 360 and placed in members' bill files.)

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

SB21-171 by Senator(s) Gardner; also Representative(s) Snyder and Soper--Concerning the "Uniform Fiduciary Income and Principal Act".

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

SB21-151 by Senator(s) Buckner; also Representative(s) Young and Rich--Concerning transparency in reading programs implemented in public schools.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, March 26, page(s) 362-363 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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | E | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-162 as amended, SB21-171, SB21-151 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:

- SB21-124** by Senator(s) Lee; also Representative(s) Weissman--Concerning the creation of a class 2 felony offense when the death of a person is caused by a participant without deliberation in the course of the commission of specified felony offenses.
Amendment No. 1, Judiciary Committee Amendment.
 (Printed in Senate Journal, March 19, page(s) 297-299 and placed in members' bill files.)
 As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB21-177** by Senator(s) Bridges; also Representative(s) Woodrow--Concerning restrictions on foreign-influenced money in political campaigns in the state.
 Laid over until Wednesday, March 31, retaining its place on the calendar.
- SB21-143** by Senator(s) Gardner; also Representative(s) Tipper and Snyder--Concerning the "Uniform Collaborative Law Act".
 Laid over until Wednesday, March 31, retaining its place on the calendar.
- SB21-061** by Senator(s) Story; also Representative(s) Woodrow and Daugherty--Concerning claims for pre-majority economic loss incurred by a minor.
 Laid over until Wednesday, March 31, retaining its place on the calendar.
- SB21-114** by Senator(s) Kirkmeyer; --Concerning the establishment of a minimum setback requirement from existing oil and gas facilities for new public school building sites.
 Laid over until Wednesday, March 31, retaining its place on the calendar.
- SB21-167** by Senator(s) Holbert and Bridges; also Representative(s) Gray and Larson--Concerning the regulation of child care centers.
 Laid over until Wednesday, March 31, retaining its place on the calendar.

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 | 30 | NO | 4 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | E | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-124 as amended
 Laid over until 03/31/2021: SB21-177, SB21-143, SB21-061, SB21-114, SB21-167

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-026 by Senator(s) Moreno; also Representative(s) Ortiz--Concerning the eligibility of discharged LGBT veterans for specified state benefits.

Senator Moreno moved that the Senate concur in House amendments to **SB21-026**, as printed in House journal, March 26, page(s) 443-444. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | E | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | E | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

SB21-073 by Senator(s) Danielson and Coram; also Representative(s) Michaelson Jenet and Soper--Concerning changing the statute of limitations applicable to civil actions alleging sexual misconduct for which the statute of limitations has not yet run as of January 1, 2022.

Senator Danielson moved that the Senate concur in House amendments to **SB21-073**, as printed in House journal, March 26, page(s) 445. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | E | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | E | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 Fenberg, the following Governor's appointments were confirmed by the following roll call vote:

MEMBERS OF THE
BOARD OF TRUSTEES OF THE
COLORADO SCHOOL OF MINES

effective December 31, 2020 for terms expiring December 31, 2024:

Jesus Juan Salazar of Denver, Colorado, a Democrat who is a graduate of the Colorado School of Mines, reappointed;

Bruce Eric Grewcock of Omaha, Nebraska, a Republican who is a graduate of the Colorado School of Mines, appointed;

Judith Zee Steinberg of Aspen, Colorado, a Democrat who is not a graduate of the Colorado School of Mines, appointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | E | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

CHANGE IN SPONSORSHIP

Upon announcement of President Garcia, Senator Rankin was added as a Senate joint prime sponsor on SB21-151 with Senator Buckner.

Upon announcement of President Garcia, Senator Gonzales was added as a Senate joint prime sponsor on SB21-061 with Senator Story.

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB21-1063** be **referred** to the Committee of the Whole with favorable recommendation.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB21-1076** be **referred** to the Committee of the Whole with favorable recommendation.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB21-1124** 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.

MESSAGE FROM THE HOUSE

March 30, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1153, 1155, 1156, 1157, and 1066.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1143, amended as printed in House Journal, March 29, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1153, 1155, 1156, 1157, and 1066.
Without comment, as amended, HB21-1143.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB21-201** by Senator(s) Danielson and Pettersen; --Concerning stricter enforcement for child care facilities.
Health & Human Services
- HB21-1011** by Representative(s) Caraveo; also Senator(s) Gonzales and Moreno--Concerning the expansion of multilingual ballot access for electors in the state, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs
- HB21-1013** by Representative(s) Snyder and Van Winkle; also Senator(s) Kolker--Concerning the division of a domestic stock insurer into multiple resulting domestic stock insurers, and, in connection therewith, making an appropriation.
Business, Labor, & Technology
- HB21-1019** by Representative(s) Hooton; also Senator(s) Ginal--Concerning modifications to the regulations of factory-built structures.
Business, Labor, & Technology
- HB21-1044** by Representative(s) Hooton and Larson; also Senator(s) Bridges and Gardner--Concerning allowing a manufacturer of vinous liquors to maintain licensed premises consisting of multiple noncontiguous locations, and, in connection therewith, making an appropriation.
Finance
- HB21-1087** by Representative(s) Daugherty and Bradfield; also Senator(s) Danielson--Concerning authorizing education support professionals to participate in the teaching and learning conditions survey, and, in connection therewith, making an appropriation.
Education
- HB21-1092** by Representative(s) Williams; also Senator(s) Holbert--Concerning the eligibility of a candidate for lieutenant governor to be a candidate for another elected office.
State, Veterans, & Military Affairs

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- HB21-1112** by Representative(s) Snyder and Bradfield; also Senator(s) Lee--Concerning authorization for a school district to establish a scholarship program for school district graduates using the school district's locally received money.
Education
- HB21-1115** by Representative(s) Kipp and Mullica, Caraveo, Cutter, Michaelson Jenet; also Senator(s) Ginal and Priola--Concerning the regulation of members of boards of health, and, in connection therewith, regulating the members of county and district boards of health.
Local Government
- HB21-1119** by Representative(s) Rich and Daugherty; also Senator(s) Donovan and Coram--Concerning lowering the suicide rate by enhancing care for persons affected by suicide, and, in connection therewith, broadening Colorado's focus to include suicide prevention, intervention, and postvention.
State, Veterans, & Military Affairs
- HB21-1146** by Representative(s) Pico and Valdez D., Arndt, Lynch; also Senator(s) Zenzinger and Woodward, Kirkmeyer, Moreno--Concerning the practice of auricular acudetox by a professional, and, in connection therewith, clarifying that in order to perform auricular acudetox, a person does not need to be licensed, certified, or registered as a mental health professional.
Health & Human Services
- HB21-1151** by Representative(s) McLachlan and Catlin; also Senator(s) Coram--Concerning allowing a federally recognized Indian tribe to certify its own foster homes.
Local Government

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-070.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Tuesday, March 30, 2021, at 2:00P.M.:
SB21-070.

COMMITTEE OF REFERENCE REPORTS

Local Government After consideration on the merits, the Committee recommends that **HB21-1061** be **referred** to the Committee of the Whole with favorable recommendation.

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Wednesday, March 31, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

47th Legislative Day Wednesday, March 31, 2021

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| Prayer | By Senator Cooke | 10 |
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| Call to Order | By the President at 9:00 a.m. | 13 |
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| Roll Call | Present--35 | 16 |
| | Remote--1, Scott | 17 |
| | | 18 |
| Quorum | The President announced a quorum present. | 19 |
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| Pledge | By Senator Liston | 21 |
| | | 22 |
| Reading of the Journal | On motion of Senator Simpson, reading of the Journal of Tuesday, March 30, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 23 |
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SENATE SERVICES REPORT

Correctly Printed: SB21-201.
Correctly Engrossed: SB21-124, 151, 162, and 171.
Correctly Reengrossed: SB21-133, 142, 147, 152, and 160.
Correctly Rerevised: HB21-1054 and 1075.
Correctly Enrolled: SB21-026 and 073.

COMMITTEE OF REFERENCE REPORTS

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| State, Veterans, & Military Affairs | After consideration on the merits, the Committee recommends that HB21-1072 be referred to the Committee of the Whole with favorable recommendation. | 42 |
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| Transportation & Energy | After consideration on the merits, the Committee recommends that SB21-103 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 48 |
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| | Amend printed bill, page 3, line 12, strike "and (2.8)" and substitute "(2.8), and (6)". | 51 |
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| | Page 3, after line 23 insert: | 55 |
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| | "(6) "TELECOMMUNICATIONS SERVICE" MEANS THE OFFERING OF TELECOMMUNICATIONS FOR A FEE DIRECTLY TO THE PUBLIC, OR TO SUCH CLASSES OF USERS AS TO BE EFFECTIVELY AVAILABLE DIRECTLY TO THE PUBLIC, REGARDLESS OF THE FACILITIES USED." | 57 |
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| | Page 4, strike line 27 and substitute "shall ensure that the membership of the board represents each of the seven ". | 62 |
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| | Page 5, strike line 1 and substitute "congressional districts of the state and that no more than four of the". | 65 |
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Page 5, strike lines 5 through 8 and substitute "representatives shall each appoint one member of the board."

Page 7, strike lines 8 through 18 and substitute "proceedings before the commission and appeals therefrom in matters which THAT involve proposed changes in a public utility's rates and charges; in matters involving rule-making which THAT have an impact on the charges, the provision of services, or the rates to consumers; and in matters which THAT involve certificates of public convenience and necessity for facilities employed in the provision of utility service, the construction of which would have a material effect on the utility's rates and charges."

Page 7, line 20, strike "COMMISSION OR ANOTHER AGENCY," and substitute "COMMISSION,"

Page 7, line 23, after "to" insert "STATUTORY DECARBONIZATION GOALS SET FORTH IN SECTIONS 40-2-125.5 (3) AND 25-7-102 (2)(g), JUST TRANSITION IN ACCORDANCE WITH SECTION 40-2-133, ENVIRONMENTAL JUSTICE, AND"

Page 8, line 5, strike "OR ANY OTHER AGENCY"

Page 8, lines 6 and 7, strike "commission OR ANOTHER AGENCY." and substitute "commission."

Page 8, lines 10 and 11, strike "OR OF ANOTHER AGENCY"

Page 8, after line 12 insert:

"(4) THE OFFICE MAY INTERVENE IN MATTERS BEFORE THE COMMISSION THAT RELATE TO A TELECOMMUNICATIONS SERVICE PROCEEDING, INCLUDING A RULE-MAKING PROCEEDING, THAT HAS AN IMPACT ON THE PROVISION OR QUALITY OF TELECOMMUNICATIONS SERVICE.

(5) THE OFFICE SHALL NOT RECOMMEND THAT THE COMMISSION TAKE ANY ACTION THAT WOULD INTERFERE WITH THE ADMINISTRATION OR DETERMINATION OF EMPLOYEES' WAGES, HEALTH INSURANCE, OR RETIREMENT BENEFITS NEGOTIATED BETWEEN A REGULATED UTILITY AND A LABOR UNION THROUGH COLLECTIVE BARGAINING."

Page 8, line 25, after "portion," insert "(1)(a),"

Page 8, after line 27 insert:

"(a) May employ such attorneys, engineers, economists, accountants, or other employees as may be necessary to carry out his THE DIRECTOR'S duties; and shall employ a maximum of sixteen full-time employees or the equivalent thereof;"

Page 9, strike line 3 and substitute "commission. such persons to be paid: THE"

Page 9, lines 8 and 9, strike "OR OTHER AGENCY"

Finance

After consideration on the merits, the Committee recommends that **SB21-085** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 5, strike "**party.**" and substitute "**party - definition - rules - repeal.**"

Page 2, strike line 7 and substitute "AN ACTUARY THAT HAS EXPERIENCE WITH HEALTH CARE POLICY, EQUITY, AND"

Page 2, line 11, strike "PLANS." and substitute "PLANS OR REDUCE OR ELIMINATE MANDATED COVERAGE UNDER HEALTH BENEFIT PLANS."

Page 2, line 15, strike "ASSEMBLY." and substitute "ASSEMBLY WHO IS PROPOSING THE LEGISLATION; EXCEPT THAT THE CONTRACTOR SHALL NOT CONDUCT AN ACTUARIAL REVIEW OF A LEGISLATIVE PROPOSAL UNLESS THE REQUEST FOR THE ACTUARIAL REVIEW IS APPROVED BY THE PRESIDENT OF THE

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SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES."

Page 3, after line 5 insert:

"(b) A MEMBER OF THE GENERAL ASSEMBLY WHO REQUESTS AN ACTUARIAL REVIEW OF PROPOSED LEGISLATION SHALL SUBMIT THE REQUEST TO THE DIVISION BEFORE SEPTEMBER 1 OF THE YEAR PRECEDING THE REGULAR LEGISLATIVE SESSION FOR WHICH THE LEGISLATION IS PROPOSED."

Reletter succeeding paragraphs accordingly.

Page 3, line 17, strike "LEGISLATION;" and substitute "LEGISLATION, INCLUDING INFORMATION CONCERNING WHO WOULD BENEFIT FROM THE CHANGES, WHICH INFORMATION, IF AVAILABLE, MUST BE DISAGGREGATED, AT A MINIMUM, BY RACE, ETHNICITY, SEX, GENDER, AND AGE;"

Page 3, line 22, after "INCREASE" insert "OR DECREASE".

Page 4, strike lines 1 through 11.

Reletter succeeding subparagraphs accordingly.

Page 4, line 14, strike "AND".

Page 4, line 17, strike "LEGISLATION." and substitute "LEGISLATION, INCLUDING INFORMATION CONCERNING WHO WOULD BENEFIT FROM THE CHANGES, WHICH INFORMATION, IF AVAILABLE, MUST BE DISAGGREGATED, AT A MINIMUM, BY RACE, ETHNICITY, SEX, GENDER, AND AGE;"

(VIII) INFORMATION, IF AVAILABLE, CONCERNING ANY DISPROPORTIONATE EFFECTS THAT THE PROPOSED LEGISLATION MAY HAVE ON CONSUMERS AS A RESULT OF THEIR RACE, ETHNICITY, SEX, GENDER, OR AGE; AND

(IX) AN ESTIMATE OF THE OUT-OF-POCKET HEALTH CARE SAVINGS ASSOCIATED WITH ANY NEW HEALTH BENEFIT OR SERVICE DESCRIBED IN THE PROPOSED LEGISLATION, INCLUDING INFORMATION CONCERNING WHO WOULD BENEFIT FROM THE CHANGES, WHICH INFORMATION, IF AVAILABLE, MUST BE DISAGGREGATED, AT A MINIMUM, BY RACE, ETHNICITY, SEX, GENDER, AND AGE."

Page 4, line 21, strike "(1)(b)(IV)" and substitute "(1)(c)(IV)".

Page 4, strike line 24 and substitute "(1)(c)(V) AND (1)(c)(VI) OF THIS SECTION IN".

"Page 5, strike lines 5 through 25 and substitute:

"(3) A REQUEST FOR AN ACTUARIAL REVIEW BY A MEMBER OF THE GENERAL ASSEMBLY AND ANY INFORMATION SUBMITTED TO THE CONTRACTOR FOR THE PURPOSE OF COMPLETING AN ACTUARIAL REVIEW PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION IS WORK PRODUCT, AS DEFINED IN SECTION 24-72-202 (6.5).

(4) AS USED IN THIS SECTION, "HEALTH BENEFIT PLAN" EXCLUDES PLANS AND BENEFITS PROVIDED PURSUANT TO MEDICAID OR THE "CHILDREN'S BASIC HEALTH PLAN ACT", ARTICLE 8 OF TITLE 25.5.

(5) THE COMMISSIONER MAY PROMULGATE RULES AS NECESSARY FOR THE IMPLEMENTATION OF THIS SECTION.

Reletter succeeding sections accordingly.

Page 7, after line 13 insert:

"SECTION 3. In Colorado Revised Statutes, 10-16-102, add (32)(d) as follows:

10-16-102. Definitions. As used in this article 16, unless the context otherwise requires:

(32) (d) SOLELY WITH RESPECT TO SECTION 10-16-154, "HEALTH BENEFIT PLAN" EXCLUDES PLANS AND BENEFITS PROVIDED PURSUANT TO MEDICAID OR THE "CHILDREN'S BASIC HEALTH PLAN ACT", ARTICLE 8 OF TITLE 25.5."

Reletter succeeding section accordingly.

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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:

SB21-162 by Senator(s) Gardner; also Representative(s) Snyder and Soper--Concerning spendthrift provisions in trusts pursuant to the "Colorado Uniform Trust Code".

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Cooke, Garcia, Holbert, Kolker, Liston, and Woodward.

SB21-171 by Senator(s) Gardner; also Representative(s) Snyder and Soper--Concerning the "Uniform Fiduciary Income and Principal 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Cooke, Holbert, Smallwood, and Woodward.

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:

SB21-124 by Senator(s) Lee; also Representative(s) Weissman--Concerning the creation of a class 2 felony offense when the death of a person is caused by a participant without deliberation in the course of the commission of specified felony offenses.

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

| YES | 22 | NO | 13 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | N | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Gonzales, Hansen, Jaquez Lewis, Moreno, Rodriguez, and Story.

SB21-151 by Senator(s) Buckner and Rankin; also Representative(s) Young and Rich--Concerning transparency in reading programs implemented in public schools.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Danielson, Fenberg, Garcia, Ginal, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Liston, Lundeen, Pettersen, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

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

SB21-177 by Senator(s) Bridges; also Representative(s) Woodrow--Concerning restrictions on foreign-influenced money in political campaigns in the state.

Laid over until Monday, April 5, retaining its place on the calendar.

SB21-143 by Senator(s) Gardner; also Representative(s) Tipper and Snyder--Concerning the "Uniform Collaborative Law Act".

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 24, page(s) 344 and placed in members' bill files.)

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

Amend printed bill, page 14, line 6, after "PARTIES" insert "AND NONPARTY PARTICIPANTS, IF ANY,".

Page 14, line 7, after "PARTIES" insert "ANDNONPARTYPARTICIPANTS, IF ANY,".

Page 14, line 16, after "PARTIES" insert "AND NONPARTY PARTICIPANTS, IF ANY,".

Page 15, line 12, strike "VIOLENCE;" and substitute "VIOLENCE OR A THREAT TO THE SAFETY OF A CHILD UNDER EIGHTEEN YEARS OF AGE;".

Page 15, strike line 27.

Page 16, strike lines 1 through 11.

Re-number succeeding subsections accordingly.

Page 16, line 13, strike "(2) OR (3)" and substitute "(1) OR (2)".

Page 16, line 17, strike "(2) OR (3)" and substitute "(1) OR (2)".

Page 16, line 24, strike "(6)" and substitute "(5)".

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

SB21-061 by Senator(s) Story and Gonzales; also Representative(s) Woodrow and Daugherty-- Concerning claims for pre-majority economic loss incurred by a minor.

Laid over until Thursday, April 1, retaining its place on the calendar.

SB21-114 by Senator(s) Kirkmeyer; --Concerning the establishment of a minimum setback requirement from existing oil and gas facilities for new public school building sites.

Laid over until Wednesday, September 15.

(For further action, see amendments to the report of the Committee of the Whole.)

SB21-167 by Senator(s) Holbert and Bridges; also Representative(s) Gray and Larson--Concerning the regulation of child care centers.

Laid over until Monday, April 5, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB21-114 by Senator(s) Kirkmeyer; --Concerning the establishment of a minimum setback requirement from existing oil and gas facilities for new public school building sites.

Senator Kirkmeyer moved to amend the report of the Committee of the Whole to show that SB21-114 was not laid over and that SB21-114 did pass.

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:

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| YES | 16 | NO | 19 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-143 as amended
 Laid over until 04/01/2021: SB21-061
 Laid over until 04/05/2021: SB21-177, SB21-167
 Laid over until 09/15/2021: SB21-114

CONSIDERATION OF RESOLUTIONS

SJR21-007 by Senator(s) Rodriguez and Gonzales, Garcia, Jaquez Lewis, Moreno; also Representative(s) Valdez A. and Tipper, Benavidez, Caraveo, Duran, Gonzales-Gutierrez, Valdez D., Weissman--Concerning recognition of "César Chávez Day" and honoring Dolores Huerta.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Gardner, Ginal, Hansen, Hisey, Holbert, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Pettersen, Priola, Rankin, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

MESSAGE FROM THE GOVERNOR

Tuesday, March 30, 2021

Colorado Senate
The 73rd 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:

SB21-024 Welcome Home Vietnam Veterans Day
Approved on Tuesday, March 30, 2021 at 4:31 P.M.

Sincerely,
(signed)
Jared Polis
Governor

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Judiciary

After consideration on the merits, the Committee recommends that **SB21-030** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, strike everything below the enacting clause and substitute:

SECTION 1. In Colorado Revised Statutes, 18-4-401, add (10) as follows:

18-4-401. Theft. (10) UPON A CONVICTION FOR THEFT OF RENTAL PROPERTY, AS DESCRIBED IN SUBSECTION (1)(e) THIS SECTION, IN ADDITION TO ANY OTHER SENTENCE IMPOSED OR RESTITUTION ORDERED, THE COURT SHALL SENTENCE THE DEFENDANT TO PAY RESTITUTION IN AN AMOUNT EQUAL TO ANY LOSS OF REVENUE RESULTING FROM DEPRIVATION OF THE RENTAL PROPERTY INVOLVED, UP TO THE ACTUAL VALUE OF THE RENTAL PROPERTY INVOLVED AT THE TIME IT WAS RENTED.

SECTION 2. Applicability. This act applies to offenses committed on or after the effective date of this act.

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."

Judiciary

After consideration on the merits, the Committee recommends that **SB21-192** 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 **HB21-1031** 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

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
BOARD OF REAL ESTATE APPRAISERS

effective July 1, 2020, for terms expiring July 1, 2023:

Tony Pistilli of Lone Tree, Colorado, to serve as a licensed or certified appraiser appointed;

Larry Stark of Centennial, Colorado, to serve as a licensed or certified appraiser, appointed.

Business,
Labor, &
Technology

The Committee on Business, Labor, & Technology 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:

MEMBER OF THE
UNINSURED EMPLOYER BOARD

for a term expiring September 1, 2023:

Amy Newton of Westminster, Colorado, to serve as a representative of insurers, reappointed.

MESSAGE FROM THE HOUSE

March 31, 2021

Mr. President:

The Speaker has appointed Representatives D. Valdez, chairman, Pelton, and Arndt as House conferees on the First Conference Committee on SB21-079.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SJR21-008 by Senator(s) Fields and Buckner; also Representative(s) Herod and Exum--Concerning recognition of African-American veterans.

Laid over until Monday, April 5, 2021.

SJR21-009 by Senator(s) Kolker and Liston; also Representative(s) Young and Carver--Concerning honoring Colorado veterans on the seventy-sixth anniversary of the end of World War II.

Laid over until Monday, April 5, 2021.

SJR21-010 by Senator(s) Garcia; also Representative(s) Ortiz and Geitner--Concerning honoring gold star families.

Laid over until Monday, April 5, 2021.

SJR21-011 by Senator(s) Story and Coram; also Representative(s) Sullivan and Catlin--Concerning the recognition and remembrance of military veterans in Colorado who served in the Vietnam War.

Laid over until Monday, April 5, 2021.

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- SJR21-012** by Senator(s) Pettersen and Lundeen; also Representative(s) Pico and Michaelson Jenet--
Concerning recognition of Military, Veterans, and MIA/POW Appreciation Day. 1
Laid over until Monday, April 5, 2021. 2
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- SJR21-013** by Senator(s) Garcia and Simpson; also Representative(s) Esgar and Luck--Concerning the
fifty-third anniversary of the capture of the U.S.S. Pueblo by North Korea. 7
Laid over until Monday, April 5, 2021. 8
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- SJR21-014** by Senator(s) Coleman; also Representative(s) Exum--Concerning the recognition of Alpha
Day in remembrance of Dr. Martin Luther King, Jr. 13
Laid over until Tuesday, April 6, 2021. 14
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- SJR21-015** by Senator(s) Rodriguez and Priola; also Representative(s) Valdez A. and Holtorf--
Concerning recognition of the contributions of Latina and Latino veterans. 19
Laid over until Monday, April 5, 2021. 20
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INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated: 26
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- SB21-202** by Senator(s) Moreno and Lundeen; also Representative(s) Sirota and Larson--Concerning a
general fund transfer to the public school capital construction assistance fund for the
purpose of providing grants for public school air quality improvement projects, and, in
connection therewith, making an appropriation. 29
Education 30
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- SB21-203** by Senator(s) Bridges and Simpson; also Representative(s) Valdez D. and Pelton--
Concerning an appropriation to the department of agriculture for the Colorado proud
program. 38
Agriculture & Natural Resources 39
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- SB21-204** by Senator(s) Donovan and Rankin; also Representative(s) Young and Van Beber--
Concerning an appropriation to the department of local affairs for the rural economic
development initiative grant program. 44
Local Government 45
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- SB21-229** by Senator(s) Danielson and Story; also Representative(s) Amabile and McKean--
Concerning the creation of the rural jump-start zone grant program, and, in connection
therewith, making an appropriation. 50
Local Government 51
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- SB21-230** by Senator(s) Hansen and Winter; also Representative(s) Valdez A. and Bernett--
Concerning a transfer of money from the general fund to the energy fund to finance
programs of the Colorado energy office, and, in connection therewith, making an
appropriation. 56
Transportation & Energy 57
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- SB21-231** by Senator(s) Story and Hisey; also Representative(s) Hooton and Weissman--Concerning a
transfer of money from the general fund to the energy fund to finance the weatherization
assistance program of the Colorado energy office. 63
Transportation & Energy 64
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SB21-232 by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Kipp and Bird--Concerning
 an appropriation to the department of higher education for the Colorado opportunity
 scholarship initiative's displaced workers grant.
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On motion of Senator Moreno, the Senate adjourned until 9:00 a.m., Thursday, April 1,
 2021.

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Approved:

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Leroy M. Garcia
 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-third General Assembly
STATE OF COLORADO
First Regular Session

48th Legislative Day Thursday, April 1, 2021

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--35 16
Remote--1, Scott 17
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Quorum The President announced a quorum present. 19
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Pledge By Senator Liston 21
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Reading of the Journal On motion of Senator Simpson, reading of the Journal of Wednesday, March 31, 2021, 23
was dispensed with and the Journal was approved as corrected by the Secretary. 24
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CHANGE IN SPONSORSHIP

Upon announcement of President Garcia, Senators Donovan and Woodward were added as a Senate joint prime sponsors on SJR21-010 to replace President Garcia.

SENATE SERVICES REPORT

Correctly Printed: SB21-202, 203, 204, 229, 230 231, and 232; SJR21-008, 009, 010, 011, 012, 013, 014, and 015.
Correctly Engrossed: SB21-143; SJR21-007.
Correctly Reengrossed: SB21-124, 151, 162, and 171.

COMMITTEE OF REFERENCE REPORTS

Health & Human Services The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

MEMBER OF THE
COLORADO HEALTHCARE AFFORDABILITY
AND SUSTAINABILITY ENTERPRISE (CHASE)

for a term expiring May 15, 2021:

Robert John Vasil of Larkspur, Colorado to serve as an employee of a hospital in Colorado, occasioned by the resignation of Kathryn Jean Ashenfelter of Denver, Colorado, 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 appointment and recommends that the appointment be confirmed:

MEMBER OF THE COLORADO HEALTHCARE AFFORDABILITY AND SUSTAINABILITY ENTERPRISE (CHASE)

for a term expiring May 15, 2023:

Jeremy Springston of Highlands Ranch, Colorado, an employee of a hospital in Colorado, occasioned by the resignation of Peggy Jordan Burnette of Denver, Colorado, appointed.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB21-1123** 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, strike lines 10 through 12 and substitute:

"(X) THE DISCLOSURE IS MADE PURSUANT TO SECTION 26-3.1-111 (12) TO A HEALTH OVERSIGHT AGENCY, AS DEFINED IN 42 CFR 164.501, WITHIN THE DEPARTMENT OF REGULATORY AGENCIES OR A REGULATOR, AS DEFINED IN SECTION 12-20-102 (14), WITHIN SUCH A HEALTH OVERSIGHT AGENCY; AND".

Page 4, line 9, after "EMPLOYEE" insert "WHO HOLDS A HEALTH-CARE PROVIDER OR HEALTH-CARE OCCUPATION LICENSE AND".

Page 4, line 13, strike "PROFESSIONAL" and substitute "HEALTH-CARE PROVIDER OR HEALTH-CARE OCCUPATION LICENSE".

Page 5, strike lines 6 through 11 and substitute "INCLUDING THE APPEAL OUTCOME WITH A HEALTH OVERSIGHT AGENCY, AS DEFINED IN 42 CFR 164.501, WITHIN THE DEPARTMENT OF REGULATORY AGENCIES OR A REGULATOR, AS DEFINED IN SECTION 12-20-102 (14), WITHIN SUCH A HEALTH OVERSIGHT AGENCY, IF THE HEALTH OVERSIGHT AGENCY OR ITS REGULATOR REQUESTS INFORMATION ABOUT AN APPEAL FOR".

Page 6, line 22, strike "REQUEST," and substitute "REQUEST AND USING FORMS APPROVED BY THE STATE DEPARTMENT,".

Page 7, line 12, after "NOTIFY" insert "A HEALTH OVERSIGHT AGENCY, AS DEFINED IN 42 CFR 164.501, WITHIN".

Page 7, line 13, after "REGULATOR" insert "WITHIN SUCH A HEALTH OVERSIGHT AGENCY".

Page 7, line 14, strike "REGULATOR," and substitute "REGULATOR WITHIN SUCH A HEALTH OVERSIGHT AGENCY,".

Page 7, line 18, after "TO" insert "A HEALTH OVERSIGHT AGENCY, AS DEFINED IN 42 CFR 164.501, WITHIN".

Page 7, line 20, after "12-20-102 (14)," insert "WITHIN SUCH A HEALTH OVERSIGHT AGENCY,".

Page 8, line 2, after "CONDUCTED" insert "BY A HEALTH OVERSIGHT AGENCY, AS DEFINED IN 42 CFR 164.501".

Page 9, line 4, after "DEPARTMENT" insert "USING FORMS APPROVED BY THE STATE DEPARTMENT".

Page 9, line 5, after "ADULT." insert "THE COURT SHALL REQUIRE THE PETITIONER FOR CONSERVATORSHIP OR GUARDIANSHIP TO COMPLETE THE STATE-DEPARTMENT-APPROVED WRITTEN AUTHORIZATION PRIOR TO REQUESTING A CAPS CHECK.".

Page 9, line 21, strike "RULES" and substitute "RULES.".

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Page 9, strike line 22 and substitute "IF THE APPEAL IS ACTIVE AT THE TIME THE STATE DEPARTMENT NOTIFIES THE COURT OF THE RESULTS OF THE CAPS CHECK, THE STATE DEPARTMENT SHALL INFORM THE COURT THAT SUCH APPEAL IS ACTIVE. THE STATE".

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Page 11, line 11, after "MISTREATMENT." insert "THE STATE DEPARTMENT SHALL DISCLOSE TO THE COURT THE TIME FRAME BY WHICH AN APPEAL MAY BE INITIATED BY THE PERSON SUBSTANTIATED IN A CASE OF MISTREATMENT OF AN AT-RISK ADULT."

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Page 11, line 13, after "TO" insert "A HEALTH OVERSIGHT AGENCY, AS DEFINED IN 42 CFR 164.501, WITHIN".

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Page 11, line 14, after "REGULATOR" insert "WITHIN SUCH A HEALTH OVERSIGHT AGENCY".

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Page 11, line 17, after "PROVIDE" insert "A HEALTH OVERSIGHT AGENCY, AS DEFINED IN 42 CFR 164.501, WITHIN".

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Page 11, line 18, after "REGULATOR" insert "WITHIN SUCH A HEALTH OVERSIGHT AGENCY".

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Page 11, strike line 27.

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Page 12, strike lines 1 through 3 and substitute "THE STATE DEPARTMENT SHALL DISCLOSE TO A HEALTH OVERSIGHT AGENCY, AS DEFINED IN 42 CFR 164.501, WITHIN THE DEPARTMENT OF REGULATORY AGENCIES, OR A REGULATOR WITHIN SUCH A HEALTH OVERSIGHT AGENCY, THAT THE PERSON SUBSTANTIATED IN A CASE OF MISTREATMENT OF AN AT-RISK ADULT HAS THE RIGHT TO INITIATE AN APPEAL OF THE SUBSTANTIATED FINDING WITHIN THE TIME FRAME SET FORTH IN STATE DEPARTMENT RULES."

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Page 12, line 4, after "TO" insert "A HEALTH OVERSIGHT AGENCY, AS DEFINED IN 42 CFR 164.501, WITHIN".

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Page 12, line 5, after "REGULATOR" insert "WITHIN SUCH A HEALTH OVERSIGHT AGENCY".

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Page 12, line 12, strike "THE" and substitute "A HEALTH OVERSIGHT AGENCY, AS DEFINED IN 42 CFR 164.501, WITHIN THE".

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Page 12, line 13, after "REGULATOR" insert "WITHIN SUCH A HEALTH OVERSIGHT AGENCY".

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Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB21-181** 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, strike lines 10 through 22 and substitute:

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"(2.5) (a) ON OR BEFORE JANUARY 1, 2022, AND CONTINUING EVERY TWO YEARS THEREAFTER, THE OFFICE SHALL CONDUCT AN ASSESSMENT AND PUBLISH A REPORT".

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Page 6, line 23, after "DISPARITIES" insert "AND INEQUITIES".

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Page 6, line 23, strike "BY RACE AND ETHNICITY".

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Page 6, line 25, after "DISPARITIES" insert "AND INEQUITIES".

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Page 7, line 5, after "DISPARITIES" insert "AND INEQUITIES".

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Page 7, strike lines 6 and 7 and substitute "AGENCY THAT HAS REPRESENTATION ON THE COMMISSION SHALL USE THE REPORT IN THEIR PLAN AS DESCRIBED IN SUBSECTION (2.5)(b)(I) OF THIS SECTION. IN EACH REPORT AFTER THE FIRST PUBLISHED REPORT, THE OFFICE SHALL REPORT THE PROGRESS MADE BY THE COMMISSION PURSUANT TO SUBSECTION (2.5)(b) OF THIS SECTION TO ADDRESS THE SOCIAL DETERMINANTS OF HEALTH AND THE STRATEGIES USED TO ADDRESS

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HEALTH DISPARITIES AND INEQUITIES."

Page 7, after line 7 insert:

"(b) WITHIN SIX MONTHS AFTER THE PUBLICATION OF THE FIRST REPORT REQUIRED IN SUBSECTION (2.5)(a) OF THIS SECTION:

(I) THE GOVERNOR SHALL CONVENE THE COMMISSION TO CONDUCT A STRATEGIC PLANNING PROCESS AND DEVELOP AN EQUITY STRATEGIC PLAN, TO RESPOND TO THE REPORT, AND TO ENSURE THAT THERE IS COORDINATION IN EQUITY-RELATED WORK ACROSS STATE AGENCIES TO ADDRESS THE SOCIAL DETERMINANTS OF HEALTH IN EACH AGENCY'S RESPECTIVE AREAS. THE STRATEGIC PLANNING PROCESS MUST INCLUDE INPUT FROM COMMUNITY STAKEHOLDERS AND POLICYMAKERS. THE OFFICE MAY COLLABORATE WITH THE HEALTH EQUITY AND COMMUNITY GRANT PROGRAM CREATED IN SECTION 25-4-2203 TO ADDRESS ISSUES IDENTIFIED BY THE EQUITY STRATEGIC PLAN.

(II) EACH MEMBER OF THE COMMISSION THAT REPRESENTS A STATE AGENCY SHALL DEVELOP A PLAN TO ADDRESS THE SOCIAL DETERMINANTS OF HEALTH RELEVANT TO THAT STATE AGENCY AS THEY AFFECT HEALTH DISPARITIES AND INEQUITIES. EACH STATE AGENCY SHALL DEDICATE UP TO TWENTY HOURS OF STAFF TIME TO THE DEVELOPMENT AND IMPLEMENTATION OF THE EQUITY STRATEGIC PLAN."

Page 7, line 9, after "(2)(a)(V)," insert "(2)(a)(VI),"

Page 7, line 10, strike "and (2)(a)(XI)" and substitute "(2)(a)(XI), (2)(a)(XII), and (2)(a)(XIII)".

Page 7, line 12, strike "TWENTY" and substitute "TWENTY-TWO".

Page 7, line 15 insert:

"(VI) The executive director of the department of health care policy and financing, or ~~his or her~~ THE EXECUTIVE DIRECTOR'S designee;"

Page 7, line 23, strike "AND".

Page 7, line 25, strike "DESIGNEE." and substitute "DESIGNEE;

(XII) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF CORRECTIONS, OR THE EXECUTIVE DIRECTOR'S DESIGNEE; AND

(XIII) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HIGHER EDUCATION, OR THE EXECUTIVE DIRECTOR'S DESIGNEE."

Health & Human Services

After consideration on the merits, the Committee recommends that **HB21-1130** 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 **SB21-185** 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, 22-60.5-102, add (16.5) as follows:

22-60.5-102. Definitions. As used in this article 60.5, unless the context otherwise requires:

(16.5) "RURAL SCHOOL DISTRICT" MEANS A SCHOOL DISTRICT IN COLORADO THAT THE DEPARTMENT OF EDUCATION 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 IS SIX THOUSAND FIVE HUNDRED STUDENTS OR FEWER STUDENTS."

Renumber succeeding sections accordingly.

Page 4, line 18, after "TEACHER." insert "NOTWITHSTANDING THIS SUBSECTION (c), A RURAL SCHOOL DISTRICT MAY EMPLOY A PERSON WHO HOLDS AN ADJUNCT INSTRUCTOR AUTHORIZATION AS A FULL-TIME TEACHER ONLY IF THERE ARE NO

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QUALIFIED, LICENSED APPLICANTS FOR THE POSITION."

Page 6, line 8, strike "BOARD," and substitute "DEPARTMENT OF HIGHER EDUCATION,".

Page 6, line 9, strike "EDUCATION" and substitute "EDUCATION, THE BOARD,".

Page 6, line 17, after "PATHWAY." add "THE BOARD SHALL APPROVE ALL PATHWAYS THAT BEGIN IN MIDDLE OR HIGH SCHOOL.".

Page 6, line 18, strike "DESIGNED BY THE BOARD".

Page 7, strike lines 9 through 13 and substitute:

"(3) THE DEPARTMENT OF EDUCATION SHALL DIRECT EACH SCHOOL DISTRICT TO PUBLICIZE THE TEACHING CAREER PATHWAY ON ITS WEBSITE AND SOCIAL MEDIA AND THE DEPARTMENT OF HIGHER EDUCATION SHALL DIRECT EACH COMMUNITY COLLEGE CAMPUS AND FOUR-YEAR INSTITUTIONAL CAMPUS TO PUBLICIZE THE TEACHING CAREER PATHWAY ON ITS WEBSITE AND SOCIAL MEDIA."

Page 8, line 2, strike "EDUCATION," and substitute "EDUCATOR PREPARATION PROGRAMS,".

Page 8, line 7, after "POSTSECONDARY" insert "EDUCATOR PREPARATION".

Page 9, after line 11 insert:

"(II) THE GENERAL ASSEMBLY SHALL ANNUALLY FUND EACH POTENTIAL TREP PROGRAM PARTICIPANT AT THE SAME PER-PUPIL RATE AS DETERMINED BY THE ASCENT PROGRAM AS DESCRIBED IN SECTION 22-35-108."

Reletter succeeding paragraph accordingly.

Page 11, line 16, strike "TITLE 22 CONCERNING" and substitute "TITLE 22 CONCERNING".

Page 11, after line 19 insert:

"(7) ON OR BEFORE JULY 1, 2031, THE DEPARTMENT SHALL PREPARE AND SUBMIT TO THE EDUCATION COMMITTEES OF THE SENATE AND HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, A REPORT, BASED ON THE COMPILED ANNUAL REPORTS DESCRIBED IN SECTION 22-35-112, CONCERNING THE OUTCOMES ACHIEVED BY THE TREP PROGRAM AND THE EFFECTIVENESS OF THE TREP PROGRAM IN MEETING THE OBJECTIVES DESCRIBED IN SECTION 22-35-108.5(1). BASED ON THE OUTCOMES ACHIEVED AND THE EVALUATION OF EFFECTIVENESS, THE DEPARTMENT SHALL INCLUDE IN THE REPORT A RECOMMENDATION AS TO WHETHER THE TREP PROGRAM SHOULD BE CONTINUED, AMENDED, OR REPEALED."

Page 13, line 2, strike "AREA." and substitute "AREA, AND THE TOTAL STUDENT ENROLLMENT IS SIX THOUSAND FIVE HUNDRED STUDENTS OR FEWER STUDENTS."

Page 13, strike lines 6 through 8 and substitute:

"(9) "SMALL RURAL SCHOOL DISTRICT" MEANS A SCHOOL DISTRICT IN COLORADO THAT THE DEPARTMENT DETERMINES IS RURAL, BASED ON THE GEOGRAPHIC SIZE OF THE SCHOOL DISTRICT AND THE DISTANCE OF THE SCHOOL DISTRICT FROM THE NEAREST LARGE, URBANIZED AREA, AND THAT ENROLLS FEWER THAN ONE THOUSAND STUDENTS IN PRE-KINDERGARTEN THROUGH TWELFTH GRADE."

Page 15, line 24, after "DISTRICT." add "IF AN APPLICANT DOES NOT FULFILL THE SERVICE CONDITION OF THE PROGRAM, THE APPLICANT SHALL REPAY THE AWARDED FINANCIAL ASSISTANCE TO THE DEPARTMENT IN ACCORDANCE WITH THE RULES PROMULGATED BY THE STATE BOARD."

Page 16, line 19, strike "VOCATIONAL" and substitute "CAREER".

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Page 16, line 20, strike "TEACHER" and substitute "EDUCATION".

Page 16, line 23, strike "VOCATIONAL" and substitute "CAREER".

Page 18, after line 2 insert:

"(3) ON OR BEFORE JULY 1, 2031, THE DEPARTMENT SHALL PREPARE AND SUBMIT TO THE EDUCATION COMMITTEES OF THE SENATE AND HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, A REPORT, BASED ON THE COMPILED ANNUAL REPORTS DESCRIBED IN SUBSECTION (1) OF THIS SECTION, CONCERNING THE OUTCOMES ACHIEVED BY THE PROGRAM AND THE EFFECTIVENESS OF THE PROGRAM IN MEETING THE GOALS OF THE PROGRAM DESCRIBED IN SECTION 22-60.3-202 (2). BASED ON THE OUTCOMES ACHIEVED AND THE EVALUATION OF EFFECTIVENESS, THE DEPARTMENT SHALL INCLUDE IN THE REPORT A RECOMMENDATION AS TO WHETHER THE PROGRAM SHOULD BE CONTINUED, AMENDED, OR REPEALED."

Page 25, after line 27 insert:

"SECTION 20. In Colorado Revised Statutes, 23-3.9-102, add (1)(d) as follows:

23-3.9-102. Educator loan forgiveness program - administration - fund - eligibility. (1) (d) IN APPROVING APPLICATIONS FOR EACH GROUP OF APPLICANTS IDENTIFIED IN SUBSECTIONS (1)(c)(I), (1)(c)(II), AND (1)(c)(III) OF THIS SECTION, THE COMMISSION SHALL:

(I) CONSIDER FIRST THOSE APPLICANTS WHO HOLD EDUCATOR LICENSES ISSUED PURSUANT TO ARTICLE 60.5 OF TITLE 22 AND PRIORITIZE THE APPROVAL OF THOSE APPLICATIONS BASED ON THE LENGTH OF TIME EACH APPLICANT HAS BEEN EMPLOYED UNDER THE LICENSE, BEGINNING WITH THOSE WHO HAVE BEEN EMPLOYED THE LONGEST; AND

(II) CONSIDER SECOND THOSE APPLICANTS WHO DO NOT HOLD EDUCATOR LICENSES ISSUED PURSUANT TO ARTICLE 60.5 OF TITLE 22 AND PRIORITIZE THE APPROVAL OF THOSE APPLICATIONS BASED ON THE LENGTH OF TIME THE APPLICANT HAS BEEN EMPLOYED AS AN EDUCATOR."

Renumber succeeding sections accordingly.

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:

SB21-143 by Senator(s) Gardner; also Representative(s) Tipper and Snyder--Concerning the "Uniform Collaborative Law 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Holbert, Kirkmeyer, Lee, Priola, Smallwood, and Woodward.

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:

HB21-1124 by Representative(s) Bird and Soper; also Senator(s) Lee--Concerning an expansion of the ability to conduct business activities electronically.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1124

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:

SB21-061 by Senator(s) Story and Gonzales; also Representative(s) Woodrow and Daugherty--Concerning claims for pre-majority economic loss incurred by a minor.

Laid over until Monday, April 5, retaining its place on the calendar.

HB21-1063 by Representative(s) Lontine; also Senator(s) Rodriguez--Concerning additional means by which credit for reinsurance may be allowed to a domestic ceding insurer.

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

HB21-1076 by Representative(s) McCluskie and Will; also Senator(s) Donovan and Hisey--Concerning carpooling service internet applications, and, in connection therewith, requiring that application owners or operators register with the department of transportation.

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

HB21-1061 by Representative(s) Gray; also Senator(s) Hansen--Concerning the definition of residential land for the purpose of property tax classification.

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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1063, HB21-1076, HB21-1061
Laid over until 04/05/2021: SB21-061

COMMITTEE OF REFERENCE REPORTS

Appropriations

After consideration on the merits, the Committee recommends that **SB21-015** 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 24 insert:

"SECTION 3. Appropriation. For the 2021-22 state fiscal year, \$30,930 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 0.3 FTE. To implement this act, the division may use this appropriation for the western slope veterans cemetery."

Re-number succeeding section accordingly.

Page 1, line 103, strike "VETERANS." and substitute "VETERANS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-038** 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, after line 18 insert:

"SECTION 2. Appropriation. (1) For the 2021-22 state fiscal year, \$37,984 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) \$32,901 for personal services, which amount is based on an assumption that the office will require an additional 0.9 FTE; and

(b) \$5,083 for operating expenses.

(2) For the 2021-22 state fiscal year, the general assembly anticipates that the department of health care policy and financing will receive \$37,983 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) \$32,900 for personal services; and

(b) \$5,083 for operating expenses."

Renumber succeeding section accordingly.

Page 1, line 104, strike "AMBULATION." and substitute "AMBULATION, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-064** 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 and substitute:

"SECTION 3 In Colorado Revised Statutes, add 17-18-129 as follows:
17-18-129. Appropriation to comply with section 2-2-703 - SB 21-064- repeal. (1) PURSUANT TO SECTION 2-2-703, THE FOLLOWING STATUTORY APPROPRIATIONS ARE MADE IN ORDER TO IMPLEMENT SENATE BILL 21-064, ENACTED IN 2021:

(a) FOR THE 2022-23 STATE FISCAL YEAR, SIXTEEN THOUSAND TWO HUNDRED SEVENTY NINE DOLLARS IS APPROPRIATED TO THE DEPARTMENT FROM THE GENERAL FUND;

(b) FOR THE 2023-24 STATE FISCAL YEAR, EIGHTEEN THOUSAND FOUR HUNDRED FIFTEEN DOLLARS IS APPROPRIATED TO THE DEPARTMENT FROM THE GENERAL FUND;

(c) FOR THE 2024-25 STATE FISCAL YEAR, EIGHTEEN THOUSAND FOUR HUNDRED FIFTEEN DOLLARS IS APPROPRIATED TO THE DEPARTMENT FROM THE GENERAL FUND; AND

(d) FOR THE 2025-26 STATE FISCAL YEAR, EIGHTEEN THOUSAND FOUR HUNDRED FIFTEEN DOLLARS IS APPROPRIATED TO THE DEPARTMENT FROM THE GENERAL FUND.

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2026."

Page 4, strike lines 1 through 7.

Page 1, line 2, strike "OFFICIAL." and substitute "OFFICIAL, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-072** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Transportation and Energy Committee Report, dated March 16, 2021, page 17, line 18, strike "THAT" and substitute "THAT, EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3) OF THIS SECTION,".

Page 18, after line 14 insert:

"(3) THE REQUEST FOR PROPOSAL FOR ANY CONTRACT WORK ON FACILITIES SUBJECT TO THIS SECTION MUST BE SUBMITTED TO THE LIST OF QUALIFIED CONTRACTORS DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION FOR AT LEAST SIXTY DAYS. IF NONE OF THE CONTRACTORS ON THE LIST SUBMITS A QUALIFYING BID WITHIN SIXTY DAYS, THEN THE ENTITY PROCURING THE WORK MAY SOLICIT BIDS FROM CONTRACTORS WHO ARE NOT ON THE LIST BUT OTHERWISE QUALIFY UNDER THE TERMS OF THE REQUEST FOR PROPOSAL SO LONG AS THOSE TERMS INCLUDE COMPLIANCE WITH ALL APPLICABLE LAWS AND REGULATIONS RELATED TO SAFETY."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-082** 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 6, after line 1 insert:

"SECTION 4. Appropriation. (1) For the 2021-22 state fiscal year, \$511,210 is appropriated to the department of revenue. This appropriation is from the liquor enforcement division and state licensing authority cash fund created in section 44-6-101, C.R.S. To implement this act, the department may use this appropriation as follows:

(a) \$10,634 for use by the executive director's office for the purchase of legal services;

(b) \$35,370 for use by the executive director's office for vehicle lease payments;

(c) \$363,038 for use by the liquor and tobacco enforcement division for personal services, which amount is based on an assumption that the division will require an additional 6.2 FTE; and

(d) \$102,168 for use by the liquor and tobacco enforcement division for operating expenses.

(2) For the 2021-22 state fiscal year, \$10,634 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(a) 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 revenue.

(3) For the 2021-22 state fiscal year, \$35,370 is appropriated to the department of personnel. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(b) of this section. To implement this act, the department of personnel may use this appropriation for vehicle replacement lease/purchase."

ReNUMBER succeeding section accordingly.

Page 1, line 103, strike "ACTIVITY." and substitute "ACTIVITY, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-119** be **referred** to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-128** 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 14, strike "organization." and "substitute "organization;".

Page 6, line 17, after "**members:**" add "EXCEPT THAT THE APPROPRIATION FOR ADMINISTRATION OF THE GRANTS AUTHORIZED UNDER THIS SECTION SHALL NOT EXCEED FIVE PERCENT OF THE APPROPRIATION FOR THE GRANTS."

Page 8, after line 25 insert:

"SECTION 4. Appropriation - adjustments to 2021 long bill. (1) To implement this act, the cash funds appropriation from the nursing home penalty cash fund created in section 25.5-6-205 (3)(a), C.R.S., made in the annual general appropriation act for the 2021-22 state fiscal year to the department of health care policy and financing for general professional services and special projects is decreased by \$500,000.

(2) For the 2021-22 state fiscal year, \$2,053,254 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 nursing home penalty cash fund created in section 25.5-6-205 (3)(a), C.R.S. To implement this act, the division may use this appropriation as follows:

(a) \$53,254 for administration and operations, which amount is based on an assumption that the department will require an additional 0.8 FTE; and

(b) \$2,000,000 for nursing home grants."

Renumber succeeding section accordingly.

Page 1, line 102, strike "FUND." and substitute "FUND, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-134** be **postponed indefinitely**.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-136** 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 **SB21-173** 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 23 insert:

"SECTION 18. Appropriation. For the 2021-22 state fiscal year, \$21,339 is appropriated to the judicial department. This appropriation is from the general fund and is based on an assumption that the department will require an additional 0.3 FTE. To implement this act, the department may use this appropriation for trial court programs."

Renumber succeeding section accordingly.

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

Appropriations

After consideration on the merits, the Committee recommends that **SB21-178** 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 **SB21-196** 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 2, strike "\$53,989,614" and substitute "\$54,276,399".

Page 2, line 3, strike "\$52,718,375" and substitute "\$53,005,160".

Page 2, line 6, strike "\$18,047,827" and substitute "\$18,206,852".

Page 2, line 7, strike "\$17,957,827" and substitute "\$18,116,852".

Page 2, line 13, strike "\$10,880,811" and substitute "\$10,915,968".

Page 2, line 15, strike "\$9,840,572" and substitute "\$9,875,729".

Page 2, line 20, strike "\$2,083,357" and substitute "\$2,092,187".

Page 2, line 25, strike "\$11,130,865" and substitute "\$11,171,451".

Page 2, line 26, strike "\$10,989,865" and substitute "\$11,030,451".

Page 3, line 4, strike "\$7,788,986" and substitute "\$7,819,789".

Page 3, line 9, strike "\$1,655,105" and substitute "\$1,661,297".

Page 3, line 11, strike "\$1,655,105" and substitute "\$1,661,297".

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Senate in recess. Senate reconvened.

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB21-015, SB21-038, SB21-082, SB21-136, SB21-178, SB21-196, SB21-192, HB21-1031, and SB21-030 were made Special Orders - Consent Calendar at 9:50 a.m.

Committee of the Whole

The hour of 9:50 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:

SB21-015 by Senator(s) Cooke and Garcia; --Concerning a stipend for veterans service organizations that provide funeral services for honorably discharged veterans, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 1, page(s) 406 and placed in members' bill files.)

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

SB21-038 by Senator(s) Zenzinger and Smallwood; also Representative(s) Kennedy and Van Winkle--Concerning an expansion of the complementary or alternative medicine pilot program for a person with a primary condition resulting in the total inability for independent ambulation, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 1, page(s) 406-407 and placed in members' bill files.)

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

SB21-082 by Senator(s) Priola and Pettersen; also Representative(s) Mullica--Concerning authorization for certain alcohol beverage license holders to hold festivals for alcohol beverage retail activity, and, in connection therewith, making an appropriation.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, March 2, page(s) 171 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, March 9, page(s) 202 and placed in members' bill files.)

Amendment No. 3, Appropriations Committee Amendment.
(Printed in Senate Journal, April 1, page(s) 408 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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- SB21-136** by Senator(s) Ginal and Coram, Donovan, Fields, Sonnenberg; also Representative(s) Cutter and Carver--Concerning the continuation of the forest health advisory council, and, in connection therewith, implementing the recommendation contained in the 2020 sunset report by the department of regulatory agencies to continue the advisory council and continuing it for five years. 1
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Ordered engrossed and placed on the calendar for third reading and final passage. 7
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- SB21-178** by Senator(s) Moreno; also Representative(s) McCluskie--Concerning the extension of the deadline for the expenditure of money from the care subfund in the general fund that corresponds to the extension for allowable state expenditures from the federal coronavirus relief fund. 10
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Ordered engrossed and placed on the calendar for third reading and final passage. 15
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- SB21-196** by Senator(s) Fenberg; also Representative(s) Esgar and McKean--Concerning payment of expenses of the legislative department. 18
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Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 1, page(s) 409 and placed in members' bill files.) 22
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As amended, ordered engrossed and placed on the calendar for third reading and final passage. 24
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- SB21-192** by Senator(s) Gonzales; --Concerning permitting youthful offenders to be housed in the same facility as inmates who mentor youthful offenders. 28
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Ordered engrossed and placed on the calendar for third reading and final passage. 31
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- HB21-1031** by Representative(s) Daugherty and Woog; also Senator(s) Lee and Gardner--Concerning continuing jurisdiction to modify family law orders during the pendency of an appeal. 34
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Ordered revised and placed on the calendar for third reading and final passage. 37
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- SB21-030** by Senator(s) Holbert; also Representative(s) Van Winkle and Titone--Concerning criminal theft of rental property. 40
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Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 31, page(s) 394 and placed in members' bill files.) 44
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As amended, ordered engrossed and placed on the calendar for third reading and final passage. 46
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**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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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The Committee of the Whole took the following action:

Passed on second reading: SB21-015 as amended, SB21-038 as amended, SB21-082 as amended, SB21-136, SB21-178, SB21-196 as amended, SB21-192, SB21-030 as amended; HB21-1031

CHANGE IN SPONSORSHIP

Upon announcement of President Garcia, Senator Pettersen was added as a Senate joint prime sponsor on SB21-082 with Senator Priola.

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB21-064 and SB21-128 were made Special Orders at 9:57 a.m.

Committee of the Whole

The hour of 9:57 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:

SB21-064

by Senator(s) Garcia and Cooke; also Representative(s) Mullica--Concerning criminalizing retaliation against an elected official, and, in connection therewith, making an appropriation.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, March 19, page(s) 300-301 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 1, page(s) 407 and placed in members' bill files.)

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

SB21-128

by Senator(s) Kolker; also Representative(s) Lontine--Concerning modifications to the administration of the nursing home penalty cash fund, and, in connection therewith, making and reducing appropriations.

Amendment No. 1, Health & Human Services Committee Amendment.

(Printed in Senate Journal, March 9, page(s) 202-203 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 1, page(s) 408-409 and placed in members' bill files.)

Amendment No. 3(L.004), by Senator Kolker.

Amend printed bill, page 5, line 2, strike "~~nor any other governmental entity~~;" and substitute "nor any other governmental entity,".

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-064 as amended, SB21-128 as amended

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

April 1, 2021

Mr. President:

The House has adopted and returns herewith SJR21-007.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1121 and 1051, amended as printed in House Journal, March 30, 2021.

The House has passed on Third Reading and returns herewith SB21-012.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1108, amended as printed in House Journal, March 31, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, HB21-1051, 1108, and 1121.

INTRODUCTION OF BILLS -- FIRST READING

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

HB21-1066 by Representative(s) Bockenfeld and Michaelson Jenet, Roberts; also Senator(s) Smallwood and Woodward, Lundeen--Concerning the modification of monthly financial reporting requirements of the department of transportation.
Transportation & Energy

HB21-1143 by Representative(s) Froelich and Soper; also Senator(s) Danielson--Concerning forensic medical evidence of sexual assault.
Judiciary

- HB21-1153** by Representative(s) Arndt and Valdez D., Pico; also Senator(s) Moreno, Zenzinger--
 Concerning the repeal of the enterprise zone child care contributions income tax credit for
 income tax years commencing prior to January 1, 1999.
 Finance
- HB21-1155** by Representative(s) Arndt and Pico, Lynch, Valdez D.; also Senator(s) Zenzinger and
 Woodward, Kirkmeyer, Moreno--Concerning modifications to the sales and use tax statutes
 in order to address certain defects and anachronisms.
 Business, Labor, & Technology
- HB21-1156** by Representative(s) Lynch and Pico, Arndt, Valdez D.; also Senator(s) Kirkmeyer and
 Zenzinger, Moreno, Woodward--Concerning the correction of statutory defects related to
 severance tax withholdings from a disbursement to an oil and gas interest owner.
 Finance
- HB21-1157** by Representative(s) Arndt and Lynch, Pico, Valdez D.; also Senator(s) Kirkmeyer and
 Woodward, Moreno, Zenzinger--Concerning the accurate statutory reference to the types of
 taxes administered by the department of revenue for purposes of administrative
 requirements.
 Business, Labor, & Technology
- HB21-1169** by Representative(s) Van Beber and Ortiz; also Senator(s) Pettersen and Danielson--
 Concerning the prohibition of discrimination against a potential organ transplant recipient
 based solely on the person's disability.
 Health & Human Services
- HB21-1180** by Representative(s) Valdez D. and Will; also Senator(s) Coram--Concerning measures to
 increase biomass utilization throughout the state.
 Agriculture & Natural Resources
- HB21-1188** by Representative(s) Kennedy; also Senator(s) Gonzales--Concerning additional liability of
 a defendant who admits liability under respondeat superior.
 Judiciary
- HB21-1190** by Representative(s) Rich and Esgar; also Senator(s) Kirkmeyer and Fields--Concerning the
 definition of "telemedicine" for the purposes of the "Colorado Medical Practice Act".
 Health & Human Services
- HB21-1193** by Representative(s) Gray; also Senator(s) Priola--Concerning consumer protection for acts
 related to a supplemental restraint system.
 Business, Labor, & Technology

On motion of Majority Leader Fenberg, the Senate adjourned until 10:00 a.m., Monday,
 April 5, 2021.

Approved:

Leroy M. Garcia
 President of the Senate

Attest:

Cindi L. Markwell
 Secretary of the Senate

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

52nd Legislative Day Monday, April 5, 2021

| | | |
|------------------------|---|---|
| Prayer | By Senator Coleman | 1 2 3 4 5 6 7 8 9 10 11 |
| Call to Order | By the President at 10:00 a.m. | 12 13 14 15 |
| Roll Call | Present--35 Remote--2, Danielson, Scott | 16 17 18 |
| Quorum | The President announced a quorum present. | 19 20 |
| Pledge | By Senator Buckner | 21 22 |
| Reading of the Journal | On motion of Senator Coleman, reading of the Journal of Thursday, April 1, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 23 24 25 26 27 |

SENATE SERVICES REPORT

Correctly Engrossed: SB21-015, 030, 038, 064, 082, 128, 136, 178, 192, and 196.
Correctly Reengrossed: SB21-143.
Correctly Revised: HB21-1031, 1061, 1063, 1076, and 1124.
Correctly Enrolled: SB21-012.

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: | 38 39 40 41 42 43 44 |
|-----------|--|--|

MEMBERS OF THE
 COLORADO STUDENT LEADERS INSTITUTE EXECUTIVE BOARD

for terms expiring July 7, 2022:

Ronald Arguello of Arvada, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

Nina Safane of Denver, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

Kristin Mason of Pueblo, Colorado, to serve as an educator in a high school in a rural district, appointed;

Kenneth Marquez of Alamosa, Colorado, to serve as a person employed as teaching faculty or administrator at an institution of higher education in Colorado, appointed.

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Education

After consideration on the merits, the Committee recommends that **SB21-116** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 4, line 12, after "**mascots**" insert "**- exemptions**".

Page 5, strike line 1 and substitute:

"(2) (a) EXCEPT AS PROVIDED FOR IN SUBSECTION (2)(b) OF THIS SECTION, ON OR AFTER JUNE 1, 2022, A PUBLIC SCHOOL IN THE STATE IS".

Page 5, after line 5, insert:

"(b) THE PROHIBITION SET FORTH IN SUBSECTION (2)(a) OF THIS SECTION DOES NOT APPLY TO:

(I) ANY AGREEMENT THAT EXISTS PRIOR TO JUNE 30, 2021, BETWEEN A FEDERALLY RECOGNIZED INDIAN TRIBE AND A PUBLIC SCHOOL. A PUBLIC SCHOOL THAT IS A PARTY TO SUCH AN AGREEMENT IS HELD TO A HIGH STANDARD AND EXPECTED TO HONOR THE AGREEMENT. THE FEDERALLY RECOGNIZED INDIAN TRIBE HAS THE RIGHT AND ABILITY TO REVOKE ANY SUCH AGREEMENT AT ANY TIME AT ITS DISCRETION.

(II) ANY PUBLIC SCHOOL THAT IS OPERATED BY A FEDERALLY RECOGNIZED INDIAN TRIBE OR WITH THE APPROVAL OF A FEDERALLY RECOGNIZED INDIAN TRIBE AND EXISTING WITHIN THE BOUNDARIES OF SUCH TRIBE'S RESERVATION.

(III) (A) THE ABILITY OF ANY FEDERALLY RECOGNIZED INDIAN TRIBE TO CREATE AND MAINTAIN A RELATIONSHIP OR AGREEMENT WITH A PUBLIC SCHOOL THAT FOSTERS GOODWILL, EMPHASIZES EDUCATION AND SUPPORTS A CURRICULUM THAT TEACHES AMERICAN INDIAN HISTORY, AND ENCOURAGES A POSITIVE CULTURAL EXCHANGE. SUCH RELATIONSHIPS AND AGREEMENTS MAY INCLUDE IMPORTANT HISTORICAL FIGURES, NAMES, IMAGERY, TRIBAL NAMES, AND MORE.

(B) ANY SUCH AGREEMENT ENTERED INTO BETWEEN A PUBLIC SCHOOL AND A FEDERALLY RECOGNIZED INDIAN TRIBE AFTER JUNE 30, 2021, MUST BE MADE IN CONSULTATION WITH THE FEDERALLY RECOGNIZED INDIAN TRIBE AND ONLY IF SUCH TRIBE WISHES TO ENTER INTO THE AGREEMENT. THE AGREEMENT MAY ALLOW THE PUBLIC SCHOOL TO USE AN AMERICAN INDIAN MASCOT, BUT ONLY IF THE AMERICAN INDIAN MASCOT IS SPECIFICALLY NAMED AFTER THE FEDERALLY RECOGNIZED INDIAN TRIBE THAT IS A PARTY TO THE AGREEMENT. IN ANY SUCH AGREEMENT, THE TRIBAL NAME USED IS SELECTED AT THE DISCRETION OF THE FEDERALLY RECOGNIZED INDIAN TRIBE THAT IS A PARTY TO THE AGREEMENT. ANY FEDERALLY RECOGNIZED INDIAN TRIBE THAT HAS ENTERED INTO SUCH AN AGREEMENT HAS THE RIGHT AND ABILITY TO REVOKE ANY SUCH AGREEMENT AT ANY TIME AT ITS DISCRETION.

(C) FOR THE PURPOSES OF THIS SECTION, A "FEDERALLY RECOGNIZED INDIAN TRIBE" IS ONE OF THE FORTY-EIGHT CONTEMPORARY TRIBES WITH TIES TO COLORADO, DEVELOPED BY HISTORY COLORADO IN PARTNERSHIP WITH THE COLORADO COMMISSION OF INDIAN AFFAIRS. THIS LIST MAY CHANGE OVER TIME BUT IS THE OFFICIAL LIST TO BE USED FOR THE PURPOSES OF THIS SECTION."

Page 5, line 15, after "**mascots**" insert "**- exemptions**".

Page 5, strike line 26 and substitute:

"(2) (a) EXCEPT AS PROVIDED FOR IN SUBSECTION (2)(b) OF THIS SECTION, ON OR AFTER JUNE 1, 2022, A PUBLIC INSTITUTION OF HIGHER"

Page 6, after line 3, insert:

"(b) THE PROHIBITION SET FORTH IN SUBSECTION (2)(a) OF THIS SECTION DOES NOT APPLY TO:

(I) ANY AGREEMENT THAT EXISTS PRIOR TO JUNE 30, 2021, BETWEEN A FEDERALLY RECOGNIZED INDIAN TRIBE AND A PUBLIC INSTITUTION OF HIGHER EDUCATION. A PUBLIC INSTITUTION OF HIGHER EDUCATION THAT IS A PARTY TO SUCH AN AGREEMENT IS HELD TO A HIGH STANDARD AND EXPECTED TO HONOR THE AGREEMENT. THE FEDERALLY RECOGNIZED INDIAN TRIBE HAS THE RIGHT AND ABILITY TO REVOKE ANY SUCH AGREEMENT AT ANY TIME AT ITS DISCRETION.

(II) ANY PUBLIC INSTITUTION OF HIGHER EDUCATION THAT IS OPERATED BY A FEDERALLY RECOGNIZED INDIAN TRIBE OR WITH THE APPROVAL OF A FEDERALLY RECOGNIZED INDIAN TRIBE AND EXISTING WITHIN THE BOUNDARIES OF SUCH TRIBE'S RESERVATION."

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| Education | After consideration on the merits, the Committee recommends that SB21-191 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 |
| Agriculture & Natural Resources | After consideration on the merits, the Committee recommends that SB21-189 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 6 7 8 9 |
| | Amend printed bill, page 4, strike lines 26 and 27. | 10 11 |
| | Page 5, strike lines 1 through 24 and substitute " project grant - appropriation. | 12 |
| | (1) For the 2021-22 state fiscal year, \$3,000,000 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, C.R.S. To implement this section, the Colorado water conservation board may use this appropriation to make a grant to the Colorado Rio Grande Restoration Foundation to purchase a farm and water rights in order to reduce groundwater pumping to help bring the San Luis valley confined aquifer to sustainable levels. | 13 14 15 16 17 18 19 20 |
| | (2) The money appropriated in subsection (1) of this section remains available for the designated purposes until it is fully expended." | 21 22 23 |
| | Page 6, line 9, strike "2021," and substitute "2020,". | 24 25 26 |
| Agriculture & Natural Resources | After consideration on the merits, the Committee recommends that HB21-1052 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 27 28 29 30 |
| Judiciary | After consideration on the merits, the Committee recommends that SB21-174 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 |
| | Amend printed bill, page 3, line 1, strike "INITIATES". | 36 37 |
| | Page 3, line 2, strike "AN INTERNAL INVESTIGATION REGARDING AN ALLEGATION, OR". | 38 39 40 |
| | Page 3, line 3, strike "FINDING," and substitute "FINDING". | 41 42 |
| | Page 3, strike lines 18 through 27 and substitute: | 43 44 |
| | "(b) (I) IN ADDITION TO THE DISCLOSURES REQUIRED IN SUBSECTION (1)(a) OF THIS SECTION, A LAW ENFORCEMENT AGENCY SHALL NOTIFY THE DISTRICT ATTORNEY'S OFFICE IN THE LAW ENFORCEMENT AGENCY'S JURISDICTION WHEN: | 45 46 47 48 |
| | (A) A PEACE OFFICER IS A POTENTIAL WITNESS IN A PENDING CRIMINAL PROSECUTION IN WHICH A CRIMINAL DEFENDANT HAS BEEN FORMALLY CHARGED; | 49 50 51 |
| | (B) THE PEACE OFFICER IS UNDER A CONCURRENT CRIMINAL OR ADMINISTRATIVE INVESTIGATION REGARDING AN ALLEGATION RELATED TO THE PEACE OFFICER'S INVOLVEMENT IN THE DEFENDANT'S PENDING CRIMINAL CASE; AND | 52 53 54 55 |
| | (C) THE RESULT OF THE CONCURRENT CRIMINAL OR ADMINISTRATIVE INVESTIGATION, IF SUSTAINED, WOULD REQUIRE DISCLOSURE PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION. | 56 57 58 |
| | (II) IF THE ALLEGATION IS SUBSEQUENTLY FOUND NOT SUSTAINED OR IF THE PEACE OFFICER IS EXONERATED, THE LAW ENFORCEMENT AGENCY SHALL NOTIFY THE DISTRICT ATTORNEY'S OFFICE IN THE LAW ENFORCEMENT AGENCY'S JURISDICTION OF THE FINDING AND THE CREDIBILITY DISCLOSURE NOTIFICATION BASED ON THE ALLEGATION MUST BE REMOVED FROM THE RELEVANT DISTRICT ATTORNEY'S CREDIBILITY DISCLOSURE NOTIFICATION RECORD." | 59 60 61 62 63 64 65 |
| | Page 4, strike lines 1 through 3. | 66 67 |
| | Page 5, line 5, strike "DISCLOSURE." and substitute "DISCLOSURE, UNLESS NOTIFYING THE PEACE OFFICER OF THE CREDIBILITY DISCLOSURE NOTIFICATION | 68 69 |

WOULD COMPROMISE AN ONGOING CRIMINAL, INTERNAL, OR ADMINISTRATIVE INVESTIGATION."

Judiciary

After consideration on the merits, the Committee recommends that **HB21-1106** be referred to the Committee of the Whole with favorable recommendation.

Transportation & Energy

After consideration on the merits, the Committee recommends that **SB21-125** be postponed indefinitely.

On motion of Majority Leader Fenberg, 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

SJR21-008 by Senator(s) Fields and Buckner; also Representative(s) Herod and Exum--Concerning recognition of African-American veterans.

On motion of Senator Buckner, selected portions of the resolution were read at length and the resolution was adopted by the following roll call vote:

Table with 8 columns: YES (35), NO (0), EXCUSED (0), ABSENT (0). Rows list names and their votes: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, Zenzinger, President.

Co-sponsor(s) added: Bridges, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

SJR21-009 by Senator(s) Kolker and Liston; also Representative(s) Young and Carver--Concerning honoring Colorado veterans on the seventy-sixth anniversary of the end of World War II.

On motion of Senator Liston, selected portions of the resolution were read at length and the resolution was adopted by the following roll call vote:

Table with 8 columns: YES (35), NO (0), EXCUSED (0), ABSENT (0). Rows list names and their votes: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, Zenzinger, President.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Lee, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

SJR21-010 by Senator(s) Donovan and Woodward; also Representative(s) Ortiz and Geitner--
Concerning honoring gold star families.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Fenberg,
Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis,
Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez,
Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, and Zenzinger.

SJR21-011 by Senator(s) Story and Coram; also Representative(s) Sullivan and Catlin--Concerning the
recognition and remembrance of military veterans in Colorado who served in the Vietnam
War.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Danielson, Donovan, Fenberg,
Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis,
Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez,
Scott, Simpson, Smallwood, Sonnenberg, Winter, Woodward, and Zenzinger.

SJR21-012 by Senator(s) Pettersen and Lundeen; also Representative(s) Pico and Michaelson Jenet--
Concerning recognition of Military, Veterans, and MIA/POW Appreciation Day.

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

Amend printed joint resolution, page 1, line 8, strike "and" and after "Station,"
insert "and the United States Space Force,".

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

On motion of Senator Lundeen, selected portions of the resolution were read at length and the resolution was **adopted**, as amended, by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Moreno, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

SJR21-013 by Senator(s) Garcia and Simpson; also Representative(s) Esgar and Luck--Concerning the fifty-third anniversary of the capture of the U.S.S. Pueblo by North Korea.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

SJR21-015 by Senator(s) Rodriguez and Priola; also Representative(s) Valdez A. and Holtorf--Concerning recognition of the contributions of Latina and Latino veterans.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Rankin, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, 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:

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| SB21-205 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod-- | 5 |
| | Concerning the provision for payment of the expenses of the executive, legislative, and | 6 |
| | judicial departments of the state of Colorado, and of its agencies and institutions, for and | 7 |
| | during the fiscal year beginning July 1, 2021, except as otherwise noted. | 8 |
| | Appropriations | 9 |
| | | 10 |
| SB21-206 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod-- | 11 |
| | Concerning the continuous appropriation of money in the educator licensure cash fund. | 12 |
| | Appropriations | 13 |
| | | 14 |
| SB21-207 | by Senator(s) Moreno and Rankin, Hansen; also Representative(s) Herod, McCluskie, | 15 |
| | Ransom--Concerning the transfer of one hundred million dollars from the marijuana tax | 16 |
| | cash fund to the public school capital construction assistance fund, and, in connection | 17 |
| | therewith, making an appropriation. | 18 |
| | Appropriations | 19 |
| | | 20 |
| SB21-208 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod, McCluskie, Ransom- | 21 |
| | -Concerning the transfer of one hundred million dollars from the general fund to the state | 22 |
| | education fund. | 23 |
| | Appropriations | 24 |
| | | 25 |
| SB21-209 | by Senator(s) Rankin, Hansen, Moreno; also Representative(s) McCluskie, Herod, Ransom- | 26 |
| | -Concerning the transfer to the general fund of the balances from repealed cash funds. | 27 |
| | Appropriations | 28 |
| | | 29 |
| SB21-210 | by Senator(s) Hansen, Moreno, Rankin; also Representative(s) Ransom, Herod, McCluskie- | 30 |
| | -Concerning expanding the definition of "electronic monitoring services" to include remote | 31 |
| | supports for the home- and community-based services waiver for the elderly, blind, and | 32 |
| | disabled. | 33 |
| | Appropriations | 34 |
| | | 35 |
| SB21-211 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod, McCluskie-- | 36 |
| | Concerning the removal of certain measures related to the reduction of the adult dental | 37 |
| | benefit enacted in House Bill 20-1361, and, in connection therewith, making an | 38 |
| | appropriation. | 39 |
| | Appropriations | 40 |
| | | 41 |
| SB21-212 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod-- | 42 |
| | Concerning aligning primary care payments with the "Colorado Medical Assistance Act" to | 43 |
| | maximize federal funds, and, in connection therewith, identifying anticipated federal funds. | 44 |
| | Appropriations | 45 |
| | | 46 |
| | | 47 |
| SB21-213 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod-- | 48 |
| | Concerning the increased money received due to the federal "Families First Coronavirus | 49 |
| | Response Act", and, in connection therewith, making and reducing appropriations. | 50 |
| | Appropriations | 51 |
| | | 52 |
| SB21-214 | by Senator(s) Hansen, Moreno, Rankin; also Representative(s) McCluskie, Herod, Ransom- | 53 |
| | -Concerning state payments to licensed hospice facilities for residential care provided to | 54 |
| | certain persons enrolled in the medical assistance program, and, in connection therewith, | 55 |
| | making an appropriation. | 56 |
| | Appropriations | 57 |
| | | 58 |
| SB21-215 | by Senator(s) Hansen and Rankin, Moreno; also Representative(s) Herod and McCluskie-- | 59 |
| | Concerning the use of open educational resources at public institutions of higher education, | 60 |
| | and, in connection therewith, making an appropriation. | 61 |
| | Appropriations | 62 |
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| SB21-216 | by Senator(s) Rankin, Hansen, Moreno; also Representative(s) Herod, McCluskie, Ransom--Concerning the Colorado commission for the deaf, hard of hearing, and deafblind, and, in connection therewith, providing auxiliary services in rural areas of the state for persons who are deaf, hard of hearing, or deafblind and removing the requirement that a not-for-profit entity must be a community-based organization to be eligible to apply to the commission for grant money. Appropriations | 1 2 3 4 5 6 7 8 |
| SB21-217 | by Senator(s) Hansen and Rankin, Moreno; also Representative(s) Herod and McCluskie, Ransom--Concerning adjusting the contract for a market rate study of provider rates for the Colorado child care assistance program from annually to every three years. Appropriations | 9 10 11 12 13 |
| SB21-218 | by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie, Herod--Concerning revenue allocated to the employment and training technology fund in the division of unemployment insurance in the department of labor and employment. Appropriations | 14 15 16 17 18 |
| SB21-219 | by Senator(s) Rankin, Hansen, Moreno; also Representative(s) McCluskie, Herod, Ransom--Concerning the manner in which money is appropriated from the Colorado avalanche information center fund. Appropriations | 19 20 21 22 23 |
| SB21-220 | by Senator(s) Hansen and Rankin, Moreno; also Representative(s) Herod, McCluskie, Ransom--Concerning the stabilization of revenue in the severance tax operational fund by returning money that was transferred to natural resources and energy grant programs. Appropriations | 24 25 26 27 28 |
| SB21-221 | by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie, Herod, Ransom--Concerning projects under the forest restoration and wildfire risk mitigation grant program. Appropriations | 29 30 31 32 33 |
| SB21-222 | by Senator(s) Rankin, Hansen, Moreno; also Representative(s) Ransom, Herod, McCluskie--Concerning the repeal of the state recovery audit program, and, in connection therewith, reducing an appropriation. Appropriations | 34 35 36 37 38 |
| SB21-223 | by Senator(s) Hansen, Moreno, Rankin; also Representative(s) Ransom, Herod, McCluskie--Concerning the location of a department of revenue administrative hearing. Appropriations | 39 40 41 42 |
| SB21-224 | by Senator(s) Hansen, Moreno, Rankin; also Representative(s) Ransom, Herod, McCluskie--Concerning capital-related transfers of money. Appropriations | 43 44 45 46 |
| SB21-225 | by Senator(s) Rankin, Hansen, Moreno; also Representative(s) Ransom, Herod, McCluskie--Concerning the repayment of cash funds from which money was transferred in 2020 for the purpose of augmenting the general fund. Appropriations | 47 48 49 50 51 |
| SB21-226 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning an increase in the general fund reserve. Appropriations | 52 53 54 55 |
| SB21-227 | by Senator(s) Moreno and Rankin, Hansen; also Representative(s) Ransom, Herod, McCluskie--Concerning the state emergency reserve, and, in connection therewith, designating the state emergency reserve for the 2021-22 state fiscal year, creating the state emergency reserve cash fund, and requiring reimbursements for expenditures from a fund that is designated as part of the state emergency reserve to be returned to the fund. Appropriations | 56 57 58 59 60 61 62 |
| SB21-228 | by Senator(s) Hansen and Moreno, Rankin; also Representative(s) McCluskie and Ransom, Herod--Concerning the creation of the PERA payment cash fund to be used for future payments to the public employees' retirement association, and, in connection therewith, making an appropriation. Appropriations | 63 64 65 66 67 68 69 |

**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:

HB21-1124 by Representative(s) Bird and Soper; also Senator(s) Lee--Concerning an expansion of the ability to conduct business activities electronically.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Hisey, Lundeen, Sonnenberg, and Woodward.

SB21-015 by Senator(s) Cooke and Garcia; also Representative(s) Ortiz and Lynch--Concerning a stipend for veterans service organizations that provide funeral services for honorably discharged 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 | 33 | NO | 2 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Coram, Danielson, Donovan, Fenberg, Fields, Ginal, Gonzales, Hansen, Hisey, Jaquez Lewis, Kolker, Lee, Liston, Moreno, Pettersen, Rankin, Rodriguez, Simpson, Sonnenberg, Story, Winter, and Zenzinger.

SB21-038 by Senator(s) Zenzinger and Smallwood; also Representative(s) Kennedy and Van Winkle--Concerning an expansion of the complementary or alternative medicine pilot program for a person with a primary condition resulting in the total inability for independent ambulation, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Ginal and Moreno.

SB21-136

by Senator(s) Ginal and Coram, Donovan, Fields, Sonnenberg; also Representative(s) Cutter and Carver--Concerning the continuation of the forest health advisory council, and, in connection therewith, implementing the recommendation contained in the 2020 sunset report by the department of regulatory agencies to continue the advisory council and continuing it for five years.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Hansen, Moreno, Rankin, Simpson, Winter, and Woodward.

SB21-178

by Senator(s) Moreno; also Representative(s) McCluskie--Concerning the extension of the deadline for the expenditure of money from the care subfund in the general fund that corresponds to the extension for allowable state expenditures from the federal coronavirus relief fund.

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

| YES | 34 | NO | 1 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Ginal, Gonzales, Hansen, and Winter.

SB21-196 by Senator(s) Fenberg; also Representative(s) Esgar and McKean--Concerning payment of expenses of the legislative department.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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.

SB21-192 by Senator(s) Gonzales; also Representative(s) Amabile--Concerning permitting youthful offenders to be housed in the same facility as inmates who mentor youthful offenders.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Garcia, Moreno, Pettersen, Story, and Winter.

HB21-1031 by Representative(s) Daugherty and Woog; also Senator(s) Lee and Gardner--Concerning continuing jurisdiction to modify family law orders during the pendency of an appeal.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Cooke, Coram, and Liston.

SB21-030 by Senator(s) Holbert; also Representative(s) Van Winkle and Titone--Concerning criminal theft of rental 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

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:

HB21-1164 by Representative(s) Esgar and Garnett; also Senator(s) Zenzinger and Fenberg-- Concerning reductions in the property tax credits that apply to school districts' total program mill levies for purposes of funding the "Public School Finance Act of 1994".

Laid over until Wednesday, April 21, retaining its place on the calendar.

HB21-1063 by Representative(s) Lontine; also Senator(s) Rodriguez--Concerning additional means by which credit for reinsurance may be allowed to a domestic ceding insurer.

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

| YES | 24 | NO | 11 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

HB21-1076 by Representative(s) McCluskie and Will; also Senator(s) Donovan and Hisey--Concerning carpooling service internet applications, and, in connection therewith, requiring that application owners or operators register with the department of transportation.

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

| YES | 25 | NO | 10 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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, Priola, Rankin, and Winter.

HB21-1061 by Representative(s) Gray; also Senator(s) Hansen--Concerning the definition of residential land for the purpose of property tax classification.

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

| YES | 25 | NO | 10 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 Story.

SB21-064 by Senator(s) Garcia and Cooke; also Representative(s) Mullica--Concerning criminalizing retaliation against an elected official, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Ginal, Jaquez Lewis, Kirkmeyer, Kolker, Pettersen, Story, and Winter.

(For further action, see Reconsideration of SB21-064 on page 429)

SB21-128 by Senator(s) Kolker; also Representative(s) Lontine--Concerning modifications to the administration of the nursing home penalty cash fund, 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 | 25 | NO | 10 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Ginal.

SB21-082

by Senator(s) Priola and Pettersen; also Representative(s) Mullica--Concerning authorization for certain alcohol beverage license holders to hold festivals for alcohol beverage retail activity, and, in connection therewith, making an appropriation.

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

Third Reading Amendment No. 4(L.007) , by Senator Priola.

Amend engrossed bill, page 3, line 5, after "(9)" insert "and (10)".

Page 3, line 6, strike **"permit."** and substitute **"permit - rules."**

Page 5, line 1, strike "The" and substitute "NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE 3, the".

Page 5, strike line 5 and substitute "TO ENGAGE IN THE SAME RETAIL SALES OF ALCOHOL BEVERAGES THAT THE PERMITTEE AND".

Page 5, line 22, after "44-3-403," insert "44-3-407,".

Page 5, after line 23 insert:

"(10) THE STATE LICENSING AUTHORITY MAY ADOPT RULES NECESSARY TO IMPLEMENT AND ADMINISTER THIS SECTION."

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Bridges, Gardener, Jaquez Lewis, Lundeen, Moreno, Smallwood, and Winter.

RECONSIDERATION OF SB21-064

SB21-064 by Senator(s) Garcia and Cooke; also Representative(s) Mullica--Concerning criminalizing retaliation against an elected official, and, in connection therewith, making an appropriation.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **SB21-064**.

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:

SB21-064 by Senator(s) Garcia and Cooke; also Representative(s) Mullica--Concerning criminalizing retaliation against an elected official, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 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:

SB21-177 by Senator(s) Bridges; also Representative(s) Woodrow--Concerning restrictions on foreign-influenced money in political campaigns in the state.

Laid over until Wednesday, April 7, retaining its place on the calendar.

SB21-167 by Senator(s) Holbert and Bridges; also Representative(s) Gray and Larson--Concerning the regulation of child care centers.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, March 26, page(s) 361-362 and placed in members' bill files.)

Amendment No. 2(L.008), by Senator Holbert.

Amend Education Committee Report, dated March 25, 2021, page 1, lines 5 and 6, strike "OPERATES BY A NATIONAL PLAYGROUND SAFETY CERTIFICATION EXPERT." and substitute "OPERATES."

Page 1, strike lines 18 and 19 and substitute "(b) WHEN AN AGENCY".

Page 1, line 20, strike "ANY INSPECTION REQUIRED BY LAW," and substitute "AN INSPECTION REQUIRED BY LAW FOR A PROGRAM,".

Page 2, line 1, strike "ALSO".

Page 2, line 3, strike "INSTITUTION" and substitute "INSTITUTE".

Amendment No. 3(L.009), by Senator Holbert.

Amend Education Committee Report, dated March 25, 2021, page 2, strike lines 9 through 24 and substitute:

"Page 6, strike lines 4 through 24 and substitute:

"26-6-106.2. Staffing during emergency circumstances - definitions.

(1) DURING AN EMERGENCY CIRCUMSTANCE, A CHILD CARE CENTER MAY PERMIT AN EMPLOYEE WHO HAS SUCCESSFULLY COMPLETED CRIMINAL BACKGROUND CHECK REQUIREMENTS BUT IS NOT A QUALIFIED CAREGIVER TO SUPERVISE CHILDREN FOR NOT MORE THAN TWO HOURS WHILE THE CHILD CARE CENTER SECURES A QUALIFIED CAREGIVER.

(2) (a) NOTWITHSTANDING SUBSECTION (1) OF THIS SECTION, A CHILD CARE CENTER THAT PROVIDES CHILD CARE EXCLUSIVELY TO SCHOOL-AGE CHILDREN AND OPERATES ON THE PROPERTY OF A SCHOOL DISTRICT, CHARTER SCHOOL, OR INSTITUTE CHARTER SCHOOL MAY PERMIT AN EMPLOYEE WHO HAS SUCCESSFULLY COMPLETED CRIMINAL BACKGROUND CHECK REQUIREMENTS BUT IS NOT A QUALIFIED CAREGIVER TO SUPERVISE CHILDREN FOR NOT MORE THAN TWO HOURS, IF THE CHILD CARE CENTER IS LOCATED IN A SCHOOL DISTRICT THAT IS NOT A RURAL SCHOOL DISTRICT, OR FOR NOT MORE THAN FOUR HOURS, IF THE CHILD CARE CENTER IS LOCATED IN A RURAL SCHOOL DISTRICT, WHILE THE CHILD CARE CENTER SECURES A QUALIFIED CAREGIVER.

(b) NOTWITHSTANDING SUBSECTION (2)(a) OF THIS SECTION, THE TWO-HOUR OR FOUR-HOUR TIME FRAMES DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION MAY BE EXTENDED FOR AN AMOUNT OF TIME THAT IS REASONABLY NECESSARY FOR THE CHILD CARE CENTER TO SECURE A QUALIFIED CAREGIVER.

(3) (a) DURING AN EMERGENCY CIRCUMSTANCE, AT LEAST ONE EMPLOYEE SHALL PROVIDE FOR THE IMMEDIATE SUPERVISION AND CARE OF THE CHILDREN SERVED.

(b) NOTWITHSTANDING SUBSECTION (3)(a) OF THIS SECTION, DURING AN EMERGENCY CIRCUMSTANCE, A CHILD CARE CENTER SHALL MAINTAIN THE STAFF-TO-CHILD RATIO REQUIRED BY DEPARTMENT RULE FOR AN INFANT PROGRAM OR A TODDLER PROGRAM.

(4) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

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- (a) "EMERGENCY CIRCUMSTANCE" INCLUDES, BUT IS NOT LIMITED TO, ILLNESS, DEATH, ACCIDENT, LAW ENFORCEMENT ACTION, ROAD CLOSURE, HAZARDOUS WEATHER, EMERGENCY BODILY FUNCTION, CHILD ELOPEMENT, OR PROVIDING EMERGENCY ATTENTION OR CARE TO A CHILD.
- (b) "RURAL SCHOOL DISTRICT" HAS THE SAME MEANING AS SET FORTH IN SECTION 22-7-1211 (4)(a).".

Amendment No. 4(L.010), by Senator Holbert.

Amend Education Committee Report, dated March 25, 2021, page 2, line 25, strike "FIRE" and insert "FIRE OR RADON".

Amendment No. 5(L.011), by Senator Holbert.

Amend printed bill, page 3, line 25, strike "(2.3)" and substitute "(2.3), (2.6)".

Page 5, after line 24 insert:

"(2.6) IF ALL OF THE REQUIREMENTS IN SECTION 22-1-119.5 AND ANY ADDITIONAL RULES OF THE STATE BOARD ARE MET, A CHILD ENROLLED IN A LARGE CHILD CARE CENTER, AS DEFINED BY RULES PROMULGATED BY THE STATE BOARD, MAY POSSESS AND SELF-ADMINISTER MEDICATION FOR ASTHMA, A FOOD ALLERGY, OR ANAPHYLAXIS. THE STATE BOARD MAY ADOPT ADDITIONAL RULES CONCERNING THE AUTHORITY TO POSSESS AND SELF-ADMINISTER MEDICATION FOR ASTHMA, A FOOD ALLERGY, OR ANAPHYLAXIS."

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

SB21-061 by Senator(s) Story and Gonzales; also Representative(s) Woodrow and Daugherty-- Concerning claims for pre-majority economic loss incurred by a minor.

Laid over until Wednesday, April 7, retaining its place on the calendar.

HB21-1072 by Representative(s) Froelich; also Senator(s) Fields and Jaquez Lewis--Concerning equal access to services related to out-of-home placements.

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-167 as amended; HB21-1072
Laid over until 04/07/2021: SB21-177, SB21-061

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

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

**MEMBERS OF THE
BOARD OF REAL ESTATE APPRAISERS**

effective July 1, 2020, for terms expiring July 1, 2023:

Tony Pistilli of Lone Tree, Colorado, to serve as a licensed or certified appraiser appointed;

Larry Stark of Centennial, Colorado, to serve as a licensed or certified appraiser, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

**MEMBER OF THE
UNINSURED EMPLOYER BOARD**

for a term expiring September 1, 2023:

Amy Newton of Westminster, Colorado, to serve as a representative of insurers, reappointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB21-1054, 1075, 1126, 1137.

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-233

by Senator(s) Rodriguez and Hansen; also Representative(s) Benavidez and Gonzales-Gutierrez--Concerning functions of the division of unemployment insurance, and, in connection therewith, establishing the left-behind workers program and including the employment support fund as part of the division of unemployment insurance enterprise. Business, Labor, & Technology

MESSAGE FROM THE HOUSE

April 5, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1218 and 1223.

The House has passed on Third Reading and returns herewith SB21-122, 102, and 121.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1187, amended as printed in House Journal, April 1, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-078, amended as printed in House Journal, April 1, 2021, amended on Third Reading as printed in House Journal, April 5, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1218 and 1223.

Without comment, as amended, HB21-1187.

Without comment, as amended, SB21-078.

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Tuesday, April 6, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 53rd Legislative Day

 Tuesday, April 6, 2021

| | | |
|------------------------|---|----|
| Prayer | By Senator Hisey | 10 |
| Call to Order | By the President at 9:00 a.m. | 11 |
| Roll Call | Present--34 | 12 |
| | Absent--1, Sonnenberg | 13 |
| | Present later--1, Sonnenberg | 14 |
| | Remote--1, Scott | 15 |
| Quorum | The President announced a quorum present. | 16 |
| Pledge | By Senator Buckner | 17 |
| Reading of the Journal | On motion of Senator Coleman, reading of the Journal of Monday, April 5, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 18 |

SENATE SERVICES REPORT

Correctly Printed: SB21-205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, and 233. 33

Correctly Engrossed: SB21-167; SJR21-008, 009, 010, 011, 012, 013, and 015. 34

Correctly Reengrossed: SB21-015, 030, 038, 064, 082, 128, 136, 178, 192, and 196. 35

Correctly Revised: HB21-1072. 36

Correctly Rerevised: HB21-1031, 1061, 1063, 1076, and 1124. 37

Correctly Enrolled: SB21-102, 121, and 122. 38

COMMITTEE OF REFERENCE REPORTS

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|----------------|---|----|
| Appropriations | After consideration on the merits, the Committee recommends that SB21-205 be referred to the Committee of the Whole with favorable recommendation. | 39 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-206 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 40 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-207 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 41 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-208 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 42 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-209 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 43 |

- Appropriations
After consideration on the merits, the Committee recommends that **SB21-210** 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 **SB21-211** 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 **SB21-212** 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 **SB21-213** 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 **SB21-214** 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 **SB21-215** 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 **SB21-216** 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 **SB21-217** 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 1, line 104 strike "YEARS." and substitute "YEARS, AND, IN CONNECTION THEREWITH, REDUCING AN APPROPRIATION."
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- Appropriations
After consideration on the merits, the Committee recommends that **SB21-218** 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 3, line 5, after "~~treasury~~." insert "ON AND AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (2)(a.9)(II), AS AMENDED, AND ON OR BEFORE JUNE 30, 2023, IF CUMULATIVE REVENUE TO THE EMPLOYMENT AND TRAINING TECHNOLOGY FUND EQUALS THIRTY-ONE MILLION DOLLARS, LESS ANY MONEY TRANSFERRED TO THE UNEMPLOYMENT COMPENSATION FUND, NO ADDITIONAL MONEY SHALL BE CREDITED TO THE EMPLOYMENT AND TRAINING TECHNOLOGY FUND BUT INSTEAD SHALL BE ALLOCATED TO THE UNEMPLOYMENT COMPENSATION FUND."
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- Appropriations
After consideration on the merits, the Committee recommends that **SB21-219** 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 **SB21-220** 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 **SB21-221** 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 SB21-222 be referred to the Committee of the Whole with favorable recommendation. | 1 2 3 4 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-223 be referred to the Committee of the Whole with favorable recommendation. | 5 6 7 8 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-224 be referred to the Committee of the Whole with favorable recommendation. | 9 10 11 12 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-225 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 13 14 15 16 17 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-226 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 18 19 20 21 22 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-227 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 23 24 25 26 27 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-228 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 28 29 30 31 |
| | Amend printed bill, page 2, strike lines 11 through 15 and substitute: | 32 33 |
| | "(2) THE STATE TREASURER SHALL PAY FROM THE FUND ANY PORTION OF THE WARRANT REQUIRED TO BE ISSUED ON JULY 1, 2022, UNDER SECTION 24-51-414 (1)(a) THAT WOULD HAVE OTHERWISE BEEN PAID FROM THE GENERAL FUND. THE STATE TREASURER MAY PAY FROM THE FUND SOME OR ALL OF THE PORTION OF THE WARRANT REQUIRED TO BE ISSUED AFTER JULY 1, 2022, UNDER SECTION 24-51-414 (1)(a) THAT WOULD HAVE OTHERWISE BEEN PAID FROM THE GENERAL FUND." | 34 35 36 37 38 39 40 41 42 |
| Business, Labor, & Technology | After consideration on the merits, the Committee recommends that SB21-186 be postponed indefinitely. | 43 44 45 46 47 |
| Business, Labor, & Technology | After consideration on the merits, the Committee recommends that SB21-060 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 48 49 50 51 |
| | Amend printed bill, page 2, strike lines 2 and 3 and substitute: | 52 53 |
| | "SECTION 1. In Colorado Revised Statutes, 40-15-102, add (5.7) as follows:" | 54 55 56 |
| | Page 3, strike lines 1 through 12. | 57 58 |
| | Page 3, strike lines 21 and 22 and substitute "(10.5); repeal (10.6); and add (6.5) and (8)(a)(V) as". | 59 60 61 |
| | Page 3, strike line 27. | 62 63 |
| | Strike pages 4 and 5. | 64 65 |
| | Page 6, strike lines 1 through 8. | 66 67 |
| | Page 6, line 12, strike "THAT EITHER:" and substitute "THAT:". | 68 69 |

Page 6, line 17, strike "OR".

Page 6, line 19, strike "INCOME," and substitute "INCOME; OR
(III) ARE LOCATED IN CRITICALLY UNSERVED AREAS OF THE STATE. A
HOUSEHOLD IS ELIGIBLE FOR REIMBURSEMENT UNDER THIS SUBSECTION
(6.5)(a)(III) ONLY:
(A) FOR BROADBAND SERVICE PROVIDED BY A SATELLITE PROVIDER;
(B) WITH RESPECT TO THE HOUSEHOLD'S PRIMARY RESIDENCE; AND
(C) IF THE BOARD DETERMINES THAT BUILD-OUT OF BROADBAND
SERVICE IS UNLIKELY.".

Page 7, strike lines 11 through 27.

Page 8, strike lines 1 through 23 and substitute:

"(a) (V) ON OR BEFORE NOVEMBER 1, 2021, THE DEPARTMENT OF
TRANSPORTATION SHALL SUBMIT A MAP OR MAPS TO THE BOARD IDENTIFYING
ANY BROADBAND INFRASTRUCTURE OR EXCESS CAPACITY THAT THE
DEPARTMENT COULD LEASE FOR THE DEPLOYMENT OF BROADBAND IN THE
STATE.".

Page 8, line 24, strike "(a)" and substitute "(a)".

Page 9, after line 2 insert:

"(b) (I) NOTWITHSTANDING SUBSECTION (10.5)(a) OF THIS SECTION, THE
BOARD SHALL RECEIVE ANY FEDERAL COVID-19 FUNDING AWARDED TO THE
STATE FOR BROADBAND DEPLOYMENT AND SHALL EXPEND THE MONEY IN
ACCORDANCE WITH FEDERAL GUIDELINES FOR USE OF THE MONEY, EVEN IF SUCH
USE OF THE MONEY FALLS OUTSIDE THE REQUIREMENTS FOR USE OF BROADBAND
DEPLOYMENT GRANT MONEY SET FORTH IN THIS SECTION. THE HCSM
THIRD-PARTY CONTRACTOR SHALL MAINTAIN ANY FEDERAL COVID-19
FUNDING AWARDED FOR BROADBAND DEPLOYMENT IN A SEPARATE ACCOUNT OF
THE HCSM THAT IS DEDICATED TO ALLOCATING FEDERAL COVID-19 FUNDING
FOR BROADBAND DEPLOYMENT. THE COMMISSION IS AUTHORIZED TO DISBURSE
ANY MONEY FROM THE ACCOUNT AS DIRECTED BY THE BOARD.

(II) AS USED IN THIS SUBSECTION (10.5)(b):
(A) "COVID-19 PANDEMIC" MEANS THE PANDEMIC RESULTING FROM
THE CORONAVIRUS DISEASE 2019 CAUSED BY THE SEVERE ACUTE RESPIRATORY
SYNDROME CORONAVIRUS 2, ALSO KNOWN AS SARS-COV-2.
(B) "FEDERAL COVID-19 FUNDING" MEANS FEDERAL MONEY AWARDED
TO THE STATE IN RESPONSE TO, AND FOR THE PURPOSE OF HELPING THE STATE
RECOVER FROM, THE COVID-19 PANDEMIC.
(III) THIS SUBSECTION (10.5)(b) IS REPEALED, EFFECTIVE SEPTEMBER
1, 2025.".

Page 12, strike lines 19 through 27.

Strike pages 13 through 15.

Page 16, strike lines 1 through 3.

Re-number succeeding section accordingly.

Finance After consideration on the merits, the Committee recommends that **HB21-1177** 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 **SB21-1152** 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 **HB21-1154** 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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Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **HB21-1102** 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 7 through 24 and substitute:

"(2) A PET STORE THAT SELLS OR OFFERS FOR SALE DOGS OR CATS SHALL:".

Renumber succeeding subsections accordingly.

Page 3, line 25, strike "(I)" and substitute "(a)".

Page 4, line 2, strike "(II)" and substitute "(b)".

Page 4, line 7, strike "(III)" and substitute "(c)".

Page 4, line 10, strike "(A)" and substitute "(I)".

Page 4, line 11, strike "(B)" and substitute "(II)".

Page 4, line 14, strike "(C)" and substitute "(III)".

Page 4, strike lines 18 through 22.

Renumber succeeding subsection accordingly.

MESSAGE FROM THE HOUSE

April 6, 2021

Mr. President:

The House has adopted and returns herewith SJR21-008, 009, 010, 011, 012, 013, and 015.

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-234 by Senator(s) Jaquez Lewis and Sonnenberg; also Representative(s) Cutter and Holtorf-- Concerning creation of the agriculture and drought resiliency fund, and, in connection therewith, transferring money from the general fund to the fund and making an appropriation.
Agriculture & Natural Resources

SB21-235 by Senator(s) Jaquez Lewis; also Representative(s) Bernett and McCormick--Concerning additional funding for programs of the department of agriculture to support increased efficiency in agricultural operations, and, in connection therewith, making an appropriation.
Agriculture & Natural Resources

SB21-236 by Senator(s) Story and Sonnenberg; also Representative(s) Tipper and Van Beber-- Concerning increasing the capacity of quality early childhood education through grant programs, and, in connection therewith, making an appropriation.
Education

COMMITTEE OF REFERENCE REPORTS

Health & Human Services After consideration on the merits, the Committee recommends that **SB21-137** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, line 7, strike "2022-23" and substitute "2023-24".

Page 4, line 8, strike "two" and substitute "two THREE".

Page 8, line 9, after "FOR" insert "THE PARENT OF".

Page 15, lines 4 and 5, strike "SEPTEMBER 1, 2021," and substitute "JANUARY 1, 2022,".

Page 16, line 2, strike "SHALL" and substitute "MAY".

Page 16, line 11, strike "PRIORITIZE" and substitute "CONSIDER".

Page 17, strike line 19 and substitute "DISORDER OR CO-OCCURRING SUBSTANCE USE AND MENTAL HEALTH DISORDER.".

Page 17, strike line 23 and substitute "USE DISORDER OR CO-OCCURRING SUBSTANCE USE AND MENTAL HEALTH DISORDER IN RECOVERY TO".

Page 17, strike line 27 and substitute "DISORDER OR CO-OCCURRING SUBSTANCE USE AND MENTAL HEALTH DISORDER AND THEIR FAMILY".

Page 18, line 3, strike "AND CO-OCCURRING" and substitute "DISORDER OR CO-OCCURRING SUBSTANCE USE AND".

Page 19, line 9, strike "2022," and substitute "2023,".

Page 21, after line 15 insert:

"SECTION 19. In Colorado Revised Statutes, 17-1-113.4, **amend** (2) and (4)(b); and **add** (3.5) as follows:

17-1-113.4. Opioid treatment for a person in custody - definitions.

(2) (a) Qualified medication administration personnel may, in accordance with a written physician's order, administer opioid agonists and opioid antagonists FOR THE TREATMENT OF AN OPIOID USE DISORDER pursuant to subsection (1) of this section.

(b) AS FUNDING AND SUPPLIES ALLOW, IF A PERSON IN CUSTODY IS TREATED FOR AN OPIOID USE DISORDER PURSUANT TO THIS SECTION, THE CORRECTIONAL FACILITY OR PRIVATE CONTRACT PRISON SHALL OFFER THE PERSON, UPON RELEASE FROM THE FACILITY, AT LEAST TWO DOSES OF AN OPIOID REVERSAL MEDICATION, IN A FORM APPROVED BY THE FEDERAL DRUG ADMINISTRATION, AND PROVIDE EDUCATION TO THE PERSON ABOUT THE APPROPRIATE USE OF THE MEDICATION.

(3.5) NOTHING IN THIS SECTION IMPOSES CIVIL OR CRIMINAL LIABILITY ON A LOCAL OR STATE LAW ENFORCEMENT AGENCY OR LAW ENFORCEMENT OFFICER WHEN ORDINARY CARE IS USED IN THE ADMINISTRATION OR PROVISION OF AN OPIOID REVERSAL MEDICATION IN CASES WHEN AN INDIVIDUAL APPEARS TO BE EXPERIENCING AN OPIOID OVERDOSE.

(4) As used in this section, unless the context otherwise requires:

(b) "Opioid antagonist" means naltrexone, AN OPIOID REVERSAL MEDICATION, or any similarly acting drug USED FOR THE TREATMENT OF AN OPIOID USE DISORDER that is not a controlled substance and that is approved by the federal food and drug administration for the treatment of an opioid use disorder."

SECTION 20. In Colorado Revised Statutes, 18-18-607, **amend** (4) as follows:

18-18-607. Safe stations - disposal of controlled substances - medical evaluation - definition. (4) As used in this section, unless the context otherwise requires, a "safe station" means any municipal police station OR county sheriff's office. ~~or municipal, county, or fire protection district fire station."~~

SECTION 21. In Session Laws of Colorado 2020, **amend** section 27-81-102 (13.8), Colorado Revised Statutes, as added by section 12 of chapter 286, as follows:

Section 12. In Colorado Revised Statutes, 27-81-102, amend (14); amend as it exists until July 1, 2022, (1); amend as it will become effective July

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1, 2022, (1); add (9.4); add with amended and relocated provisions (6.5), (9.2), (13.6), and (13.9); add with amended and relocated provisions as it exists until July 1, 2022, (1.2) **and (13.8)**; and add with amended and relocated provisions as they will become effective July 1, 2022, (1.2) and (13.8) as follows:

27-81-102. Definitions. As used in this article 81, unless the context otherwise requires:

(13.8) [**Formerly 27-82-102 (13.5) as it is effective until July 1, 2022**] "Substance use disorder" means a condition by which a person habitually uses drugs or uses drugs to the extent that his or her health is substantially impaired or endangered or his or her social or economic function is substantially disrupted. ~~Nothing in this subsection (13.5) precludes the denomination of a person with a substance use disorder as a person under the influence of or incapacitated by drugs.~~ A CHRONIC RELAPSING BRAIN DISEASE, CHARACTERIZED BY RECURRENT USE OF ALCOHOL, DRUGS, OR BOTH, CAUSING CLINICALLY SIGNIFICANT IMPAIRMENT, INCLUDING HEALTH PROBLEMS, DISABILITY, AND FAILURE TO MEET MAJOR RESPONSIBILITIES AT WORK, SCHOOL, OR HOME.

(13.8) [**Formerly 27-82-102 (13.5) as it will become effective July 1, 2022**] "Substance use disorder" means a chronic relapsing brain disease, characterized by recurrent use of alcohol, drugs, or both, causing clinically significant impairment, including health problems, disability, and failure to meet major responsibilities at work, school, or home."

Renumber succeeding sections accordingly.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB21-1018** 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

After consideration on the merits, the Committee recommends that **SB21-1097** 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 COLORADO TRAUMATIC BRAIN INJURY TRUST FUND BOARD

effective June 30, 2020 for terms expiring June 30, 2023:

Renee Charlifue-Smith of Centennial, Colorado, appointed;

Daniel Lindberg of Denver, Colorado, appointed.

RECALL OF HB21-1031

Senator Fenberg moved for recall of **HB21-1031** 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 Fenberg, 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.

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CONSIDERATION OF RESOLUTIONS

SJR21-014 by Senator(s) Coleman; also Representative(s) Exum--Concerning the recognition of Alpha Day in remembrance of Dr. Martin Luther King, Jr.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, 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:

SB21-167 by Senator(s) Holbert and Bridges; also Representative(s) Gray and Larson--Concerning the regulation of child care centers.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Buckner, Cooke, Coram, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Rankin, Scott, Simpson, Sonnenberg, Winter, and Woodward.

HB21-1072 by Representative(s) Froelich; also Senator(s) Fields and Jaquez Lewis--Concerning equal access to services related to out-of-home placements.
Public & Behavioral Health & Human Services

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

| YES | 20 | NO | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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, Garcia, Ginal, Kolker, Moreno, Pettersen, Story, Winter, and Zenzinger.

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

HB21-1123 by Representative(s) Michaelson Jenet and Larson; also Senator(s) Fields and Smallwood-- Concerning a CAPS check for substantiated cases of mistreatment of an at-risk adult.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 1, page(s) 400-401 and placed in members' bill files.)

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

HB21-1130 by Representative(s) Michaelson Jenet and Bradfield; also Senator(s) Kolker and Gardner-- Concerning expanding the community transition specialist program.

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1123 as amended, HB21-1130

Committee of the Whole

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

SB21-119

by Senator(s) Bridges and Lundeen; --Concerning increasing access in high school to high-quality credentials within the career development success program.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, March 18, page(s) 289 and placed in members' bill files.)

Amendment No. 2(L.004), by Senator Bridges.

Amend printed bill, page 9, line 15, after "program" insert "AND NON-REGISTERED APPRENTICESHIP PROGRAM".

Amendment No. 3(L.005), by Senator Bridges.

Amend the Education Committee Report, dated March 17, 2021, page 1, strike lines 15 through 17.

Page 2, strike line 1 and substitute "Page 8, strike lines 15 and 16 and substitute:

"(III) THE CREDENTIAL PATHWAY MUST INCLUDE CONCURRENT ENROLLMENT COURSES, AS PROVIDED IN THE CONCURRENT ENROLLMENT PROGRAMS ACT, ARTICLE 35 OF THIS TITLE 22, AND BE".

Amendment No. 4(L.006), by Senator Bridges.

Amend printed bill, page 14, after line 18 insert:

"SECTION 3. In Colorado Revised Statutes, 23-1-135, amend (3)(b)(I) as follows:

23-1-135. Department directive - undergraduate degree and certificate programs - annual return on investment report - definition - repeal. (3) (b) The return on investment report must include information concerning the undergraduate degree and certificate programs offered at each institution including, at a minimum:

(I) The number of students enrolled in the undergraduate degree or certificate program and the number of degrees and certificates awarded annually for the program, SPECIFICALLY IDENTIFYING THE NUMBER OF HIGH SCHOOL STUDENTS ENROLLED AND THE NUMBER OF DEGREES AND CERTIFICATES AWARDED THROUGH THE CAREER DEVELOPMENT SUCCESS PROGRAM CREATED IN SECTION 22-54-138;".

Re-number succeeding section accordingly.

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

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SB21-072 by Senator(s) Hansen and Coram; also Representative(s) Valdez A.--Concerning the expansion of electric transmission facilities to enable Colorado to meet its clean energy goals, and, in connection therewith, creating the Colorado electric transmission authority, requiring transmission utilities to join regional transmission organizations, and allowing additional classes of transmission utilities to obtain revenue through the colocation of broadband facilities within their existing rights-of-way.

Laid over until Wednesday, April 7, retaining its place on the calendar.

SB21-173 by Senator(s) Gonzales and Moreno, Fenberg, Kolker, Pettersen, Story, Winter; also Representative(s) Caraveo and Gonzales-Gutierrez, Duran, Jackson, Lontine, Michaelson Jenet, Roberts, Sirota, Woodrow--Concerning rights related to residential rental agreements.

Laid over until Wednesday, April 7, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-119 as amended
Laid over until 04/07/2021: SB21-072, SB21-173

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-078 by Senator(s) Jaquez Lewis and Danielson; also Representative(s) Sullivan and Herod--Concerning the responsibility of an individual firearm owner to report a missing firearm.

Senator Jaquez Lewis moved that the Senate concur in House amendments to **SB21-078**, as printed in House journal, April 1 and April 5, page(s)513-514, and 540. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

On motion of Senator Fields, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
COLORADO HEALTHCARE AFFORDABILITY
AND SUSTAINABILITY ENTERPRISE (CHASE)

for a term expiring May 15, 2021:

Robert John Vasil of Larkspur, Colorado to serve as an employee of a hospital in Colorado, occasioned by the resignation of Kathryn Jean Ashenfelter of Denver, Colorado, appointed.

for a term expiring May 15, 2023:

Jeremy Springston of Highlands Ranch, Colorado, an employee of a hospital in Colorado, occasioned by the resignation of Peggy Jordan Burnette of Denver, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MESSAGE FROM THE HOUSE

April 6, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1216.

The House has passed on Third Reading and returns herewith SB21-096, 141, and 157.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1222 and 1186, amended as printed in House Journal, April 5, 2021.

In response to the request of the Senate for the recall of HB21-1031, the bill is transmitted herewith.

RECONSIDERATION OF HB21-1031

HB21-1031 by Representative(s) Daugherty and Woog; also Senator(s) Lee and Gardner--Concerning continuing jurisdiction to modify family law orders during the pendency of an appeal.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **HB21-1031**.

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:

HB21-1031 by Representative(s) Daugherty and Woog; also Senator(s) Lee and Gardner--Concerning continuing jurisdiction to modify family law orders during the pendency of an appeal.

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.002) , by Senator Gardner.

Amend rerevised bill, page 3, line 1, strike "House Bill 21- ___," and substitute "House Bill 21-1031,".

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

April 6, 2021

Mr. President:

The House has adopted and returns herewith SJR21-014.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1216.

Without comment, as amended, HB21-1186 and 1222.

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-237 by Senator(s) Donovan; also Representative(s) McCluskie--Concerning creation of the Colorado forest health council in the department of natural resources, and, in connection therewith, repealing the forest health advisory council within the state forest service.
Agriculture & Natural Resources

HB21-1051 by Representative(s) Geitner and Bird; also Senator(s) Pettersen--Concerning publicly available information about applicants for public employment.
State, Veterans, & Military Affairs

HB21-1108 by Representative(s) Esgar; also Senator(s) Moreno--Concerning updates to prohibitions against gender-based discrimination to clarify the individuals who are included in a protected class.
Judiciary

HB21-1121 by Representative(s) Jackson and Jodeh, Caraveo, Weissman, Sirota; also Senator(s) Gonzales, Story--Concerning protections for residential tenants related to actions by landlords.
State, Veterans, & Military Affairs

HB21-1187 by Representative(s) Young and Pelton; also Senator(s) Winter and Rankin--Concerning the implementation of case management redesign to ensure conflict-free case management for members eligible for long-term services and supports under the medicaid program.
Health & Human Services

HB21-1218 by Representative(s) Duran and Bockenfeld; also Senator(s) Danielson and Garcia--Concerning organizational requirements to qualify applicants to be issued the Colorado professional fire fighters license plate.
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HB21-1223 by Representative(s) McLachlan and Soper; also Senator(s) Story and Coram--Concerning the creation of the outdoor recreation industry office in the office of economic development. Agriculture & Natural Resources

Journal correction:

Page 429, Lines 17-18: Insert "Co-sponsor(s) added: Bridges, Gardener, Jaquez Lewis, Lundeen, Moreno, Smallwood, and Winter."

On motion of Senator Story, the Senate adjourned until 9:00 a.m., Wednesday, April 7, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 54th Legislative Day

 Wednesday, April 7, 2021

| | | |
|------------------------|--|----|
| Prayer | By Senator Holbert | 10 |
| Call to Order | By the President <i>Pro Tempore</i> at 9:00 a.m. | 11 |
| Roll Call | Present--29 | 12 |
| | Absent--2, Fields, Pettersen | 13 |
| | Excused--4, Buckner, Liston, Priola, Zenzinger | 14 |
| | Present later--4, Buckner, Fields, Pettersen, Zenzinger | 15 |
| | Remote--1, Scott | 16 |
| Quorum | The President <i>Pro Tempore</i> announced a quorum present. | 17 |
| Pledge | By Senator Bridges | 18 |
| Reading of the Journal | On motion of Senator Coleman, reading of the Journal of Tuesday, April 7, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 19 |

SENATE SERVICES REPORT

Correctly Printed: SB21-234, 235, 236, and 237.
Correctly Engrossed: SB21-119; SJR21-014.
Correctly Reengrossed: SB21-167.
Correctly Revised: HB21-1123 and 1130.
Correctly Rerevised: HB21-1031 and 1072.
Correctly Enrolled: SB21-078, 096, 141, and 157.

COMMITTEE OF REFERENCE REPORTS

| | | |
|--|--|----|
| Trans- portation & Energy | After consideration on the merits, the Committee recommends that SB21-170 be postponed indefinitely . | 20 |
| Trans- portation & Energy | After consideration on the merits, the Committee recommends that HB21-1131 be referred to the Committee of the Whole with favorable recommendation. | 21 |
| 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: | 22 |

**MEMBERS OF THE
COLORADO CIVIL RIGHTS COMMISSION**

for terms expiring March 13, 2024:

Ajay Menon of Fort Collins, Colorado, to serve as a representative of statewide chamber of commerce, and as an Unaffiliated, reappointed;

Cherylin Peniston of Thornton, Colorado, to serve as a representative of an employee association that represents workers in Colorado, and as a Democrat, 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 CIVIL RIGHTS COMMISSION

effective March 14, 2021 for terms expiring March 13, 2025:

Jeremy Ross of Lakewood, Colorado, to serve as a representative of an employee association, and as an Unaffiliated, reappointed;

Charles Fredrick Garcia of Denver, Colorado to serve as a representative of the community at large, and as an Unaffiliated, reappointed.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB21-198** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1119** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB21-188** 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 12 and substitute:

"SECTION 1. In Colorado Revised Statutes, 1-5-706, **amend** (2)(c); and **add** (1.5) as follows:

1-5-706. Ballot access for voters with a disability. (1.5) IN ADDITION TO THE PROCEDURES SPECIFIED IN SUBSECTION".

Page 2, line 21, after "must" insert "INCLUDE A SIGNED AFFIDAVIT OR A COPY OF AN ACCEPTABLE FORM OF IDENTIFICATION AS DEFINED IN SECTION 1-1-104 (19.5) AND MUST".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1047** 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 24, after "the" insert "SECOND".

Page 7, strike lines 25 through 27 and substitute "odd-numbered year following such census."

Page 8, strike lines 1 through 8 and substitute "IF A DISTRICT IS REVISED OR ALTERED IN ACCORDANCE WITH THIS SUBSECTION (4) IN A MANNER THAT EXCLUDES THE RESIDENCE OF A COUNTY COMMISSIONER ELECTED TO REPRESENT THE DISTRICT, THE COUNTY COMMISSIONER REMAINS ELIGIBLE AND MAY CONTINUE TO HOLD THE OFFICE OF COUNTY COMMISSIONER UNTIL HIS OR HER TERM OF OFFICE EXPIRES."

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Page 10, line 18, after "MEANS THE" insert "SECOND ODD-NUMBERED".

Page 15, line 17, after "COMMITTEE" insert "AND,".

Page 16, line 10, strike "PART 1" and substitute "PART 2".

Page 19, strike lines 11 through 23 and substitute:

"(5) SO LONG AS THE COMMISSION HAS COMPLIED WITH THE REQUIREMENTS OF SUBSECTIONS (1) THROUGH (4) OF THIS SECTION, IN ADOPTING A COUNTY COMMISSIONER REDISTRICTING PLAN, THE COMMISSION MAY CONSIDER CONGRESSIONAL DISTRICTS, STATE HOUSE OF REPRESENTATIVE DISTRICTS, AND STATE SENATE DISTRICTS IN ORDER TO MINIMIZE THE NUMBER OF NECESSARY VOTING PRECINCTS IN A COUNTY."

Page 20, line 1, strike "DECEMBER 29" and substitute "SEPTEMBER 30".

Page 20, line 20, strike "PLAN," and substitute "PLANS,".

Page 21, line 25, strike "DECEMBER 29" and substitute "SEPTEMBER 30".

Page 22, line 8, strike "NEXT ELECTION CONCERNING" and substitute "EXPIRATION OF HIS OR HER TERM OF OFFICE,".

Page 22, strike line 9.

Page 22, line 10, strike "COMMISSIONER,".

**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:

HB21-1123 by Representative(s) Michaelson Jenet and Larson; also Senator(s) Fields and Smallwood-- Concerning a CAPS check for substantiated cases of mistreatment of an at-risk adult.

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

| YES | 31 | NO | 0 | EXCUSED | 4 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | E | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | E | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | E |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Danielson, Garcia, Ginal, Kolker, Lee, Pettersen, Story, and Winter.

HB21-1130 by Representative(s) Michaelson Jenet and Bradfield; also Senator(s) Kolker and Gardner-- Concerning expanding the community transition specialist program.

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

| YES | 30 | NO | 1 | EXCUSED | 4 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | E | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | E | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | E |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Garcia, Ginal, Moreno, Pettersen, Story, and Winter.

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:

SB21-119 by Senator(s) Bridges and Lundeen; also Representative(s) Esgar and Geitner--Concerning increasing access in high school to high-quality credentials within the career development success program.

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

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | E | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | E |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Garcia, Ginal, Gonzales, Hisey, Jaquez Lewis, Kirkmeyer, Lee, Moreno, Pettersen, Rankin, Scott, Simpson, Smallwood, Story, Winter, and Woodward.

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--Consent Calendar, and Senator Rodriguez 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:

SB21-191 by Senator(s) Donovan; also Representative(s) McLachlan and McCluskie--Concerning the removal of residency requirements for student members to serve on the board of trustees for Western Colorado university.

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

HB21-1052 by Representative(s) McKean; also Senator(s) Woodward--Concerning the inclusion of pumped hydroelectric energy generation in the definition of "eligible energy resources" for purposes of meeting Colorado's renewable energy standard.

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 Rodriguez, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | E | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | E |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-191; HB21-1052

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB21-177, SB21-061, SB21-072, SB21-173, SB21-116, HB21-1106) of Wednesday, April 7, was laid over until Thursday, April 8, retaining its place on the calendar.

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

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

MEMBERS OF THE
COLORADO STUDENT LEADERS INSTITUTE EXECUTIVE BOARD

for terms expiring July 7, 2022:

Ronald Arguello of Arvada, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

Nina Safane of Denver, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

Kristin Mason of Pueblo, Colorado, to serve as an educator in a high school in a rural district, appointed;

Kenneth Marquez of Alamosa, Colorado, to serve as a person employed as teaching faculty or administrator at an institution of higher education in Colorado, appointed.

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | E | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | E |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-012, 073, and 121.
The President has signed: SJR21-007, 008, 009, 010, 011, 012, 013, 014, and 015.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

- Education After consideration on the merits, the Committee recommends that **SB21-182** be **postponed indefinitely**.
- Judiciary After consideration on the merits, the Committee recommends that **SB21-195** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

INTRODUCTION OF BILLS -- FIRST READING

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

- HB21-1216** by Representative(s) Valdez A. and Van Winkle; also Senator(s) Gonzales--Concerning the ability for certain marijuana licensees to change the designation of marijuana from retail to medical.
Finance
- HB21-1222** by Representative(s) Valdez A. and Van Winkle; also Senator(s) Smallwood and Winter--Concerning aligning local governing authority regulations to expand opportunities to access child care in family child care homes.
State, Veterans, & Military Affairs

MESSAGE FROM THE GOVERNOR

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

April 5, 2021

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
BOARD OF TRUSTEES FOR
WESTERN STATE COLORADO UNIVERSITY

for a term expiring December 31, 2024:

Alvina Maria Vasquez of Wheat Ridge, Colorado, a Democrat, occasioned by the resignation of Annelise Mae Loevlie of Golden, Colorado, appointed.

Sincerely,
(signed)

Jared Polis
Governor

Rec'd: 4/6/21

Andrew Carpenter, Assistant Secretary of the Senate

Committee on Education

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-026, 078, 141, and 157.

On motion of Senator Moreno, the Senate adjourned until 9:00 a.m., Thursday, April 8, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 55th Legislative Day

 Thursday, April 8, 2021

| | | |
|------------------------|--|----|
| Prayer | By Senator Fields | 10 |
| Call to Order | By the President at 9:00 a.m. | 11 |
| Roll Call | Present--34 | 12 |
| | Excused--1, Scott | 13 |
| | Present later--1, Scott | 14 |
| | Remote--1, Scott | 15 |
| Quorum | The President announced a quorum present. | 16 |
| Pledge | By Senator Buckner | 17 |
| Reading of the Journal | On motion of Senator Coleman, reading of the Journal of Wednesday, April 7, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 18 |
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SENATE SERVICES REPORT

Correctly Engrossed: SB21-191.
Correctly Reengrossed: SB21-119.
Correctly Revised: HB21-1052.
Correctly Rerevised: HB21-1123 and 1130.

COMMITTEE OF REFERENCE REPORTS

| | | |
|-------------------------|---|----|
| Health & Human Services | After consideration on the merits, the Committee recommends that SB21-154 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation. | 41 |
| | Amend printed bill, page 4, line 24, strike "(1)(b)(I) and". | 42 |
| | Page 4, line 26, strike "(1) (b) The". | 43 |
| | Page 4, strike line 27. | 44 |
| | Page 5, strike lines 1 through 8. | 45 |
| | Page 5, line 12, after "CENTER," insert "CREATED IN SECTION 27-60-103.5,". | 46 |
| | Page 5, strike lines 24 through 27 and substitute " behavioral health crisis services ". | 47 |
| | Page 6, strike lines 1 through 3. | 48 |
| | Page 6, line 13, strike "CONTRACT WITH" and substitute "FUND". | 49 |
| | Page 6, strike line 14 and substitute "TO PROVIDE INTERVENTION". | 50 |
| | Page 7, line 19, after "CENTER," insert "INCLUDING CRISIS OUTREACH, STABILIZATION, AND ACUTE CARE PROVIDED IN RESPONSE TO CALLS MADE TO THE 988 CRISIS HOTLINE CENTER,". | 51 |
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Page 7, after line 21 insert:

"(d) ANY REVENUE GENERATED THROUGH THE 988 SURCHARGE OR THE PREPAID WIRELESS 988 CHARGE CREATED IN ARTICLE 17.5 OF TITLE 40 DO NOT SUPPLANT AND ARE IN ADDITION TO ANY MONEY APPROPRIATED TO THE STATE DEPARTMENT FOR THE BEHAVIORAL HEALTH CRISIS RESPONSE SYSTEM CREATED IN SECTION 27-60-103.

(5) THE STATE DEPARTMENT SHALL CONSIDER RECOMMENDATIONS FROM THE STATE'S 988 PLANNING COMMITTEE TO DETERMINE HOW THE 988 CRISIS HOTLINE CENTER WILL INTERACT WITH THE TWENTY-FOUR-HOUR TELEPHONE CRISIS SERVICES ESTABLISHED IN SECTION 27-60-103 (1)(b)(I).

(6) BEGINNING JANUARY 1, 2023, AND EACH JANUARY 1 THEREAFTER, THE STATE DEPARTMENT SHALL SUBMIT INFORMATION ABOUT THE USAGE OF THE 988 CRISIS HOTLINE CENTER AND SERVICES PROVIDED TO THE FEDERAL SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION, AND INFORMATION ABOUT THE EXPENDITURES OF THE 988 SURCHARGE CASH FUND TO THE FEDERAL COMMUNICATIONS COMMISSION."

Page 7, after line 25 insert:

"40-17.5-101. Legislative declaration. (1) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT NOTHING IN THIS ARTICLE 17.5 SHALL BE CONSTRUED:

(a) TO ALTER THE METHOD OF REGULATION OR DEREGULATION OF PROVIDERS OF TELECOMMUNICATIONS SERVICES AS SET FORTH IN ARTICLE 15 OF TITLE 40; OR

(b) TO IMPOSE A TAX. THE PRIMARY PURPOSE OF THE CHARGES AND SURCHARGES AUTHORIZED IN THIS ARTICLE 17.5 IS TO DEFRAY THE REASONABLE DIRECT AND INDIRECT COSTS OF PROVIDING SERVICES THROUGH THE 988 CRISIS HOTLINE CENTER CREATED IN SECTION 27-60-103.5."

Page 7, line 26, strike "**40-17.5-101.**" and substitute "**40-17.5-102.**"

Page 8, line 16, strike "40-17.5-102." and substitute "40-17.5-103."

Page 9, line 7, strike "**40-17.5-102.**" and substitute "**40-17.5-103.**"

Page 10, line 8, strike "40-17.5-103" and substitute "40-17.5-104".

Page 10, line 25, strike "40-17.5-103." and substitute "40-17.5-104."

Page 10, after line 25 insert:

"(4) THE 988 SURCHARGE IMPOSED BY THIS SECTION IS THE ONLY DIRECT 988 FUNDING OBLIGATION IMPOSED UPON SERVICE USERS IN THE STATE. NO TAX, FEE, SURCHARGE, OR OTHER CHARGE TO FUND THE 988 CRISIS HOTLINE IS IMPOSED BY THE STATE, ANY POLITICAL SUBDIVISION OF THE STATE, OR ANY INTERGOVERNMENTAL AGENCY UPON A SELLER OR CONSUMER WITH RESPECT TO THE SALE, PURCHASE, USE, OR PROVISION OF 988 ACCESS CONNECTION IN THE STATE."

Re-number succeeding subsections accordingly.

Page 11, line 1, strike "**40-17.5-103.**" and substitute "**40-17.5-104.**"

Page 11, line 3, strike "40-17.5-102" and substitute "40-17.5-103".

Page 11, strike lines 7 and 8 and substitute "SEPARATELY OR ON THE SAME LINE ITEM AS THE 911 SURCHARGE CREATED IN SECTION 29-11-102.3, PROVIDED THAT THE REVENUES COLLECTED FROM THE 988 AND 911 SURCHARGES ARE NOT COMBINED IN ANY WAY AND ARE COLLECTED AND REMITTED TO THE COMMISSION SEPARATELY."

Page 11, line 15, strike "40-17.5-102" and substitute "40-17.5-103".

Page 13, line 15, strike "**40-17.5-104.**" and substitute "**40-17.5-105.**"

Page 17, after line 20 insert:

"40-17.5-105. Immunity of providers. NO SERVICE PROVIDER OR SERVICE SUPPLIER, OR ANY EMPLOYEE OR AGENT THEREOF, SHALL BE LIABLE FOR ANY DAMAGES IN A CIVIL ACTION FOR INJURIES, DEATH, OR LOSS TO PERSON OR PROPERTY INCURRED AS A RESULT OF ANY ACT OR OMISSION OF SUCH SERVICE

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PROVIDER, SERVICE SUPPLIER, EMPLOYEE, OR AGENT IN CONNECTION WITH DEVELOPING, ADOPTING, IMPLEMENTING, MAINTAINING, ENHANCING, OR PROVIDING 988 ACCESS CONNECTION OR SERVICE, UNLESS SUCH DAMAGE OR INJURY WAS INTENTIONALLY CAUSED BY OR RESULTED FROM GROSS NEGLIGENCE OF THE PROVIDER, SUPPLIER, EMPLOYEE, OR AGENT."

Health & Human Services

After consideration on the merits, the Committee recommends that **SB21-201** 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 "(6);" and substitute "(6)".

Page 2, strike lines 3 through 13.

Page 3, strike lines 1 through 27 and substitute "as follows:

26-6-103. Application of part - study - definition. (6) On or before July 1, 2021, and every year ONGOING thereafter, the department shall report the number of cease-and-desist orders issued to child care providers who are operating outside the exemptions described in this section ON THE PORTION OF ITS STATE CHILD CARE PROVIDER WEBSITE THAT IS ACCESSIBLE TO FAMILIES, AND IN AN ACCESSIBLE AND PROMINENT MANNER, THE NAME AND LOCATION OF ANY CHILD CARE PROVIDER WHO IS OPERATING OUTSIDE THE EXEMPTIONS DESCRIBED IN THIS SECTION AND TO WHOM ONE OR MORE CEASE-AND-DESIST ORDERS HAVE BEEN ISSUED. IF MORE THAN ONE CEASE-AND-DESIST ORDER HAS BEEN ISSUED TO THE SAME PROVIDER, THE WEBSITE MUST INCLUDE THE TOTAL NUMBER OF SUCH ORDERS. THIS REQUIREMENT FOR WEBSITE POSTING FOR CHILD CARE PROVIDERS WHO ARE OPERATING OUTSIDE THE EXEMPTIONS DESCRIBED IN THIS SECTION MUST CONFORM WITH THE REQUIREMENTS FOR WEBSITE POSTING SET FORTH IN THE FEDERAL "CHILD CARE AND DEVELOPMENT BLOCK GRANT ACT OF 1990", 42 U.S.C. SEC. 9858c, FOR LICENSED CHILD CARE PROVIDERS."

Re-number succeeding sections accordingly.

Strike page 4.

Page 5, strike lines 1 through 7 and substitute:

"SECTION 2. In Colorado Revised Statutes, **amend** 26-6-111 as follows:

26-6-111. Injunctive proceedings. The department, in the name of the people of the state of Colorado, through the attorney general of the state, ~~may~~ MUST apply for an injunction in any court of competent jurisdiction to enjoin any person from operating any facility without a license that is required to be licensed under this part 1. ~~An injunction may also be requested by the appropriate county department through the county attorney or retained counsel.~~ IF THE PERSON DOES NOT HAVE A VALID LICENSE PURSUANT TO THIS PART 1 OR DOES NOT MEET THE LICENSING EXEMPTION CRITERIA SET FORTH IN SECTION 26-6-103, YET PROVIDES CHILD CARE, AND HAS A PATTERN OF PROVIDING SUCH CHILD CARE WITHOUT A VALID LICENSE AS REQUIRED BY THIS PART 1, AND DESPITE HAVING RECEIVED NOTIFICATION FROM THE DEPARTMENT THAT THE PERSON OR FACILITY IS IN VIOLATION OF THE LAW, THEN SUCH PERSON IS PROVIDING UNLICENSED AND THEREFORE ILLEGAL CHILD CARE. AT THE TIME THE DEPARTMENT APPLIES FOR AN INJUNCTION, THE DEPARTMENT SHALL NOTIFY LAW ENFORCEMENT OF THE INJUNCTION PROCEEDINGS. If it is established that the defendant has been or is so operating such facility WITHOUT A VALID LICENSE, the court shall enter a decree enjoining ~~said~~ THE defendant from further operating ~~such~~ THE facility unless and until ~~he~~ THE PERSON obtains a license therefor. In case of violation of any injunction issued ~~under the provisions of~~ PURSUANT TO this section, the court may summarily try and punish the offender for contempt of court. Such injunctive proceedings ~~shall be~~ ARE in addition to and not in lieu of the penalty provided in section 26-6-112."

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Health & Human Services

After consideration on the merits, the Committee recommends that **HB21-1022** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 4, after line 17 insert:

"(11) "LICENSED MENTAL HEALTH PROFESSIONAL" MEANS A CERTIFICATE HOLDER OR LICENSEE, AS THOSE TERMS ARE DEFINED IN SECTION 12-245-201, CERTIFIED OR LICENSED PURSUANT TO ARTICLE 245 OF TITLE 12."

Renumber succeeding subsections accordingly.

Health & Human Services

The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointment and recommends that the Senate not approve the confirmation:

MEMBERS OF THE COLORADO CHILDREN'S TRUST FUND BOARD

for terms expiring November 7, 2023:

Deborah J. Kenny, PhD, RN, FAAN of Larkspur, Colorado, to serve as a member with knowledge of child abuse prevention, reappointed;

Heather Ann Meyer of Fort Collins, Colorado, to serve as a parent representative, reappointed.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB21-063** 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 everything after "introductory" and substitute "portion; and **add** (7)(d) as follows:".

Page 2, strike lines 6 through 11 and substitute "~~which~~ THAT complies with EITHER the following requirements OR SUBSECTION (7)(d) OF THIS SECTION:

(d) (I) A MULTIPLE EMPLOYER WELFARE ARRANGEMENT THAT MEETS THE REQUIREMENTS SPECIFIED IN SUBSECTION (7)(c) OF THIS SECTION OTHER THAN SUBSECTION (7)(c)(I) OF THIS SECTION MAY FILE AN APPLICATION FOR A WAIVER WITH THE COMMISSIONER. THE APPLICATION MUST INCLUDE:

(A) A COPY OF THE MULTIPLE EMPLOYER WELFARE ARRANGEMENT'S ARTICLES OF INCORPORATION, CONSTITUTION, TRUST AGREEMENT, BYLAWS, AND ANALOGOUS ORGANIC DOCUMENTS THAT GOVERN THE OPERATION OF THE ARRANGEMENT;

(B) A COPY OF MEMBERSHIP CRITERIA, A STATEMENT OF OWNERSHIP OF THE MULTIPLE EMPLOYER WELFARE ARRANGEMENT'S MEMBERS, AND A SUMMARY OF THE ACTIVITIES AND BENEFITS, OTHER THAN HEALTH PLAN COVERAGE, PROVIDED TO MEMBERS;

(C) A LIST OF NAMES, ADDRESSES, AND OFFICIAL CAPACITIES WITH THE MULTIPLE EMPLOYER WELFARE ARRANGEMENT OF THE INDIVIDUALS WHO WILL BE RESPONSIBLE FOR THE MANAGEMENT AND CONDUCT OF THE AFFAIRS OF THE ARRANGEMENT, INCLUDING ALL TRUSTEES, OFFICERS, AND DIRECTORS, ALONG WITH A FULL DISCLOSURE OF THE EXTENT AND NATURE OF ANY CONTRACTS BETWEEN THE INDIVIDUALS AND THE ARRANGEMENT, INCLUDING POSSIBLE CONFLICTS OF INTEREST;

(D) CRIMINAL BACKGROUND RECORDS. EACH INDIVIDUAL SPECIFIED IN SUBSECTION (7)(d)(I)(C) OF THIS SECTION SHALL SUBMIT A SET OF FINGERPRINTS TO THE COMMISSIONER. THE COMMISSIONER SHALL FORWARD THE FINGERPRINTS TO THE COLORADO BUREAU OF INVESTIGATION FOR THE PURPOSE OF CONDUCTING A STATE AND NATIONAL FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK UTILIZING RECORDS OF THE COLORADO BUREAU OF INVESTIGATION AND THE FEDERAL BUREAU OF INVESTIGATION. THE MULTIPLE EMPLOYER WELFARE ARRANGEMENT SHALL BEAR ONLY THE ACTUAL COSTS OF THE RECORD CHECK. WHEN THE RESULTS OF A FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK OF AN INDIVIDUAL PERFORMED PURSUANT TO THIS SUBSECTION (7)(d)(I)(D) REVEAL A RECORD OF ARREST WITHOUT A DISPOSITION, THE COMMISSIONER SHALL REQUIRE THAT INDIVIDUAL TO SUBMIT TO A

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NAME-BASED CRIMINAL HISTORY RECORD CHECK, AS DEFINED IN SECTION 22-2-119.3 (6)(d).

(E) A COPY OF THE POLICY, CONTRACT, CERTIFICATE, SUMMARY PLAN DESCRIPTION, OR OTHER EVIDENCE OF THE BENEFITS AND COVERAGES PROVIDED TO COVERED EMPLOYEES, INCLUDING FOR EACH FORM OF EVIDENCE A TABLE OF THE RATES CHARGED OR PROPOSED TO BE CHARGED;

(F) A COPY OF THE MULTIPLE EMPLOYER WELFARE ARRANGEMENT'S STOP-LOSS OR EXCESS INSURANCE AGREEMENT, IF ANY;

(G) A COPY OF AUDITED FINANCIAL STATEMENTS OF THE MULTIPLE EMPLOYER WELFARE ARRANGEMENT FOR THE PREVIOUS FIVE YEARS THAT WERE PREPARED BY A LICENSED CERTIFIED PUBLIC ACCOUNTANT, INCLUDING AN ACTUARIAL OPINION; AND

(H) A COPY OF EVERY CONTRACT BETWEEN THE MULTIPLE EMPLOYER WELFARE ARRANGEMENT AND ITS ADMINISTRATOR OR SERVICE COMPANY, INCLUDING, IF APPLICABLE, A COPY OF THE FIDELITY BOND SPECIFIED IN SUBSECTION (7)(d)(II)(C) OF THIS SECTION.

(II) TO QUALIFY FOR A WAIVER, A MULTIPLE EMPLOYER WELFARE ARRANGEMENT MUST:

(A) MAINTAIN UNALLOCATED RESERVES OF NOT LESS THAN TWO MILLION DOLLARS OF MINIMUM SURPLUS PLUS THREE TIMES THE MULTIPLE EMPLOYER WELFARE ARRANGEMENT'S AUTHORIZED CONTROL LEVEL OF RISK-BASED CAPITAL;

(B) BE MANAGED BY AND PROVIDE BENEFITS THROUGH AN ADMINISTRATOR OR SERVICE COMPANY THAT IS IN GOOD STANDING IN ALL OTHER STATES IN WHICH THE ADMINISTRATOR OR SERVICE COMPANY OPERATES, AND IF THE MULTIPLE EMPLOYER WELFARE ARRANGEMENT PROVIDES COVERAGE THROUGH ONE OR MORE BROKERS, THE BROKERS MUST BE LICENSED AS PRODUCERS PURSUANT TO ARTICLE 2 OF THIS TITLE 10;

(C) BE MANAGED BY AN ADMINISTRATOR OR SERVICE COMPANY THAT IS A LICENSED THIRD-PARTY ADMINISTRATOR OR IS COVERED BY A FIDELITY BOND IN THE AMOUNT OF TWO HUNDRED THOUSAND DOLLARS;

(D) MAINTAIN A COMPLAINT SYSTEM THAT COMPLIES WITH SECTION 10-3-1104 (1)(i) AND MAKE THE SYSTEM AVAILABLE TO THE DIVISION UPON REQUEST;

(E) FILE THE MULTIPLE EMPLOYER WELFARE ARRANGEMENT'S PLAN MARKETING MATERIALS WITH THE DIVISION;

(F) PROVIDE TO THE COMMISSIONER QUARTERLY FINANCIAL STATEMENTS TO DEMONSTRATE THAT THE RESERVES REQUIRED PURSUANT TO SUBSECTION (7)(d)(II)(A) OF THIS SECTION ARE BEING MAINTAINED ALONG WITH ANNUAL AUDITED FINANCIAL REPORTS; AND

(G) PROVIDE NONDISCRIMINATORY PLAN COVERAGE TO ITS MEMBERS THAT IS APPLIED EVENLY AND EQUITABLY TO ALL EMPLOYEES OF THE MEMBERS AND THAT MATCHES WHAT IS OTHERWISE REQUIRED OF HEALTH BENEFIT PLANS, INCLUDING ELEMENTS COVERAGE OF ESSENTIAL HEALTH BENEFITS AND COMPLIANCE WITH THE FEDERAL "PATIENT PROTECTION AND AFFORDABLE CARE ACT", AS AMENDED, PUB.L. 111-148; NETWORK PROVIDER REQUIREMENTS AND COMPLIANCE WITH NETWORK ADEQUACY STANDARDS; GUARANTEE ISSUE; AND ANNUAL RATE AND FORM FILINGS WITH THE DIVISION.

(III) THE COMMISSIONER SHALL CONSIDER GRANTING A WAIVER TO A MULTIPLE EMPLOYER WELFARE ARRANGEMENT THAT HAS SUBMITTED A COMPLETE APPLICATION PURSUANT TO SUBSECTION (7)(d)(I) OF THIS SECTION AND THAT IS IN COMPLIANCE WITH SUBSECTION (7)(d)(II) OF THIS SECTION IN ACCORDANCE WITH THE FOLLOWING FACTORS:

(A) WHETHER THE ESTABLISHMENT OF A MULTIPLE EMPLOYER WELFARE ARRANGEMENT HAS THE POTENTIAL TO LOWER INSURANCE COSTS FOR ITS MEMBERS OR PROVIDE ADDITIONAL INSURANCE OPTIONS IN A REGION OR REGIONS OF THE STATE WHERE THERE MAY NOT BE SUFFICIENT COMPETITION;

(B) POTENTIAL IMPACT ON THE FULLY INSURED MARKET;

(C) CONSUMER EXPERIENCE WITH ACCESSING COVERAGE AND THE POTENTIAL FOR CONSUMER HARM;

(D) WHETHER THE ADMINISTRATOR OF THE MULTIPLE EMPLOYER WELFARE ARRANGEMENT HAS DEMONSTRATED FINANCIAL SOUNDNESS SO AS TO NOT JEOPARDIZE THE VIABILITY OF THE ARRANGEMENT OR HARM ITS MEMBERS; AND

(E) OTHER FACTORS THAT DEMONSTRATE THE NEED FOR ADDITIONAL INSURANCE OPTIONS TO INCREASE COMPETITION OR LOWER HEALTH-CARE COSTS FOR CONSUMERS.

(IV) A WAIVER GRANTED PURSUANT TO THIS SUBSECTION (7)(d) SUBJECTS THE MULTIPLE EMPLOYER WELFARE ARRANGEMENT TO THE DIVISION'S

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FULL ENFORCEMENT AUTHORITY AVAILABLE PURSUANT TO THIS TITLE 10 AND ALLOWS THE ARRANGEMENT TO OPERATE PURSUANT TO THIS SUBSECTION (7) FOR TWO YEARS. TO CONTINUE TO OPERATE PURSUANT TO THIS SUBSECTION (7), AN ARRANGEMENT MUST REAPPLY FOR A WAIVER; EXCEPT THAT, IF THE COMMISSIONER GRANTS FIVE CONSECUTIVE WAIVERS PURSUANT TO THIS SUBSECTION (7)(d), AN ARRANGEMENT MAY CONTINUE TO OPERATE PURSUANT TO THIS SUBSECTION (7) WITHOUT AGAIN APPLYING FOR A WAIVER."

**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:

SB21-191 by Senator(s) Donovan; also Representative(s) McLachlan and McCluskie--Concerning the removal of residency requirements for student members to serve on the board of trustees for Western Colorado university.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Bridges, Fields, Moreno, and Zenzinger.

HB21-1052 by Representative(s) McKean; also Senator(s) Woodward--Concerning the inclusion of pumped hydroelectric energy generation in the definition of "eligible energy resources" for purposes of meeting Colorado's renewable energy standard.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Bridges, Buckner, Cooke, Coram, Donovan, Fields, Garcia, Gardner, Ginal, Hisey, Holbert, Kirkmeyer, Kolker, Liston, Lundeen, Moreno, Priola, Rankin, Simpson, Smallwood, and Sonnenberg.

(For further action, see Reconsideration of HB21-1052.)

RECONSIDERATION OF HB21-1052

HB21-1052 by Representative(s) McKean; also Senator(s) Woodward--Concerning the inclusion of pumped hydroelectric energy generation in the definition of "eligible energy resources" for purposes of meeting Colorado's renewable energy standard.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action on **HB21-1052**.

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

HB21-1052 by Representative(s) McKean; also Senator(s) Woodward--Concerning the inclusion of pumped hydroelectric energy generation in the definition of "eligible energy resources" for purposes of meeting Colorado's renewable energy standard.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Coram, Donovan, Fields, Garcia, Gardner, Ginal, Hisey, Holbert, Kirkmeyer, Kolker, Liston, Lundeen, Moreno, Priola, Rankin, Scott, Simpson, Smallwood, and Sonnenberg.

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

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

MESSAGE FROM THE HOUSE

April 8, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1235, 1116, 1133, and 1173.

The House has passed on Third Reading and returns herewith SB21-145.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1236, 1139, 1095, 1084, 1099, 1136, 1006, 1181, 1207, and 1224, amended as printed in House Journal, April 7, 2021.

Upon request of Majority Leader Fenberg, **SB21-208**, **SB21-225**, and **HB21-1018** were removed from the General Orders--Second Reading of Bills Consent Calendar of Thursday, April 8, 2021 and were placed at the end of the General Orders--Second Reading of Bills Calendar of Thursday, April 8, 2021.

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, **HB21-1018** was laid over until Monday, April 12, retaining its place on the calendar.

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:

SB21-206 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod-- Concerning the continuous appropriation of money in the educator licensure cash fund.

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

SB21-207 by Senator(s) Moreno and Rankin, Hansen; also Representative(s) Herod, McCluskie, Ransom--Concerning the transfer of one hundred million dollars from the marijuana tax cash fund to the public school capital construction assistance fund, and, in connection therewith, making an appropriation.

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

SB21-209 by Senator(s) Rankin, Hansen, Moreno; also Representative(s) McCluskie, Herod, Ransom--Concerning the transfer to the general fund of the balances from repealed cash funds.

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

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| SB21-210 | by Senator(s) Hansen, Moreno, Rankin; also Representative(s) Ransom, Herod, McCluskie--Concerning expanding the definition of "electronic monitoring services" to include remote supports for the home- and community-based services waiver for the elderly, blind, and disabled. | 1 2 3 4 5 |
| | Ordered engrossed and placed on the calendar for third reading and final passage. | 6 7 8 |
| SB21-212 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod--Concerning aligning primary care payments with the "Colorado Medical Assistance Act" to maximize federal funds, and, in connection therewith, identifying anticipated federal funds. | 9 10 11 12 |
| | Ordered engrossed and placed on the calendar for third reading and final passage. | 13 14 15 |
| SB21-213 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod--Concerning the increased money received due to the federal "Families First Coronavirus Response Act", and, in connection therewith, making and reducing appropriations. | 16 17 18 19 |
| | Ordered engrossed and placed on the calendar for third reading and final passage. | 20 21 22 |
| SB21-214 | by Senator(s) Hansen, Moreno, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning state payments to licensed hospice facilities for residential care provided to certain persons enrolled in the medical assistance program, and, in connection therewith, making an appropriation. | 23 24 25 26 27 |
| | Ordered engrossed and placed on the calendar for third reading and final passage. | 28 29 30 |
| SB21-216 | by Senator(s) Rankin, Hansen, Moreno; also Representative(s) Herod, McCluskie, Ransom--Concerning the Colorado commission for the deaf, hard of hearing, and deafblind, and, in connection therewith, providing auxiliary services in rural areas of the state for persons who are deaf, hard of hearing, or deafblind and removing the requirement that a not-for-profit entity must be a community-based organization to be eligible to apply to the commission for grant money. | 31 32 33 34 35 36 37 |
| | Ordered engrossed and placed on the calendar for third reading and final passage. | 38 39 40 |
| SB21-217 | by Senator(s) Hansen and Rankin, Moreno; also Representative(s) Herod and McCluskie, Ransom--Concerning adjusting the contract for a market rate study of provider rates for the Colorado child care assistance program from annually to every three years, and, in connection therewith, reducing an appropriation. | 41 42 43 44 45 |
| | <u>Amendment No. 1, Appropriations Committee Amendment.</u> (Printed in Senate Journal, April 6, page(s) 436 and placed in members' bill files.) | 46 47 48 |
| | As amended, ordered engrossed and placed on the calendar for third reading and final passage. | 49 50 51 52 |
| SB21-220 | by Senator(s) Hansen and Rankin, Moreno; also Representative(s) Herod, McCluskie, Ransom--Concerning the stabilization of revenue in the severance tax operational fund by returning money that was transferred to natural resources and energy grant programs. | 53 54 55 56 |
| | Ordered engrossed and placed on the calendar for third reading and final passage. | 57 58 59 |
| SB21-221 | by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie, Herod, Ransom--Concerning projects under the forest restoration and wildfire risk mitigation grant program. | 60 61 62 63 |
| | Ordered engrossed and placed on the calendar for third reading and final passage. | 64 65 66 67 68 69 |

SB21-226 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning an increase in the general fund reserve.

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

SB21-227 by Senator(s) Moreno and Rankin, Hansen; also Representative(s) Ransom, Herod, McCluskie--Concerning the state emergency reserve, and, in connection therewith, designating the state emergency reserve for the 2021-22 state fiscal year, creating the state emergency reserve cash fund, and requiring reimbursements for expenditures from a fund that is designated as part of the state emergency reserve to be returned to the fund.

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

HB21-1177 by Representative(s) Valdez D. and Lynch, Arndt, Pico; also Senator(s) Moreno and Woodward, Kirkmeyer, Zenzinger--Concerning the inclusion of use tax exemptions for certain existing sales tax exemptions in order to make the exemptions compatible with fundamental principles of sales and use tax.

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

HB21-1152 by Representative(s) Valdez D. and Lynch, Arndt, Pico; also Senator(s) Kirkmeyer and Zenzinger, Moreno, Woodward--Concerning the repeal of statutes related to the obsolete capitol dome restoration fund.

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

HB21-1154 by Representative(s) Lynch and Valdez D., Arndt, Pico; also Senator(s) Moreno, Zenzinger--Concerning the elimination of obsolete provisions of the child care contribution state income tax credit.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-206, SB21-207, SB21-209, SB21-210, SB21-212, SB21-213, SB21-214, SB21-216, SB21-217 as amended, SB21-220, SB21-221, SB21-226, SB21-227; HB21-1177, HB21-1152, HB21-1154

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:

SB21-205

by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod-- 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, 2021, except as otherwise noted.

Amendment No. 1(J.007), by Senator Zenzinger.

Amend printed bill, page 63, line 5, in the ITEM & SUBTOTAL column strike "366,612,241" and substitute "376,612,241" and in the CASH FUNDS column strike "116,582,286^a" and substitute "126,582,286^a".

Adjust affected totals accordingly.

PURPOSE: Increases the appropriation for the Special Education Programs for Children with Disabilities categorical program in the Department of **Education** by \$10,000,000 cash funds from the State Education Fund.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|-----|--------------|-----|-----|--------------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| | \$0 | \$10,000,000 | \$0 | \$0 | \$10,000,000 | 0.0 |

Amendment No. 2(J.021), by Senator Kolker.

Amend printed bill, page 124, line 4, in the ITEM & SUBTOTAL column strike "500,000" and substitute "1,500,000" and in the CASH FUNDS column strike "500,000^e" and substitute "1,500,000^e".

Adjust affected totals accordingly.

PURPOSE: Adds \$1,000,000 cash funds from the Marijuana Tax Cash Fund to the Department of **Health Care Policy and Financing** for the Screening, Brief Intervention, and Referral to Treatment Training Grant Program.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|-----|-------------|-----|-----|-------------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| and Financing | \$0 | \$1,000,000 | \$0 | \$0 | \$1,000,000 | 0.0 |

Amendment No. 3(J.011), by Senator Coleman.

Amend printed bill, page 136, line 5, strike "Administration" and substitute "Administration^{21a}", in the ITEM & SUBTOTAL column strike "3,434,627" and substitute "3,594,627", and in the GENERAL FUND column insert "160,000".

Page 136, line 6, in the GENERAL FUND column insert "(1.0 FTE)".

Adjust affected totals accordingly.

Page 163, after line 14 insert:

"21a Department of Higher Education, Colorado Commission on Higher Education and Higher Education Special Purpose Programs, Administration, Administration -- It is the General Assembly's intent that \$160,000 General Fund in this line item be spent for a new Chief Educational Equity Officer position and related costs."

PURPOSE: Increases the appropriation for administration in the Department of

Higher Education by \$160,000 General Fund and 1.0 FTE and adds a footnote explaining legislative intent that these funds be used for a new Chief Educational Equity Officer position and related costs.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|-----------|-----|-----|-----|-----------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| Education | \$160,000 | \$0 | \$0 | \$0 | \$160,000 | 1.0 |

Amendment No. 4(J.004), by Senator Coleman.

Amend printed bill, page 185, line 5, in the ITEM & SUBTOTAL column strike "9,270,575" and substitute "10,315,424" and in the GENERAL FUND column strike "1,467,475" and substitute "2,512,324".

Adjust affected totals accordingly.

PURPOSE: Increases funding for the Tony Grampsas Youth Services Program in the Department of **Human Services** by \$1,044,849 General Fund.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|-------------|-----|-----|-----|-------------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| | \$1,044,849 | \$0 | \$0 | \$0 | \$1,044,849 | 0.0 |

Amendment No. 5(J.018), by Senator Fields.

Amend printed bill, page 196, line 3, in the ITEM & SUBTOTAL column strike "1,891,913" and substitute "6,891,913" and in the GENERAL FUND column insert "5,000,000".

Adjust affected totals accordingly.

PURPOSE: Adds \$5.0 million General Fund for the Domestic Abuse Program in the Office of Self Sufficiency in the Department of **Human Services**.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|-------------|-----|-----|-----|-------------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| Human Services | \$5,000,000 | \$0 | \$0 | \$0 | \$5,000,000 | 0.0 |

Amendment No. 6(J.006), by Senator Winter.

Amend printed bill, page 224, after line 3 insert:

| | ITEM & SUBTOTAL | GENERAL FUND |
|---|--------------------|-----------------|
| | \$ | \$ |
| "Disability Benefits Application Assistance Program | 2,000,000 | 2,000,000". |

Adjust affected totals accordingly.

PURPOSE: Adds \$2.0 million General Fund and a new line item for the Disability Benefits Application Assistance Program, created in Section 26-2-119.7 (2)(a), C.R.S., to the Adult Assistance Programs division in the Department of **Human Services**.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|----|----|----|----|-------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| | | | | | | |

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|-------------|-----|-----|-----|-------------|-----|
| Human Services | \$2,000,000 | \$0 | \$0 | \$0 | \$2,000,000 | 0.0 |

Amendment No. 7(J.044), by Senator Holbert.

Amend printed bill, page 295, line 1, strike "Unit" and substitute "Unit^{70a}", in the ITEM & SUBTOTAL column strike "2,247,416" and substitute "2,462,416", and in the GENERAL FUND column insert "215,000".

Adjust affected totals accordingly.

Page 298, after line 5 insert:

70a Department of Law, Consumer Protection, Consumer Credit Unit -- It is the General Assembly's intent that of the amount appropriated to this line item, \$215,000 General Fund be used to contract with a vendor to study, collect, and report data to the general assembly related to the availability of safe and affordable credit, such as to the use, total costs, and overall consumer impacts of non-depository lending products available under existing Colorado laws."

PURPOSE: Adds an appropriation of \$215,000 General Fund for the Consumer Credit Unit in the Department of Law. Adds a footnote expressing the General Assembly's intent that the funds be used to contract with a vendor to study, collect, and report data related to the availability of safe and affordable credit, such as to the use, total costs, and overall consumer impacts of non-depository lending products available under existing Colorado laws.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|-----------|-----|-----|-----|-----------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| | \$215,000 | \$0 | \$0 | \$0 | \$215,000 | 0.0 |

Amendment No. 8(J.005), by Senator Gonzales.

Amend printed bill, page 308, line 13, strike "32-721, C.R.S.^{74,75}" and substitute "32-721, C.R.S.^{74,75,75a}", in the ITEM & SUBTOTAL column strike "36,528,793" and substitute "41,528,793", and in the GENERAL FUND column strike "9,200,000" and substitute "14,200,000".

Adjust affected totals accordingly.

Page 323, after line 1 insert:

75a Department of Local Affairs, Division of Housing, Field Services, Affordable Housing Construction Grants and Loans pursuant to Section 24-32-721, C.R.S. -- It is the General Assembly's intent that \$5,000,000 of the General Fund in this line item be used to provide housing assistance to individuals who cannot verify their lawful presence in the United States."

PURPOSE: Increases the appropriation to the Department of Local Affairs for Affordable Housing Construction Grants and Loans pursuant to Section 24-32-721, C.R.S., by \$5.0 million General Fund and adds a footnote stating that it is the General Assembly's intent that the additional funds be used for housing assistance for individuals who cannot verify their lawful presence in the United States.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|-------------|-----|-----|-----|-------------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| Local Affairs | \$5,000,000 | \$0 | \$0 | \$0 | \$5,000,000 | 0.0 |

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Amendment No. 9(J.020), by Senator Winter.

Amend printed bill, page 475, line 2, in the ITEM & SUBTOTAL column strike "2,051,061" and substitute "2,701,061" and in the GENERAL FUND column strike "1,092,231" and substitute "1,742,231".

Adjust affected totals accordingly.

PURPOSE: Increases the funding for personal services in the Civil Rights Division in the Department of **Regulatory Agencies** by \$650,000 General Fund.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|-----------|-----|-----|-----|-----------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| Regulatory Agencies | \$650,000 | \$0 | \$0 | \$0 | \$650,000 | 0.0 |

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.)

SB21-177 by Senator(s) Bridges; also Representative(s) Woodrow--Concerning restrictions on foreign-influenced money in political campaigns in the state.

Laid over until Friday, April 9, retaining its place on the calendar.

SB21-061 by Senator(s) Story and Gonzales; also Representative(s) Woodrow and Daugherty--Concerning claims for pre-majority economic loss incurred by a minor.

Laid over until Friday, April 9, retaining its place on the calendar.

SB21-072 by Senator(s) Hansen and Coram; also Representative(s) Valdez A.--Concerning the expansion of electric transmission facilities to enable Colorado to meet its clean energy goals, and, in connection therewith, creating the Colorado electric transmission authority, requiring transmission utilities to join regional transmission organizations, and allowing additional classes of transmission utilities to obtain revenue through the colocation of broadband facilities within their existing rights-of-way.

Laid over until Friday, April 9, retaining its place on the calendar.

SB21-173 by Senator(s) Gonzales and Moreno, Fenberg, Kolker, Pettersen, Story, Winter; also Representative(s) Caraveo and Gonzales-Gutierrez, Duran, Jackson, Lontine, Michaelson Jenet, Roberts, Sirota, Woodrow--Concerning rights related to residential rental agreements.

Laid over until Friday, April 9, retaining its place on the calendar.

SB21-116 by Senator(s) Danielson; also Representative(s) Benavidez and McLachlan--Concerning the prohibition of American Indian mascots in Colorado.

Laid over until Friday, April 9, retaining its place on the calendar.

HB21-1106 by Representative(s) Duran and Mullica; also Senator(s) Bridges and Hansen--Concerning measures to secure firearms to prevent use by persons not lawfully permitted to possess firearms.

Laid over until Friday, April 9, retaining its place on the calendar.

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- SB21-211** by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod, McCluskie--
Concerning the removal of certain measures related to the reduction of the adult dental
benefit enacted in House Bill 20-1361, and, in connection therewith, making an
appropriation. 1
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Ordered engrossed and placed on the calendar for third reading and final passage. 6
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- SB21-215** by Senator(s) Hansen and Rankin, Moreno; also Representative(s) Herod and McCluskie--
Concerning the use of open educational resources at public institutions of higher education,
and, in connection therewith, making an appropriation. 9
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Ordered engrossed and placed on the calendar for third reading and final passage. 13
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- SB21-218** by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie, Herod--
Concerning revenue allocated to the employment and training technology fund in the
division of unemployment insurance in the department of labor and employment. 16
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Amendment No. 1, Appropriations Committee Amendment. 20
(Printed in Senate Journal, April 6, page(s) 436 and placed in members' bill files.) 21
22
As amended, ordered engrossed and placed on the calendar for third reading and final
passage. 23
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- SB21-219** by Senator(s) Rankin, Hansen, Moreno; also Representative(s) McCluskie, Herod, Ransom--
Concerning the manner in which money is appropriated from the Colorado avalanche
information center fund. 27
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Ordered engrossed and placed on the calendar for third reading and final passage. 31
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- SB21-222** by Senator(s) Rankin, Hansen, Moreno; also Representative(s) Ransom, Herod, McCluskie--
Concerning the repeal of the state recovery audit program, and, in connection therewith,
reducing an appropriation. 34
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Ordered engrossed and placed on the calendar for third reading and final passage. 38
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- SB21-223** by Senator(s) Hansen, Moreno, Rankin; also Representative(s) Ransom, Herod, McCluskie--
Concerning the location of a department of revenue administrative hearing. 41
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Ordered engrossed and placed on the calendar for third reading and final passage. 44
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- SB21-224** by Senator(s) Hansen, Moreno, Rankin; also Representative(s) Ransom, Herod, McCluskie--
Concerning capital-related transfers of money. 47
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Amendment No. 1(L.002), by Senator Sonnenberg. 50
51
Amend printed bill, page 2, strike lines 18 through 20 and substitute: 52
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"(mm) ON JULY 1, 2021, ONE HUNDRED NINETY-ONE MILLION TWO 54
HUNDRED EIGHTY-NINE THOUSAND ONE HUNDRED SEVENTY-EIGHT DOLLARS." 55
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As amended, ordered engrossed and placed on the calendar for third reading and final
passage. 58
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- SB21-228** by Senator(s) Hansen and Moreno, Rankin; also Representative(s) McCluskie and Ransom,
Herod--Concerning the creation of the PERA payment cash fund to be used for future
payments to the public employees' retirement association, and, in connection therewith,
making an appropriation. 62
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Amendment No. 1, Appropriations Committee Amendment. 67
(Printed in Senate Journal, April 6, page(s) 437 and placed in members' bill files.) 68
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As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB21-1102 by Representative(s) Duran and Soper; also Senator(s) Jaquez Lewis--Concerning requirements of pet stores that sell certain pet animals.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, April 6, page(s) 439 and placed in members' bill files.)

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

HB21-1097 by Representative(s) Young and Pelton; also Senator(s) Fields and Gardner--Concerning recommendations from the Colorado behavioral health task force, and, in connection therewith, establishing a behavioral health administration.

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

SB21-208 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod, McCluskie, Ransom--Concerning the transfer of one hundred million dollars from the general fund to the state education fund.

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.)

SB21-225 by Senator(s) Rankin, Hansen, Moreno; also Representative(s) Ransom, Herod, McCluskie--Concerning the repayment of cash funds from which money was transferred in 2020 for the purpose of augmenting the general fund.

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

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB21-205 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod--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, 2021, except as otherwise noted.

Senator Kirkmeyer moved to amend the report of the Committee of the Whole to show that the following Kirkmeyer floor amendment, (J.016, amendment packet #1) to SB21-205, did pass.

Amend printed bill, page 25, line 12, strike "\$59.42" and substitute "\$80.00".

Page 25, line 13, in the ITEM & SUBTOTAL column strike "13,023,829" and substitute "17,549,200" and in the GENERAL FUND column strike "13,023,829" and substitute "17,549,200".

Adjust affected totals accordingly.

PURPOSE: Increases the per-diem rate paid to local jails to house state prisoners from \$59.42 to \$80.00 and increases the appropriation for that purpose in the Department of **Corrections** by \$4,525,371 General Fund.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|-------------|-----|-----|-----|-------------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| | \$4,525,371 | \$0 | \$0 | \$0 | \$4,525,371 | 0.0 |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | Y |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | N | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Lundeen moved to amend the report of the Committee of the Whole to show that the following Lundeen and Woodward floor amendment, (J.035, amendment packet #3) to SB21-205, did pass.

Amend printed bill, page 69, line 11, strike "Program" and substitute "Program^{8a}", in the ITEM & SUBTOTAL column strike "7,500,000" and substitute "67,500,000", and in the GENERAL FUND column insert "60,000,000".

Adjust affected totals accordingly.

Page 84, after line 15 insert:

"8a Department of Education, Assistance to Public Schools, Grant Programs, Distributions, and Other Assistance, Reading and Literacy, Early Literacy Competitive Grant Program -- It is the General Assembly's intent that \$60,000,000 General Fund in this line item be used for catch-up tutoring and summer school to address learning loss associated with the COVID-19 pandemic."

PURPOSE: Increases the appropriation for the Early Literacy Competitive Grant Program in the Department of **Education** by \$60,000,000 General Fund and adds a footnote stating legislative intent that these funds be used for catch-up tutoring and summer school to address learning loss associated with the COVID-19 pandemic.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|--------------|-----|-----|-----|--------------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| | \$60,000,000 | \$0 | \$0 | \$0 | \$60,000,000 | 0.0 |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | N | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | Y | Scott | Y | | |

Senator Smallwood moved to amend the report of the Committee of the Whole to show that the following Smallwood floor amendment, (J.017, amendment packet #4) to SB21-205, did pass.

Amend printed bill, page 71, line 5, in the ITEM & SUBTOTAL column strike "1,000,000" and substitute "3,000,000" and in the GENERAL FUND column insert "2,000,000".

Adjust affected totals accordingly.

PURPOSE: Increases the appropriation to the School Bullying Prevention and Education Cash Fund in the Department of **Education** by \$2,000,000 General Fund to make those funds available for the School Bullying Prevention and Education Grant Program.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|-------------|-----|-----|-----|-------------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| Education | \$2,000,000 | \$0 | \$0 | \$0 | \$2,000,000 | 0.0 |

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 | 29 | NO | 6 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | Y | Kolker | Y | Scott | Y | | |

Senator Smallwood moved to amend the report of the Committee of the Whole to show that the following Smallwood floor amendment, (J.037, amendment packet #19) to SB21-205, did pass.

Amend printed bill, page 423, line 14, strike "Centers⁹⁶" and substitute "Centers^{96, 96a}", in the ITEM & SUBTOTAL column strike "5,012,336" and substitute "7,012,336", and in the GENERAL FUND column strike "5,012,336" and substitute "7,012,336".

Adjust affected totals accordingly.

Page 436, after line 12 insert:

"96a Department of Public Health and Environment, Prevention Services Division, Family and Community Health, Children and Youth Health, School-based Health Centers -- It is the General Assembly's intent that \$2,000,000 of the appropriation for this line item be used to provide mental health screenings to students."

PURPOSE: Increases funding for School-based Health Centers in the Department of **Public Health and Environment** by \$2,000,000 General Fund. Adds a footnote expressing the General Assembly's intent that the funds be used for mental health screenings for students.

| Fiscal Impact of Amendment | | | | | | |
|-------------------------------|-------------|-----|-----|-----|-------------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| Public Health and Environment | \$2,000,000 | \$0 | \$0 | \$0 | \$2,000,000 | 0.0 |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | N | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Smallwood moved to amend the report of the Committee of the Whole to show that the following Smallwood floor amendment, (J.023, amendment packet #20) to SB21-205, did pass.

Amend printed bill, page 425, line 3, in the ITEM & SUBTOTAL column strike "1,056,046" and substitute "1,556,046" and in the GENERAL FUND column strike "1,056,046" and substitute "1,556,046".

Adjust affected totals accordingly.

PURPOSE: Increases funding for the Suicide Prevention program in the Department of **Public Health and Environment** by \$500,000 General Fund.

| Fiscal Impact of Amendment | | | | | | |
|-------------------------------|-----------|-----|-----|-----|-----------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| Public Health and Environment | \$500,000 | \$0 | \$0 | \$0 | \$500,000 | 0.0 |

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 | 21 | NO | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | N | Rankin | N | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | Y | Kolker | Y | Scott | Y | | |

Senator Liston moved to amend the report of the Committee of the Whole to show that the following Liston and Zenzinger floor amendment, (J.002, amendment packet #5) to SB21-205, did pass.

Amend printed bill, page 115, line 11, strike "Individuals" and substitute

"Individuals^{15a}", in the TOTAL column strike "9,987,615,205" and substitute "9,988,606,597", in the GENERAL FUND column strike "1,595,590,299(M)" and substitute "1,595,860,738(M)", in the CASH FUNDS column strike "1,137,856,496^b" and substitute "1,137,951,487^b", and in the FEDERAL FUNDS column strike "6,299,845,614" and substitute "6,300,471,576".

Adjust affected totals accordingly.

Page 116, line 1, strike "\$842,130,412" and substitute "\$842,225,403".

Page 131, after line 6 insert:

15a Department of Health Care Policy and Financing, Medical Services Premiums, Medical and Long-Term Care Services for Medicaid Eligible Individuals -- This line item includes \$991,392 total funds, including \$270,439 General Fund, for the purpose of increasing emergency medical transportation and ambulance service rates by 2.0 percent."

PURPOSE: Provides \$991,392 total funds, including \$270,439 General Fund, for the Medical Services Premiums line item in the Department of **Health Care Policy and Financing**. Adds a footnote explaining that the purpose of the funds is to increase emergency medical transportation and ambulance service rates by 2.0 percent.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------------|-----------|----------|-----|-----------|-----------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| Health Care Policy and Financing | \$270,439 | \$94,991 | \$0 | \$625,962 | \$991,392 | 0.0 |

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 | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | N | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | Y | Scott | Y | | |

Senator Liston moved to amend the report of the Committee of the Whole to show that the following Liston floor amendment, (J.014, amendment packet #21) to SB21-205, did pass.

Amend printed bill, page 448, line 16, strike "Fund" and substitute "Fund^{96a}", in the ITEM & SUBTOTAL column strike "1,200,000" and substitute "19,200,000", and in the GENERAL FUND column strike "1,200,000" and substitute "19,200,000".

Adjust affected totals accordingly.

Page 466, after line 12 insert:

96a Department of Public Safety, Division of Fire Prevention and Control, Appropriation to the Colorado Firefighting Air Corps Fund -- It is the General Assembly's intent that the Department utilize up to \$18,000,000 of the General Fund in this line item for the

purchase of a Blackhawk helicopter. It is also the General Assembly's intent that an additional appropriation of at least \$6,000,000 be made in the 2022-23 state fiscal year to fund the upgrade of the Blackhawk helicopter to a Firehawk helicopter."

PURPOSE: Adds \$18,000,000 General Fund and a new footnote to the Division of Fire Prevention and Control in the Department of **Public Safety** for the purchase of a Blackhawk helicopter in FY 2021-22 to be upgraded to a Firehawk helicopter in FY 2022-23.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|--------------|-----|-----|-----|--------------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| Public Safety | \$18,000,000 | \$0 | \$0 | \$0 | \$18,000,000 | 0.0 |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | N |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | N | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Cooke moved to amend the report of the Committee of the Whole to show that the following Cooke floor amendment, (J.019, amendment packet #22) to SB21-205, did pass.

Amend printed bill, page 450, line 13, in the ITEM & SUBTOTAL column strike "3,000,000" and substitute "6,000,000" and in the GENERAL FUND column strike "3,000,000" and substitute "6,000,000".

Adjust affected totals accordingly.

PURPOSE: Increases the Body-worn Camera Grant Program line item appropriation in the Department of **Public Safety** by \$3,000,000 General Fund.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|-------------|-----|-----|-----|-------------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| | \$3,000,000 | \$0 | \$0 | \$0 | \$3,000,000 | 0.0 |

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 | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | N | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | Y | Kolker | N | Scott | Y | | |

Senator Woodward moved to amend the report of the Committee of the Whole to show that the following Woodward floor amendment, (J.028, amendment packet #25) to SB21-205, did pass.

Amend printed bill, page 518, after line 14 insert:

| | | |
|--|--------------------|-----------------|
| | ITEM & SUBTOTAL | GENERAL FUND |
| | \$ | \$ |
| "Appropriation to the State Highway Supplementary Fund ^{103a} | 176,200,000 | 176,200,000". |

Adjust affected totals accordingly.

Page 519, after line 11 insert:

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

103a Department of Transportation, Special Purpose, Appropriation to the State Highway Supplementary Fund -- It is the General Assembly's intent that this appropriation be used to fund the following projects identified in the Department of Transportation's 10-year Strategic Project Pipeline:

| Region | Project | Amount |
|--------------|---|------------------------|
| Region 1 | I-70 Harlan Bridge Replacement | \$21,300,000 |
| Region 2 | I-25 through Pueblo New Freeway | 60,000,000 |
| Region 4 | SH 119 Safety and Mobility Improvements | 30,000,000 |
| Region 3 | US 50 Grand Junction to Delta Repairs | 15,000,000 |
| Region 3 | US 50 Passing Lanes Blue Mesa | 6,000,000 |
| Region 3 | SH 149 Lake City North | 12,100,000 |
| Region 3 | SH 300 Leadville West | 2,500,000 |
| Region 3 | US 24 Leadville South | 5,800,000 |
| Region 3 | SH 114 Parlin West | 4,500,000 |
| Region 3 | SH 92 between Hotchkiss and Crawford | 3,500,000 |
| Region 5 | SH 114 US 50 East | 12,000,000 |
| Region 5 | US 50 North of US 285 Junction | 3,500,000 |
| TOTAL | | \$176,200,000". |

PURPOSE: Provides \$176,200,000 General Fund to the Department of **Transportation** and adds a related footnote to specify the General Assembly's intent that the funds be used for specific projects identified in the Department's 10-year Strategic Project Pipeline.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|---------------|-----|-----|-----|---------------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| Transportation | \$176,200,000 | \$0 | \$0 | \$0 | \$176,200,000 | 0.0 |

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 | |
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y | |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y | |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y | |
| Cooke | Y | Hansen | N | Moreno | N | Story | N | |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N | |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y | |
| Donovan | N | Jaquez Lewis | N | Rankin | N | Zenzinger | N | |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N | |
| Fields | N | Kolker | N | Scott | Y | | | |

Senator Kirkmeyer moved to amend the report of the Committee of the Whole to show that the following Kirkmeyer floor amendment, (J.015, amendment packet #24) to SB21-205, did pass.

Amend printed bill, page 518, after line 14 insert:

| | | |
|--|--------------------|-----------------|
| | ITEM & SUBTOTAL | GENERAL FUND |
| | \$ | \$ |
| "Appropriation to the State Highway Supplementary Fund ^{103a} | 149,550,000 | 149,550,000". |

Adjust affected totals accordingly.

Page 519, after line 11 insert:

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

103a Department of Transportation, Special Purpose, Appropriation to the State Highway Supplementary Fund -- It is the General Assembly's intent that this appropriation be used to fund the following projects identified in the Department of Transportation's 10-year Strategic Project Pipeline:

| Region | Project | Amount |
|----------|--|--------------|
| Region 1 | I-70 West metro bridges | \$40,000,000 |
| Region 1 | Idaho Springs Park-n-Ride | 2,000,000 |
| Region 2 | I-25 & SH 94 safety and mobility improvements | 34,000,000 |
| Region 2 | North Pueblo mobility hub | 5,000,000 |
| Region 3 | US 50 Grand Junction to Delta repairs | 15,000,000 |
| Region 3 | SH 92 Rogers Mesa and Hotchkiss | 8,000,000 |
| Region 3 | Arterial transit and bike/pedestrian improvements on I-70 Business/US 6 Corridor | 1,500,000 |
| Region 3 | Winter Park transit facility | 200,000 |
| Region 4 | SH 119 Safety and Mobility improvements | 30,000,000 |
| Region 4 | Estes Park transit improvements | 1,000,000 |
| Region 4 | Harmony Road Park-n-Ride expansion | 500,000 |
| Region 4 | Outrider improvements at Sterling, Hudson, Lochbuie, Fort Morgan, and Brush | 400,000 |
| Region 5 | US 50 and US 285 intersection reconstruction | 4,000,000 |

| | | | |
|--------------|---|-----------------------|---|
| Region 5 | US 160 McCabe Creek Major Structure replacement | 7,300,000 | 1 |
| Region 5 | Outrider improvements between Alamosa & Buena Vista | 250,000 | 2 |
| Region 5 | Outrider improvements at Durango, Mancos, Cortez, Dolores, and Rico | 400,000 | 3 |
| TOTAL | | \$149,550,000" | 4 |

PURPOSE: Provides \$149,550,000 General Fund to the Department of **Transportation** and adds a related footnote to specify the General Assembly's intent that the funds be used for specific projects identified in the Department's 10-year Strategic Project Pipeline.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|---------------|-----|-----|-----|---------------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| Transportation | \$149,550,000 | \$0 | \$0 | \$0 | \$149,550,000 | 0.0 |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | N | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Coram moved to amend the report of the Committee of the Whole to show that the following Coram floor amendment, (J.041, amendment packet #31) to SB21-205, did pass.

Amend printed bill, page 518, after line 14 insert:

| | ITEM & SUBTOTAL | GENERAL FUND |
|--|-----------------|--------------|
| | \$ | \$ |
| "Appropriation to the State Highway Supplementary Fund ^{103a} | 3,500,000 | 3,500,000". |

Adjust affected totals accordingly.

Page 519, after line 11 insert:

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

103a Department of Transportation, Special Purpose, Appropriation to the State Highway Supplementary Fund -- It is the General Assembly's intent that this appropriation be used to fund the SH 92 between Hotchkiss and Crawford project identified in the Department of Transportation's 10-year Strategic Project Pipeline."

PURPOSE: Provides \$3,500,000 General Fund to the Department of

Transportation and adds a related footnote to specify the General Assembly's intent that the funds be used for the SH 92 between Hotchkiss and Crawford project identified in the Department's 10-year Strategic Project Pipeline.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|-------------|-----|-----|-----|-------------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| Transportation | \$3,500,000 | \$0 | \$0 | \$0 | \$3,500,000 | 0.0 |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | N | Rankin | N | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Coram moved to amend the report of the Committee of the Whole to show that the following Coram floor amendment, (J.042, amendment packet #32) to SB21-205, did pass.

Amend printed bill, page 518, after line 14 insert:

| | ITEM & SUBTOTAL | GENERAL FUND |
|--|-----------------|--------------|
| | \$ | \$ |
| "Appropriation to the State Highway Supplementary Fund ^{103a} | 6,000,000 | 6,000,000". |

Adjust affected totals accordingly.

Page 519, after line 11 insert:

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

103a Department of Transportation, Special Purpose, Appropriation to the State Highway Supplementary Fund -- It is the General Assembly's intent that this appropriation be used to fund the US 50 Passing Lanes Blue Mesa project identified in the Department of Transportation's 10-year Strategic Project Pipeline."

PURPOSE: Provides \$6,000,000 General Fund to the Department of **Transportation** and adds a related footnote to specify the General Assembly's intent that the funds be used for the US 50 Passing Lanes Blue Mesa project identified in the Department's 10-year Strategic Project Pipeline.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|-------------|-----|-----|-----|-------------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| Transportation | \$6,000,000 | \$0 | \$0 | \$0 | \$6,000,000 | 0.0 |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | N | Rankin | N | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Hisey moved to amend the report of the Committee of the Whole to show that the following Hisey floor amendment, (J.040, amendment packet #37) to SB21-205, did pass.

Amend printed bill, page 518, after line 14 insert:

| | ITEM & SUBTOTAL | GENERAL FUND |
|--|--------------------|-----------------|
| | \$ | \$ |
| "Appropriation to the State Highway Supplementary Fund ^{103a} | 8,500,000 | 8,500,000". |

Adjust affected totals accordingly.

Page 519, after line 11 insert:

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

103a Department of Transportation, Special Purpose, Appropriation to the State Highway Supplementary Fund -- It is the General Assembly's intent that this appropriation be used to fund the US 50 Passing Lanes East of Salida project identified in the Department of Transportation's 10-year Strategic Project Pipeline."

PURPOSE: Provides \$8,500,000 General Fund to the Department of **Transportation** and adds a related footnote to specify the General Assembly's intent that the funds be used to fund the US 50 Passing Lanes East of Salida project identified in the Department of Transportation's 10-year Strategic Project Pipeline.

| Fiscal Impact of Amendment | | | | | | |
|----------------------------|-------------|-----|-----|-----|-------------|-----|
| Department | GF | CF | RF | FF | Total | FTE |
| Transportation | \$8,500,000 | \$0 | \$0 | \$0 | \$8,500,000 | 0.0 |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | N | Rankin | N | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Sonnenberg moved to amend the report of the Committee of the Whole to show that the following Sonnenberg floor amendment, (J.013, amendment packet #38) to SB21-205, did pass.

Amend printed bill, page 534, strike lines 12 through 14.

Page 535, line 7, in the ITEM & SUBTOTAL column strike "6,209,662" and substitute "4,564,367" and in the CAPITAL CONSTRUCTION FUND column strike "6,209,662" and substitute "4,564,367".

Page 536, strike lines 14 through 16.

Page 537, strike lines 1 through 10.

Page 538, strike lines 4 and 5.

Page 538, line 10, in the ITEM & SUBTOTAL column strike "12,660,160" and substitute "4,470,096" and in the CAPITAL CONSTRUCTION FUND column strike "12,660,160" and substitute "4,470,096".

Adjust affected totals accordingly.

Page 541, strike lines 5 and 6.

Page 541, line 8, in the CAPITAL CONSTRUCTION FUND column add "1,294,152".

Page 541, strike line 9.

Page 542, strike lines 2, 3, 9, and 10.

Page 542, line 11, in the ITEM & SUBTOTAL column strike "3,708,696" and substitute "2,191,457" and in the CAPITAL CONSTRUCTION FUND column strike "3,708,696" and substitute "2,191,457".

Page 543, strike lines 3 and 4.

Page 543, line 9, in the ITEM & SUBTOTAL column strike "4,279,971" and substitute "2,285,254" and in the CAPITAL CONSTRUCTION FUND column strike "4,279,971" and substitute "2,285,254".

Page 543, strike lines 14 through 16.

Page 544, line 2, in the ITEM & SUBTOTAL column strike "1,446,642" and substitute "1,264,207" and in the CAPITAL CONSTRUCTION FUND column strike "1,446,642" and substitute "1,264,207".

Page 545, strike lines 7 and 8.

Page 546, line 7, in the ITEM & SUBTOTAL column strike "4,151,525" and substitute "3,061,028" and in the CAPITAL CONSTRUCTION FUND column strike "4,151,525" and substitute "3,061,028".

Page 547, strike lines 1 through 3 and 10 through 12.

Page 547, line 15, in the ITEM & SUBTOTAL column strike "5,817,693" and

substitute "4,653,365".

Page 548, strike lines 9 and 10.

Page 551, strike lines 13 and 14.

Page 551, line 16, in the ITEM & SUBTOTAL column strike "2,933,623" and substitute "2,287,575" and in the CAPITAL CONSTRUCTION FUND column strike "2,933,623" and substitute "2,287,575".

Page 553, strike lines 1 through 3.

Adjust affected totals accordingly.

Page 555, line 13, in the ITEM & SUBTOTAL column strike "12,196,140" and substitute "4,196,140" and in the CAPITAL CONSTRUCTION FUND column strike "12,196,140" and substitute "4,196,140".

Page 555, line 16, in the ITEM & SUBTOTAL column strike "13,954,981" and substitute "5,954,981".

Adjust affected totals accordingly.

Page 560, line 5, in the ITEM & SUBTOTAL column strike "15,747,133" and substitute "7,391,849", in the CAPITAL CONSTRUCTION FUND column strike "13,227,592" and substitute "6,209,153", and in the CASH FUNDS column strike "2,519,541^a" and substitute "1,182,696^a".

Page 562, line 4, in the ITEM & SUBTOTAL column strike "35,207,000" and substitute "8,475,200", in the CAPITAL CONSTRUCTION FUND column strike "14,082,800" and substitute "3,390,080", and in the CASH FUNDS column strike "21,124,200^a" and substitute "5,085,120^a".

Page 562, after line 6 insert:

| | ITEM & SUBTOTAL | CAPITAL CONSTRUCTION FUND | CASH FUNDS |
|---------------------------------------|--------------------|---------------------------------|-------------------------|
| | \$ | \$ | \$ |
| "(I) Colorado State University | | | |
| Clark Building | | | |
| Renovation and | | | |
| Addition | 65,629,037 | 35,629,037 | 30,000,000 ^a |

^a This amount shall be from University general fund and donations.

| | | | |
|-------------------------------------|---------|---------|--|
| (J) Pueblo Community College | | | |
| Medical | | | |
| Technology | | | |
| Renovation | 600,000 | 600,000 | |

| | | | |
|--|-----------|-----------|---------------------|
| (K) University of Northern Colorado | | | |
| Grey Hall | | | |
| Mechanical | | | |
| Systems | | | |
| Improvement | | | |
| (Capital Renewal) | 3,698,171 | 3,653,171 | 45,000 ^a |

^a This amount shall be from capital reserves."

Adjust affected totals accordingly.

Page 563, after line 6 insert:

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| | ITEM & SUBTOTAL | CAPITAL CONSTRUCTION FUND | CASH FUNDS |
|--|--------------------|---------------------------------|---------------|
| | \$ | \$ | \$ |
| "(C)Metropolitan State University of Denver | | | |
| Health Institute | 7,156,624 | 7,156,624". | |

Adjust affected totals accordingly.

PURPOSE: Adds four Capital Development Committee Tier 2 projects, eliminates second-year funding for three capital renewal and recapitalization projects, and eliminates 17 controlled maintenance projects in **Capital Construction**. Increases Capital Construction Fund by \$39.9 million by adding three institution of higher education capital renewal and recapitalization projects. Increases Capital Construction Fund by \$7.2 million by adding one institution of higher education capital expansion project. Decreases Capital Construction Fund by \$21.7 million by eliminating six state agency and 11 institution of higher education controlled maintenance projects. Decreases Capital Construction Fund by \$8.0 million by eliminating second-year funding for one state agency capital renewal project. Decreases Capital Construction Fund by \$17.7 million by eliminating second-year funding for two institution of higher education recapitalization projects.

| Fiscal Impact of Amendment | | | | | | |
|---|---------------|--------------|-----|-----|---------------|-----|
| Department | CCF | CF | RF | FF | Total | FTE |
| Controlled Maintenance - State Agencies | (\$9,835,359) | \$0 | \$0 | \$0 | (\$9,835,359) | 0.0 |
| Controlled Maintenance - Institutions of Higher Education | (11,831,725) | 0 | 0 | 0 | (11,831,725) | 0.0 |
| State Agencies - Capital Renewal and Recapitalization | (8,000,000) | 0 | 0 | 0 | (8,000,000) | 0.0 |
| Institutions of Higher Education - Capital Renewal and Recapitalization | 22,171,049 | 12,669,075 | 0 | 0 | 34,840,124 | 0.0 |
| Institutions of Higher Education - Capital Expansion | 7,156,624 | 0 | 0 | 0 | 7,156,624 | 0.0 |
| | (\$339,411) | \$12,669,075 | \$0 | \$0 | \$12,329,664 | 0.0 |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | N | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

SB21-208 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod, McCluskie, Ransom-
-Concerning the transfer of one hundred million dollars from the general fund to the state
education fund.

Senator Coram moved to amend the report of the Committee of the Whole to show that
the following Coram floor amendment, (L.001) to SB21-208, did pass.

Amend printed bill, page 2, line 7, after the period add "FIVE MILLION DOLLARS
OF THE MONEY TRANSFERRED TO THE STATE EDUCATION FUND SHALL BE
APPROPRIATED TO THE DEPARTMENT OF EDUCATION FOR THE SAFE TO RIDE BUS
DISINFECTING PROGRAM CREATED IN SECTION 22-2-146.

SECTION 2. In Colorado Revised Statutes, add 22-2-146 as follows:
**22-2-146. Safe to ride school bus disinfecting pilot program -
creation - use of funds - gifts, grants, and donations - rules - legislative
declaration - definitions.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT
OTHERWISE REQUIRES:

(a) "ANTIMICROBIAL PRODUCTS" MEANS PRODUCTS THAT ARE
REGISTERED ON THE FEDERAL ENVIRONMENTAL PROTECTION AGENCY'S "LIST N"
TO KILL NINETY-NINE PERCENT OF BACTERIA, FUNGI, AND VIRUSES; ARE
HOSPITAL-GRADE, WITH THE LOWEST TOXICITY RATING AVAILABLE FROM THE
FEDERAL ENVIRONMENTAL PROTECTION AGENCY; LEAVE NO CHEMICAL RESIDUE
AND DO NOT NEED TO BE WIPED DOWN AFTER APPLICATION; HAVE A SAFE,
STABLE SHELF-LIFE OF EIGHTEEN MONTHS; ARE NONCORROSIVE, NONCAUSTIC,
AND VOID OF HARSH CHEMICALS OR FUMES; POSE NO HEALTH THREAT TO
STUDENTS OR STAFF; REQUIRE NO PERSONAL PROTECTIVE EQUIPMENT FOR
PROPER HANDLING AND USE; AND MAY SAFELY BE USED ON FOOD CONTACT
SURFACES WITHOUT RINSING.

(b) "PILOT PROGRAM" MEANS THE SAFE TO RIDE SCHOOL BUS
DISINFECTING PILOT PROGRAM CREATED IN SUBSECTION (2) OF THIS SECTION.

(c) "PILOT PROGRAM ADMINISTRATOR" MEANS THE PILOT PROGRAM
ADMINISTRATOR SELECTED BY THE DEPARTMENT PURSUANT TO SUBSECTION (5)
OF THIS SECTION.

(d) "RURAL SCHOOL DISTRICT" MEANS A SCHOOL DISTRICT THAT THE
DEPARTMENT DETERMINES IS RURAL BASED ON THE GEOGRAPHIC SIZE OF THE
DISTRICT AND THE DISTANCE FROM THE NEAREST LARGE, URBANIZED AREA.

(e) "SCHOOL DISTRICT" MEANS A SCHOOL DISTRICT ORGANIZED AND
EXISTING PURSUANT TO LAW BUT DOES NOT INCLUDE A LOCAL DISTRICT
COLLEGE.

(2) THERE IS CREATED IN THE DEPARTMENT THE SAFE TO RIDE SCHOOL
BUS DISINFECTING PILOT PROGRAM TO PROVIDE GRANTS TO SCHOOL DISTRICTS
TO INCREASE THE SAFETY OF STUDENTS AND STAFF THROUGH THE USE OF
ANTIMICROBIAL PRODUCTS TO DISINFECT SCHOOL BUSES WITHOUT HARMING
STUDENTS OR STAFF. THE PILOT PROGRAM IS A THREE-YEAR PROGRAM; EXCEPT
THAT THE PROGRAM MAY BE EXTENDED IF THE DEPARTMENT RECEIVES GIFTS,
GRANTS, OR DONATIONS TO CONTINUE THE PILOT PROGRAM.

(3) THE STATE BOARD SHALL PROMULGATE RULES NECESSARY FOR THE
IMPLEMENTATION OF THE PILOT PROGRAM, INCLUDING BUT NOT LIMITED TO A
SIMPLIFIED APPLICATION PROCESS FOR SCHOOL DISTRICTS TO APPLY FOR
GRANTS; THE TIME FRAME FOR THE APPLICATION AND AWARD OF GRANTS; A
PROCESS FOR ACHIEVING A BALANCED DISTRIBUTION OF GRANT MONEY TO
RURAL SCHOOL DISTRICTS, URBAN SCHOOL DISTRICTS, AND SUBURBAN SCHOOL
DISTRICTS; THE PROCESS FOR SELECTING AND RETAINING A PILOT PROGRAM
ADMINISTER, THE SCHEDULE OF PAYMENTS TO THE PILOT PROGRAM
ADMINISTRATOR, AND THE METHOD FOR ENSURING THAT THE PILOT PROGRAM
ADMINISTER IS IN COMPLIANCE WITH ITS DUTIES; AND ALLOWABLE USES OF
GRANT MONEY.

(4) (a) TO BE ELIGIBLE FOR A GRANT, IN ADDITION TO OTHER
REQUIREMENTS SPECIFIED BY STATE BOARD RULE, A SCHOOL DISTRICT'S
APPLICATION MUST INCLUDE A SUMMARY OF THE SCHOOL BUS TRANSPORTATION
PROVIDED BY THE SCHOOL DISTRICT, A DESCRIPTION OF THE SCHOOL BUS
HEALTH AND SAFETY CHALLENGES FACED BY THE SCHOOL DISTRICT, AND HOW
THE SCHOOL DISTRICT INTENDS TO USE THE GRANT MONEY TO PROVIDE SAFE
TRANSPORTATION FOR STUDENTS.

(b) SUBJECT TO AVAILABLE APPROPRIATIONS, THE DEPARTMENT SHALL
AWARD GRANTS TO SELECTED SCHOOL DISTRICTS TO PARTICIPATE IN THE PILOT
PROGRAM. IF ADDITIONAL APPROPRIATIONS OR GIFTS, GRANTS, OR DONATIONS
BECOME AVAILABLE, THE DEPARTMENT MAY AWARD GRANTS TO ADDITIONAL
SCHOOL DISTRICTS.

(c) IN ADDITION TO ANY USES SPECIFIED BY STATE BOARD RULE, A

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SCHOOL DISTRICT SHALL USE THE GRANT MONEY TO PURCHASE ELECTROSTATIC SPRAYERS AND QUALIFYING ANTIMICROBIAL PRODUCTS, AS WELL AS OTHER NECESSARY PRODUCTS FOR EACH SCHOOL BUS AS DETERMINED IN CONSULTATION WITH THE PILOT PROGRAM ADMINISTRATOR, FOR TRAINING RELATED TO EQUIPMENT ACQUIRED THROUGH THE PILOT PROGRAM, AND REPORT TO THE DEPARTMENT AT THE END OF THE PILOT PROGRAM AS TO THE EFFICACY OF THE PILOT PROGRAM IN PROVIDING SAFE TRANSPORTATION FOR STUDENTS.

(5) (a) SUBJECT TO AVAILABLE APPROPRIATIONS, WITHIN THIRTY DAYS AFTER THE EFFECTIVE DATE OF THIS SECTION, THE DEPARTMENT SHALL ISSUE A REQUEST FOR PROPOSALS FOR A PILOT PROGRAM ADMINISTRATOR AND SHALL SELECT THE PILOT PROGRAM ADMINISTRATOR WITHIN THIRTY DAYS AFTER THE DEADLINE FOR SUBMITTING PROPOSALS. THE PILOT PROGRAM ADMINISTRATOR MAY RECEIVE UP TO EIGHT PERCENT OF THE MONEY APPROPRIATED FOR THE PILOT PROGRAM. AN ELIGIBLE PILOT PROGRAM ADMINISTRATOR MUST BE A NONPROFIT CORPORATION, AS DEFINED IN SECTION 7-121-401, OR PUBLIC BENEFIT CORPORATION, AS DEFINED IN SECTION 7-101-503, THAT OPERATES WITH A CHARITABLE PURPOSE, AND BE ABLE TO ASSIGN STAFF TO ADMINISTER THE PILOT PROGRAM WHO HAVE AT LEAST TEN YEARS OF EXPERIENCE IN EVIDENCE-BASED SCHOOL BUS SAFETY AND SURFACE TRANSPORTATION SECURITY, CHILD SAFETY CAMPAIGN DEVELOPMENT, PUBLIC SERVICE CAMPAIGNS SUPPORTED BY GOVERNMENT AND MEDIA, AND THE PROVEN ABILITY TO SEEK AND OBTAIN FUNDING FROM THE FEDERAL GOVERNMENT, NONGOVERNMENTAL ENTITIES, AND CORPORATE SPONSORSHIPS IN ORDER TO SECURE GIFTS, GRANTS, AND DONATIONS FOR THE PILOT PROGRAM. THE PILOT PROGRAM ADMINISTRATOR MUST ALSO BE ABLE TO DEVELOP AND MAINTAIN A WEBSITE WITH ONLINE SERVICE MATERIALS FOR SCHOOL DISTRICTS PARTICIPATING IN THE PILOT PROGRAM.

(b) ONCE SELECTED, THE PILOT PROGRAM ADMINISTRATOR SHALL SUPPORT SCHOOL DISTRICTS PARTICIPATING IN THE PILOT PROGRAM, AS OUTLINED IN THE CONTRACT WITH THE DEPARTMENT, WHICH SUPPORT MUST INCLUDE BUT IS NOT LIMITED TO ASSESSING SCHOOL DISTRICT EQUIPMENT AND ANTIMICROBIAL PRODUCT NEEDS; MAKING RECOMMENDATIONS FOR EQUIPMENT AND ANTIMICROBIAL PRODUCT VENDORS; PROVIDING TRAINING RELATING TO THE EQUIPMENT AND ANTIMICROBIAL PRODUCTS PURCHASED WITH GRANT MONEY; PERFORMING QUARTERLY REVIEWS OF THE PILOT PROGRAM WITH PUBLIC REPORTS, INCLUDING VERIFICATION OF THE EFFICACY OF THE DISINFECTION PROGRAM AND THE ERADICATION OF PATHOGENS WITHOUT HARM TO STUDENTS AND STAFF; AND ASSISTING THE DEPARTMENT AND SCHOOL DISTRICTS IN SECURING ONGOING FUNDING FOR THE PILOT PROGRAM THROUGH GIFTS, GRANTS, AND DONATIONS.

(6) (a) THE GENERAL ASSEMBLY SHALL APPROPRIATE FIVE MILLION DOLLARS FROM THE STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION TO IMPLEMENT THE PILOT PROGRAM. THE DEPARTMENT MAY RETAIN UP TO TWO PERCENT OF THE TOTAL AMOUNT APPROPRIATED TO THE DEPARTMENT FOR THE PILOT PROGRAM TO PERFORM THE DUTIES NOT REQUIRED OF THE PILOT PROGRAM ADMINISTRATOR AND TO SUPERVISE THE PILOT PROGRAM ADMINISTRATOR. THE DEPARTMENT MAY EXPEND UP TO EIGHT PERCENT OF THE MONEY APPROPRIATED TO THE DEPARTMENT FOR THE PILOT PROGRAM TO CONTRACT WITH THE PILOT PROGRAM ADMINISTRATOR.

(b) ANY UNEXPENDED AND UNENCUMBERED MONEY FROM THE APPROPRIATION FOR THE STATE FISCAL YEAR 2021-22 MADE FOR THE PURPOSES OF THIS SECTION REMAINS AVAILABLE FOR EXPENDITURE BY THE DEPARTMENT FOR THE PURPOSES OF THIS SECTION FOR THE NEXT TWO FISCAL YEARS WITHOUT FURTHER APPROPRIATION.

(c) THE DEPARTMENT MAY SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SECTION.

(d) THE GENERAL ASSEMBLY DECLARES THAT, FOR PURPOSES OF SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION, THE SAFE TO RIDE SCHOOL BUS DISINFECTING PILOT PROGRAM CREATED IN THIS SECTION IS AN IMPORTANT ELEMENT IN IMPROVING STUDENT SAFETY AND MAY THEREFORE RECEIVE FUNDING FROM THE STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION.

SECTION 3. Appropriation. For the 2021-22 state fiscal year, \$5,000,000 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 the safe to ride school bus disinfecting pilot program."

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Renumber succeeding section accordingly.

Page 1, line 102, strike "FUND." and substitute "FUND, AND, IN CONNECTION THEREWITH, USING MONEY TRANSFERRED TO THE STATE EDUCATION FUND TO CREATE THE SAFE TO RIDE SCHOOL BUS DISINFECTING PILOT PROGRAM, AND MAKING AN APPROPRIATION."

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | N | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | Y | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Donovan, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-205 as amended, SB21-211, SB21-215, SB21-218 as amended, SB21-219, SB21-222, SB21-223, SB21-224 as amended, SB21-228 as amended, SB21-208, SB21-225; HB21-1102 as amended, HB21-1097

Laid over until 04/09/2021: SB21-177, SB21-061, SB21-072, SB21-173, SB21-116, HB21-1106

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

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

MEMBERS OF THE
COLORADO TRAUMATIC BRAIN INJURY TRUST FUND BOARD

effective June 30, 2020 for terms expiring June 30, 2023:

Renee Charlifue-Smith of Centennial, Colorado, appointed;

Daniel Lindberg of Denver, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1116, 1133, 1173, and 1235.

Without comment, as amended, HB21-1006, 1084, 1095, 1099, 1136, 1139, 1181, 1207, 1224, and 1236.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-096, 102, and 122.

MESSAGE FROM THE GOVERNOR

Thursday, April 08, 2021

Colorado Senate
 The 73rd 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:

SB21-070 County Authority To Register Businesses
 Approved on Wednesday, April 07, 2021 at 6:10 P.M.

Sincerely,
 (signed)
 Jared Polis
 Governor

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DELIVERY TO THE GOVERNOR

To the Governor for signature on Thursday, April 8th, 2021, at 08:30 AM:
SB21-012, 026, 073, 078, 121, 141, and 157.

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Friday,
April 9, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

56th Legislative Day Friday, April 9, 2021

| | | |
|------------------------|---|----|
| Prayer | By Senator Lundeen | 10 |
| Call to Order | By the President at 9:00 a.m. | 11 |
| Roll Call | Present--33 | 12 |
| | Excused--2, Coram, Smallwood | 13 |
| | Remote--3, Jaquez Lewis, Pettersen, Scott | 14 |
| Quorum | The President announced a quorum present. | 15 |
| Pledge | By Senator Buckner | 16 |
| Reading of the Journal | On motion of Senator Coleman, reading of the Journal of Thursday, April 8, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 17 |

SENATE SERVICES REPORT

Correctly Engrossed: SB21-205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, and 228.

Correctly Reengrossed: SB21-191.

Correctly Revised: HB21-1097, 1102, 1152, 1154, and 1177.

Correctly Rerevised: HB21-1052.

Correctly Enrolled: SB21-145; SJR21-007, 008, 009, 010, 011, 012, 013, 014, and 015.

COMMITTEE OF REFERENCE REPORTS

| | | |
|-------------------------|---|----|
| Health & Human Services | CORRECTED REPORT: 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 Services on the consent calendar and confirmed: | 44 |
|-------------------------|---|----|

MEMBERS OF THE
COLORADO CHILDREN'S TRUST FUND BOARD

for terms expiring November 7, 2023:

Deborah J. Kenny, PhD, RN, FAAN of Larkspur, Colorado, to serve as a member with knowledge of child abuse prevention, reappointed;

Heather Ann Meyer of Fort Collins, Colorado, to serve as a parent representative, 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:

SB21-206 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod--
Concerning the continuous appropriation of money in the educator licensure cash fund.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Zenzinger.

SB21-207 by Senator(s) Moreno and Rankin, Hansen; also Representative(s) Herod, McCluskie, Ransom--Concerning the transfer of one hundred million dollars from the marijuana tax cash fund to the public school capital construction assistance 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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Bridges, Donovan, Fenberg, Garcia, Gonzales, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Pettersen, Priola, Scott, Sonnenberg, Story, Woodward, and Zenzinger.

SB21-209 by Senator(s) Rankin, Hansen, Moreno; also Representative(s) McCluskie, Herod, Ransom--Concerning the transfer to the general fund of the balances from repealed cash funds.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

SB21-210 by Senator(s) Hansen, Moreno, Rankin; also Representative(s) Ransom, Herod, McCluskie--Concerning expanding the definition of "electronic monitoring services" to include remote supports for the home- and community-based services waiver for the elderly, blind, and disabled.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Ginal, Hisey, Kolker, Pettersen, and Zenzinger.

SB21-212 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod--Concerning aligning primary care payments with the "Colorado Medical Assistance Act" to maximize federal funds, and, in connection therewith, identifying anticipated federal funds.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Ginal, Pettersen, and Priola.

SB21-213 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod--Concerning the increased money received due to the federal "Families First Coronavirus Response Act", 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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Donovan and Pettersen.

SB21-214 by Senator(s) Hansen, Moreno, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning state payments to licensed hospice facilities for residential care provided to certain persons enrolled in the medical assistance 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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Kolker, Liston, Priola, and Woodward.

SB21-216 by Senator(s) Rankin, Hansen, Moreno; also Representative(s) Herod, McCluskie, Ransom--Concerning the Colorado commission for the deaf, hard of hearing, and deafblind, and, in connection therewith, providing auxiliary services in rural areas of the state for persons who are deaf, hard of hearing, or deafblind and removing the requirement that a not-for-profit entity must be a community-based organization to be eligible to apply to the commission for grant money.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Buckner, Donovan, Garcia, Ginal, Hisey, Holbert, Kirkmeyer, Kolker, Lundeen, Pettersen, Priola, Simpson, Sonnenberg, Story, Woodward, and Zenzinger.

SB21-217 by Senator(s) Hansen and Rankin, Moreno; also Representative(s) Herod and McCluskie, Ransom--Concerning adjusting the contract for a market rate study of provider rates for the Colorado child care assistance program from annually to every three years, and, in connection therewith, reducing 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Buckner and Gonzales.

SB21-220 by Senator(s) Hansen and Rankin, Moreno; also Representative(s) Herod, McCluskie, Ransom--Concerning the stabilization of revenue in the severance tax operational fund by returning money that was transferred to natural resources and energy grant programs.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Donovan, Kirkmeyer, Lundeen, Priola, Scott, Simpson, Sonnenberg, and Woodward.

SB21-221 by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie, Herod, Ransom--Concerning projects under the forest restoration and wildfire risk mitigation grant program.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Bridges, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Pettersen, Priola, Simpson, Story, Winter, and Woodward.

SB21-226 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning an increase in the general fund reserve.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Buckner, Donovan, Garcia, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Pettersen, Priola, Scott, Sonnenberg, Winter, and Woodward.

SB21-227 by Senator(s) Moreno and Rankin, Hansen; also Representative(s) Ransom, Herod, McCluskie--Concerning the state emergency reserve, and, in connection therewith, designating the state emergency reserve for the 2021-22 state fiscal year, creating the state emergency reserve cash fund, and requiring reimbursements for expenditures from a fund that is designated as part of the state emergency reserve to be returned to the fund.

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

| YES | 32 | NO | 1 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

HB21-1177 by Representative(s) Valdez D. and Lynch, Arndt, Pico; also Senator(s) Moreno and Woodward, Kirkmeyer, Zenzinger--Concerning the inclusion of use tax exemptions for certain existing sales tax exemptions in order to make the exemptions compatible with fundamental principles of sales and use tax.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Gardner, Kolker, Priola, Rankin, Scott, and Sonnenberg.

HB21-1152 by Representative(s) Valdez D. and Lynch, Arndt, Pico; also Senator(s) Kirkmeyer and Zenzinger, Moreno, Woodward--Concerning the repeal of statutes related to the obsolete capitol dome restoration fund.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Liston, Priola, Rankin, and Sonnenberg.

HB21-1154 by Representative(s) Lynch and Valdez D., Arndt, Pico; also Senator(s) Moreno, Zenzinger--Concerning the elimination of obsolete provisions of the child care contribution state income tax credit.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

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:

SB21-205 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod--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, 2021, except as otherwise noted.

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

| YES | 32 | NO | 1 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Fenberg, Fields, Garcia, Ginal, Gonzales, Holbert, Jaquez Lewis, Kolker, Lee, Pettersen, Priola, Simpson, Story, and Winter.

SB21-211 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod, McCluskie--Concerning the removal of certain measures related to the reduction of the adult dental benefit enacted in House Bill 20-1361, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Simpson.

SB21-215 by Senator(s) Hansen and Rankin, Moreno; also Representative(s) Herod and McCluskie-- Concerning the use of open educational resources at public institutions of higher 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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Gonzales, Jaquez Lewis, Lee, Pettersen, Story, and Zenzinger.

SB21-218 by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie, Herod-- Concerning revenue allocated to the employment and training technology fund in the division of unemployment insurance in the department of labor and employment.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Bridges, Holbert, Jaquez Lewis, Liston, and Priola.

SB21-219 by Senator(s) Rankin, Hansen, Moreno; also Representative(s) McCluskie, Herod, Ransom-- Concerning the manner in which money is appropriated from the Colorado avalanche information center 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Donovan, Fenberg, Priola, and Story.

SB21-222 by Senator(s) Rankin, Hansen, Moreno; also Representative(s) Ransom, Herod, McCluskie-
-Concerning the repeal of the state recovery audit program, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

SB21-223 by Senator(s) Hansen, Moreno, Rankin; also Representative(s) Ransom, Herod, McCluskie-
-Concerning the location of a department of revenue administrative hearing.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

SB21-224 by Senator(s) Hansen, Moreno, Rankin; also Representative(s) Ransom, Herod, McCluskie-
-Concerning capital-related transfers of money.

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

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| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Simpson.

SB21-228 by Senator(s) Hansen and Moreno, Rankin; also Representative(s) McCluskie and Ransom, Herod--Concerning the creation of the PERA payment cash fund to be used for future payments to the public employees' retirement association, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Garcia, Ginal, Gonzales, Jaquez Lewis, Lee, Liston, Pettersen, Priola, Story, Winter, and Zenzinger.

HB21-1102 by Representative(s) Duran and Soper; also Senator(s) Jaquez Lewis--Concerning requirements of pet stores that sell certain pet animals.

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

| YES | 17 | NO | 16 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | E |
| Coleman | Y | Gonzales | N | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | N | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | N | Kolker | Y | Scott | N | | |

Less than a majority of all members elected to the Senate having voted in the affirmative, the bill was **lost**.

(For further action, see Reconsideration of HB21-1102.)

RECONSIDERATION OF HB21-1102

HB21-1102 by Representative(s) Duran and Soper; also Senator(s) Jaquez Lewis--Concerning requirements of pet stores that sell certain pet animals.

Having voted on the prevailing side, Senator Gonzales moved for reconsideration of the last Senate action, Third Reading -- Final Passage, on **HB21-1102**.

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:

HB21-1102 by Representative(s) Duran and Soper; also Senator(s) Jaquez Lewis--Concerning requirements of pet stores that sell certain pet animals.

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

| YES | 18 | NO | 15 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | N | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | N | Kolker | Y | Scott | N | | |

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 Moreno.

HB21-1097 by Representative(s) Young and Pelton; also Senator(s) Fields and Gardner--Concerning recommendations from the Colorado behavioral health task force, and, in connection therewith, establishing a behavioral health administration.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Danielson, Fenberg, Garcia, Ginal, Hansen, Hisey, Holbert, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Priola, Rankin, Scott, Simpson, Story, and Zenzinger.

SB21-208 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod, McCluskie, Ransom--Concerning the transfer of one hundred million dollars from the general fund to the state education fund.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Fenberg, Fields, Garcia, Gardner, Ginal, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Lundeen, Pettersen, Priola, Scott, Simpson, Sonnenberg, Story, Woodward, and Zenzinger.

SB21-225 by Senator(s) Rankin, Hansen, Moreno; also Representative(s) Ransom, Herod, McCluskie--Concerning the repayment of cash funds from which money was transferred in 2020 for the purpose of augmenting the general fund.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Buckner, Cooke, Garcia, Gardner, Hisey, Holbert, Kirkmeyer, Lee, Liston, Lundeen, Pettersen, Priola, Scott, Simpson, Sonnenberg, Woodward, and Zenzinger.

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:

SB21-198 by Senator(s) Smallwood and Rodriguez; also Representative(s) Roberts and Bockenfeld, Michaelson Jenet--Concerning the repeal of a requirement that the state auditor annually report uses of state education fund money for school capital construction to certain committees of the general assembly.

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

HB21-1119 by Representative(s) Rich and Daugherty; also Senator(s) Donovan and Coram--Concerning lowering the suicide rate by enhancing care for persons affected by suicide, and, in connection therewith, broadening Colorado's focus to include suicide prevention, intervention, and postvention.

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

SB21-195 by Senator(s) Story; also Representative(s) Snyder and Soper--Concerning permitting notarization of certain probate documents.

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-198, SB21-195; HB21-1119

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:

SB21-177 by Senator(s) Bridges; also Representative(s) Woodrow--Concerning restrictions on foreign-influenced money in political campaigns in the state.

Laid over until Monday, August 9.

SB21-061 by Senator(s) Story and Gonzales; also Representative(s) Woodrow and Daugherty--Concerning claims for pre-majority economic loss incurred by a minor.

Laid over until Monday, April 12, retaining its place on the calendar.

SB21-072 by Senator(s) Hansen and Coram; also Representative(s) Valdez A.--Concerning the expansion of electric transmission facilities to enable Colorado to meet its clean energy goals, and, in connection therewith, creating the Colorado electric transmission authority, requiring transmission utilities to join regional transmission organizations, and allowing additional classes of transmission utilities to obtain revenue through the colocation of broadband facilities within their existing rights-of-way.

Laid over until Monday, April 12, retaining its place on the calendar.

SB21-173 by Senator(s) Gonzales and Moreno, Fenberg, Kolker, Pettersen, Story, Winter; also Representative(s) Caraveo and Gonzales-Gutierrez, Duran, Jackson, Lontine, Michaelson Jenet, Roberts, Sirota, Woodrow--Concerning rights related to residential rental agreements.

Laid over until Monday, April 12, retaining its place on the calendar.

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SB21-116 by Senator(s) Danielson; also Representative(s) Benavidez and McLachlan--Concerning the prohibition of American Indian mascots in Colorado.

Laid over until Monday, April 12, retaining its place on the calendar.

HB21-1106 by Representative(s) Duran and Mullica; also Senator(s) Bridges and Hansen--Concerning measures to secure firearms to prevent use by persons not lawfully permitted to possess firearms.

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

SB21-188 by Senator(s) Danielson; also Representative(s) Duran and Ortiz--Concerning allowing a voter with a disability who receives a ballot through an electronic voting device to return the ballot electronically.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 7, page(s) 452 and placed in members' bill files.)

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

HB21-1131 by Representative(s) Amabile and Catlin; also Senator(s) Winter and Coram--Concerning governance requirements for cooperative electric associations.

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

HB21-1047 by Representative(s) Kennedy; also Senator(s) Lee--Concerning the drawing of voting districts by county governments.

Laid over until Monday, April 12, retaining its place on the calendar.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-188 as amended; HB21-1106, HB21-1131
Laid over until 04/12/2021: SB21-061, SB21-072, SB21-173, SB21-116; HB21-1047
Laid over until 08/09/2021: SB21-177

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

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

MEMBERS OF THE
COLORADO CIVIL RIGHTS COMMISSION

for terms expiring March 13, 2024:

Ajay Menon of Fort Collins, Colorado, to serve as a representative of statewide chamber of commerce, and as an Unaffiliated, reappointed;

Cherylin Peniston of Thornton, Colorado, to serve as a representative of an employee association that represents workers in Colorado, and as a Democrat, appointed.

effective March 14, 2021 for terms expiring March 13, 2025:

Jeremy Ross of Lakewood, Colorado, to serve as a representative of an employee association, and as an Unaffiliated, reappointed;

Charles Fredrick Garcia of Denver, Colorado to serve as a representative of the community at large, and as an Unaffiliated, reappointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Petterson | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MESSAGE FROM THE HOUSE

April 9, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1231

The House has passed on Third Reading and returns herewith SB21-020, 004, and 084.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1212, amended as printed in House Journal, April 8, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1231.

Without comment, as amended, HB21-1212.

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-238

by Senator(s) Garcia and Zenzinger, Priola, Simpson, Bridges, Buckner, Coleman, Coram, Donovan, Fenberg, Fields, Jaquez Lewis, Lee, Story, Winter; also Representative(s) Esgar and Gray--Concerning the front range passenger rail district, and, in connection therewith, creating the district for the purpose of planning, designing, developing, financing, constructing, operating, and maintaining a passenger rail system and specifying the territory, governing structure, powers, and duties of the district.
Transportation & Energy

| | | |
|------------------|---|--|
| HB21-1006 | by Representative(s) Esgar and Will; also Senator(s) Garcia and Hisey--Concerning fifth-day school week supplemental enrichment programs. Education | 1 2 3 4 |
| HB21-1084 | by Representative(s) Exum and Van Winkle; also Senator(s) Hisey--Concerning the ability of certain individuals in the custody of the state department of human services to acquire legal authority to drive, and, in connection therewith, making an appropriation. Local Government | 5 6 7 8 9 |
| HB21-1095 | by Representative(s) Baisley and Kipp, Gray, Pelton, Rich, Roberts; also Senator(s) Ginal and Woodward--Concerning excavation notification requirements for underground facility location in connection with county road maintenance. Local Government | 10 11 12 13 14 |
| HB21-1099 | by Representative(s) Ransom and Michaelson Jenet; also Senator(s) Zenzinger and Smallwood--Concerning authorization to implement best practices for child welfare caseworkers to recognize domestic abuse, and, in connection therewith, addressing domestic abuse as a form of child abuse or neglect, and making an appropriation. Health & Human Services | 15 16 17 18 19 20 |
| HB21-1133 | by Representative(s) Mullica and Jodeh, Garnett, McKean, Bacon, Bradfield, Caraveo, Duran, Froelich, Ortiz, Roberts, Van Beber, Van Winkle; also Senator(s) Pettersen and Priola--Concerning strategic resources for kindergarten through twelfth grade schools to provide a safer environment for kindergarten through twelfth grade students who have been diagnosed with a seizure disorder. Education | 21 22 23 24 25 26 27 |
| HB21-1136 | by Representative(s) Tipper and Carver; also Senator(s) Lee and Gardner--Concerning modifications to the policies governing judicial division retirees returning to temporary judicial duties, and, in connection therewith, making an appropriation. Judiciary | 28 29 30 31 32 |
| HB21-1139 | by Representative(s) McCluskie; also Senator(s) Rankin--Concerning the acquisition of forms of identification from the department of revenue, and, in connection therewith, facilitating the renewal of drivers' licenses by mail and by electronic means, facilitating the renewal of identification cards by electronic means, facilitating the renewal of drivers' licenses and identification cards by older individuals, and allowing certain individuals to sign a driving log attesting that a minor driver with an instruction permit has completed a minimum number of driving hours. Transportation & Energy | 33 34 35 36 37 38 39 40 41 |
| HB21-1173 | by Representative(s) Mullica and Gray; also Senator(s) Pettersen--Concerning prohibiting higher education institutions from considering legacy preferences in the admissions process. Education | 42 43 44 45 |
| HB21-1181 | by Representative(s) McCormick and Will; also Senator(s) Simpson and Winter--Concerning the creation of a voluntary soil health program, and, in connection therewith, making an appropriation. Agriculture & Natural Resources | 46 47 48 49 50 |
| HB21-1186 | by Representative(s) Gray and Sullivan; also Senator(s) Winter and Bridges--Concerning relieving the regional transportation district of statutory restrictions related to the district's operations. Transportation & Energy | 51 52 53 54 55 |
| HB21-1207 | by Representative(s) Daugherty and Benavidez; also Senator(s) Lee and Fields--Concerning the overpayment of workers' compensation benefits. Business, Labor, & Technology | 56 57 58 59 |
| HB21-1224 | by Representative(s) Bird and Neville; also Senator(s) Winter--Concerning modifications to the provisions governing foreclosure sales of real property. Business, Labor, & Technology | 60 61 62 63 |
| HB21-1235 | by Representative(s) Bird and Benavidez; also Senator(s) Story--Concerning measures to improve public safety through the modification of the regulation of fireworks. Business, Labor, & Technology | 64 65 66 67 |
| HB21-1116 | by Representative(s) Holtorf and Ortiz; also Senator(s) Liston and Garcia--Concerning access to state parks by purple heart recipients. State, Veterans, & Military Affairs | 68 69 70 71 72 |

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB21-1063, 1072, 1076, 1124.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Thursday, April 08, 2021, at 2:52 PM:
SB21-096, 102, and 122.

TRIBUTES

Honoring:

- Ruby Link -- By Senator Fenberg
- The Boys and Girls Club of Pueblo County -- By President Garcia
- Theophilus Gregory -- By President Garcia
- Trinitee Barnes -- By President Garcia
- Panda Lee -- By President Garcia
- Charlotte Figi -- By Senator Holbert & Senator Gonzales
- The Belleview Christian Varsity Boys' Basketball Team -- By Senator Moreno

On motion of Majority Leader Fenberg, the Senate adjourned until 10:00 a.m., Monday, April 12, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

59th Legislative Day Monday, April 12, 2021

- Prayer By Senator Kolker
- Call to Order By the President *Pro Tempore* at 10:00 a.m.
- Roll Call Present--35
Remote--2, Garcia, Scott
- Quorum The President *Pro Tempore* announced a quorum present.
- Pledge By Senator Jaquez Lewis
- Reading of the Journal On motion of Senator Kirkmeyer, reading of the Journal of Friday, April 9, 2021, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

- Correctly Printed:** SB21-238.
- Correctly Engrossed:** SB21-188, 195, and 198.
- Correctly Reengrossed:** SB21-205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, and 228.
- Correctly Revised:** HB21-1106, 1119, and 1131.
- Correctly Rerevised:** HB21-1097, 1102, 1152, 1154, and 1177.
- Correctly Enrolled:** SB21-004, 020, and 084.

**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:

SB21-198 by Senator(s) Smallwood and Rodriguez; also Representative(s) Roberts and Bockenfeld, Michaelson Jenet--Concerning the repeal of a requirement that the state auditor annually report uses of state education fund money for school capital construction to certain committees of the general assembly.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

HB21-1119 by Representative(s) Rich and Daugherty; also Senator(s) Donovan and Coram-- Concerning lowering the suicide rate by enhancing care for persons affected by suicide, and, in connection therewith, broadening Colorado's focus to include suicide prevention, intervention, and postvention.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Fenberg, Fields, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Priola, Scott, Simpson, Story, Winter, and Zenzinger.

SB21-195 by Senator(s) Story; also Representative(s) Snyder and Soper--Concerning permitting notarization of certain probate documents.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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:

HB21-1106 by Representative(s) Duran and Mullica; also Senator(s) Bridges and Hansen--Concerning measures to secure firearms to prevent use by persons not lawfully permitted to possess firearms.

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

| YES | 20 | NO | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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, Ginal, Gonzales, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Story, and Winter.

SB21-188 by Senator(s) Danielson; also Representative(s) Duran and Ortiz--Concerning allowing a voter with a disability who receives a ballot through an electronic voting device to return the ballot electronically.

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

| YES | 22 | NO | 13 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Fields, Garcia, Ginal, Jaquez Lewis, Moreno, Pettersen, Story, and Winter.

HB21-1131 by Representative(s) Amabile and Catlin; also Senator(s) Winter and Coram--Concerning governance requirements for cooperative electric associations.
Energy & 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Jaquez Lewis, and Moreno.

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

- HB21-1018** by Representative(s) Bernett and Van Beber; also Senator(s) Jaquez Lewis--Concerning allowing adoptive parents who are parties to adoption assistance agreements to pay for medical services that would otherwise be reimbursable under the medical assistance program.
- Laid over until Tuesday, April 13, retaining its place on the calendar.
- SB21-061** by Senator(s) Story and Gonzales; also Representative(s) Woodrow and Daugherty--Concerning claims for pre-majority economic loss incurred by a minor.
- Laid over until Tuesday, April 13, retaining its place on the calendar.
- SB21-072** by Senator(s) Hansen and Coram; also Representative(s) Valdez A.--Concerning the expansion of electric transmission facilities to enable Colorado to meet its clean energy goals, and, in connection therewith, creating the Colorado electric transmission authority, requiring transmission utilities to join regional transmission organizations, and allowing additional classes of transmission utilities to obtain revenue through the colocation of broadband facilities within their existing rights-of-way.
- Laid over until Tuesday, April 13, retaining its place on the calendar.
- SB21-173** by Senator(s) Gonzales and Moreno, Fenberg, Kolker, Pettersen, Story, Winter; also Representative(s) Caraveo and Gonzales-Gutierrez, Duran, Jackson, Lontine, Michaelson Jenet, Roberts, Sirota, Woodrow--Concerning rights related to residential rental agreements.
- Laid over until Tuesday, April 13, retaining its place on the calendar.
- SB21-116** by Senator(s) Danielson; also Representative(s) Benavidez and McLachlan--Concerning the prohibition of American Indian mascots in Colorado.
- Laid over until Tuesday, April 13, retaining its place on the calendar.
- HB21-1047** by Representative(s) Kennedy; also Senator(s) Lee--Concerning the drawing of voting districts by county governments.
- Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 7, page(s) 452-453 and placed in members' bill files.)
- Amendment No. 2(L.012), by Senator Sonnenberg.
- Amend reengrossed bill, page 10, line 20, strike "IOUNTY" and substitute "COUNTY".
- Amendment No. 3(L.013), by Senator Lee.
- Amend reengrossed bill, page 11, line 9, strike "COUNTY," and substitute COUNTY;"
- Page 11, strike line 10.
- Page 12, line 5, after "ALTERATIONS" insert "DURING A REDISTRICTING YEAR".
- As amended, ordered revised and placed on the calendar for third reading and final passage.

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HB21-1022 by Representative(s) Froelich; also Senator(s) Ginal--Concerning the protection of parties through the enforcement of proper surrogacy agreements.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 8, page(s) 462 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

On motion of Senator 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1047 as amended, HB21-1022 as amended
Laid over until 04/13/2021: HB21-1018, SB21-061, SB21-072, SB21-173, SB21-116

**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
COLORADO CHILDREN'S TRUST FUND BOARD

for terms expiring November 7, 2023:

Deborah J. Kenny, PhD, RN, FAAN of Larkspur, Colorado, to serve as a member with knowledge of child abuse prevention, reappointed;

Heather Ann Meyer of Fort Collins, Colorado, to serve as a parent representative, reappointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

April 12, 2021
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1227, 1245, and 1249.

The House has passed on Third Reading and returns herewith SB21-107 and 117.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1056, 1132, 1016, 1211, and 1220, amended as printed in House Journal, April 9, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-040, amended as printed in House Journal, April 9, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1227, 1245, and 1249.

Without comment, as amended, HB21-1016, 1056, 1132, 1211, and 1220.

Without comment, as amended, SB21-040.

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-239 by Senator(s) Kolker and Zenzinger; also Representative(s) Amabile and Van Beber--
Concerning the statewide communication system for referral to behavioral health services,
and, in connection therewith, making an appropriation.
Health & Human Services

SB21-240 by Senator(s) Danielson and Simpson; also Representative(s) Kipp and Catlin--Concerning
the transfer of money from the general fund to the Colorado water conservation board
construction fund for watershed protection programs, and, in connection therewith, making
an appropriation.
Agriculture & Natural Resources

SB21-241 by Senator(s) Fields and Bridges; also Representative(s) Ricks and Daugherty--Concerning
the creation of the small business accelerated growth program, and, in connection therewith,
making an appropriation.
Business, Labor, & Technology

SB21-242 by Senator(s) Gonzales and Pettersen; also Representative(s) Gonzales-Gutierrez and
Woodrow--Concerning the expansion of the allowable uses of the housing development
grant fund, and, in connection therewith, making an appropriation.
Local Government

REPORT OF CONFERENCE COMMITTEE

SB21-079 by Senator(s) Sonnenberg; also Representative(s) Pelton and Valdez D.--Concerning the
sale of animals for consumption to informed end consumers in a manner that exempts the
sale from certain laws.

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FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB21-079

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 SB21-079,
concerning the sale of animals for consumption to informed end
consumers in a manner that exempts the sale from certain laws, has met
and reports that it has agreed upon the following:

That the Senate accede to the House amendments made the bill, as
the amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 3, strike lines 9 through 19 and substitute:

"(a) THE PERSON MAKING THE SALE EITHER GIVES THE PURCHASER
A DOCUMENT AT, OR CONSPICUOUSLY DISPLAYS A PLACARD, SIGN, OR
CARD AT, THE POINT OF SALE WITH THE FOLLOWING DISCLAIMER: "THE
SELLER OF THIS MEAT IS NOT SUBJECT TO LICENSURE, AND THE SALE OF
ANIMALS OR MEAT FROM THIS SELLER IS NOT SUBJECT TO STATE
REGULATION OR INSPECTION BY A PUBLIC HEALTH AGENCY. ANIMALS OR
MEAT PURCHASED FROM THIS SELLER ARE NOT INTENDED FOR RESALE.";
AND".

Respectfully submitted,

Senate Committee:

House Committee:

(signed)
Sen. Donovan, Chair
Sen. Fields
Sen. Sonnenberg

(signed)
Rep. Valdez, D., Chair
Rep. Pelton

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Tuesday, April
12, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 60th Legislative Day

 Tuesday, April 13, 2021

| | | |
|------------------------|--|----|
| Prayer | By Senator Priola | 10 |
| Call to Order | By the President at 9:00 a.m. | 12 |
| Roll Call | Present--32 Excused--3, Liston, Moreno, Zenzinger Present later--3, Liston, Moreno, Zenzinger Remote--1, Scott | 15 |
| Quorum | The President announced a quorum present. | 20 |
| Pledge | By Senator Jaquez Lewis | 22 |
| Reading of the Journal | On motion of Senator Kirkmeyer, reading of the Journal of Monday, April 12, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 24 |

SENATE SERVICES REPORT

Correctly Printed: SB21-239, 240, 241, and 242.
Correctly Reengrossed: SB21-188, 195, and 198.
Correctly Revised: HB21-1022 and 1047.
Correctly Rerevised: HB21-1106, 1119, and 1131.
Correctly Enrolled: SB21-107 and 117.

COMMITTEE OF REFERENCE REPORTS

| | | |
|-------------------------|--|----|
| Health & Human Services | After consideration on the merits, the Committee recommends that HB21-1146 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 41 |
|-------------------------|--|----|

| | | |
|-------------------------------|--|----|
| Business, Labor, & Technology | After consideration on the merits, the Committee recommends that HB21-1048 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 46 |
|-------------------------------|--|----|

Amend reengrossed bill, page 2, after line 16, insert:

"(c) THIS SECTION DOES NOT APPLY TO A RETAIL TRANSACTION THAT CONVERTS CASH INTO A PREPAID CARD THAT ALLOWS A CONSUMER TO COMPLETE A TRANSACTION AT THE RETAIL ESTABLISHMENT IF:

(I) THE TRANSACTION DOES NOT INCLUDE A FEE;
 (II) THE TRANSACTION DOES NOT REQUIRE A MINIMUM DEPOSIT AMOUNT GREATER THAN ONE DOLLAR;

(III) UPON REQUEST, THE CONSUMER IS PROVIDED WITH A RECEIPT INDICATING THE AMOUNT OF CASH THE CONSUMER DEPOSITED ONTO THE PREPAID CARD; AND

(IV) THE CASH DEPOSIT ONTO THE PREPAID CARD IS NOT SUBJECT TO AN EXPIRATION DATE AND THERE IS NO LIMIT ON THE NUMBER OF TRANSACTIONS THAT MAY BE COMPLETED USING PREPAID CARD.

(d) THIS SECTION DOES NOT APPLY TO A BANK, AS DEFINED IN SECTION 11-101-401 (5), OR A CREDIT UNION, AS DEFINED IN SECTION 11-30-101 (1)(a)."

Reletter succeeding paragraph accordingly.

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:

HB21-1047 by Representative(s) Kennedy; also Senator(s) Lee--Concerning the drawing of voting districts by county governments.

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

| YES | 20 | NO | 14 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Jaquez Lewis, Moreno, and Winter.

HB21-1022 by Representative(s) Froelich; also Senator(s) Ginal--Concerning the protection of parties through the enforcement of proper surrogacy 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Buckner, Fields, Jaquez Lewis, and Winter.

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:

HB21-1018 by Representative(s) Bernett and Van Beber; also Senator(s) Jaquez Lewis--Concerning allowing adoptive parents who are parties to adoption assistance agreements to pay for medical services that would otherwise be reimbursable under the medical assistance program.

Amendment No. 1(L.003), by Senator Jaquez Lewis.

Amend reengrossed bill, page 3, line 4, strike "SECTION." and substitute "SECTION, AND SO LONG AS THE PROVISIONS OF THIS SUBSECTION (3)(b) ARE NOT PROHIBITED UNDER FEDERAL LAW."

Page 3, after line 23 insert:

"(III) THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING SHALL SEEK ANY FEDERAL AUTHORIZATION NECESSARY UNDER THE MEDICAL ASSISTANCE PROGRAM, ESTABLISHED IN ARTICLES 4, 5, AND 6 OF TITLE 25.5, FOR PURPOSES OF THIS SUBSECTION (3)(b)."

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

SB21-061 by Senator(s) Story and Gonzales; also Representative(s) Woodrow and Daugherty-- Concerning claims for pre-majority economic loss incurred by a minor.

Laid over until Wednesday, April 14, retaining its place on the calendar.

SB21-072 by Senator(s) Hansen and Coram; also Representative(s) Valdez A.--Concerning the expansion of electric transmission facilities to enable Colorado to meet its clean energy goals, and, in connection therewith, creating the Colorado electric transmission authority, requiring transmission utilities to join organized wholesale markets, and allowing additional classes of transmission utilities to obtain revenue through the colocation of broadband facilities within their existing rights-of-way.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, March 17, page(s) 258-268 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 1, page(s) 407 and placed in members' bill files.)

Amendment No. 3(L.013), by Senator Hansen.

Amend the Transportation and Energy Committee Report, dated March 16, 2021, page 3, strike lines 6 through 10.

Reletter succeeding sub-subparagraphs accordingly.

Page 3, line 19, strike "(1)(a)(I)(G)," and substitute "(1)(a)(I)(F),".

Page 17, lines 15 and 16, strike "CONSTRUCTION OR EXPANSION" and substitute "CONSTRUCTION, EXPANSION, OR MAINTENANCE".

Amendment No. 4(L.015), by Senator Hansen.

Amend the Transportation and Energy Committee Report, dated March 16, 2021, page 3, line 27, after the semicolon add "AND".

Page 3, strike lines 28 and 29.

Page 3, line 30, strike "(K)" and substitute "(J)" and after "POLICIES" insert "AND ORDERS".

Page 3, line 40, strike "INCLUDES" and substitute "MEANS".

Page 3, line 41, strike "AND" and substitute "OR".

Page 4, line 3, strike "SUPPLIER;" and substitute "SUPPLIER OR TRANSMITTER;".

Page 4, strike lines 15 through 17 and substitute:

"(A) THE COMMISSION HAS DETERMINED THAT THE TRANSMISSION UTILITY HAS MADE ALL REASONABLE EFFORTS TO COMPLY WITH THE REQUIREMENT BUT THERE IS NO VIABLE AND AVAILABLE OWM THAT THE

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TRANSMISSION UTILITY CAN JOIN BY JANUARY 1, 2030; AND".

Page 4, strike lines 37 through 41.

Page 5, strike lines 1 and 2 and substitute:

~~"(6) "Electric utility" means a cooperative electric association, as defined in section 40-9.5-102~~ HAS THE MEANING SET FORTH IN SECTION 40-42-102 (8).".

Page 5, line 16, strike "(1)(q)" and substitute "(1)(p)".

Page 5, line 33, strike "ENTITY" and substitute "ENTITY, OTHER THAN AN INVESTOR-OWNED ENTITY,".

Page 5, line 35, strike "AN".

Page 5, strike line 36.

Page 5, line 37, strike "ARTICLES 1 TO 7 OF THIS TITLE 40,".

Page 5, line 40, after "OTHER" insert "NON-INVESTOR-OWNED,".

Page 6, strike line 8 and substitute "GENERATOR, OR FROM A STORAGE PROJECT THAT IS USED FOR ELECTRIC GENERATION, TO A FACILITY.".

Page 6, strike lines 22 and 23 and substitute:

"(15) "STORAGE" HAS THE SAME MEANING AS "ENERGY STORAGE SYSTEM"AS DEFINED IN SECTION 40-2-130 (2)(a).".

Page 8, strike line 24.

Reletter succeeding paragraphs accordingly.

Page 9, line 32, strike "COLORADO" and substitute "COLORADO".

Page 10, strike lines 2 through 7 and substitute "ANY PROPERTY OR RIGHTS-OF-WAY, EXCEPT PROPERTY OF AN ELECTRIC UTILITY OR PROPERTY OR RIGHTS-OF-WAY OWNED BY A LOCAL GOVERNMENT, NECESSARY FOR PROJECTS; EXCEPT THAT, IF LAND TO BE ACQUIRED THROUGH EMINENT".

Page 10, strike line 26 and substitute:

"(u) CONSIDER OPTIONS AND ALTERNATIVES, INCLUDING THROUGH STUDIES CONTRACTED WITH INDEPENDENT EXPERT ANALYSTS, TO INCREASE THE EFFICIENT USE OF THE TRANSMISSION SYSTEM AND RELIEVE CONSTRAINTS ON THE TRANSMISSION SYSTEM, WHICH OPTIONS AND ALTERNATIVES MAY INCLUDE STORAGE AND ADVANCED TRANSMISSION TECHNOLOGIES; AND".

Reletter succeeding paragraph accordingly.

Page 11, after line 19 insert:

"(c) THE AUTHORITY SHALL COLLECT AND CONSIDER RELEVANT DATA FROM DIVISION OF PARKS AND WILDLIFE'S STATE WILDLIFE ACTION PLAN AND FROM THE COLORADO NATURAL HERITAGE PROGRAM REGARDING WAYS IN WHICH THE PROJECT COULD CAUSE ADVERSE ENVIRONMENTAL IMPACTS TO STATE AND FEDERALLY LISTED SPECIES, AS WELL AS SPECIES, HABITATS, AND ECOSYSTEMS OF GREATEST CONSERVATION NEED.".

Reletter succeeding paragraphs accordingly.

Page 11, line 33, strike "(2)(c)" and substitute "(2)(d)".

Page 12, line 26, change the period to a comma and add "WHICH MAY INCLUDE DIVESTMENT BEFORE THE LINE IS ENERGIZED.".

Page 19, strike line 37 and substitute "(1)(p).".

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

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SB21-173

by Senator(s) Gonzales and Moreno, Fenberg, Kolker, Pettersen, Story, Winter; also Representative(s) Caraveo and Gonzales-Gutierrez, Duran, Jackson, Lontine, Michaelson Jenet, Roberts, Sirota, Woodrow--Concerning rights related to residential rental agreements.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, March 18, page(s) 291-292 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 1, page(s) 409 and placed in members' bill files.)

Amendment No. 3(L.011), by Senator Gonzales.

Amend the State, Veterans, & Military Affairs Committee Report, dated March 16, 2021, page 1, strike lines 1 and 2 and substitute "Amend printed bill, page 5, line 4, strike "FOR OBTAINING" and substitute "WITH A WEBSITE LINK AND PHONE NUMBER FOR RESIDENTIAL TENANTS TO OBTAIN".

Page 1, strike line 7 and substitute "Page 5, lines 14 and 15, strike "POSSESSION RELATED TO THE TENANCY OR" and substitute "AND TENANT'S POSSESSION RELEVANT TO".

Page 1, strike lines 9 through 15 and substitute "Page 6, strike lines 8 through 17 and substitute:

"(a) THE COURT SHALL SET A DATE FOR TRIAL NO SOONER THAN SEVEN, BUT NOT MORE THAN TEN, DAYS AFTER THE ANSWER IS FILED, UNLESS THE DEFENDANT REQUESTS A WAIVER OF THIS REQUIREMENT IN THE DEFENDANT'S ANSWER OR AFTER FILING AN ANSWER; EXCEPT THAT A COURT WITH A DOCKET THAT IS IMPACTED BY THE COVID-19 PUBLIC HEALTH EMERGENCY IS NOT REQUIRED TO COMPLY WITH THIS TIME FRAME. THE REQUIREMENT SET FORTH IN THIS SUBSECTION (4)(a) DOES NOT APPLY TO A FORCIBLE ENTRY AND DETAINER PETITION THAT ALLEGES A SUBSTANTIAL VIOLATION, AS DEFINED IN SECTION 13-40-107.5 (3), OR TERMINATES A TENANCY PURSUANT TO SECTION 38-12-203 (1)(f).

(b) IN THE TIME AFTER AN ANSWER IS FILED AND BEFORE A TRIAL OCCURS, THE COURT SHALL ORDER THAT THE LANDLORD OR TENANT PROVIDE ANY DOCUMENTATION RELEVANT TO THE CURRENT ACTION THAT EITHER PARTY REQUESTS PURSUANT TO SECTION 13-40-111 (6)(b)."

Page 2, line 12, after "A" insert "PROVISION OF A".

Amendment No. 4(L.012), by Senator Gonzales.

Amend printed bill, page 8, strike lines 13 through 27.

Page 9, strike lines 1 through 5 and substitute:

"SECTION 6. In Colorado Revised Statutes, amend 13-40-118 as follows:

13-40-118. Deposit of rent. (1) In all appeals from the judgment of a county court, in an action founded upon section 13-40-104 (1)(d), the defendant, at the time of the filing thereof, shall deposit with the court the amount of rent found due and specified in ~~such~~ THE judgment. Unless ~~such~~ THE deposit is made, the appeal is not perfected, and proceedings upon ~~such~~ THE judgment ~~shall thereupon~~ MUST be had accordingly. If the appeal is perfected, the court shall transmit ~~such~~ THE deposit to the clerk of the appellate court, with the papers in ~~such~~ THE case; and the appellant thereafter, at the time when the rents become due as specified in the judgment appealed from and as often as the same become due, shall deposit the amount thereof with the clerk of ~~such~~ THE appellate court. In case the appellant, at any time during the pendency of ~~such~~ THE appeal and before final judgment therein, neglects or fails to make any deposit of rent, falling due at the time specified in the judgment appealed from, the court in which such appeal is pending, upon such fact being made to appear and upon motion of the appellee, shall affirm the judgment appealed from with costs; and proceedings thereupon ~~shall~~ MUST be had as in like cases determined upon the merits.

(2) A DEPOSIT SHALL NOT BE REQUIRED TO PERFECT AN APPEAL IF A COUNTY, DISTRICT, OR APPEALS COURT IS SATISFIED THAT THE DEFENDANT IS UNABLE TO DEPOSIT THE AMOUNT OF RENT SPECIFIED IN THE JUDGMENT BECAUSE THE DEFENDANT IS FOUND TO BE INDIGENT PURSUANT TO SECTION

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13-16-103. UPON A FINDING OF INDIGENCY AND THE FILING OF THE PROPER APPEAL DOCUMENTS PURSUANT TO THE COLORADO APPELLATE RULES, THE APPEAL WILL BE PERFECTED AND A JUDGMENT CANNOT BE EXECUTED."

Renumber succeeding sections accordingly.

Amendment No. 5(L.013), by Senator Gonzales.

Amend printed bill, page 11, line 18, strike "FOURTEEN" and substitute "TEN".

Page 11, line 21, strike "TWENTY" and substitute "FIFTY".

Page 11, line 22, strike "TWO AND ONE-HALF" and substitute "FIVE".

Page 12, line 24, after "TENANT" insert "OR HOME OWNER".

Page 12, line 25, strike "TWENTY" and substitute "FIFTY".

Page 14, line 26, strike "FOURTEEN" and substitute "TEN".

Amendment No. 6(L.014), by Senator Gonzales.

Amend printed bill, page 13, line 9, strike "FIVE HUNDRED" and substitute "ONE HUNDRED FIFTY".

Page 13, line 10, strike "TWO" and substitute "ONE".

Page 13, lines 12 and 13, strike "FEES, IF THE TENANT OR HOME OWNER IS" and substitute "FEES TO".

Amendment No. 7(L.016), by Senator Gonzales.

Amend printed bill, page 6, line 5, after the period add "A DEFENDANT CAN RAISE A DEFENSE RELATED TO PROPER NOTICE IN THE DEFENDANT'S ANSWER OR BY FILING A MOTION PREHEARING. A DEFENDANT CANNOT RAISE THIS DEFENSE FOR THE FIRST TIME AT THE HEARING IF THE DEFENDANT FAILED TO RAISE IT IN THE DEFENDANT'S ANSWER OR IN A PREHEARING MOTION."

Page 10, line 22, strike "SPACE" and substitute "SPACE, AS DEFINED IN SECTION 38-12-201.5 (7)".

Amendment No. 8(L.019), by Senator Lee.

Amend printed bill, page 11, line 18, strike "FOURTEEN" and substitute "SEVEN".

Amendment No. 9(L.024), by Senator Bridges.

Amend printed bill, page 15, strike lines 22 through 25 and substitute "~~upon the filing of the tenant's answer~~ the court shall order the tenant to pay into the registry of the court all or part of the rent accrued after due consideration of expenses already incurred by the tenant based upon the landlord's breach of the warranty of habitability. THE TENANT MAY ASSERT,".

Amendment No. 10(L.023), by Senator Bridges.

Amend printed bill, page 18, strike lines 24 through 27 and substitute:

"SECTION 18. Act subject to petition - effective date. This act takes effect January 1, 2022; 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

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2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Strike page 19.

Amendment No. 11(L.020), by Senator Ginal.

Amend printed bill, page 9, line 23, strike "(6)" and substitute "(7)".

Page 10, after line 9 insert:

"(1) "EXEMPT RESIDENTIAL AGREEMENT" MEANS A RESIDENTIAL AGREEMENT LEASING A SINGLE-FAMILY HOME BY A LANDLORD WHO OWNS FIVE OR FEWER SINGLE-FAMILY RENTAL HOMES."

Re-number succeeding subsections accordingly.

Page 14, after line 1 insert:

"(8) THIS SECTION DOES NOT APPLY TO EXEMPT RESIDENTIAL AGREEMENTS."

Page 14, line 15, strike "(3)." and substitute "(4)."

Amendment No. 12(L.025), by Senator Gonzales.

Amend printed bill, page 16, line 2, after the period add "IF A COUNTY, DISTRICT, OR APPEALS COURT IS SATISFIED THAT THE DEFENDANT IS UNABLE TO DEPOSIT THE AMOUNT OF RENT SPECIFIED BECAUSE THE DEFENDANT IS FOUND TO BE INDIGENT PURSUANT TO SECTION 13-16-103, UPON A FINDING OF INDIGENCY AND THE FILING OF THE PROPER FILING OF A WARRANTY OF HABITABILITY CLAIM DOCUMENTS, THE CLAIM WILL BE PERFECTED."

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.)

SB21-116 by Senator(s) Danielson; also Representative(s) Benavidez and McLachlan--Concerning the prohibition of American Indian mascots in Colorado.

Laid over until Wednesday, April 14, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB21-173 by Senator(s) Gonzales and Moreno, Fenberg, Kolker, Pettersen, Story, Winter; also Representative(s) Caraveo and Gonzales-Gutierrez, Duran, Jackson, Lontine, Michaelson Jenet, Roberts, Sirota, Woodrow--Concerning rights related to residential rental agreements, and, in connection therewith, making an appropriation.

Senator Cooke moved to amend the report of the Committee of the Whole to show that the following Lee floor amendment, (L.018) to SB21-173, did fit under the title and did pass.

Amend printed bill, page 11, line 18, strike "DAYS;" and substitute "DAYS. A LENDER SHALL ALLOW THE LANDLORD THE SAME PERIOD OF TIME TO MAKE A PAYMENT ON THE MORTGAGE FOR THE PROPERTY BEFORE IMPOSING A LATE FEE ON THE MORTGAGE PAYMENT."

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | Y |
| Fields | Y | Kolker | N | Scott | 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-072 as amended, SB21-173 as amended; HB21-1018 as amended
 Laid over until 04/14/2021: SB21-061, SB21-116

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-040 by Senator(s) Scott and Gonzales; also Representative(s) Rich and Roberts--Concerning the use of a person's driver's history record to make decisions that concern the practice of an occupation.

Senator Gonzales moved that the Senate concur in House amendments to **SB21-040**, as printed in House journal, April 9, page(s) 631. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

COMMITTEE OF REFERENCE REPORTS

Health & Human Services

After consideration on the merits, the Committee recommends that **HB21-1169** 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 MEDICAL SERVICES BOARD

for terms expiring July 1, 2024:

An Thi H. Nguyen of Denver, Colorado, to serve as a resident of the First Congressional District, a Democrat, with knowledge of medical assistance programs, reappointed;

Christina Mulkey, DNP, AGNP-C of Denver, Colorado, to serve as a resident of the 7th Congressional District, a Republican, with knowledge of medical assistance programs, appointed;

Vincent Scott of Severence, Colorado, to serve as a resident of the Fourth Congressional District, an Unaffiliated, and as a family member of a person with a disability, appointed;

Morgan Honea, MHA of Centennial, Colorado, to serve as a resident of the Sixth Congressional District, an Unaffiliated, with experience in caring for medically underserved children, appointed.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB21-1190** 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 17, after "MEDICAL" insert "AND HEALTH-CARE".

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB21-1147** 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 **HB21-1019** 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 **HB21-1204** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

April 13, 2021

Mr. President:

The House has passed on Third Reading and returns herewith SB21-123 and 124.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-059, 066, 075, and 130, amended as printed in House Journal, April 12, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, SB21-059, 066, 075, and 130.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR21-016 by Senator(s) Lundeen, Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Moreno, Pettersen, Priola, Rankin, Rodriguez, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward; also Representative(s) Gray, Arndt, Baisley, Bird, Bockenfeld, Bradfield, Caraveo, Catlin, Cutter, Daugherty, Duran, Esgar, Froelich, Geitner, Hanks, Herod, Holtorf, Jodeh, Kennedy, Kipp, Larson, Lontine, Lynch, McCormick, McKean, Michaelson Jenet, Mullica, Ortiz, Pelton, Pico, Rich, Roberts, Sandridge, Soper, Titone, Valdez A., Valdez D., Van Beber, Van Winkle, Weissman, Will, Williams, Woodrow, Woog, Young--Concerning the designation of the Interstate 25 bridge over 17th Avenue as the "Richard "RJ" Lawrence Bridge".

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:

SB21-243 by Senator(s) Moreno; also Representative(s) McCluskie--Concerning annual appropriations to the department of public health and environment.
Appropriations

SB21-244 by Senator(s) Garcia and Fenberg; also Representative(s) Garnett and Esgar--Concerning funding for permanent part-time legislative aides for members of the general assembly to allow aides to be eligible to enroll in state health benefit plans pursuant to a policy adopted by the executive committee of the general assembly.
Appropriations

- HB21-1016** by Representative(s) Ortiz and Lynch; also Senator(s) Garcia and Gardner--Concerning the authority to transfer jurisdiction of a veteran defendant's case to a jurisdiction with a veteran's speciality court.
 State, Veterans, & Military Affairs
- HB21-1056** by Representative(s) Pelton, Gray, Hooton, Young; also Senator(s) Hansen, Pettersen--Concerning public projects supervised by the department of transportation that are subject to the "Construction Bidding for Public Projects Act".
 Transportation & Energy
- HB21-1132** by Representative(s) Amabile and Baisley; also Senator(s) Story--Concerning authorized distributions from the local government limited gaming impact fund.
 Local Government
- HB21-1236** by Representative(s) Titone and Baisley, Bernett; also Senator(s) Bridges and Priola, Kolker--Concerning the modification of certain statutory provisions to reflect the current state information technology environment.
 State, Veterans, & Military Affairs

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB21-1052, 1097, 1106, 1130, 1152, 1154, 1177.
 The President has signed: SB21-004, 020, 084, and 145.

On motion of Senator Hansen, the Senate adjourned until 9:00 a.m., Wednesday, April 14, 2021.

Approved:

Leroy M. Garcia
 President of the Senate

Attest:

Cindi L. Markwell
 Secretary of the Senate

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

 61st Legislative Day

 Wednesday, April 14, 2021

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| Prayer | By Senator Moreno | 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, Fields | 16 |
| | Remote--1, Scott | 17 |
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| Quorum | The President announced a quorum present. | 20 |
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| Pledge | By Senator Jaquez Lewis | 22 |
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| Reading of the Journal | On motion of Senator Kirkmeyer, reading of the Journal of Tuesday, April 13, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 24 |
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SENATE SERVICES REPORT

Correctly Printed: SB21-243 and 244; SJR21-016.
Correctly Engrossed: SB21-072 and 173.
Correctly Revised: HB21-1018.
Correctly Rerevised: HB21-1022 and 1047.
Correctly Enrolled: SB21-040, 123, and 124.

COMMITTEE OF REFERENCE REPORTS

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| Local Government | After consideration on the merits, the Committee recommends that SB21-204 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 43 |
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| Local Government | After consideration on the merits, the Committee recommends that HB21-1115 be referred to the Committee of the Whole with favorable recommendation. | 47 |
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| Local Government | After consideration on the merits, the Committee recommends that HB21-1138 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 51 |
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| State, Veterans, & Military Affairs | After consideration on the merits, the Committee recommends that HB21-1092 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 56 |
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| Transportation & Energy | After consideration on the merits, the Committee recommends that SB21-230 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 62 |
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Trans-
portation &
Energy

After consideration on the merits, the Committee recommends that **SB21-231** be referred to the Committee on Appropriations with favorable recommendation.

Trans-
portation &
Energy

The Committee on Transportation & Energy 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:

MEMBER OF THE
COLORADO AERONAUTICAL BOARD

for a term expiring December 19, 2022:

Charles Tedesco of Commerce City, Colorado, to serve as a representative of a local government that operates airports on the eastern slope, occasioned by the resignation of Amy Miller of Akron, Colorado, appointed.

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:

HB21-1018 by Representative(s) Burnett and Van Beber; also Senator(s) Jaquez Lewis--Concerning allowing adoptive parents who are parties to adoption assistance agreements to pay for medical services that would otherwise be reimbursable under the medical assistance program.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | 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, Garcia, Ginal, Kolker, Lee, Moreno, Pettersen, Priola, Rankin, Story, and Winter.

SB21-072 by Senator(s) Hansen and Coram; also Representative(s) Valdez A. and Catlin--Concerning the expansion of electric transmission facilities to enable Colorado to meet its clean energy goals, and, in connection therewith, creating the Colorado electric transmission authority, requiring transmission utilities to join organized wholesale markets, and allowing additional classes of transmission utilities to obtain revenue through the colocation of broadband facilities within their existing rights-of-way.

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

| YES | 28 | NO | 6 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Bridges, Jaquez Lewis, Pettersen, Priola, Rankin, Simpson, and Winter.

SB21-173

by Senator(s) Gonzales and Moreno, Fenberg, Kolker, Pettersen, Story, Winter; also Representative(s) Caraveo and Gonzales-Gutierrez, Duran, Jackson, Lontine, Michaelson Jenet, Roberts, Sirota, Woodrow--Concerning rights related to residential rental agreements, and, in connection therewith, making an appropriation.

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

Third Reading Amendment No. 1(L.026), by Senator Holbert.

Amend engrossed bill, page 12, line 14, strike "DAYS. A LENDER" and substitute "DAYS;".

Page 12, strike lines 15 through 17.

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

| YES | 31 | NO | 3 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

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

| YES | 19 | NO | 15 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Buckner, Danielson, Jaquez Lewis, and Rodriguez.

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB21-061 and SB21-116) of Wednesday, April 14, was laid over until Thursday, April 15, retaining its place on the calendar.

CONSIDERATION OF RESOLUTIONS

SJR21-016 by Senator(s) Lundeen, Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Moreno, Pettersen, Priola, Rankin, Rodriguez, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward; also Representative(s) Gray, Arndt, Baisley, Bird, Bockenfeld, Bradfield, Caraveo, Catlin, Cutter, Daugherty, Duran, Esgar, Froelich, Geitner, Hanks, Herod, Holtorf, Jodeh, Kennedy, Kipp, Larson, Lontine, Lynch, McCormick, McKean, Michaelson Jenet, Mullica, Ortiz, Pelton, Pico, Rich, Roberts, Sandridge, Soper, Titone, Valdez A., Valdez D., Van Beber, Van Winkle, Weissman, Will, Williams, Woodrow, Woog, Young--Concerning the designation of the Interstate 25 bridge over 17th Avenue as the "Richard "RJ" Lawrence Bridge".

Laid over until Wednesday, April 21, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-059 by Senator(s) Lee and Gardner; also Representative(s) Gonzales-Gutierrez and Geitner-- Concerning the reorganization of the juvenile justice code in article 2 of title 19, Colorado Revised Statutes, by the Colorado juvenile justice and delinquency prevention council as authorized by House Joint Resolution 18-1013.

Senator Gardner moved that the Senate concur in House amendments to **SB21-059**, as printed in House journal, April 12, page(s) 660. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

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

SB21-066 by Senator(s) Lee; also Representative(s) Michaelson Jenet--Concerning juvenile diversion programs.

Senator Lee moved that the Senate concur in House amendments to **SB21-066**, as printed in House journal, April 12, page(s) 660. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

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

SB21-075 by Senator(s) Gardner and Ginal; also Representative(s) Tipper and Young--Concerning supported decision-making agreements for adults with disabilities, and, in connection therewith, authorizing such agreements as an alternative for or supplement to a guardianship.

Senator Gardner moved that the Senate concur in House amendments to **SB21-075**, as printed in House journal, April 12, page(s) 661. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

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

SB21-130 by Senator(s) Holbert and Pettersen; also Representative(s) Van Winkle and Bird-- Concerning authorization for local governments to exempt business personal property from taxation.

Senator Holbert moved that the Senate concur in House amendments to **SB21-130**, as printed in House journal, April 12, page(s) 661. The motion was **adopted** by the following roll call vote:

| YES | 26 | NO | 8 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | N | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | N | Rodriguez | Y | President | N |
| Fields | E | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

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

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-245 by Senator(s) Donovan and Rankin, Hisey; also Representative(s) McCluskie and Will, Catlin, Esgar, McLachlan, Roberts--Concerning backcountry search and rescue services in Colorado.
Agriculture & Natural Resources

- HB21-1212** by Representative(s) Soper and Esgar; also Senator(s) Coram and Fields--Concerning the diversity of members appointed by the governor to boards authorized by the general assembly.
State, Veterans, & Military Affairs

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- HB21-1227** by Representative(s) Lontine and Soper; also Senator(s) Fields--Concerning medical assistance program requirements for nursing facilities, and, in connection therewith, establishing a demonstration of need.
Finance

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- HB21-1231** by Representative(s) Ortiz and Lynch; also Senator(s) Fields and Bridges--Concerning the United States Space Force, and, in connection therewith, authorizing the Colorado Space National Guard and including the United States Space Force in statutory references to the branches of the United States armed forces.
State, Veterans, & Military Affairs

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- HB21-1249** by Representative(s) Roberts and Michaelson Jenet; also Senator(s) Rodriguez and Smallwood--Concerning the repeal of a requirement that the state auditor conduct audits of the portion of the limited gaming fund that is transferred to the state historical fund for the preservation of certain gaming cities.
Local Government

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On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Thursday, April 15, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

62nd Legislative Day Thursday, April 15, 2021

| | | |
|------------------------|---|----|
| Prayer | By Senator Zenzinger | 10 |
| Call to Order | By the President at 9:00 a.m. | 11 |
| Roll Call | Present--34 | 12 |
| | Excused--1, Scott | 13 |
| | Remote--1, Danielson | 14 |
| Quorum | The President announced a quorum present. | 15 |
| Pledge | By Senator Jaquez Lewis | 16 |
| Reading of the Journal | On motion of Senator Kirkmeyer, reading of the Journal of Wednesday, April 14, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 17 |

SENATE SERVICES REPORT

Correctly Printed: SB21-245.
Correctly Reengrossed: SB21-072 and 173.
Correctly Rerevised: HB21-1018.
Correctly Enrolled: SB21-059, 066, 075, and 130.

COMMITTEE OF REFERENCE REPORTS

| | | |
|-----------|---|----|
| Judiciary | After consideration on the merits, the Committee recommends that HB21-1165 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 18 |
| | Amend reengrossed bill, page 3, strike lines 21 through 27 and substitute: | 19 |
| | "SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety." | 20 |
| | Strike page 4. | 21 |
| Judiciary | After consideration on the merits, the Committee recommends that HB21-1107 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 22 |
| Judiciary | After consideration on the merits, the Committee recommends that HB21-1136 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 23 |
| Finance | After consideration on the merits, the Committee recommends that SB21-033 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 24 |

Amend printed bill, page 4, line 21, after "SECTION." insert "SUCH INFORMATION SHALL INCLUDE THE APPLICATION FORM AND PROCESS CREATED BY THE DIVISION PURSUANT TO SUBSECTION (4) OF THIS SECTION."

Page 6, strike lines 12 through 22 and substitute:

"(b) EXCEPT AS PROVIDED IN SUBSECTION (6)(c) OF THIS SECTION, THE DIVISION OF CONSERVATION SHALL RESERVE A PORTION OF THE AGGREGATE ANNUAL CAP SET FORTH IN SECTION 39-22-522 (2.5) TO ISSUES CERTIFICATES. THE PORTION OF THE AGGREGATE ANNUAL CAP RESERVED SHALL BE AS FOLLOWS:

- (I) FIFTEEN MILLION DOLLARS IN 2021;
- (II) FIFTEEN MILLION DOLLARS IN 2022; AND
- (III) TEN MILLION DOLLARS IN 2023."

Page 7, strike lines 3 through 7 and substitute "FOR THE CALENDAR YEAR. THE ALLOWANCE FOR THE ISSUANCE OF ADDITIONAL CERTIFICATES PROVIDED FOR UNDER THIS SECTION SHALL CONTINUE UNTIL ALL VALID CLAIMS MADE PURSUANT TO SUBSECTION (4) OF THIS SECTION HAVE BEEN SATISFIED."

Finance After consideration on the merits, the Committee recommends that **HB21-1044** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB21-1218** 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 **SB21-187** be postponed indefinitely.

Finance After consideration on the merits, the Committee recommends that **HB21-1156** 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 **HB21-1153** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance The Committee on Finance 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:

MEMBER OF THE FINANCIAL SERVICES BOARD

for a term expiring July 1, 2021:

Mickey Freeman of Golden, Colorado, to serve as a member of the public with expertise in finance and as an Unaffiliated, occasioned by the resignation of H. Merritt Kinsey of Grand Junction, Colorado, appointed.

Finance The Committee on Finance 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:

MEMBER OF THE PUBLIC EMPLOYEES' RETIREMENT BENEFIT PLANS

for a term expiring July 10, 2024:

Taylor Colton McLemore of Denver, Colorado, to serve as a representative with

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experience and competence in investment, management, finance, banking, economics, accounting, pension administration, or actuarial analysis, and as an Unaffiliated, occasioned by the resignation of James Charles Calano of Denver, Colorado, appointed.

Education After consideration on the merits, the Committee recommends that **SB21-232** be referred to the Committee on Appropriations with favorable recommendation.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB21-1157** 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 **HB21-1155** 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 **HB21-1013** 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 appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
SECURITIES BOARD

Rikard Lundberg, JD of Littleton, Colorado, to serve as an individual who is licensed by the state supreme court to practice law in the state of Colorado and who is conversant in securities law, appointed.

Business, Labor, & Technology The Committee on Business, Labor, & Technology 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:

MEMBER OF THE
STATEWIDE INTERNET PORTAL AUTHORITY

for a term expiring June 1, 2024:

Brandy Reitter of Eagle, Colorado, to serve as a representative of local government, appointed.

Health & Human Services After consideration on the merits, the Committee recommends that **HB21-1187** 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 After consideration on the merits, the Committee recommends that **SB21-194** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 6, after "REIMBURSE" insert "PARTICIPATING".

Page 4, strike lines 7 through 17.

Renumber succeeding sections accordingly.

Page 5, line 11, after "professionals," insert "THE HEALTH EQUITY COMMISSION CREATED IN SECTION 25-4-2206,".

Page 6, after line 12 insert:

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"(e) STUDY THE USE OF RESEARCH EVIDENCE IN POLICIES RELATED TO THE PERINATAL PERIOD IN COLORADO AND, NO LATER THAN SEPTEMBER 1, 2023, REPORT TO THE SENATE COMMITTEE ON HEALTH AND HUMAN SERVICES AND THE HOUSE OF REPRESENTATIVES COMMITTEE ON HEALTH AND INSURANCE, OR THEIR SUCCESSOR COMMITTEES, ON THE USE OF RESEARCH EVIDENCE IN POLICIES RELATED TO THE PERINATAL PERIOD IN THE STATE USING THE IMPLEMENTATION SCIENCE FRAMEWORK. THE DEPARTMENT MAY CONTRACT WITH A THIRD-PARTY TO FULFILL THE REQUIREMENTS OF THIS SUBSECTION (5)(e)."

Page 7, line 19, strike "AVAILABLE APPROPRIATIONS AND".

Page 7, line 20, after "PARTICIPATION," insert "TO THE MAXIMUM EXTENT ALLOWED UNDER FEDERAL LAW,".

Page 7, line 26, strike "FEDERAL WAIVER OR".

Page 8, line 7, strike "AVAILABLE APPROPRIATIONS AND".

Page 8, line 8, after "PARTICIPATION," insert "TO THE MAXIMUM EXTENT ALLOWED UNDER FEDERAL LAW,".

Page 8, line 14, strike "FEDERAL WAIVER OR".

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **HB21-1178** 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 **HB21-1158** 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
WATER QUALITY CONTROL COMMISSION

effective February 16, 2021 for terms expiring February 15, 2024:

Troy Glen Waters of Fruita, Colorado, reappointed;

Joan Card of Boulder, Colorado, reappointed;

Jason Rogers of Parker, Colorado, appointed.

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:

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- HB21-1146** by Representative(s) Pico and Valdez D., Arndt, Lynch; also Senator(s) Zenzinger and Woodward, Kirkmeyer, Moreno--Concerning the practice of auricular acudetox by a professional, and, in connection therewith, clarifying that in order to perform auricular acudetox, a person does not need to be licensed, certified, or registered as a mental health professional.
 Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1190** by Representative(s) Rich and Esgar; also Senator(s) Kirkmeyer and Fields--Concerning the definition of "telemedicine" for the purposes of the "Colorado Medical Practice Act".
Amendment No. 1, Health & Human Services Committee Amendment.
 (Printed in Senate Journal, April 13, page(s) 527 and placed in members' bill files.)
 As amended, ordered revised and placed on the calendar for third reading and final passage.
- HB21-1147** by Representative(s) Valdez D. and Van Winkle, Soper, Arndt, Bernett, Bird, Duran, Gray, Hooton, Kipp, Mullica, Ortiz, Rich, Roberts, Will, Young; also Senator(s) Hansen and Simpson, Coleman, Liston, Priola--Concerning simplification of the regulatory requirements for continuing education of professional architects.
 Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1019** by Representative(s) Hooton; also Senator(s) Ginal and Woodward--Concerning modifications to the regulations of factory-built structures.
 Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1204** by Representative(s) Snyder; also Senator(s) Holbert and Ginal--Concerning the treatment of a marijuana-licensee-owned business that provides employment services to a commonly controlled marijuana business as a single employing unit.
 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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1146, HB21-1190 as amended, HB21-1147, HB21-1019, HB21-1204

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:

SB21-061 by Senator(s) Story and Gonzales; also Representative(s) Woodrow and Daugherty-- Concerning claims for pre-majority economic loss incurred by a minor.

Laid over until Friday, April 16, retaining its place on the calendar.

SB21-116 by Senator(s) Danielson; also Representative(s) Benavidez and McLachlan--Concerning the prohibition of American Indian mascots in Colorado.

Laid over until Friday, April 16, retaining its place on the calendar.

HB21-1048 by Representative(s) Valdez A.; also Senator(s) Rodriguez--Concerning a requirement that retail establishments accept United States currency for purchases.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 13, page(s) 519 and placed in members' bill files.)

Amendment No. 2(L.005), by Senator Rodriguez.

Amend the Business, Labor, and Technology Committee Report, dated April 12, 2021, page 1, strike lines 2 through 4 and substitute:

""(c) THIS SECTION DOES NOT APPLY TO A RETAIL ESTABLISHMENT THAT USES A DEVICE TO CONVERT A CONSUMER'S CASH INTO A PREPAID CARD ALLOWING THE CONSUMER TO COMPLETE A TRANSACTION AT THE RETAIL ESTABLISHMENT IF:".

Page 1, strike line 11 and substitute:

""(IV) THE UNDERLYING MONEY ON THE PREPAID CARD IS NOT SUBJECT"".

Amendment No. 3(L.006), by Senator Rodriguez.

Amend reengrossed bill, page 2, line 24, strike "FIVE HUNDRED DOLLARS" and substitute "TWO HUNDRED FIFTY DOLLARS".

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

HB21-1169 by Representative(s) Van Beber and Ortiz; also Senator(s) Pettersen and Danielson-- Concerning the prohibition of discrimination against a potential organ transplant recipient based solely on the person's disability.

Ordered revised 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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1048 as amended, HB21-1169
Laid over until 04/16/2021: SB21-061, SB21-116

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

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

MEMBERS OF THE
MEDICAL SERVICES BOARD

for terms expiring July 1, 2024:

An Thi H. Nguyen of Denver, Colorado, to serve as a resident of the First Congressional District, a Democrat, with knowledge of medical assistance programs, reappointed;

Christina Mulkey, DNP, AGNP-C of Denver, Colorado, to serve as a resident of the 7th Congressional District, a Republican, with knowledge of medical assistance programs, appointed;

Vincent Scott of Severence, Colorado, to serve as a resident of the Fourth Congressional District, an Unaffiliated, and as a family member of a person with a disability, appointed;

Morgan Honea, MHA of Centennial, Colorado, to serve as a resident of the Sixth Congressional District, an Unaffiliated, with experience in caring for medically underserved children, appointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

DELIVERY TO THE GOVERNOR

To the Governor for signature on Wednesday, April 14, 2021, at 11:00 A.M. SB21-004, 020, 084, and 145.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology

CORRECTED REPORT: The Committee on Business, Labor, & Technology 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:

MEMBER OF THE SECURITIES BOARD

for a term expiring July 1, 2023:

Rikard Lundberg, JD of Littleton, Colorado, to serve as an individual who is licensed by the state supreme court to practice law in the state of Colorado and who is conversant in securities law, appointed.

Transportation & Energy

After consideration on the merits, the Committee recommends that HB21-1066 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 SB21-108 be referred to the Committee on Appropriations with favorable recommendation.

MESSAGE FROM THE HOUSE

April 15, 2021

Mr. President:

The House has passed on Third Reading and returns herewith SB21-196, 210, 224, 225, and 227.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-205, amended as printed in House Journal, April 14, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, SB21-205.

INTRODUCTION OF RESOLUTIONS

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

SCR21-001

by Senator(s) Lundeen, Cooke, Coram, Gardner, Hisey, Holbert, Kirkmeyer, Liston, Priola, Rankin, Simpson, Smallwood, Sonnenberg, Woodward; also Representative(s) Geitner and Pico, Baisley, Bockenfeld, Bradfield, Carver, Catlin, Hanks, Holtorf, Larson, Luck, Lynch, McKean, Neville, Pelton, Ransom, Rich, Sandridge, Soper, Van Beber, Van Winkle, Will, Williams, Woog--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning legislative oversight of a state of disaster emergency declared by the governor. State, Veterans, & Military Affairs

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INTRODUCTION OF BILLS -- FIRST READING

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

- HB21-1211** by Representative(s) Amabile, Bacon, Caraveo, Hooton, Michaelson Jenet; also Senator(s) Lee--Concerning regulations for restrictive housing in local jails.
Judiciary
- HB21-1220** by Representative(s) Froelich; also Senator(s) Fields--Concerning implementing recommendations of the Colorado child support commission.
Health & Human Services
- HB21-1245** by Representative(s) Sullivan; also Senator(s) Ginal--Concerning the inclusion of on-track equipment in certain safety provisions that regulate railroad crossings.
Transportation & Energy

MESSAGE FROM THE GOVERNOR

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

March 26, 2021

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
WORKERS' COMPENSATION
COST CONTAINMENT BOARD

for a term expiring December 13, 2022:

Maria Gonzalez of Commerce City, Colorado, representing executives with good risk management experience in the insurance industry, occasioned by the resignation of Karen Cook-Willis of Colorado Springs, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 4/6/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Business, Labor, & Technology

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April 2, 2021

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
STATE BOARD OF HUMAN SERVICES

for terms expiring March 1, 2025:

Brisa Chavez of Rifle, Colorado, to serve as a public member, appointed;

Mychael Ronald Dave of Denver, Colorado, to serve as a public member, appointed;

Lindsey Lee Reeves of Pueblo, Colorado, to serve as a public member and family member of a person with a disability, appointed;

Desta Meklit Taye-Channell of Denver, Colorado, to serve as a public member, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 4/6/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Health and Human Services

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Friday, April 16, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

63rd Legislative Day Friday, April 16, 2021

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| Prayer | By Senator Smallwood | 10 |
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| Call to Order | By the President at 10:00 a.m. | 13 |
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| Roll Call | Present--33 | 16 |
| | Excused--2, Fields, Scott | 17 |
| | Present later--1, Fields | 18 |
| | Remote--4, Buckner, Danielson, Jaquez Lewis, Pettersen | 19 |
| | | 20 |
| Quorum | The President announced a quorum present. | 21 |
| | | 22 |
| Pledge | By Senator Jaquez Lewis | 23 |
| | | 24 |
| Reading of the Journal | On motion of Senator Kirkmeyer, reading of the Journal of Thursday, April 15, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 25 |
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SENATE SERVICES REPORT

Correctly Printed: SCR21-001. 31
Correctly Revised: HB21-1019, 1048, 1146, 1147, 1169, 1190, and 1204. 32
Correctly Enrolled: SB21-196, 210, 224, 225, and 227. 33

COMMITTEE OF REFERENCE REPORTS

| | | |
|-----------|---|----|
| Education | After consideration on the merits, the Committee recommends that HB21-1129 be referred to the Committee of the Whole with favorable recommendation. | 34 |
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| Education | After consideration on the merits, the Committee recommends that SB21-202 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 37 |
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| Education | The Committee on Education 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: | 40 |
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MEMBER OF THE
BOARD OF TRUSTEES FOR THE COLORADO
SCHOOL FOR THE DEAF AND THE BLIND

for a term expiring July 1, 2023: 46

Martin Becerra-Miranda of Centennial, Colorado, an unregistered voter, occasioned by the resignation of Brent C. Batron of Centennial, Colorado, appointed. 47

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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: | 48 |
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MEMBERS OF THE COLLEGEINVEST BOARD OF DIRECTORS

effective July 31, 2020 for terms expiring July 31, 2024:

Frederick Taylor of Denver, Colorado, reappointed;

Jane Ingalls of Denver, Colorado, appointed;

Paul Washington of Boulder, Colorado, appointed.

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that SB21-184 be postponed indefinitely.

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that HB21-1148 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 HB21-1046 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 HB21-1008 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 RESOURCES AND POWER DEVELOPMENT AUTHORITY

for terms expiring October 1, 2024:

Eric Wilkinson of Greeley, Colorado, to serve as a representative from the South Plate Drainage Basin, and a member who has experience in engineering aspects of water projects, appointed;

Patricia Wells of Denver, Colorado, a representative from the city and county of Denver who is familiar with its water problems and a member who has experience in water law, appointed.

Judiciary After consideration on the merits, the Committee recommends that HB21-1091 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 6, after line 10 insert:

"SECTION 4. In Colorado Revised Statutes, 19-2.5-802, repeal and reenact, with amendments, as relocated by Senate Bill 21-059 (1)(d) as follows:

19-2.5-802. [Formerly 19-2-518] Transfers. (1) (d) (I) IF A JUVENILE IS CONVICTED IN CASES IN WHICH CRIMINAL CHARGES ARE TRANSFERRED TO THE DISTRICT COURT PURSUANT TO THIS SECTION, THE DISTRICT COURT JUDGE SHALL SENTENCE THE JUVENILE EITHER:

(A) AS AN ADULT; EXCEPT THAT A JUVENILE IS EXCLUDED FROM THE MANDATORY MINIMUM SENTENCING PROVISIONS IN SECTION 18-1.3-406, UNLESS THE JUVENILE IS CONVICTED OF A CLASS 1 FELONY OR A SEX OFFENSE THAT IS

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SUBJECT TO PART 9 OF ARTICLE 1.3 OF TITLE 18; OR

(B) TO THE YOUTHFUL OFFENDER SYSTEM IN THE DEPARTMENT OF CORRECTIONS IN ACCORDANCE WITH SECTION 18-1.3-407; EXCEPT THAT A JUVENILE IS NOT ELIGIBLE FOR SENTENCING TO THE YOUTHFUL OFFENDER SYSTEM IF THE JUVENILE IS CONVICTED OF A CLASS 1 FELONY; ANY SEXUAL OFFENSE DESCRIBED IN SECTION 18-6-301 OR 18-6-302, OR PART 4 OF ARTICLE 3 OF TITLE 18; OR A SECOND OR SUBSEQUENT OFFENSE, IF THE JUVENILE RECEIVED A SENTENCE TO THE DEPARTMENT OF CORRECTIONS OR TO THE YOUTHFUL OFFENDER SYSTEM FOR THE PRIOR OFFENSE.

(II) THE DISTRICT COURT JUDGE MAY SENTENCE A JUVENILE PURSUANT TO THIS ARTICLE 2.5 IF THE JUVENILE IS CONVICTED OF A LESSER INCLUDED OR NONENUMERATED FELONY OFFENSE IN CASES IN WHICH CRIMINAL CHARGES ARE TRANSFERRED TO THE DISTRICT COURT PURSUANT TO THIS SECTION. IF THE JUVENILE IS CONVICTED OF ONLY A MISDEMEANOR OFFENSE OR MISDEMEANOR OFFENSES, THE COURT SHALL ADJUDICATE THE JUVENILE A DELINQUENT AND SENTENCE THE JUVENILE PURSUANT TO THIS ARTICLE 2.5.

(III) IF A JUVENILE IS CONVICTED OF AN OFFENSE THAT IS NOT ELIGIBLE FOR DISTRICT COURT JURISDICTION PURSUANT TO EITHER THIS SECTION OR SECTION 19-2.5-801, THE JUVENILE SHALL BE REMANDED TO JUVENILE COURT FOR SENTENCING PURSUANT TO THIS ARTICLE 2.5.

(IV) IN THE CASE OF A PERSON WHO IS SENTENCED AS A JUVENILE PURSUANT TO THIS SUBSECTION (1)(d), THE FOLLOWING PROVISIONS APPLY:

(A) SECTION 19-2.5-1126 (1)(a), REGARDING MANDATORY SENTENCE OFFENDERS;

(B) SECTION 19-2.5-1126 (1)(b), REGARDING REPEAT JUVENILE OFFENDERS;

(C) SECTION 19-2.5-1126 (1)(c), REGARDING VIOLENT JUVENILE OFFENDERS; AND

(D) SECTION 19-2.5-1127, REGARDING AGGRAVATED JUVENILE OFFENDERS.

(V) THE COURT IN ITS DISCRETION MAY APPOINT A GUARDIAN AD LITEM FOR A JUVENILE FOLLOWING THE TRANSFER OF CHARGES TO THE DISTRICT COURT PURSUANT TO THIS SECTION.

(VI) WHEN A JUVENILE IS SENTENCED PURSUANT TO THIS ARTICLE 2.5, THE JUVENILE'S CONVICTION SHALL BE ADJUDICATED AS A JUVENILE DELINQUENCY ADJUDICATION.

(VII) FOR PURPOSES OF THIS SUBSECTION (1)(d), "VIOLENT JUVENILE OFFENDER" HAS THE SAME MEANING AS DEFINED IN SECTION 19-2.5-1125 (3).

SECTION 5. In Colorado Revised Statutes, 16-11-102, **amend as amended by Senate Bill 21-059** (1.8) as follows:

16-11-102. Presentence or probation investigation. (1.8) At the request of either the prosecution or the defense, each presentence report prepared regarding a youthful offender, as defined in section 18-1.3-407, who is eligible for sentencing to the youthful offender system pursuant to section 18-1.3-407.5, 19-2.5-801 (5), or 19-2.5-802 ~~(1)(d)(II)~~ **(1)(d)(I)(B)** must include a determination by the warden of the youthful offender system whether the youthful offender is acceptable for sentencing to the youthful offender system. When making a determination, the warden shall consider the nature and circumstances of the crime, the circumstances and criminal history of the youthful offender, the available bed space in the youthful offender system, and any other appropriate considerations.

SECTION 6. In Colorado Revised Statutes, 18-1.3-407, **amend as amended by Senate Bill 21-059** (1)(b) and (2)(a)(I) as follows:

18-1.3-407. Sentences - youthful offenders - powers and duties of district court - authorization for youthful offender system - powers and duties of department of corrections - legislative declaration - definitions.

(1) (b) It is the further intent of the general assembly in enacting this section that female and male offenders who are eligible for sentencing to the youthful offender system pursuant to section 18-1.3-407.5 or section 19-2.5-801 (5) or 19-2.5-802 ~~(1)(d)(II)~~ **(1)(d)(I)(B)** receive equitable treatment in sentencing, particularly in regard to the option of being sentenced to the youthful offender system. Accordingly, it is the general assembly's intent that the department of corrections take necessary measures to establish separate housing for female and male offenders who are sentenced to the youthful offender system without compromising the equitable treatment of either.

(2) (a) (I) A juvenile may be sentenced to the youthful offender system created pursuant to this section under the circumstances set forth in section 19-2.5-801 (5)(a)(II) or 19-2.5-802 ~~(1)(d)(II)~~ **(1)(d)(I)(B)**. A young adult offender may be sentenced to the youthful offender system created pursuant to

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this section under the circumstances set forth in section 18-1.3-407.5. In order to sentence a juvenile or young adult offender to the youthful offender system, the court shall first impose upon such person a sentence to the department of corrections in accordance with section 18-1.3-401. The court shall thereafter suspend such sentence conditioned on completion of a sentence to the youthful offender system, including a period of community supervision. The court shall impose any such sentence to the youthful offender system for a determinate period of not fewer than two years nor more than six years; except that a juvenile or young adult offender convicted of a class 2 felony may be sentenced for a determinate period of up to seven years. In imposing the sentence, the court shall grant authority to the department of corrections to place the offender under a period of community supervision for a period of not fewer than six months and up to twelve months any time after the date on which the offender has twelve months remaining to complete the determinate sentence. The court may award an offender sentenced to the youthful offender system credit for presentence confinement; except that such credit shall not reduce the offender's actual time served in the youthful offender system to fewer than two years. The court shall have a presentence investigation conducted before sentencing a juvenile or young adult offender pursuant to this section. Upon the request of either the prosecution or the defense, the presentence report must include a determination by the warden of the youthful offender system whether the offender is acceptable for sentencing to the youthful offender system. When making a determination, the warden shall consider the nature and circumstances of the crime; the age, circumstances, and criminal history of the offender; the available bed space in the youthful offender system; and any other appropriate considerations.

SECTION 7. Effective date. This act takes effect upon passage; except that sections 4, 5, and 6 of this act take effect only if Senate Bill 21-059 becomes law and take effect upon the effective date of this act or Senate Bill 21-059, whichever is later."

Renumber succeeding section accordingly.

Judiciary After consideration on the merits, the Committee recommends that **HB21-1060** be referred to the Committee of the Whole with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **HB21-1057** 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 --
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:

HB21-1146 by Representative(s) Pico and Valdez D., Arndt, Lynch; also Senator(s) Zenzinger and Woodward, Kirkmeyer, Moreno--Concerning the practice of auricular acudetox by a professional, and, in connection therewith, clarifying that in order to perform auricular acudetox, a person does not need to be licensed, certified, or registered as a mental health professional.

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

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| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Ginal and Smallwood.

HB21-1190 by Representative(s) Rich and Esgar; also Senator(s) Kirkmeyer and Fields--Concerning the definition of "telemedicine" for the purposes of the "Colorado Medical Practice Act".

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Bridges, Buckner, Cooke, Coram, Donovan, Fenberg, Garcia, Gardner, Ginal, Hansen, Hisey, Holbert, Jaquez Lewis, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Simpson, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

HB21-1147 by Representative(s) Valdez D. and Van Winkle, Soper, Arndt, Bernett, Bird, Duran, Gray, Hooton, Kipp, Mullica, Ortiz, Rich, Roberts, Will, Young; also Senator(s) Hansen and Simpson, Coleman, Liston, Priola--Concerning simplification of the regulatory requirements for continuing education of professional architects.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Cooke, Hisey, Kirkmeyer, Kolker, Lundeen, Moreno, Smallwood, Sonnenberg, and Woodward.

HB21-1019 by Representative(s) Hooton; also Senator(s) Ginal and Woodward--Concerning modifications to the regulations of factory-built structures.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Cooke, Fenberg, Hisey, Kirkmeyer, Kolker, Lundeen, Moreno, and Priola.

HB21-1204 by Representative(s) Snyder; also Senator(s) Holbert and Ginal--Concerning the treatment of a marijuana-licensee-owned business that provides employment services to a commonly controlled marijuana business as a single employing unit.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Kolker 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:

HB21-1048 by Representative(s) Valdez A.; also Senator(s) Rodriguez--Concerning a requirement that retail establishments accept United States currency for purchases.

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

| YES | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Fields, Garcia, and Gonzales.

HB21-1169 by Representative(s) Van Beber and Ortiz; also Senator(s) Pettersen and Danielson-- Concerning the prohibition of discrimination against a potential organ transplant recipient based solely on the person's disability.

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

| YES | 33 | NO | 1 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Buckner, Fields, Garcia, Ginal, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Story, Winter, and Zenzinger.

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--Consent Calendar, and Senator Rodriguez 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:

HB21-1138 by Representative(s) McLachlan and Catlin; also Senator(s) Hisey--Concerning clarifying restrictions on the operation of off-highway vehicles.

Upon request of Majority Leader Fenberg, **HB21-1138** was removed from the General Orders--Second Reading of Bills Consent Calendar of Friday, April 16, 2021 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Friday, April 16, 2021.

HB21-1092 by Representative(s) Williams; also Senator(s) Holbert--Concerning the eligibility of a candidate for lieutenant governor to be a candidate for another elected office.

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1092

Laid over to the end of the General Orders -- Second Reading of Bills calendar, 04/16/2021: HB21-1138

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:

SB21-061 by Senator(s) Story and Gonzales; also Representative(s) Woodrow and Daugherty-- Concerning claims for pre-majority economic loss incurred by a minor.

Laid over until Monday, April 19, retaining its place on the calendar.

SB21-116 by Senator(s) Danielson; also Representative(s) Benavidez and McLachlan--Concerning the prohibition of American Indian mascots in Colorado.

Laid over until Monday, April 19, retaining its place on the calendar.

HB21-1115 by Representative(s) Kipp and Mullica, Caraveo, Cutter, Michaelson Jenet; also Senator(s) Ginal and Priola--Concerning the regulation of members of boards of health, and, in connection therewith, regulating the members of state, county, and district boards of health.

Amendment No. 1(L.005), by Senator Kirkmeyer.

Amend reengrossed bill, page 2, line 6, strike the first "HEALTH" and substitute "HEALTH, ALONG WITH THE MEMBERS OF THE STATE BOARD OF HEALTH,".

Page 2, strike lines 7 through 10 and substitute "TRAINING, DEVELOPED AND PROVIDED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT AND THE DIRECTOR OF THE OFFICE OF EMERGENCY MANAGEMENT CREATED IN SECTION 24-33.5-705, CONCERNING THE ROLE OF A BOARD OF HEALTH IN PREPARING FOR, RESPONDING TO, AND RECOVERING FROM AN EMERGENCY DISASTER.".

Page 1, line 103, strike "COUNTY AND DISTRICT" and substitute "STATE, COUNTY, AND DISTRICT".

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

HB21-1138 by Representative(s) McLachlan and Catlin; also Senator(s) Hisey--Concerning clarifying restrictions on the operation of off-highway vehicles.

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1115 as amended, HB21-1138
Laid over until 04/19/2021: SB21-061, SB21-116

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-205 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod-- 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, 2021, except as otherwise noted.

Senator Moreno moved that the Senate not concur in House amendments to **SB21-205**, as printed in House journal, April 14, page(s) 682-684 and 717, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

The President appointed Senators Moreno, Chair, Hansen, and Rankin as Senate conferees on the first conference committee on **SB21-205**.

CONFERENCE COMMITTEE GRANTED FURTHER POWERS

SB21-205 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod-- 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, 2021, except as otherwise noted.

Senator Moreno moved that the Senate conferees on the first conference committee on **SB21-205** 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 Fenberg, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE
COLORADO AERONAUTICAL BOARD

for a term expiring December 19, 2022:

Charles Tedesco of Commerce City, Colorado, to serve as a representative of a local government that operates airports on the eastern slope, occasioned by the resignation of Amy Miller of Akron, Colorado, appointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

MESSAGE FROM THE GOVERNOR

Thursday, April 15, 2021

Colorado Senate
The 73rd 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:

SB21-012 Former Inmates With Fire Service Experience
Approved on Thursday, April 15, 2021 at 1:35 P.M.

SB21-073 Civil Action Statute Of Limitations Sexual Assault
Approved on Thursday, April 15, 2021 at 1:30 P.M.

SB21-096 Sunset Workers' Compensation Classification Appeals Board
Approved on Thursday, April 15, 2021 at 2:50 P.M.

SB21-102 Sunset Dental Hygienists Specialized Functions- Sponsored
Approved on Thursday, April 15, 2021 at 2:50 P.M.

SB21-121 Revised Uniform Unclaimed Property Act
Approved on Thursday, April 15, 2021 at 2:50 P.M.

SB21-122 Opiate Antagonist Bulk Purchase And Standing Orders
Approved on Thursday, April 15, 2021 at 2:50 P.M.

SB21-141 Statewide Internet Portal Authority Competitive Solicitation Method
Approved on Thursday, April 15, 2021 at 2:50 P.M.

SB21-157 Increase Cap Charter School Moral Obligation Bonds
Approved on Thursday, April 15, 2021 at 2:50 P.M.

Sincerely,
(signed)
Jared Polis
Governor

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-040, 123, and 196.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

April 16, 2021

Mr. President:

The House has voted to concur in the Senate amendments to HB21-1031, 1123, 1102, 1047, and 1022 and has repassed the bills as so amended.

The House has adopted the First Report of the First Conference Committee on SB21-079, as printed in House Journal, April 12, 2021, and has repassed the bill as so amended. The bill is returned herewith.

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-246 by Senator(s) Fenberg; --Concerning measures to encourage beneficial electrification, and, in connection therewith, directing the public utilities commission and Colorado utilities to promote compliance with current environmental and labor standards.
Transportation & Energy

SB21-247 by Senator(s) Fenberg and Holbert, Garcia; also Representative(s) Esgar and McKean, Garnett--Concerning the procedures of the independent redistricting commissions.
State, Veterans, & Military Affairs

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-107, 117, and 124.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Friday, April 16, 2021, at 1:03 p.m.:
SB21-040, 123, and 196.

To the Governor for signature on Friday, April 16, 2021, at 04:13 pm:
SB21-107, 117, and 124.

TRIBUTES

Honoring:

- Williams Seed Store -- By President Garcia
- Western Colorado University -- By Senator Donovan
- John Fisher -- By Senator Donovan
- Don Heinze -- By Senator Scott
- Kevin Piper -- By Senator Cooke
- Deputy Jared Patterson -- By Senator Cooke
- Registered Nurse Steve -- By Senator Gonzales
- Advanced Practice Registered Nurse Connie -- By Senator Gonzales
- Registered Nurse Becky -- By Senator Gonzales
- Colorado Golf Coalition -- By Senator Cooke & Senator Smallwood

On motion of Senator Gonzales, the Senate adjourned until 10:00 a.m., Monday, April 19, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

66th Legislative Day Monday, April 19, 2021

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| Prayer | By President Garcia | 10 |
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| Call to Order | By the President at 10:00 a.m. | 13 |
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| | | 15 |
| Roll Call | Present--33 | 16 |
| | Excused--2, Fields, Scott | 17 |
| | Present later--1, Fields | 18 |
| | Remote--1, Holbert | 19 |
| | | 20 |
| Quorum | The President announced a quorum present. | 21 |
| | | 22 |
| Pledge | By Senator Kolker | 23 |
| | | 24 |
| Reading of the Journal | On motion of Senator Liston, reading of the Journal of Friday, April 16, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 25 |
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SENATE SERVICES REPORT

Correctly Printed: SB21-246 and 247.
Correctly Revised: HB21-1092, 1115, and 1138.
Correctly Rerevised: HB21-1019, 1048, 1146, 1147, 1169, 1190, and 1204.

COMMITTEE OF REFERENCE REPORTS

| | | |
|---------------------------------|---|----------------------|
| Agriculture & Natural Resources | After consideration on the merits, the Committee recommends that HB21-1045 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 41 42 43 44 |
|---------------------------------|---|----------------------|

Amend reengrossed bill, page 5, strike lines 3 through 5 and substitute "AND ITS PARTS CAPABLE OF REPRODUCTION BASED ON ITS ABSENCE."

Upon request of Majority Leader Fenberg, **HB21-1092** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Monday, April 19, 2021, and was placed at the end of the Third Reading of Bills Final Passage Calendar of Monday, April 19, 2021.

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:

HB21-1115 by Representative(s) Kipp and Mullica, Caraveo, Cutter, Michaelson Jenet; also Senator(s) Ginal and Priola--Concerning the regulation of members of boards of health, and, in connection therewith, regulating the members of state, county, and district boards of health.

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

| YES | 21 | NO | 12 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Jaquez Lewis.

HB21-1138 by Representative(s) McLachlan and Catlin; also Senator(s) Hisey--Concerning clarifying restrictions on the operation of off-highway vehicles.

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

| YES | 30 | NO | 3 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Holbert and Moreno.

HB21-1092 by Representative(s) Williams; also Senator(s) Holbert--Concerning the eligibility of a candidate for lieutenant governor to be a candidate for another elected office.

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

| YES | 30 | NO | 3 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | N | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | N | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | E | | |

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 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:

- HB21-1165** by Representative(s) Carver and Duran; also Senator(s) Gardner and Lee--Concerning assistance for victims of strangulation who receive medical examinations. 1
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- Amendment No. 1, Judiciary Committee Amendment.**
(Printed in Senate Journal, April 15, page(s) 539 and placed in members' bill files.)
- As amended, ordered revised and placed on the calendar for third reading and final passage.
- HB21-1107** by Representative(s) Caraveo and Carver; also Senator(s) Bridges and Lundeen--Concerning protections for certain public health workers.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1218** by Representative(s) Duran and Bockenfeld; also Senator(s) Danielson and Garcia--Concerning organizational requirements to qualify applicants to be issued the Colorado professional fire fighters license plate.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1156** by Representative(s) Lynch and Pico, Arndt, Valdez D.; also Senator(s) Kirkmeyer and Zenzinger, Moreno, Woodward--Concerning the correction of statutory defects related to severance tax withholdings from a disbursement to an oil and gas interest owner.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1153** by Representative(s) Arndt and Valdez D., Pico; also Senator(s) Moreno, Zenzinger--Concerning the repeal of the enterprise zone child care contributions income tax credit for income tax years commencing prior to January 1, 1999.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1157** by Representative(s) Arndt and Lynch, Pico, Valdez D.; also Senator(s) Kirkmeyer and Woodward, Moreno, Zenzinger--Concerning the accurate statutory reference to the types of taxes administered by the department of revenue for purposes of administrative requirements.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1155** by Representative(s) Arndt and Pico, Lynch, Valdez D.; also Senator(s) Zenzinger and Woodward, Kirkmeyer, Moreno--Concerning modifications to the sales and use tax statutes in order to address certain defects and anachronisms.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1187** by Representative(s) Young and Pelton; also Senator(s) Winter and Rankin--Concerning the implementation of case management redesign to ensure conflict-free case management for members eligible for long-term services and supports under the medicaid program.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1178** by Representative(s) Pico and Valdez D., Arndt, Lynch; also Senator(s) Woodward and Zenzinger, Moreno, Kirkmeyer--Concerning correcting nonsubstantive errors in the Colorado marijuana code.
- Ordered revised and placed on the calendar for third reading and final passage.

HB21-1158 by Representative(s) Lynch and Valdez D., Arndt, Pico; also Senator(s) Kirkmeyer, Moreno, Woodward, Zenzinger--Concerning nonsubstantive modifications to sales and use tax exemptions, and, in connection therewith, reorganizing sales and use tax exemptions for agriculture, livestock, and special fuels.

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

HB21-1066 by Representative(s) Bockenfeld and Michaelson Jenet, Roberts; also Senator(s) Smallwood and Woodward, Lundeen--Concerning the modification of monthly financial reporting requirements of the department of transportation.

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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | E | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1165 as amended, HB21-1107, HB21-1218, HB21-1156, HB21-1153, HB21-1157, HB21-1155, HB21-1187, HB21-1178, HB21-1158, HB21-1066

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB21-061 and SB21-116) of Monday, April 19, 2021, was laid over until Tuesday, April 20, 2021, retaining its place on the calendar.

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Governor's Appointments Calendar (Public Employees' Retirement Benefit Plans) of Monday, April 19, 2021, was laid over until Tuesday, April 20, 2021, retaining its place on the calendar.

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

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

MEMBER OF THE
FINANCIAL SERVICES BOARD

for a term expiring July 1, 2021:

Mickey Freeman of Golden, Colorado, to serve as a member of the public with expertise in finance and as an Unaffiliated, occasioned by the resignation of H. Merritt Kinsey of Grand Junction, Colorado, appointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

MEMBER OF THE
SECURITIES BOARD

for a term expiring July 1, 2023:

Rikard Lundberg, JD of Littleton, Colorado, to serve as an individual who is licensed by the state supreme court to practice law in the state of Colorado and who is conversant in securities law, appointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

MEMBER OF THE
STATEWIDE INTERNET PORTAL AUTHORITY

for a term expiring June 1, 2024:

Brandy Reitter of Eagle, Colorado, to serve as a representative of local government, appointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

MEMBERS OF THE
WATER QUALITY CONTROL COMMISSION

effective February 16, 2021 for terms expiring February 15, 2024:

Troy Glen Waters of Fruita, Colorado, reappointed;

Joan Card of Boulder, Colorado, reappointed;

Jason Rogers of Parker, Colorado, appointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB21-079 by Senator(s) Sonnenberg; also Representative(s) Pelton and Valdez D.--Concerning the sale of animals for consumption to informed end consumers in a manner that exempts the sale from certain laws.

Senator Sonnenberg moved for the adoption of the first report of the first conference committee on **SB21-079**, as printed in Senate journal, April 12, page(s) 517. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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

| YES | 33 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | * | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

* Abstaining from voting under Senate Rule 17(c) -- Senator Donovan.

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: SB21-066, 075, and 210.

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Tuesday, April 20, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

67th Legislative Day Tuesday, April 20, 2021

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|------------------------|---|----|
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| Prayer | By Senator Sonnenberg | 11 |
| | | 12 |
| Call to Order | By the President at 10:00 a.m. | 13 |
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| | | 15 |
| Roll Call | Present--33 | 16 |
| | Excused--2, Kirkmeyer, Scott | 17 |
| | Present later--1, Kirkmeyer | 18 |
| | Remote--3, Buckner, Danielson, Holbert | 19 |
| | | 20 |
| Quorum | The President announced a quorum present. | 21 |
| | | 22 |
| Pledge | By Senator Kolker | 23 |
| | | 24 |
| Reading of the Journal | On motion of Senator Liston, reading of the Journal of Monday, April 19, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 25 |
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SENATE SERVICES REPORT

Correctly Revised: HB21-1066, 1107, 1153, 1155, 1156, 1157, 1158, 1165, 1178, 1187, and 1218.
Correctly Rerevised: HB21-1092, 1115, and 1138.
Correctly Enrolled: SB21-079.

COMMITTEE OF REFERENCE REPORTS

| | | |
|-------------------------|---|----|
| Health & Human Services | After consideration on the merits, the Committee recommends that HB21-1099 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 43 |
| | | 44 |
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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: | 48 |
| | | 49 |
| | | 50 |

MEMBERS OF THE
 COLORADO COMMISSION ON THE AGING

effective July 1, 2020 for terms expiring July 1, 2024:

Lauren O'Connell of Littleton, Colorado, serving as an Unaffiliated from the Sixth Congressional District, appointed;

Margaret Nugent of Colorado Springs, Colorado, serving as an Unaffiliated from the Fifth Congressional District, appointed;

Myles Crane of Fort Collins, Colorado serving as an Unaffiliated from the Second Congressional District, appointed;

Jane Barnes of Lakewood, Colorado, serving as a Republican from the Seventh Congressional District, reappointed;

James DeVries of Denver, Colorado, serving as an Unaffiliated from the First Congressional District, reappointed;

Debra Herrera of Ignacio, Colorado, serving as a Democrat from the Third Congressional District, reappointed;

Connie Ring of Springfield, Colorado, serving as an Unaffiliated from the Fourth Congressional District, reappointed.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB21-1193** be **referred** to the Committee of the Whole with favorable recommendation.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB21-1224** 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 5, lines 6 and 7, strike "UNLESS THE CONTEXT OTHERWISE REQUIRES,".

Page 5, after line 8 insert:

"SECTION 3. In Colorado Revised Statutes, 38-38-306, **amend** (2); and **add** (3) as follows:

38-38-306. Rights of other lienors to redeem - definition. (2) A mechanic's lien claimant or any other person claiming the right to a statutory lien on real property shall have the right to redeem as a lienor despite the fact that the claim has not been reduced to judgment, if the lien or lien claim has been recorded as required or permitted by statute and the holder thereof has complied with the other conditions required of a lienor by this article. If another lienor redeems after such lien claimant, that portion of the redemption amount attributable to the claim of such lien claimant, as evidenced by such claimant's recorded lien, shall be held in escrow by the officer until a final judgment has been entered in favor of such claimant confirming the claimant's right to a lien and all periods for appeal have expired, whereupon there shall be paid to such claimant from the escrow the amount of the lien claim as established by the judgment, with any interest earned thereon, and the balance, if any, shall be refunded to the ~~owner of the property as of the date of the sale,~~ BORROWER, so long as the last redeeming lienor has otherwise been satisfied. If the claimant releases the lien or fails to establish a right to the lien, the entire escrow shall be paid to the ~~owner of the property as of the date of the sale,~~ BORROWER, so long as the last redeeming lienor has otherwise been satisfied. Lien claimants of equal priority, for the purposes of this subsection (2), may act in concert and be deemed to represent one claim in which they share pro rata. The right of the ~~owner of the property as of the date of the sale~~ BORROWER to excess sale proceeds pursuant to a homestead exemption under section 38-41-201 is subordinate to the right of a subsequent deed of trust beneficiary for whose benefit the ~~owner waived the homestead exemption~~ HOMESTEAD EXEMPTION WAS WAIVED.

(3) AS USED IN THIS SECTION, "BORROWER" HAS THE SAME MEANING AS SET FORTH IN SECTION 38-38-111 (6)."

Re-number succeeding section accordingly.

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MESSAGE FROM THE HOUSE

April 20, 2021

Mr. President:

The House has passed on Third Reading and returns herewith SB21-206, 207, 208, 209, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 222, 223, 228, 056, and 144.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-221 and 067, amended as printed in House Journal, April 15, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-135, amended as printed in House Journal, April 16, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1226 and 1217, amended as printed in House Journal, April 15, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1241.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1100, 1010, 1122, and 1128, amended as printed in House Journal, April 16, 2021.

The Speaker has appointed Representatives McCluskie, chair, Herod, and Ransom as House conferees on the First Conference Committee on SB21-205.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1241.

Without comment, as amended, HB21-1010, 1100, 1122, 1128, 1217, and 1226.

Without comment, as amended, SB21-067, 135, and 221.

**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:

HB21-1165 by Representative(s) Carver and Duran; also Senator(s) Gardner and Lee--Concerning assistance for victims of strangulation who receive medical examinations.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Buckner, Cooke, Danielson, Garcia, Ginal, Gonzales, Kolker, Moreno, Pettersen, Priola, Story, and Winter.

HB21-1107 by Representative(s) Caraveo and Carver; also Senator(s) Bridges and Lundeen--
Concerning protections for certain public health workers.

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

| YES | 29 | NO | 4 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Buckner, Cooke, Danielson, Fenberg, Garcia, Gardner, Ginal, Jaquez Lewis, Kolker, Lee, Liston, Moreno, Pettersen, Story, and Winter.

HB21-1218 by Representative(s) Duran and Bockenfeld; also Senator(s) Danielson and Garcia--
Concerning organizational requirements to qualify applicants to be issued the Colorado professional fire fighters license plate.

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

| YES | 29 | NO | 4 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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, Kolker, Lee, Pettersen, Story, and Winter.

HB21-1156 by Representative(s) Lynch and Pico, Arndt, Valdez D.; also Senator(s) Kirkmeyer and Zenzinger, Moreno, Woodward--Concerning the correction of statutory defects related to severance tax withholdings from a disbursement to an oil and gas interest owner.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Cooke, Gardner, Liston, Lundeen, Priola, Rankin, Simpson, and Sonnenberg.

HB21-1153 by Representative(s) Arndt and Valdez D., Pico; also Senator(s) Moreno, Zenzinger-- Concerning the repeal of the enterprise zone child care contributions income tax credit for income tax years commencing prior to January 1, 1999.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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

HB21-1157 by Representative(s) Arndt and Lynch, Pico, Valdez D.; also Senator(s) Kirkmeyer and Woodward, Moreno, Zenzinger--Concerning the accurate statutory reference to the types of taxes administered by the department of revenue for purposes of administrative requirements.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Holbert.

HB21-1155 by Representative(s) Arndt and Pico, Lynch, Valdez D.; also Senator(s) Zenzinger and Woodward, Kirkmeyer, Moreno--Concerning modifications to the sales and use tax statutes in order to address certain defects and anachronisms.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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

HB21-1187 by Representative(s) Young and Pelton; also Senator(s) Winter and Rankin--Concerning the implementation of case management redesign to ensure conflict-free case management for members eligible for long-term services and supports under the medicaid program.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Buckner, Donovan, Ginal, Hisey, Jaquez Lewis, Lundeen, Pettersen, Priola, Simpson, Smallwood, and Woodward.

HB21-1178 by Representative(s) Pico and Valdez D., Arndt, Lynch; also Senator(s) Woodward and Zenzinger, Moreno, Kirkmeyer--Concerning correcting nonsubstantive errors in the Colorado marijuana code.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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

HB21-1158 by Representative(s) Lynch and Valdez D., Arndt, Pico; also Senator(s) Kirkmeyer, Moreno, Woodward, Zenzinger--Concerning nonsubstantive modifications to sales and use tax exemptions, and, in connection therewith, reorganizing sales and use tax exemptions for agriculture, livestock, and special fuels.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Cooke, Gardner, Hisey, Holbert, Kolker, Liston, Lundeen, Priola, Rankin, Simpson, and Sonnenberg.

HB21-1066 by Representative(s) Bockenfeld and Michaelson Jenet, Roberts; also Senator(s) Smallwood and Woodward, Lundeen--Concerning the modification of monthly financial reporting requirements of the department of transportation.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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

Co-sponsor(s) added: Cooke, Holbert, Moreno, and Priola.

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:

HB21-1148 by Representative(s) Bockenfeld and Michaelson Jenet, Roberts; also Senator(s) Fields and Smallwood, Gonzales, Lundeen--Concerning the distribution of an annual report regarding the Colorado state fair, and, in connection therewith, changing the annual reporting deadline and requiring that the report be submitted to all members of the general assembly.

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

HB21-1046 by Representative(s) Arndt and Catlin; also Senator(s) Fields and Sonnenberg--Concerning the use of a water right obtained through a mutual ditch corporation.

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

HB21-1008 by Representative(s) Arndt and Catlin; also Senator(s) Cooke and Hansen--Concerning increased options for financing forest health projects, and, in connection therewith, financing wildfire mitigation treatments.

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

HB21-1091 by Representative(s) Daugherty and Lynch; also Senator(s) Buckner--Concerning sentencing parity for juveniles convicted as adults following the transfer of charges with juveniles convicted as adults following the direct filing of charges.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 550-552 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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1148, HB21-1046, HB21-1008, HB21-1091 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:

SB21-061 by Senator(s) Story and Gonzales; also Representative(s) Woodrow and Daugherty-- Concerning claims for pre-majority economic loss incurred by a minor.

Laid over until Wednesday, April 21, retaining its place on the calendar.

SB21-116 by Senator(s) Danielson; also Representative(s) Benavidez and McLachlan--Concerning the prohibition of American Indian mascots in Colorado.

Laid over until Wednesday, April 21, retaining its place on the calendar.

HB21-1060 by Representative(s) Gonzales-Gutierrez and Jodeh; also Senator(s) Gonzales--Concerning the certification process for the purpose of application for U nonimmigrant status.

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

HB21-1057 by Representative(s) Roberts and Tipper; also Senator(s) Cooke and Rodriguez-- Concerning a prohibition against the extortion of immigrants for engaging in lawful acts.

Amendment No. 1(L.002), by Senator Rodriguez.

Amend reengrossed bill, page 2, strike lines 12 through 19.

Re-number succeeding sections accordingly.

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

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HB21-1129 by Representative(s) McLachlan and Bradfield; also Senator(s) Bridges and Story--
Concerning extension of the deadline by which teachers must complete training in teaching
reading.

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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1060, HB21-1057 as amended, HB21-1129
Laid over until 04/21/2021: SB21-061, SB21-116

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

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

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

for a term expiring July 1, 2023:

Martin Becerra-Miranda of Centennial, Colorado, an unregistered voter, occasioned by
the resignation of Brent C. Batron of Centennial, Colorado, appointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

MEMBERS OF THE COLLEGEINVEST BOARD OF DIRECTORS

effective July 31, 2020 for terms expiring July 31, 2024:

Frederick Taylor of Denver, Colorado, reappointed;

Jane Ingalls of Denver, Colorado, appointed;

Paul Washington of Boulder, Colorado, appointed.

Table with 8 columns: YES, NO, EXCUSED, ABSENT and 10 rows of member names and their status.

MEMBERS OF THE COLORADO WATER RESOURCES AND POWER DEVELOPMENT AUTHORITY

for terms expiring October 1, 2024:

Eric Wilkinson of Greeley, Colorado, to serve as a representative from the South Plate Drainage Basin, and a member who has experience in engineering aspects of water projects, appointed;

Patricia Wells of Denver, Colorado, a representative from the city and county of Denver who is familiar with its water problems and a member who has experience in water law, appointed.

Table with 8 columns: YES, NO, EXCUSED, ABSENT and 10 rows of member names and their status.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Pettersen, the following Governor's appointment was confirmed by a roll call vote:

MEMBER OF THE PUBLIC EMPLOYEES' RETIREMENT BENEFIT PLANS

for a term expiring July 10, 2024:

Taylor Colton McLemore of Denver, Colorado, to serve as a representative with experience and competence in investment, management, finance, banking, economics, accounting, pension administration, or actuarial analysis, and as an Unaffiliated, occasioned by the resignation of James Charles Calano of Denver, Colorado, appointed.

| YES | 20 | NO | 14 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

MESSAGE FROM THE GOVERNOR

Monday, April 19, 2021

Colorado Senate
 The 73rd 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:

SB21-026 Restoration of Honor Act
 Approved on Monday, April 19, 2021 at 2:05 P.M.

SB21-078 Lost or Stolen Firearms
 Approved on Monday, April 19, 2021 at 12:20 P.M.

Sincerely,
 (signed)
 Jared Polis
 Governor

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-130, 224, 225, and 227.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

April 20, 2021
 Mr. President:

The House has voted to concur in the Senate amendments to HB21-1018, 1048, and 1190 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:

- HB21-1100** by Representative(s) Soper and Gonzales-Gutierrez; also Senator(s) Bridges and Lundeen--
Concerning the ability to file documents electronically with governmental entities.
Finance
- HB21-1122** by Representative(s) Froelich and Larson; also Senator(s) Kolker--Concerning establishing
a commission to improve first responder interactions with persons with disabilities, and, in
connection therewith, making an appropriation.
Health & Human Services
- HB21-1217** by Representative(s) Bockenfeld and Bacon; also Senator(s) Fields and Lundeen--
Concerning active duty military family enrollment in public schools.
Education
- HB21-1226** by Representative(s) Esgar and Will; also Senator(s) Coram and Donovan--Concerning
additional measures to control aquatic nuisance species, and, in connection therewith,
prohibiting a person from refusing to stop at a check station and directing the division of
parks and wildlife to report to the general assembly regarding implementation of the act.
Agriculture & Natural Resources

MESSAGE FROM THE GOVERNOR

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

April 6, 2021

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, 2024:

Kimberley Beth Jordan of Fort Collins, Colorado, a Larimer County resident and a
Democrat, reappointed;

John Stephen Fischer of Golden, Colorado, to serve a Republican, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 4/6/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Education

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DELIVERY TO THE GOVERNOR

To the Governor for signature on Tuesday, April 20, 2021, at 11:54 a.m.:
SB21-066, 075, 130, 210, 224,225, and 227.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB21-1119, 1131.

On motion of Senator Rodriguez, the Senate adjourned until 9:00 a.m., Wednesday, April 21, 2021.

Approved:

Kerry Donovan
President *Pro Tempore* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 68th Legislative Day

 Wednesday, April 21, 2021

Prayer By Senator Coleman

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

Roll Call Present--33
 Excused--2, Moreno, Story
 Present later--1, Moreno
 Remote--2, Holbert, Scott

Quorum The President announced a quorum present.

Pledge By Senator Kolker

Reading of the Journal On motion of Senator Liston, reading of the Journal of Tuesday, April 20, 2021, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Revised: HB21-1008, 1046, 1057, 1060, 1091, 1129, and 1148.

Correctly Rerevised: HB21-1066, 1107, 1153, 1155, 1156, 1157, 1158, 1165, 1178, 1187, and 1218.

Correctly Enrolled: SB21-056, 144, 206, 207, 208, 209, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 222, 223, and 228.

COMMITTEE OF REFERENCE REPORTS

Local Government After consideration on the merits, the Committee recommends that **HB21-1084** be referred to the Committee on Appropriations with favorable recommendation.

Local Government After consideration on the merits, the Committee recommends that **HB21-1009** 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 After consideration on the merits, the Committee recommends that **HB21-1095** 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 6, strike "**repeal.**" and substitute "**definition - repeal.**".

Page 2, line 9, strike "PROVIDE" and substitute "PROVIDED".

Page 2, line 14, after "(e)" insert "(I)".

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

Page 3, line 6, strike "(II)" and substitute "(B)".

Page 3, after line 7 insert:

"(II) AS USED IN THIS SUBSECTION (3)(e), "DITCH FLOWLINE" MEANS THE LINE RUNNING THE LENGTH OF THE BOTTOM OF A DITCH SO THAT WATER ENTERING THE DITCH RUNS FIRST TO THE LINE AND THEREAFTER DOWN THE LINE."

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB21-247** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 7, line 12, strike "and initial staff plans".

Page 8, line 6, strike "OR OTHER COMPARABLE DATA AND FORMAT".

Page 8, line 18, strike "AND STAFF".

Page 8, lines 26 and 27, strike "AND STAFF".

Page 10, line 8, strike "NO LATER THAN FIVE" and substitute "AS SOON AS PRACTICABLE BUT NO LATER THAN TEN".

Page 10, strike lines 17 through 27.

Page 11, strike lines 1 through 3 and substitute:

"(b) NONPARTISAN STAFF SHALL USE FINAL CENSUS DATA AS ADJUSTED PURSUANT TO SUBSECTIONS (5) AND (6)(b) OF THIS SECTION TO PREPARE STAFF PLANS AS REQUIRED BY SECTIONS 44.4 (3) AND 48.2 (3) OF ARTICLE V OF THE STATE CONSTITUTION."

INTRODUCTION OF BILLS -- FIRST READING

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

HB21-1128 by Representative(s) Michaelson Jenet, Bird, Esgar, Hooton, Kipp, Young; also Senator(s) Hansen, Story--Concerning the creation of a special license plate for end-of-life care, and, in connection therewith, making an appropriation.
Transportation & Energy

COMMITTEE OF REFERENCE REPORTS

Transportation & Energy

After consideration on the merits, the Committee recommends that **SB21-200** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 3, after line 11 insert:

"(II) ACTIONS TO REDUCE GREENHOUSE GAS POLLUTION CAN AND SHOULD OCCUR AT ALL LEVELS OF STATE GOVERNMENT. NONETHELESS, THE COMMISSION, AS THE STATE'S AIR QUALITY REGULATOR AND THE SOLE ENTITY WITH THE LEGAL RESPONSIBILITY TO IMPLEMENT SECTION 25-7-105 (1)(e), IS THE AGENCY RESPONSIBLE FOR ENSURING THAT COLORADO'S ALL-OF-GOVERNMENT APPROACH TO ADDRESSING CLIMATE CHANGE WILL RESULT IN SUFFICIENT REDUCTIONS IN GREENHOUSE GAS POLLUTION TO ACHIEVE THE GOALS SET FORTH IN SECTION 25-7-105 (1)(e) BY TAKING ANY ADDITIONAL REGULATORY ACTION NECESSARY TO ENSURE THAT THE STATE'S GREENHOUSE GAS EMISSION REDUCTION GOALS ARE ACTUALLY ACHIEVED."

Renumber succeeding subparagraph accordingly.

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Page 4, after line 5 insert:

"(IV) THE GENERAL ASSEMBLY RECOGNIZES THAT THE COMMISSION'S "RESOLUTION TO ENSURE GREENHOUSE GAS REDUCTION GOALS ARE MET", ADOPTED OCTOBER 23, 2020, OUTLINES A SET OF SECTOR-SPECIFIC GREENHOUSE GAS EMISSION REDUCTION TARGETS, ACHIEVEMENT OF WHICH WILL DEMONSTRATE THAT COLORADO IS ON TRACK TO ACHIEVE ITS GREENHOUSE GAS EMISSION REDUCTION GOALS. GIVEN THE RAPID PACE OF TECHNOLOGICAL AND ECONOMIC CHANGE, THE GENERAL ASSEMBLY ALSO AUTHORIZES THE COMMISSION TO ADJUST THE SECTOR-SPECIFIC TARGETS IF NECESSARY, SO LONG AS THE OVERALL REQUIRED LEVEL OF EMISSION REDUCTIONS IS ACHIEVED."

Page 4, line 19, after the period add "THE GENERAL ASSEMBLY RECOGNIZES THAT THE KEY TO ADDRESSING THESE HISTORIC WRONGS IS TO RAPIDLY REDUCE POLLUTION IN DISPROPORTIONATELY IMPACTED COMMUNITIES."

Page 5, line 6, strike "(1)(e)(VIII)(J),"

Page 6, line 27, strike "REQUIRE REDUCTIONS" and substitute "BE DESIGNED TO MITIGATE THE CUMULATIVE IMPACT"

Page 7, lines 1 and 2, strike "POLLUTION ON A LINEAR OR MORE STRINGENT PATHWAY" and substitute "POLLUTION, REQUIRING REDUCTIONS ON A PATHWAY THAT REFLECTS STEADY PROGRESS"

Page 14, strike lines 4 through 25.

Page 15, line 3, after "(2)(a)(I)(A)," insert "(2)(a)(II),"

Page 16, after line 7 insert:

"(II) In no event shall an owner or operator of a major source pay more than a fee based upon total annual emissions of four thousand tons of each regulated pollutant, INCLUDING EACH GREENHOUSE GAS, per source."

Page 16, line 21, after "(2)(a)(I)" insert "and (2)(a)(II)".

Page 17, line 16, after the period insert "THE RULES MUST INCLUDE REQUIREMENTS FOR FUEL IMPORTERS AND FUEL SUPPLIERS TO TRACK AND DIRECTLY REPORT EMISSIONS OF GREENHOUSE GASES FROM THE FULL COMBUSTION OR OXIDATION OF ANY SIGNIFICANT AMOUNT OF FUEL THAT EACH FUEL IMPORTER OR FUEL SUPPLIER IMPORTS, OWNS, OR STORES FOR DISTRIBUTION OR SALE IN THE STATE OF COLORADO, IF THOSE EMISSIONS WOULD NOT OTHERWISE BE REPORTED TO THE STATE."

Page 17, after line 19 insert:

"(II) Direct the division to update the statewide inventory of greenhouse gas emissions by sector, up to on an annual basis as determined by the commission, but in no event less frequently than every two years. The division shall update the inventory in a manner that allows reasonable tracking of progress in reducing greenhouse gas emissions over time. The commission shall take reasonable steps to ensure that emission abatement that counts toward meeting the state's greenhouse gas emission reduction goals is durable and rigorously tracked. The inventory must include a forecast of Colorado's greenhouse gas emissions for the milestone year of 2025, as well as 2030, 2035, 2040, and 2045. THE FORECAST MUST BE CREDIBLE, SUBSTANTIATED BY EVIDENCE, AND REASONABLY TRANSPARENT AND MUST NOT INCLUDE EMISSION REDUCTIONS PROJECTED TO OCCUR BECAUSE OF ANY FEDERAL, STATE, OR LOCAL LAW, RULE, REGULATION, POLICY, OR PROGRAM THAT IS NOT FINAL OR NOT IN PLACE AS OF THE DATE OF PUBLICATION OF THE INVENTORY. The initial inventory required under this subsection (2) must include a recalculation of Colorado's 2005 greenhouse gas emissions to serve as a baseline for measuring progress against Colorado's greenhouse gas emission reduction goals."

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Trans-
portation &
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After consideration on the merits, the Committee recommends that **SB21-161** 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:

HB21-1148 by Representative(s) Bockenfeld and Michaelson Jenet, Roberts; also Senator(s) Fields and Smallwood, Gonzales, Lundeen--Concerning the distribution of an annual report regarding the Colorado state fair, and, in connection therewith, changing the annual reporting deadline and requiring that the report be submitted to all members of the general assembly.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | E |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Rankin and Scott.

HB21-1046 by Representative(s) Arndt and Catlin; also Senator(s) Fields and Sonnenberg--Concerning the use of a water right obtained through a mutual ditch corporation.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | E |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Cooke, Coram, Garcia, Hisey, Holbert, Kirkmeyer, Priola, Rankin, Scott, Simpson, Smallwood, and Woodward.

(For further action, see Reconsideration of HB21-1046.)

HB21-1008 by Representative(s) Arndt and Catlin; also Senator(s) Cooke and Hansen--Concerning increased options for financing forest health projects, and, in connection therewith, financing wildfire mitigation treatments.

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

| YES | 33 | NO | 1 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | E |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Fenberg, Garcia, Ginal, Gonzales, Jaquez Lewis, Kirkmeyer, Lee, Liston, Moreno, Priola, Rankin, Scott, Simpson, and Smallwood.

HB21-1091 by Representative(s) Daugherty and Lynch; also Senator(s) Buckner--Concerning sentencing parity for juveniles convicted as adults following the transfer of charges with juveniles convicted as adults following the direct filing of charges.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | E |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Gonzales, Kolker, Lee, and Moreno.

RECONSIDERATION OF HB21-1046

HB21-1046 by Representative(s) Arndt and Catlin; also Senator(s) Fields and Sonnenberg--Concerning the use of a water right obtained through a mutual ditch corporation.

Having voted on the prevailing side, Senator Coram moved for reconsideration of the last Senate action, Third Reading of Bills - Final Passage, on **HB21-1046**.

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:

HB21-1046 by Representative(s) Arndt and Catlin; also Senator(s) Fields and Sonnenberg--Concerning the use of a water right obtained through a mutual ditch corporation.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | E |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Jaquez Lewis, Lee, Liston, and Lundeen.

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:

HB21-1164 by Representative(s) Esgar and Garnett; also Senator(s) Zenzinger and Fenberg--Concerning reductions in the property tax credits that apply to school districts' total program mill levies for purposes of funding the "Public School Finance Act of 1994".

Laid over until Monday, April 26, retaining its place on the calendar.

HB21-1060 by Representative(s) Gonzales-Gutierrez and Jodeh; also Senator(s) Gonzales--Concerning the certification process for the purpose of application for U nonimmigrant status.

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

| YES | 20 | NO | 14 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | E |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Danielson, Jaquez Lewis, Lee, Moreno, and Winter.

HB21-1057 by Representative(s) Roberts and Tipper; also Senator(s) Cooke and Rodriguez--Concerning a prohibition against the extortion of immigrants for engaging in lawful acts.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | E |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Coram, Danielson, Donovan, Fenberg, Garcia, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Moreno, Pettersen, Priola, Rankin, Scott, Simpson, Smallwood, Sonnenberg, Winter, Woodward, and Zenzinger.

HB21-1129 by Representative(s) McLachlan and Bradfield; also Senator(s) Bridges and Story-- Concerning extension of the deadline by which teachers must complete training in teaching reading.

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

| YES | 19 | NO | 15 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | E |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Buckner, Danielson, Ginal, Gonzales, Kolker, Winter, and Zenzinger.

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

SB21-061 by Senator(s) Story and Gonzales; also Representative(s) Woodrow and Daugherty-- Concerning claims for pre-majority economic loss incurred by a minor.

Laid over until Thursday, April 22, retaining its place on the calendar.

SB21-116 by Senator(s) Danielson; also Representative(s) Benavidez and McLachlan--Concerning the prohibition of American Indian mascots in Colorado.

Laid over until Thursday, April 22, retaining its place on the calendar.

HB21-1045 by Representative(s) Young and Valdez D.; also Senator(s) Fields--Concerning the department of agriculture's authority to control pests.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, April 19, page(s) 561 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

On motion of Senator Kolker, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 31 | NO | 3 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | E |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1045 as amended
Laid over until 04/22/2021: SB21-061, SB21-116

CONSIDERATION OF RESOLUTIONS

SJR21-016 by Senator(s) Lundeen, Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Moreno, Pettersen, Priola, Rankin, Rodriguez, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward; also Representative(s) Gray, Arndt, Baisley, Bird, Bockenfeld, Bradfield, Caraveo, Catlin, Cutter, Daugherty, Duran, Esgar, Froelich, Geitner, Hanks, Herod, Holtorf, Jodeh, Kennedy, Kipp, Larson, Lontine, Lynch, McCormick, McKean, Michaelson Jenet, Mullica, Ortiz, Pelton, Pico, Rich, Roberts, Sandridge, Soper, Titone, Valdez A., Valdez D., Van Beber, Van Winkle, Weissman, Will, Williams, Woodrow, Woog, Young--Concerning the designation of the Interstate 25 bridge over 17th Avenue as the "Richard "RJ" Lawrence Bridge".

Laid over until Tuesday, May 4, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-221 by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie, Herod, Ransom--Concerning projects under the forest restoration and wildfire risk mitigation grant program.

Senator Rankin moved that the Senate concur in House amendments to **SB21-221**, as printed in House journal, April 15, page(s) 772. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | E |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | E |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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: Cooke, Coram, and Smallwood.

SB21-067 by Senator(s) Coram and Hansen, Priola; also Representative(s) McLachlan and Carver--Concerning measures to strengthen civics education in Colorado.

Senator Hansen moved that the Senate concur in House amendments to **SB21-067**, as printed in House journal, April 15, page(s) 774-775. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | E |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | E |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | N |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | N | Scott | 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 SB21-067.)

SB21-135 by Senator(s) Ginal and Zenzinger; also Representative(s) Duran and Froelich--Concerning a prohibition on the use of certain animals in a traveling animal act.

Senator Zenzinger moved that the Senate not concur in House amendments to **SB21-135**, as printed in House journal, April 16, page(s) 781, 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 | 20 | NO | 14 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | E |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

The President appointed Senators Zenzinger, Chair, Ginal, and Sonnenberg as Senate conferees on the first conference committee on **SB21-135**.

MESSAGE FROM THE GOVERNOR

Tuesday, April 20, 2021

Colorado Senate
 The 73rd 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:

SB21-004 Jurisdiction Over Pueblo Chemical Depot
 Approved on Tuesday, April 20, 2021 at 2:12 P.M.

Sincerely,
 (signed)
 Jared Polis
 Governor

RECONSIDERATION OF SB21-067

SB21-067 by Senator(s) Coram and Hansen, Priola; also Representative(s) McLachlan and Carver-- Concerning measures to strengthen civics education in Colorado.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Consideration of House Amendments - Repassage, on **SB21-067**.

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)

SB21-067 by Senator(s) Coram and Hansen, Priola; also Representative(s) McLachlan and Carver-- Concerning measures to strengthen civics education in Colorado.

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | E |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | N |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | N | Scott | Y | | |

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

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

April 21, 2021

Mr. President:

The House voted to adhere to its position on HB21-1115. The bill is transmitted herewith.

The House has voted to concur in the Senate amendments to HB21-1165 and has repassed the bill as so amended.

The House has adopted and transmits herewith HJR21-1006, as printed in House Journal, April 19, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-077, amended as printed in House Journal, April 16, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-133, amended as printed in House Journal, April 20, 2021.

The House has passed on Third Reading and returns herewith SB21-153 and 179.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB21-1059, amended as printed in House Journal, April 20, 2021, and amended on Third Reading as printed in House Journal, April 21, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB21-1242, amended as printed in House Journal, April 15, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB21-1219, amended as printed in House Journal, April 20, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, HB21-1059, 1219, and 1242.
Without comment, as amended, SB21-077 and 133.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR21-017 by Senator(s) Moreno; also Representative(s) Esgar--Concerning the "Colorado Day of Remembrance of the Armenian Genocide" on April 26, 2021.

Laid over until Friday, April 23, 2021.

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-248 by Senator(s) Donovan and Simpson; --Concerning assistance for agriculture in Colorado, and, in connection therewith, establishing a loan program in the department of agriculture and transferring money from the general fund to a new agricultural future loan program cash fund to be used for the loan program.
Agriculture & Natural Resources

HB21-1010 by Representative(s) Ricks and Gonzales-Gutierrez; also Senator(s) Fields--Concerning increasing the diversity of Colorado's educators in elementary and secondary public schools, and, in connection therewith, making an appropriation.
Education

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-079, 207, 209, 216, 219, and 220.

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Thursday, April 22, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 69th Legislative Day

 Thursday, April 22, 2021

| | | |
|------------------------|--|----|
| Prayer | By Senator Cooke | 10 |
| Call to Order | By the President at 9:00 a.m. | 12 |
| Roll Call | Present--35 Remote--3, Holbert, Scott, Woodward | 15 |
| Quorum | The President announced a quorum present. | 18 |
| Pledge | By Senator Kolker | 20 |
| Reading of the Journal | On motion of Senator Liston, reading of the Journal of Wednesday, April 21, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 22 |

SENATE SERVICES REPORT

Correctly Printed: SB21-248; SJR21-017.
Correctly Revised: HB21-1045.
Correctly Rerevised: HB21-1008, 1046, 1057, 1060, 1091, 1129, and 1148.
Correctly Enrolled: SB21-067, 153, 179, and 221.

COMMITTEE OF REFERENCE REPORTS

| | | |
|-------------------------------|--|----|
| Education | After consideration on the merits, the Committee recommends that HB21-1112 be referred to the Committee of the Whole with favorable recommendation. | 40 |
| Health & Human Services | After consideration on the merits, the Committee recommends that HB21-1220 be referred to the Committee of the Whole with favorable recommendation. | 44 |
| Judiciary | After consideration on the merits, the Committee recommends that HB21-1108 be referred to the Committee of the Whole with favorable recommendation. | 49 |
| Judiciary | After consideration on the merits, the Committee recommends that HB21-1188 be referred to the Committee of the Whole with favorable recommendation. | 53 |
| Business, Labor, & Technology | The Committee on Business, Labor, & Technology 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: | 57 |

**MEMBER OF THE
BOARD OF REAL ESTATE APPRAISERS**

effective July 1, 2020, for a term expiring July 1, 2023:

Kristy McFarland of Gunnison, Colorado, to serve as a county assessor in office, reappointed.

Business,
Labor, &
Technology

The Committee on Business, Labor, & Technology 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:

MEMBER OF THE
SECURITIES BOARD

for a term expiring July 1, 2023:

Lawrence Reifurth of Highlands Ranch, Colorado, to serve as a member of the public at large, appointed.

Business,
Labor, &
Technology

The Committee on Business, Labor, & Technology 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:

MEMBER OF THE
UNDERGROUND DAMAGE PREVENTION
SAFETY COMMISSION

for a term expiring January 1, 2022:

Patricia McKinney-Clark of Arvada, Colorado, to serve as a representative of transportation, and occasioned by the resignation of Julie A. Mileham, AIC, ARM-P, CPCU, MBA of Aurora, Colorado, 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
UNDERGROUND DAMAGE PREVENTION
SAFETY COMMISSION

effective January 1, 2021 for a term expiring January 1, 2022:

Dana Bijold of Arvada, Colorado, to serve as a representative of engineers, occasioned by the resignation of Katharine Marie Duitsman of Centennial, appointed;

effective January 1, 2021 for terms expiring January 1, 2024:

James Patrick Fitzgerald of Greenwood Village, Colorado, to serve as a representative of special districts, reappointed;

Lori Warner of Lakewood, Colorado, to serve as a representative of pipeline companies, reappointed;

Dale E. Kishbaugh of Longmont, Colorado, to serve as a representative of rural electric cooperatives, appointed.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB21-1207** be referred to the Committee of the Whole with favorable recommendation.

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:

HB21-1045 by Representative(s) Young and Valdez D.; also Senator(s) Fields--Concerning the department of agriculture's authority to control pests.

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

HB21-1224 by Representative(s) Bird and Neville; also Senator(s) Winter--Concerning modifications to the provisions governing foreclosure sales of real property.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 20, page(s) 570 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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1224 as amended

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:

SB21-061 by Senator(s) Story and Gonzales; also Representative(s) Woodrow and Daugherty-- Concerning claims for pre-majority economic loss incurred by a minor.

Laid over until Monday, April 26, retaining its place on the calendar.

SB21-116 by Senator(s) Danielson; also Representative(s) Benavidez and McLachlan--Concerning the prohibition of American Indian mascots in Colorado.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 5, page(s) 416 and placed in members' bill files.)

Amendment No. 2(L.026), by Senator Kirkmeyer.

Amend printed bill, page 5, line 4, strike "OCTOBER 1, 2021," and substitute "JUNE 1, 2022,".

Amendment No. 3(L.028), by Senator Danielson.

Amend the Education Committee Report, dated April 1, 2021, page 2, strike lines 4 through 17 and substitute:

"(B) ANY SUCH AGREEMENT ENTERED INTO PURSUANT TO THIS SECTION BETWEEN A PUBLIC SCHOOL AND A FEDERALLY RECOGNIZED INDIAN TRIBE MAY ALLOW ANY AMERICAN INDIAN MASCOT THAT IS CULTURALLY AFFILIATED WITH THAT FEDERALLY RECOGNIZED INDIAN TRIBE AS DETERMINED AT THE DISCRETION OF THE TRIBE'S GOVERNING BODY."

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.)

HB21-1193 by Representative(s) Gray; also Senator(s) Priola and Kolker--Concerning consumer protection for acts related to a supplemental restraint system.

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

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB21-116 by Senator(s) Danielson; also Representative(s) Benavidez and McLachlan--Concerning the prohibition of American Indian mascots in Colorado.

Senator Priola moved to amend the report of the Committee of the Whole to show that the following Priola floor amendment, (L.023) to SB21-116, did pass.

Amend printed bill, page 4, line 18, after the period add ""AMERICAN INDIAN MASCOT" DOES NOT INCLUDE ANY ANIMAL OR ITEM COMMONLY FOUND IN OTHER CULTURES."

Page 5, line 21, after the period add ""AMERICAN INDIAN MASCOT" DOES NOT INCLUDE ANY ANIMAL OR ITEM COMMONLY FOUND IN OTHER CULTURES."

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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 | 15 | NO | 20 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Priola moved to amend the report of the Committee of the Whole to show that the following Priola floor amendment, (L.022) to SB21-116, did pass.

Amend the Education Committee Report, dated April 1, 2021, page 3, line 3, strike "RESERVATION." and substitute "RESERVATION; OR

(III) (A) THE ABILITY OF ANY FEDERALLY RECOGNIZED INDIAN TRIBE TO CREATE AND MAINTAIN A RELATIONSHIP OR AGREEMENT WITH A PUBLIC SCHOOL THAT FOSTERS GOODWILL, EMPHASIZES EDUCATION AND SUPPORTS A CURRICULUM THAT TEACHES AMERICAN INDIAN HISTORY, AND ENCOURAGES A POSITIVE CULTURAL EXCHANGE. SUCH RELATIONSHIPS AND AGREEMENTS MAY INCLUDE IMPORTANT HISTORICAL FIGURES, NAMES, IMAGERY, TRIBAL NAMES, AND MORE.

(B) ANY SUCH AGREEMENT ENTERED INTO BETWEEN A PUBLIC SCHOOL AND A FEDERALLY RECOGNIZED INDIAN TRIBE AFTER JUNE 30, 2021, MUST BE MADE IN CONSULTATION WITH THE FEDERALLY RECOGNIZED INDIAN TRIBE AND ONLY IF SUCH TRIBE WISHES TO ENTER INTO THE AGREEMENT. THE AGREEMENT MAY ALLOW THE PUBLIC SCHOOL TO USE AN AMERICAN INDIAN MASCOT, BUT ONLY IF THE AMERICAN INDIAN MASCOT IS SPECIFICALLY NAMED AFTER THE FEDERALLY RECOGNIZED INDIAN TRIBE THAT IS A PARTY TO THE AGREEMENT. IN ANY SUCH AGREEMENT, THE TRIBAL NAME USED IS SELECTED AT THE DISCRETION OF THE FEDERALLY RECOGNIZED INDIAN TRIBE THAT IS A PARTY TO THE AGREEMENT. ANY FEDERALLY RECOGNIZED INDIAN TRIBE THAT HAS ENTERED INTO SUCH AN AGREEMENT HAS THE RIGHT AND ABILITY TO REVOKE ANY SUCH AGREEMENT AT ANY TIME AT ITS DISCRETION.

(C) FOR PURPOSES OF THIS SECTION, "FEDERALLY RECOGNIZED INDIAN TRIBE" MEANS ONE OF THE FORTY-EIGHT CONTEMPORARY TRIBES WITH TIES TO COLORADO, DEVELOPED BY HISTORY COLORADO IN PARTNERSHIP WITH THE COLORADO COMMISSION OF INDIAN AFFAIRS. THIS LIST MAY CHANGE OVER TIME BUT IS THE OFFICIAL LIST TO BE USED FOR THE PURPOSES OF THIS SECTION."

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-116 as amended; HB21-1193
Laid over until 04/26/2021: SB21-061

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-077 by Senator(s) Gonzales; also Representative(s) Benavidez and Kipp--Concerning the elimination of verification of an individual's lawful presence in the United States as a requirement for individual credentialing.

Senator Gonzales moved that the Senate not concur in House amendments to **SB21-077**, as printed in House journal, April 16, page(s) 782, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The President appointed Senators Gonzales, Chair, Rodriguez, and Priola as Senate conferees on the first conference committee on **SB21-077**.

SB21-133 by Senator(s) Coram; also Representative(s) Catlin and Will--Concerning alcohol beverages donated for the purpose of a special event held at a club licensed to sell alcohol beverages by the drink to club members for consumption on the club premises.

Senator Coram moved that the Senate concur in House amendments to **SB21-133**, as printed in House journal, April 20, page(s) 823. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 1 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | N | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Senator Moreno requested his name be removed as co-sponsor on SB21-133.

CONSIDERATION OF HOUSE ADHERENCE

HB21-1115 by Representative(s) Kipp and Mullica, Caraveo, Cutter, Michaelson Jenet; also Senator(s) Ginal and Priola--Concerning the regulation of members of boards of health, and, in connection therewith, regulating the members of state, county, and district boards of health.

Laid over until Friday, April 23, retaining its place on the calendar.

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

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

MEMBERS OF THE
COLORADO COMMISSION ON THE AGING

effective July 1, 2020 for terms expiring July 1, 2024:

Lauren O'Connell of Littleton, Colorado, serving as an Unaffiliated from the Sixth Congressional District, appointed;

Margaret Nugent of Colorado Springs, Colorado, serving as an Unaffiliated from the Fifth Congressional District, appointed;

Myles Crane of Fort Collins, Colorado serving as an Unaffiliated from the Second Congressional District, appointed;

Jane Barnes of Lakewood, Colorado, serving as a Republican from the Seventh Congressional District, reappointed;

James DeVries of Denver, Colorado, serving as an Unaffiliated from the First Congressional District, reappointed;

Debra Herrera of Ignacio, Colorado, serving as a Democrat from the Third Congressional District, reappointed;

Connie Ring of Springfield, Colorado, serving as an Unaffiliated from the Fourth Congressional District, reappointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MESSAGE FROM THE GOVERNOR

Thursday, March 25, 2021

Colorado Senate
The 73rd 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:

SB21-068 Concerning the enactment of the Colorado Revised Statutes 2020 as the positive and statutory law of the state of Colorado.
Approved on Thursday, March 25, 2021 at 3:40 P.M.

SB21-090 Small Group Health Insurance Plan Renewal
Approved on Thursday, March 25, 2021 at 3:40 P.M.

Sincerely,
(signed)
Jared Polis
Governor

DELIVERY TO THE GOVERNOR

To the Governor for signature on Thursday, April 22, 2021, at 09:05 a.m.:
SB21-079, 207, 209, 216, 219, and 220.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Finance

After consideration on the merits, the Committee recommends that **SB21-180** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Strike the Business, Labor, and Technology Committee Report, dated March 22, 2021.

Amend printed bill, strike everything below the enacting clause and substitute:

"SECTION 1. In Colorado Revised Statutes, **add** 25-17-109 as follows:

25-17-109. Stakeholder advisory committee on recycling - created - definitions - report - repeal. (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "COMMITTEE" MEANS THE STAKEHOLDER ADVISORY COMMITTEE ON RECYCLING CREATED IN SUBSECTION (2) OF THIS SECTION.

(b) "DEPARTMENT" MEANS THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.

(c) "RECYCLABLE MATERIALS":
(I) MEANS ANY TYPE OF DISCARDED OR WASTE MATERIAL THAT IS NOT REGULATED UNDER SECTION 25-8-205 (1)(e) AND CAN BE REUSED, REMANUFACTURED, RECLAIMED, OR RECYCLED, INCLUDING COMPOSTABLE ORGANIC MATERIAL AND CONSTRUCTION AND DEMOLITION MATERIALS; AND
(II) DOES NOT INCLUDE INDUSTRIAL MATERIALS, PAINT, OR A WASTE TIRE AS DEFINED IN SECTION 30-20-1402 (12).

(2) THE STAKEHOLDER ADVISORY COMMITTEE ON RECYCLING IS CREATED IN THE DEPARTMENT FOR THE FOLLOWING PURPOSES:

(a) TO CONDUCT A LITERATURE REVIEW OF VARIOUS POLICY CONCEPTS, INCLUDING POLICIES ENACTED OR BEING CONSIDERED IN OTHER STATES AND OTHER NATIONS RELATIVE TO POST-CONSUMER RECYCLED CONTENT REQUIREMENTS FOR PACKAGING;

(b) TO REVIEW RATES AND TIME FRAMES IN WHICH POST-CONSUMER RECYCLED CONTENT, INCLUDING RECYCLED PLASTIC, GLASS, STEEL, AND PAPER, MAY BE FEASIBLY REQUIRED FOR ALL PACKAGING APPLICATIONS AND MATERIALS; AND

(c) TO SUBMIT A REPORT ON OR BEFORE JULY 1, 2022, TO THE ENERGY AND ENVIRONMENT COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE, OR TO ANY SUCCESSOR COMMITTEE, WHICH REPORT INCLUDES POLICY AND LEGISLATIVE RECOMMENDATIONS REGARDING THE FEASIBILITY OF IMPLEMENTING POST-CONSUMER RECYCLED CONTENT REQUIREMENTS FOR PACKAGING. THE REPORT MUST INCLUDE RECOMMENDATIONS IN SUBJECT MATTER AREAS WHERE THE COMMITTEE ACHIEVED CONSENSUS AND NOTE DISSENTING OPINIONS IN SUBJECT MATTER AREAS WHERE THE COMMITTEE FAILED TO ACHIEVE CONSENSUS CONCERNING THE FOLLOWING:

(I) DEFINITIONS OF TERMS;
(II) METHODS FOR DETERMINING RESPONSIBLE PARTIES;
(III) METHODS FOR DETERMINING, REPORTING, AND CERTIFYING COMPLIANCE WITH REQUIREMENTS CONCERNING THE RECYCLING OF RECYCLABLE MATERIALS;

(IV) METHODS FOR ESTABLISHING MANDATORY RECYCLING RATES, INCLUDING CONSIDERATION OF MATERIAL TYPES AND TARGET IMPLEMENTATION DATES;

(V) METHODS FOR VERIFYING CLAIMS REGARDING RECYCLED CONTENT;

(VI) REGISTRATION OF MANUFACTURERS AND DISTRIBUTORS;

(VII) ENFORCEMENT; AND

(VIII) EXEMPTIONS AND EXCEPTIONS.

(3) ON OR BEFORE AUGUST 1, 2021, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT, OR THE EXECUTIVE DIRECTOR'S DESIGNEE, SHALL APPOINT ONE MEMBER TO THE COMMITTEE TO REPRESENT EACH OF THE FOLLOWING STAKEHOLDER GROUPS:

(a) THE DEPARTMENT;

(b) CITIES, INCLUDING SMALL AND LARGE CITIES AND CITIES LOCATED IN URBAN AND RURAL COUNTIES;

(c) COUNTIES, INCLUDING SMALL AND LARGE COUNTIES AND URBAN AND RURAL COUNTIES;

(d) AN ENTITY IN THE WASTE AND RECYCLING INDUSTRY THAT OWNS OR

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- OPERATES A CURBSIDE RECYCLING PROGRAM;
 - (e) A MATERIAL RECOVERY FACILITY OPERATOR THAT PROCESSES MUNICIPAL SOLID WASTE FROM CURBSIDE RECYCLING PROGRAMS;
 - (f) RECYCLED PLASTIC FEEDSTOCK USERS;
 - (g) A TRADE ASSOCIATION REPRESENTING THE PLASTICS RECYCLING INDUSTRY;
 - (h) A RECYCLED CONTENT CERTIFICATION ORGANIZATION;
 - (i) A NONPROFIT ENVIRONMENTAL ORGANIZATION THAT SPECIALIZES IN WASTE AND RECYCLING ISSUES;
 - (j) PLASTIC CONVERTERS AND MANUFACTURERS OF RESINS;
 - (k) A MANUFACTURER OF PLASTIC PACKAGING;
 - (l) A STATEWIDE BUSINESS TRADE ASSOCIATION;
 - (m) AN ASSOCIATION THAT REPRESENTS CONSUMER BRAND COMPANIES;
 - (n) A CONSUMER-ORIENTED ORGANIZATION;
 - (o) A STATEWIDE ASSOCIATION OF RETAILERS; AND
 - (p) AN ADVANCED RECYCLING TECHNOLOGY PROVIDER THAT PROCESSES PLASTIC MATERIAL; AND
 - (q) A MEMBER WHO HAS EXPERIENCE IN ENVIRONMENT JUSTICE AND REPRESENTING UNDERSERVED COMMUNITIES.
- (4) THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL JOINTLY APPOINT A MEMBER OF THE COMMITTEE TO CHAIR THE COMMITTEE, AND ON OR BEFORE SEPTEMBER 1, 2021, THE CHAIR SHALL CONVENE THE COMMITTEE.
- (5) THIS SECTION IS REPEALED, EFFECTIVE AUGUST 1, 2022.

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 of the printed bill, strike line 101 and substitute "**CONCERNING A REPORT TO BE SUBMITTED TO THE GENERAL ASSEMBLY BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT REGARDING POST-CONSUMER RECYCLED CONTENT RECOMMENDATIONS FOR PACKAGING.**".

Finance

After consideration on the merits, the Committee recommends that **SB21-057** 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, 5-19-206, **amend** (12) as follows:

5-19-206. Application for registration - required information. An application for registration shall be signed under penalty of false statement and include:

(12) At the applicant's expense, the results of a state and national fingerprint-based criminal history records check, conducted within the immediately preceding twelve months, covering every officer of the applicant and every employee or agent of the applicant who is authorized to initiate transactions to the trust account required by section 5-19-222. The administrator shall be the authorized agency to receive information regarding the result of the national criminal history records check. IF A PROVIDER DELEGATES TO AN INDEPENDENT CONTRACTOR OR SUBCONTRACTOR THE AUTHORITY TO INITIATE TRANSACTIONS TO THE TRUST ACCOUNT REQUIRED BY SECTION 5-19-222, THE ADMINISTRATOR IS ENTITLED TO RECEIVE THE RESULTS OF THE STATE AND NATIONAL FINGERPRINT-BASED CRIMINAL HISTORY RECORDS CHECK ONLY FOR THOSE INDEPENDENT CONTRACTORS OR SUBCONTRACTORS WHO ARE AUTHORIZED TO INITIATE TRUST ACCOUNT TRANSACTIONS PURSUANT TO THAT DELEGATED AUTHORITY."

Renumber succeeding sections accordingly.

Page 5, strike line 2 and substitute "A PRIVATE EDUCATION LOAN. THE TERM INCLUDES".

Page 5, line 14, after "NEEDED" insert "SOLELY".

Page 5, line 19, after the period add "'CREDITOR" DOES NOT INCLUDE A COLLECTION AGENCY AS DEFINED IN SECTION 5-16-103 (3)."

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Page 6, strike lines 6 through 14 and substitute:

"(I) A BANK, AS DEFINED IN 12 U.S.C. SEC. 1841 (c);
 (II) A CREDIT UNION; OR
 (III) AN INDUSTRIAL BANK ORGANIZED UNDER TITLE 7, CHAPTER 8,
 FINANCIAL INSTITUTIONS ACT, UTAH CODE ANNOTATED, AS AMENDED.".

Page 7, strike line 11 and substitute:

"(9) (a) "TOTAL AND PERMANENT DISABILITY" MEANS, EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (9)(b) OF THIS SECTION, THE CONDITION".

Page 7, line 13, strike "(a)" and substitute "(I)".

Page 7, line 16, strike "(b)" and substitute "(II)".

Page 7, after line 21 insert:

"(b) "TOTAL AND PERMANENT DISABILITY" DOES NOT INCLUDE A CONDITION THAT HAS NOT PROGRESSED OR BEEN EXACERBATED, OR THAT THE INDIVIDUAL DID NOT ACQUIRE, UNTIL AFTER THE CLOSING OF THE LOAN AGREEMENT.".

Page 8, line 2, strike "BY RULE".

Page 8, line 5, after the comma insert "AS ESTABLISHED BY THE ADMINISTRATOR BY RULE, AND AT OTHER TIMES UPON THE ADMINISTRATOR'S REQUEST,".

Page 8, line 17, change the semicolon to a comma and add "INCLUDING THE DEFAULT RATE FOR PRIVATE EDUCATION LOANS MADE TO PRIVATE EDUCATION LOAN BORROWERS AT EACH SCHOOL LISTED PURSUANT TO SUBSECTION (2)(b)(I) OF THIS SECTION;".

Page 9, line 17, strike "KNOWINGLY".

Page 9, line 18, strike "SECTION, OR" and substitute "PART 2, OR" and strike "SECTION, AND" and substitute "PART 2, AND".

Page 9, line 22, strike "THE".

Page 9, strike lines 23 through 27.

Page 10, strike lines 1 and 2.

Page 10, after line 2 insert:

"(6) THE ADMINISTRATOR MAY PRESCRIBE AN ALTERNATIVE REGISTRATION PROCESS AND FEE STRUCTURE FOR PUBLIC AND PRIVATE NONPROFIT POSTSECONDARY EDUCATIONAL INSTITUTIONS.".

Renumber succeeding subsection accordingly.

Page 10, strike lines 4 and 5 and substitute "THE ADMINISTRATOR PURSUANT TO SECTION 5-6-202 OR REQUIRED TO HOLD A LICENSE PURSUANT TO SECTION 5-2-301, 5-16-118, OR 5-20-106 IS".

Page 10, line 7, strike "SECTION." and substitute "PART 2.".

Page 16, lines 8 and 9, strike "DUE TO TOTAL AND PERMANENT DISABILITY," and substitute "PURSUANT TO SUBSECTION (1) OR (2) OF THIS SECTION,".

Page 16, line 11, strike "SHALL" and substitute "SHALL, WITHIN THIRTY DAYS AFTER RECEIVING NOTICE OF THE TOTAL AND PERMANENT DISABILITY OF A PRIVATE EDUCATION LOAN BORROWER PURSUANT TO SUBSECTION (1) OF THIS SECTION,".

Page 16, strike lines 14 and 15 and substitute "BORROWER.".

Page 16, line 23, strike the period and substitute "PURSUANT TO SUBSECTION (1)

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OF THIS SECTION."

Page 18, strike lines 15 through 22 and substitute:

"(c) (I) TAKE AN ASSIGNMENT OF EARNINGS OF THE BORROWER OR COSIGNER FOR PAYMENT OR AS A SECURITY FOR PAYMENT OF A DEBT ARISING OUT OF A PRIVATE EDUCATION LOAN. AN ASSIGNMENT OF EARNINGS IN VIOLATION OF THIS SECTION IS UNENFORCEABLE BY THE ASSIGNEE OF THE EARNINGS AND REVOCABLE BY THE BORROWER OR COSIGNER.

(II) A SALE OF UNPAID EARNINGS MADE IN CONSIDERATION OF THE PAYMENT OF MONEY TO OR FOR THE ACCOUNT OF THE SELLER OF THE EARNINGS IS DEEMED TO BE A LOAN TO THE SELLER, SECURED BY AN ASSIGNMENT OF EARNINGS."

Page 19, line 23, after "(1)" insert "(a)".

Page 19, line 25, strike "SHALL PROVIDE," and substitute "SHALL, AFTER CONFIRMING THE CORRECT IDENTITY OF THE PRIVATE EDUCATION LOAN BORROWER, PROVIDE THE FOLLOWING INFORMATION TO THE PRIVATE EDUCATION LOAN BORROWER".

Page 20, line 2, strike "(a)" and substitute "(I)".

Page 20, line 4, strike "(b)" and substitute "(II)".

Page 20, line 6, strike "(c)" and substitute "(III)".

Page 20, line 10, strike "(d)" and substitute "(IV)".

Page 20, line 11, strike "(e)" and substitute "(V)".

Page 20, line 13, strike "(f)" and substitute "(VI)".

Page 20, line 17, strike "(g)" and substitute "(VII)".

Page 20, after line 24 insert:

"(1.5)(a) FROM THE INFORMATION LISTED IN SUBSECTION (1)(a) OF THIS SECTION, THE COLLECTION AGENCY MAY REDACT THE PRIVATE EDUCATION LOAN BORROWER'S SOCIAL SECURITY NUMBER, ALL BUT THE LAST FOUR DIGITS OF THE PRIVATE EDUCATION LOAN BORROWER'S ACCOUNT NUMBER, AND ANY OTHER PERSONAL IDENTIFYING INFORMATION.

(b) THE INFORMATION LISTED IN SUBSECTION (1)(a) OF THIS SECTION MAY ACCOMPANY ANY DEBT VALIDATION NOTICE ISSUED TO THE DEBTOR PURSUANT TO SECTION 5-16-109 (1)."

Page 21, strike lines 11 and 12.

Reletter succeeding paragraphs accordingly.

Page 21, strike lines 18 through 20.

Reletter succeeding paragraphs accordingly.

Page 21, strike lines 24 through 27.

Page 22, strike lines 1 through 6.

Reletter succeeding paragraphs accordingly.

Page 23, strike lines 10 through 13.

Reletter succeeding subsections accordingly.

Page 24, line 1, strike "(5)" and substitute "(4)".

Page 24, strike lines 13 and 14 and substitute "FILED IN A COURT OF COMPETENT JURISDICTION:".

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Page 24, line 16, strike "(5)" and substitute "(4)".

Page 24, strike lines 19 through 21.

Reletter succeeding paragraphs accordingly.

Page 24, line 25, strike "OPTION; AND" and substitute "OPTION."

Page 24, strike lines 26 and 27.

Page 26, line 1, strike "THE ADMINISTRATOR OR".

Page 26, strike line 12.

Reletter succeeding paragraphs accordingly.

Page 26, line 14, strike "RESTORE" and substitute "CORRECT".

Page 26, line 15, strike "RATING;" and substitute "REPORT;".

Page 26, after line 18, insert:
 "(2.5) A COURT SHALL NOT AWARD MONETARY DAMAGES UNDER BOTH THIS PART 2 AND ARTICLE 16 OF THIS TITLE 5 FOR VIOLATIONS OF LAW ARISING FROM SPECIFIC INSTANCES OF THE SAME CONDUCT."

Page 27, line 6, strike "WITHIN THE MEANING OF" and substitute "AS SPECIFIED IN".

Page 27, strike lines 25 through 27.

Page 28, strike lines 1 through 20.

Renumber succeeding sections accordingly.

Page 28, line 22, before "(3)(c)" insert "(3)(a) and".

Page 28, strike line 25 and substitute "**licensing fund.** (a) The student loan ombudsperson and student loan servicer licensing fund, referred to in this section as the "fund", is hereby created in the state treasury. The fund consists of licensing and investigation fees collected pursuant to ~~section 5-20-107~~ SECTIONS 5-20-107 AND 5-20-203 (2)(a), civil penalties collected pursuant to sections 5-20-114, and 5-20-117, AND 5-20-203 (4), any other money required by law to be deposited in the fund, and any other money that the general assembly may appropriate or transfer to the fund.
 (c) All money held in the fund is continuously".

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INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

HJR21-1006 by Representative(s) Weissman; also Senator(s) Hansen--Concerning the rescission of all previous requests by the Colorado General Assembly or either house thereof for a convention under Article V of the United States Constitution.

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

INTRODUCTION OF BILLS -- FIRST READING

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

HB21-1059 by Representative(s) Geitner and Bradfield; also Senator(s) Lundeen--Concerning protections for students who participate in online instruction.
 Education

HB21-1219 by Representative(s) Esgar and Mullica; also Senator(s) Moreno and Buckner--Concerning a special license plate to recognize nurses in Colorado, and, in connection therewith, making an appropriation.
 Finance

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HB21-1241 by Representative(s) Daugherty and Lynch, Roberts; also Senator(s) Rodriguez and Priola-- Concerning modifications to the employee ownership loan program.
 Business, Labor, & Technology

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On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Friday, April 23, 2021.

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Approved:

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Leroy M. Garcia
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-third General Assembly
STATE OF COLORADO
 First Regular Session

 70th Legislative Day

Friday, April 23, 2021

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|------------------------|---|----|
| Prayer | By Senator Buckner | 10 |
| Call to Order | By the President at 9:00 a.m. | 11 |
| Roll Call | Present--32 | 12 |
| | Absent--1, Rankin | 13 |
| | Excused--2, Holbert, Simpson | 14 |
| | Excused later--1, Rankin | 15 |
| | Remote--4, Coram, Jaquez Lewis, Scott, Woodward | 16 |
| Quorum | The President announced a quorum present. | 17 |
| Pledge | By Senator Kolker | 18 |
| Reading of the Journal | On motion of Senator Liston, reading of the Journal of Thursday, April 22, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 19 |

SENATE SERVICES REPORT

Correctly Engrossed: SB21-116.
Correctly Revised: HB21-1193 and 1224.
Correctly Rerevised: HB21-1045.
Correctly Enrolled: SB21-133.

COMMITTEE OF REFERENCE REPORTS

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| Judiciary | After consideration on the merits, the Committee recommends that SB21-193 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 20 |
| | Amend printed bill, page 2, strike lines 9 through 13. | 21 |
| | Page 3, strike lines 1 through 6. | 22 |
| | Renumber succeeding sections accordingly. | 23 |
| | Page 5, line 3, strike "PUMPS;" and substitute "PUMPS APPROVED BY THE EXECUTIVE DIRECTOR OR THE EXECUTIVE DIRECTOR'S DESIGNEE;". | 24 |
| | Page 5, line 21, strike "TRANSFER" and substitute "IN ACCORDANCE WITH THE REQUIREMENTS OF THE FEDERAL "HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996", AS AMENDED, PUB.L. 104-191, TRANSFER". | 25 |
| | Page 7, line 9, strike "PUMPS;" and substitute "PUMPS APPROVED BY THE SHERIFF OR THE SHERIFF'S DESIGNEE;". | 26 |
| | Page 7, line 10, strike "COUNSELING AND". | 27 |
| | Page 7, strike line 14. | 28 |

Renumber succeeding subparagraphs accordingly. 1

Page 7, line 15, strike "VIRUS;" and substitute "VIRUS; OR". 2

Page 7, strike lines 16 and 17. 3

Renumber succeeding subparagraph accordingly. 4

Page 7, after line 18 insert: 5

"(e) PROVIDE EDUCATIONAL INFORMATION MATERIALS FOR PREGNANT PEOPLE WHO HAVE SUFFERED FROM: 6

(I) TRAUMA OR VIOLENCE, INCLUDING DOMESTIC VIOLENCE; 7

(II) SEXUAL ABUSE; OR 8

(III) PREGNANT LOSS OR INFANT LOSS;". 9

Reletter succeeding paragraphs accordingly. 10

Page 7, line 27, strike "TRANSFER" and substitute "IN ACCORDANCE WITH THE REQUIREMENTS OF THE FEDERAL "HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996", AS AMENDED, PUB.L. 104-191, TRANSFER". 11

Page 10, line 7, strike "ON" and substitute "EXCEPT AS PROVIDED IN SUBSECTION (2) OF THIS SECTION, ON". 12

Page 10, after line 24 insert: 13

"(2) FOR LABOR AND CHILDBIRTH SERVICES PROVIDED TO A BIRTHING PERSON WHO IS IN CUSTODY, A HEALTH FACILITY SHALL DEMONSTRATE TO THE DEPARTMENT, IN THE FORM AND MANNER DETERMINED BY THE DEPARTMENT BY RULE, THAT THE HEALTH FACILITY HAS A POLICY THAT: 14

(a) PROVIDES THAT NEWBORNS REMAIN WITH THEIR FAMILIES TO FACILITATE THE PHYSIOLOGIC POSTPARTUM PROCESS, UNLESS: 15

(I) THE PARENT OR LEGAL GUARDIAN OF THE NEWBORN CONSENTS TO MEDICAL TREATMENT; 16

(II) THE NEWBORN IS RELEASED TO A LEGAL GUARDIAN; OR 17

(III) THE BIRTHING PERSON IS RELEASED FROM LABOR AND DELIVERY; 18

AND 19

(b) WILL NOT EXCLUDE FROM CARE ANY PERSON EXPERIENCING PHYSIOLOGIC BIRTH OR INTERRUPT THE PROCESS OF PHYSIOLOGIC BIRTH WITHOUT THE INFORMED CONSENT OF THE BIRTHING PERSON.". 20

Renumber succeeding subsection accordingly. 21

Page 11, line 27, strike "PUMPS;" and substitute "PUMPS APPROVED BY THE EXECUTIVE DIRECTOR OR THE EXECUTIVE DIRECTOR'S DESIGNEE;". 22

Page 12, line 18, strike "TRANSFER" and substitute "IN ACCORDANCE WITH THE REQUIREMENTS OF THE FEDERAL "HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996", AS AMENDED, PUB.L. 104-191, TRANSFER". 23

Strike "COUNSELING" and substitute "INFORMATION" on: Page 4, line 27; Page 7, line 6; and Page 11, line 24. 24

Page 1, line 101, strike "PROTECTIONS FOR PREGNANT PEOPLE" and substitute "THE PROTECTION OF A PREGNANT PERSON'S RIGHTS". 25

Judiciary After consideration on the merits, the Committee recommends that **HB21-1143** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. 26

Judiciary After consideration on the merits, the Committee recommends that **HB21-1090** be referred to the Committee of the Whole with favorable recommendation. 27

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| Education | After consideration on the merits, the Committee recommends that SB21-236 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 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 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 |
| | Amend printed bill, page 3, line 1, before " repeal " insert " amend (4)(b); and". | 62 63 64 65 |
| | Page 3, strike line 4 and substitute "- created - timeline and criteria - grant awards - definitions. (4) (b) A grant award must range from at least three thousand dollars to no more than fifty TWO HUNDRED thousand dollars. In awarding a grant, the state department shall use the applicant's existing or proposed licensed child care capacity, as well as the applicant's need, as key criteria in determining the amount of the grant award. (6) This ". | 66 67 68 69 |
| | Page 3, line 17, strike "EMPLOYER." and substitute "EMPLOYER OR MULTIPLE EMPLOYERS." | |
| | Page 4, strike lines 10 through 12. | |
| | Renumber succeeding subparagraphs accordingly. | |
| | Page 5, line 2, strike "PROPERTY;" and substitute "PROPERTY OR A WRITTEN STATEMENT FROM THE LANDLORD EXPRESSING CONSENT TO THE REQUESTED ALTERATIONS;" | |
| | Page 5, line 5, after "CHILDHOOD" insert "CARE AND EDUCATION". | |
| | Page 6, line 7, strike "FIVE" and substitute "FOUR". | |
| | Page 6, line 13, strike "AND". | |
| | Page 6, line 15, strike "CAPACITY." and substitute "CAPACITY; AND (f) APPLICANTS WITH STAFF THAT REPRESENT OR REFLECT THE LINGUISTIC AND CULTURAL DIVERSITY OF THE FAMILIES LIVING OR WORKING IN THEIR COMMUNITY, INCLUDING DUAL LANGUAGE LEARNERS." | |
| | Page 6, line 20, after "CARE," insert "INCLUDING LINGUISTICALLY AND CULTURALLY COMPETENT CARE," | |
| | Page 7, line 8, after "CHILDREN" insert "AND FAMILIES". | |
| | Page 7, strike line 18 and substitute "PROGRAM, INCLUDING THE INDUSTRY TYPE OF THE ENTITY AND GEOGRAPHIC REGION SERVED BY THE ENTITY." | |
| | Page 7, strike lines 24 and 25. | |
| | Reletter succeeding paragraphs accordingly. | |
| | Page 8, line 12, strike "EDUCATORS" and substitute "EDUCATORS, INCLUDING QUALIFIED MULTILINGUAL AND CULTURALLY COMPETENT EDUCATORS," | |
| | Page 14, line 24, after "HAS" insert "HAD". | |
| | Page 14, line 26, after "SYSTEM" insert "DURING THE PAST TWELVE MONTHS". | |
| | Page 17, line 1, strike "NEEDS;" and substitute "NEEDS AND DUAL LANGUAGE LEARNER CHILDREN;" | |
| | Page 19, line 9, strike "26-6-805" and substitute "26-6-804". | |
| Education | After consideration on the merits, the Committee recommends that HB21-1055 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 62 63 64 65 66 67 68 69 |
| | Amend reengrossed bill, page 2, line 3, strike "(5)" and substitute "(5); and add (6)". | |
| | Page 2, line 4, strike " education. " and substitute " education - definition. ". | |

Page 2, line 9, strike "board;" and substitute "board IN A PUBLIC MEETING;".

Page 2, line 12, strike "OR DECREASED".

Page 2, line 16, strike "BOARD." and substitute "BOARD IN A PUBLIC MEETING.".

Page 2, after line 16 insert:

"(6) (a) ANY COMPENSATION PROVIDED TO OFFICERS AND MEMBERS OF THE BOARD PURSUANT TO SECTION 22-32-104 (5) SHALL NOT BE HIGHER THAN ONE HUNDRED FIFTY DOLLARS PER DAY FOR NOT MORE THAN FIVE DAYS OF SERVICE PER WEEK, EXCLUDING FEDERAL AND STATE HOLIDAYS. THE BOARD MAY ONLY RECEIVE COMPENSATION FOR DAYS WHEN OFFICIAL BOARD DUTIES ARE PERFORMED. FOR PURPOSES OF THIS SUBSECTION (6)(a), "OFFICIAL BOARD DUTIES" MEANS BOARD MEETINGS AND OTHER OFFICIAL ACTIVITIES AND DUTIES, INCLUDING THOSE THAT ARE CONDUCTED WITH A MAJORITY OF THE BOARD PRESENT.

(b) AFTER JANUARY 1, 2022, ANY COMPENSATION PROVIDED TO OFFICERS AND MEMBERS OF THE BOARD PURSUANT TO SECTION 22-32-104 (5) AND SUBSECTION (6)(a) OF THIS SECTION MAY BE ADJUSTED BY THE BOARD IN ACCORDANCE WITH CHANGES IN THE UNITED STATES DEPARTMENT OF LABOR'S BUREAU OF LABOR STATISTICS CONSUMER PRICE INDEX FOR DENVER-AURORA-LAKEWOOD FOR ALL ITEMS AND ALL URBAN CONSUMERS, OR ITS SUCCESSOR INDEX."

Education

After consideration on the merits, the Committee recommends that **HB21-1103** 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 3, after "(6)" insert "and (7)".

Page 3, line 22, before "CHARTER" insert "DISTRICT".

Page 3, line 25, before "CHARTER" insert "DISTRICT".

Page 4, after line 1 insert:

"(7) NOTWITHSTANDING ANY LAW TO THE CONTRARY, A SCHOOL DISTRICT, DISTRICT CHARTER SCHOOL, INSTITUTE CHARTER SCHOOL, OR BOARD OF COOPERATIVE SERVICES IS NOT REQUIRED TO ADOPT OR IMPLEMENT ANY MATERIAL OR RESOURCE FROM THE RESOURCE BANK INTO ITS CURRICULUM."

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB21-199** 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, 24-76.5-103, add (3)(a.5) as follows:

24-76.5-103. Verification of lawful presence - exceptions - reporting - rules. (3) Verification of lawful presence in the United States is not required:

(a.5) FOR ANY PURPOSE THAT LAWFUL PRESENCE IS NOT REQUIRED BY LAW, ORDINANCE, OR RULE TO RECEIVE BENEFITS PURSUANT TO A FEDERAL STIMULUS LAW OR RULE;"

ReNUMBER succeeding section accordingly.

Page 5, line 10, strike "2021," and substitute "2022,".

Page 5, line 11, strike "BENEFITS." and substitute "BENEFITS, AS THOSE STATE OR LOCAL PUBLIC BENEFITS ARE DISTRIBUTED BY ANY STATE AGENCY, POLITICAL SUBDIVISION AS DEFINED BY SECTION 29-1-202 (2), OR HOME RULE MUNICIPALITY."

Page 5, strike lines 12 through 20.

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Page 5, after line 20 insert:

"SECTION 3. In Colorado Revised Statutes, 22-60.5-119, amend (1) as follows:

22-60.5-119. Applications for licenses - authority to suspend licenses - rules. (1) Every application by an individual for a license issued by the department of education or any authorized agent of such department shall require the applicant's name AND address, and EITHER THE APPLICANT'S social security number, THE APPLICANT'S INDIVIDUAL TAXPAYER IDENTIFICATION NUMBER, OR ANOTHER DOCUMENT VERIFYING THE APPLICANT'S IDENTITY AS DETERMINED BY THE STATE BOARD OF EDUCATION."

Renumber succeeding sections accordingly.

Page 5, line 27, strike "social security" and substitute "social security".

Page 6, line 1, strike "number." and substitute "number."

Page 6, strike lines 15 through 21 and substitute "article 72 of this title: IF THE APPLICANT DOES NOT HAVE A SOCIAL SECURITY NUMBER, THE DIVISION, BOARD, OR AGENCY SHALL REQUIRE THE APPLICANT'S INDIVIDUAL TAXPAYER IDENTIFICATION NUMBER, OR ANOTHER DOCUMENT VERIFYING THE APPLICANT'S IDENTITY, AS DETERMINED BY SUCH DIVISION, BOARD, OR AGENCY."

Page 7, line 3, strike "(a)".

Page 7, line 4, strike "(a)" and substitute "(a)".

Page 7, after line 19 insert:

~~"(b) For purposes of this subsection (10), an individual is unlawfully present in the United States if the individual is an alien who is not:~~

- ~~(I) A qualified alien as defined in 8 U.S.C. sec. 1641;~~
- ~~(II) A nonimmigrant under the "Immigration and Nationality Act", federal Public Law 82-414, as amended; or~~
- ~~(III) An alien who is paroled into the United States under 8 U.S.C. sec. 1182 (d)(5) for less than one year.~~

~~(c) This subsection (10) shall be enforced without regard to race, religion, gender, ethnicity, or national origin."~~

Page 7, line 21, strike "(a)".

Page 7, line 22, strike "(a)" and substitute "(a)".

Page 8, after line 11 insert:

~~"(b) For purposes of this subsection (2), an individual is unlawfully present in the United States if the individual is an alien who is not:~~

- ~~(I) A qualified alien as defined in 8 U.S.C. sec. 1641;~~
- ~~(II) A nonimmigrant under the "Immigration and Nationality Act", federal Public Law 82-414, as amended; or~~
- ~~(III) An alien who is paroled into the United States under 8 U.S.C. sec. 1182 (d)(5) for less than one year.~~

~~(c) This subsection (2) shall be enforced without regard to race, religion, gender, ethnicity, or national origin."~~

Page 8, lines 17 and 18, strike "identification OR voting or public benefit" and substitute "identification, voting, or FEDERAL public benefit".

Page 8, strike line 22 and substitute "of title 8."

page 10, strike line 2.

Page 10, line 3, strike "DOCUMENT." and substitute "DOCUMENT; OR"

Page 10, after line 3, insert:

"(IV) ANY OTHER DOCUMENT VERIFYING THE INDIVIDUAL'S IDENTITY, AS DETERMINED BY THE DIVISION."

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Page 10, strike lines 4 through 23 and substitute:

"SECTION 10. In Colorado Revised Statutes, 24-21-521, **repeal** (3)(b) and (4) as follows:

24-21-521. Commission as notary public - qualifications - no immunity or benefit. (3) An applicant for a commission as a notary public must:

(b) ~~Be a citizen or permanent legal resident of the United States or otherwise lawfully present in the United States;~~

(4) ~~The secretary of state shall verify the lawful presence in the United States of each applicant through the verification process outlined in section 24-76.5-103 (4)."~~

Page 10, strike line 24 and substitute:

"SECTION 11. **Effective date.** This act takes effect on July 1, 2022; except that section 1 takes effect upon passage."

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB21-1011** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 12, after line 15 insert:

"1-5-908. State assistance to counties for implementation costs. SUBJECT TO AVAILABLE RESOURCES, THE STATE SHALL ENDEAVOR TO PROVIDE FINANCIAL ASSISTANCE TO COUNTIES THAT ARE SUBJECT TO THE REQUIREMENTS OF THIS PART 9 TO OFFSET THE COSTS INCURRED BY THE COUNTIES IN COMPLYING WITH THIS PART 9."

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB21-1051** be **referred** to the Committee of the Whole with favorable recommendation.

Agriculture &
Natural
Resources

After consideration on the merits, the Committee recommends that **HB21-1160** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, strike lines 7 through 15.

Reletter succeeding paragraphs accordingly.

Page 2, line 17, after "health;" add "and".

Page 2, strike lines 18 through 20.

Reletter succeeding paragraph accordingly.

Page 2, strike line 22 and substitute "dogs and cats."

Page 3, strike line 1.

Page 3, line 3, strike "and people".

Page 3, lines 8 and 9, strike "**requirements - permitted means of disposal - definitions.**" and substitute "**requirements.**"

Page 3, strike lines 11 through 18.

Renumber succeeding subsections accordingly.

Page 3, strike lines 20 through 23 and substitute "THAT HOMELESS DOGS AND CATS, OTHER THAN CATS THAT WERE NOT SOCIALIZED TO PEOPLE DURING THEIR BEHAVIORAL DEVELOPMENT AND THEREFORE DO NOT ALLOW THEMSELVES TO

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BE HANDLED, DESERVE APPROPRIATE SHELTER, CARE, AND ENRICHMENT BY".

Page 4, line 5, strike "OBSESSIVE-COMPULSIVE" and substitute "STEREOTYPIC".

Page 4, strike lines 7 through 17 and substitute:

"(5) NOTHING IN THIS SECTION LIMITS OTHER AVAILABLE POTENTIAL LIVE OUTCOMES FOR".

Page 4, after line 19 insert:

"SECTION 3. In Colorado Revised Statutes, 35-80-108, amend (1) introductory portion, (1)(l), and (1)(m); and add (1)(n) as follows:

35-80-108. Unlawful acts. (1) Unless otherwise authorized by law, it is unlawful and a violation of this ~~article~~ ARTICLE 80 for any person or entity:

(l) To sell, transfer, or adopt guinea pigs, hamsters, or rabbits under the age of four weeks, and such other pet animal species as may be specified by the commissioner; and

(m) To alter or falsify any certificate of veterinary inspection or any other certificate of veterinary health; AND

(n) TO IMPORT OR CAUSE TO BE IMPORTED ANY DOG OR CAT FOR THE PURPOSE OF SALE BY A PET ANIMAL FACILITY, UNLESS THE DOG OR CAT HAS A CERTIFICATE OF VETERINARY HEALTH AND, IF THE DOG OR CAT IS OVER SIX MONTHS OLD, PROOF OF A RABIES VACCINATION."

Renumber succeeding section accordingly.

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **HB21-1223** 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 **SB21-203** be referred to the Committee on Appropriations with favorable recommendation.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR21-018 by Senator(s) Woodward; also Representative(s) Lynch--Concerning the designation of United States Highway 287 from the intersection of State Highway 66 to the intersection of State Highway 402 as the "SPC Gabriel David Conde Memorial Highway".

Laid over until Monday, April 26, 2021.

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:

HB21-1224 by Representative(s) Bird and Neville; also Senator(s) Winter--Concerning modifications to the provisions governing foreclosure sales of real property.

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

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| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | E |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | E | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Cooke, Kolker, Pettersen, 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:

SB21-116 by Senator(s) Danielson; also Representative(s) Benavidez and McLachlan--Concerning the prohibition of American Indian mascots in Colorado.

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

| YES | 20 | NO | 12 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | E |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | E | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Coleman, Fields, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Story, and Winter.

HB21-1193 by Representative(s) Gray; also Senator(s) Priola and Kolker--Concerning consumer protection for acts related to a supplemental restraint system.

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

| YES | 31 | NO | 1 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | E |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | E | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Rodriguez.

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:

HB21-1009 by Representative(s) Bernett, Woodrow; also Senator(s) Bridges and Coram--Concerning an update to statutory provisions governing the functions of the division of housing in the department of local affairs to facilitate housing that promotes state goals for local development, and, in connection therewith, enabling the division of housing to leverage state housing funding to promote the state's affordable housing and energy performance objectives.

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 | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | E |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | E | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1009

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (HB21-1095) of Friday, April 23, was laid over until Monday, April 26, retaining its place on the calendar.

CONSIDERATION OF RESOLUTIONS

HJR21-1006 by Representative(s) Weissman; also Senator(s) Hansen--Concerning the rescission of all previous requests by the Colorado General Assembly or either house thereof for a convention under Article V of the United States Constitution.

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

:

| YES | 29 | NO | 3 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | E |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | E | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Danielson, Fenberg, Gonzales, Kolker, Moreno, Pettersen, Priola, and Story.

SJR21-017 by Senator(s) Moreno; also Representative(s) Esgar--Concerning the "Colorado Day of Remembrance of the Armenian Genocide" on April 26, 2021.

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

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | E |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | E | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Pettersen, Priola, Rodriguez, Scott, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

CONSIDERATION OF HOUSE ADHERENCE

HB21-1115 by Representative(s) Kipp and Mullica, Caraveo, Cutter, Michaelson Jenet; also Senator(s) Ginal and Priola--Concerning the regulation of members of boards of health, and, in connection therewith, regulating the members of state, county, and district boards of health.

Laid over until Monday, April 26, retaining its place on the calendar.

MESSAGE FROM THE GOVERNOR

Thursday, April 22, 2021

Colorado Senate
The 73rd 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:

SB21-084 Local Government Authority Roughed-in Roads
Approved on Thursday, April 22, 2021 at 1:07 P.M

SB21-020 Energy Equipment And Facility Property Tax Valuation
Approved on Thursday, April 22, 2021 at 1:13 P.M

SB21-145 Extending Expiring Tax Check-offs
Approved on Thursday, April 22, 2021 at 1:30 P.M

Sincerely,
(signed)
Jared Polis
Governor

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB21-1061, 1146, 1147, 1204.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Appropriations After consideration on the merits, the Committee recommends that **HB21-1013** 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 **HB21-1044** 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 **HB21-1099** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB21-1136** 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 **SB21-011** 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 10, 2021, page 1, strike lines 10 and 11 and substitute "PRESCRIPTION MEDICATION TO:

- (A) A PATIENT WHO IS IN HOSPICE OR PALLIATIVE CARE; AND
- (B) A RESIDENT IN A VETERANS COMMUNITY LIVING CENTER, AS DEFINED IN SECTION 26-12-102 (7).".

Appropriations After consideration on the merits, the Committee recommends that **SB21-022** 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.

Strike the Health & Human Services Committee Report, dated February 17, 2021, and substitute:

"Amend printed bill, page 2, line 7, after "(IV)" insert "PRIOR TO A REVIEW OR AUDIT REQUIRING AN INSPECTION OF A PROVIDER'S RECORDS, THE REVIEWER OR AUDITOR, OR A QUALIFIED AGENT CONTRACTED WITH THE STATE DEPARTMENT

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PURSUANT TO SUBSECTION (3)(b) OF THIS SECTION, SHALL CONFIRM THE PROVIDER'S CONTACT INFORMATION WITH THE PROVIDER. AFTER CONFIRMING THE PROVIDER'S CONTACT INFORMATION, THE REVIEWER OR AUDITOR, OR QUALIFIED AGENT, SHALL NOTIFY THE PROVIDER OF ADDITIONAL INFORMATION CONCERNING THE REVIEW OR AUDIT, INCLUDING INSTRUCTIONS, CORRESPONDENCE TIMELINES, AND A STATE DEPARTMENT CONTACT FOR THE PROVIDER TO NOTIFY IF THE PROVIDER DOES NOT RECEIVE THE WRITTEN REQUEST FOR RECORDS."

Page 2, line 10, after "request" insert "THROUGH BOTH E-MAIL AND CERTIFIED MAIL".

Page 2, line 15, strike "THE".

Page 2, strike lines 16 and 17 and substitute "The records subject to the".

Page 2, line 19, after "provider." insert "PRIOR TO A QUALIFIED AGENT COMMENCING ANY REVIEW OR AUDIT, THE STATE DEPARTMENT SHALL ENSURE PROVIDERS UNDERSTAND THE RELATIONSHIP BETWEEN THE STATE DEPARTMENT AND THE QUALIFIED AGENT AND HOW TO CONTACT THE QUALIFIED AGENT."."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-029** 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 **SB21-035** 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 **SB21-039** 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 1 insert:

SECTION 8. Appropriation. (1) For the 2021-22 state fiscal year, \$82,641 is appropriated to the department of health care policy and financing for use by the executive director's office. This appropriation consists of \$74,364 from the general fund, \$4,284 from the children's basic health plan trust created in Section 25.5-8-105 (1), C.R.S., and \$3,993 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) \$34,940 from the general fund for personal services, which amount is based on an assumption that the office will require an additional 0.9 FTE;

(b) \$4,009 from the general fund for operating expenses;

(c) \$27,051 from the general fund for medicaid management system maintenance and projects; and

(d) \$16,641 for Colorado benefits management systems operating and contracts, which consists of \$8,364 from the general fund, which amount is subject to the "(M)" notation as defined in the annual general appropriation act for the same fiscal year, \$4,284 from the children's basic health plan trust created in Section 25.5-8-105 (1), C.R.S., and \$3,993 from the healthcare affordability and sustainability fee cash fund created in Section 25.5-4-402.4 (5)(a), C.R.S.

(2) For the 2021-22 state fiscal year, the general assembly anticipates that the department of health care policy and financing will receive \$391,075 in federal funds to implement this act. The appropriation in subsection (1) of this section is based on the assumption that the department will receive this amount of federal funds to be used as follows:

(a) \$30,861 for personal services;

(b) \$3,541 for operating expenses;

(c) \$243,455 for medicaid management system maintenance and projects; and

(d) \$113,218 for Colorado benefits management systems operating and contracts.

(3) For the 2021-22 state fiscal year, \$129,859 is appropriated to the

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office of the governor for use by the office of information technology. This appropriation is from reappropriated funds received from the department of health care policy and financing under subsections (1)(d) and (2)(d) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of health care policy and financing.

(4) For the 2021-22 state fiscal year, \$46,490 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 additional 0.6 FTE. To implement this act, the division may use this appropriation for program costs related to labor standards."

Renumber succeeding sections accordingly.

Page 1, line 104, strike "JOBS." and substitute "JOBS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-085** be **postponed indefinitely**.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-094** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 44, after line 8 insert:

"SECTION 37. Appropriation. (1) For the 2021-22 state fiscal year, \$1,024,330 is appropriated to the department of corrections for use by the medical services subprogram in the institutions division. This appropriation is from the general fund. To implement this act, the division may use this appropriation as follows:

- (a) \$814,480 for personal services, which amount is based on an assumption that the division will require an additional 6.8 FTE; and
- (b) \$209,850 for operating expenses."

Renumber succeeding sections accordingly.

Page 1, line 104, strike "AGENCIES AND" and substitute "AGENCIES,".

Page 1, line 106, strike "BOARD" and substitute "BOARD, AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-098** be **referred** to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-101** 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 **SB21-103** be **referred** to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-126** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 8, after line 1 insert:

"SECTION 2. Appropriation. (1) For the 2021-22 state fiscal year, \$52,505 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 department may use this

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appropriation as follows:

(a) \$25,037 for use by the division of insurance for personal services, which amount is based on an assumption that the department will require an additional 0.4 FTE;

(b) \$6,200 for use by the division of insurance for operating expenses; and

(c) \$21,268 for the purchase of legal services.

(2) For the 2021-22 state fiscal year, \$21,268 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of regulatory agencies under subsection (1)(c) of this section and is based on an assumption that the department of law will require an additional 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 "NETWORKS." and substitute "NETWORKS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB21-166 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 3, strike lines 7 through 15 and substitute:

"(a) "EMERGENCY RESPONDER" MEANS A COUNTY IMPROVEMENT DISTRICT PROVIDING FIRE PROTECTION SERVICES OR ANY OTHER COUNTY DEPARTMENT OR AGENCY THAT PROVIDES FIRE OR EMERGENCY MEDICAL SERVICES, MUNICIPAL FIRE DEPARTMENTS, FIRE PROTECTION DISTRICTS, METROPOLITAN DISTRICTS PROVIDING FIRE PROTECTION SERVICES, FIRE AUTHORITIES, HAZARDOUS MATERIALS AUTHORITIES, VOLUNTEER FIRE DEPARTMENTS RECOGNIZED UNDER THE "VOLUNTEER FIRE DEPARTMENT ORGANIZATION ACT", SECTION 24-33.5-1208.5, AND ANY AMBULANCE SERVICE OPERATED BY A SUBDIVISION OF STATE GOVERNMENT."

Page 14, after line 27 insert:

"SECTION 6. Appropriation. (1) For the 2021-22 state fiscal year, \$1,033,500 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) \$56,555 for use by the executive director's office for vehicle lease payments;

(b) \$42,240 for use by the executive director's office for leased space; and

(c) \$934,705 for use by the division of fire prevention and control for wildland fire management services, which amount is based on an assumption that the department will require an additional 6.4 FTE."

Renumber succeeding section accordingly.

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

Appropriations

After consideration on the merits, the Committee recommends that SB21-174 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 7 insert:

"SECTION 2. Appropriation. (1) For the 2021-22 state fiscal year, \$31,147 is appropriated to the department of public safety for use by the Colorado state patrol. This appropriation is from the Highway Users Tax Fund created in section 43-4-201 (1)(a), C.R.S., and appropriated pursuant to section 43-4-201 (3)(a)(I)(C), C.R.S. To implement this act, the division may use this appropriation as follows:

(a) \$24,272 for civilians, which amount is based on an assumption that the department will require an additional 0.5 FTE; and
(b) \$6,875 for operating expenses."

Renumber succeeding section accordingly.

Page 1, line 103, strike "NOTIFICATIONS." and substitute "NOTIFICATIONS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-189** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-201** 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 4 insert:

"SECTION 7. Appropriation. For the 2021-22 state fiscal year, \$83,375 is appropriated to the department of human services for use by the office of early childhood. This appropriation is from federal child care development funds. To implement this act, the office may use the appropriation for child care licensing and administration."

Renumber succeeding section accordingly.

Page 1, line 101, strike "FACILITIES." and substitute "FACILITIES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-244** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-247** 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 Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1013, HB21-1044, HB21-1136, SB21-022, SB21-029, SB21-035, SB21-039, SB21-101, SB21-166, SB21-201, and SB21-247 were made Special Orders at 10:35 a.m.

Committee of the Whole

The hour of 10:35 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 --
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:

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- HB21-1013** by Representative(s) Snyder and Van Winkle; also Senator(s) Kolker--Concerning the division of a domestic stock insurer into multiple resulting domestic stock insurers, 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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- HB21-1044** by Representative(s) Hooton and Larson; also Senator(s) Bridges and Gardner--Concerning allowing a manufacturer of vinous liquors to maintain licensed premises consisting of multiple noncontiguous locations, and, in connection therewith, making an appropriation. 8
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Ordered revised and placed on the calendar for third reading and final passage. 12
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- HB21-1136** by Representative(s) Tipper and Carver; also Senator(s) Lee and Gardner--Concerning modifications to the policies governing judicial division retirees returning to temporary judicial duties, and, in connection therewith, making an appropriation. 15
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Ordered revised and placed on the calendar for third reading and final passage. 19
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- SB21-022** by Senator(s) Bridges and Smallwood; also Representative(s) Snyder and McKean--Concerning confirmation of receipt of a written request to perform an audit of a medicaid provider prior to the commencement of the audit. 22
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Amendment No. 1, Health & Human Services Committee Amendment. 26
(Printed in Senate Journal, February 18, page(s) 92 and placed in members' bill files.) 27
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Amendment No. 2, Appropriations Committee Amendment. 29
(Printed in Senate Journal, April 23, page(s) 619-620 and placed in members' bill files.) 30
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As amended, ordered engrossed and placed on the calendar for third reading and final passage. 32
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- SB21-029** by Senator(s) Fenberg; also Representative(s) Garnett and Benavidez--Concerning in-state tuition classification for members of American Indian tribes with historical ties to Colorado. 36
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Amendment No. 1, Education Committee Amendment. 39
(Printed in Senate Journal, February 19, page(s) 96 and placed in members' bill files.) 40
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As amended, ordered engrossed and placed on the calendar for third reading and final passage. 42
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- SB21-035** by Senator(s) Rodriguez; also Representative(s) Bird--Concerning restrictions on certain practices by third-party food delivery services. 46
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Amendment No. 1, Business, Labor & Technology Committee Amendment. 49
(Printed in Senate Journal, March 23, page(s) 328 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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- SB21-039** by Senator(s) Zenzinger and Hisey; also Representative(s) Caraveo and Pelton--Concerning the elimination of subminimum wage employment by providing supports to ensure successful transitions for individuals currently working in subminimum wage jobs, and, in connection therewith, making an appropriation. 56
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Amendment No. 1, Business, Labor & Technology Committee Amendment. 61
(Printed in Senate Journal, March 4, page(s) 183 and placed in members' bill files.) 62
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Amendment No. 2, Appropriations Committee Amendment. 64
(Printed in Senate Journal, April 23, page(s) 620-621 and placed in members' bill files.) 65
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As amended, ordered engrossed and placed on the calendar for third reading and final passage. 67
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SB21-101 by Senator(s) Fields and Story, Ginal; also Representative(s) Caraveo and Williams-- Concerning the continuation of the registration of direct-entry midwives, and, in connection therewith, implementing the recommendations contained in the 2020 sunset report by the department of regulatory agencies.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 11, page(s) 218-219 and placed in members' bill files.)

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

SB21-166 by Senator(s) Rankin and Fenberg; also Representative(s) McCluskie and Will--Concerning the implementation of recommendations from the Colorado fire commission, and, in connection therewith, making an appropriation.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, March 26, page(s) 359-360 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 23, page(s) 622 and placed in members' bill files.)

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

SB21-201 by Senator(s) Danielson and Pettersen; --Concerning stricter enforcement for child care facilities, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 8, page(s) 461 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 23, page(s) 623 and placed in members' bill files.)

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

SB21-247 by Senator(s) Fenberg and Holbert, Garcia; also Representative(s) Esgar and McKean, Garnett--Concerning the procedures of the independent redistricting commissions.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 21, page(s) 584 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 Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | E |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | E | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-022 as amended, SB21-029 as amended, SB21-035 as amended, SB21-039 as amended, SB21-101 as amended, SB21-166 as amended, SB21-201 as amended, SB21-247 as amended; HB21-1013, HB21-1044, HB21-1136

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-249

by Senator(s) Fenberg and Donovan, Bridges, Hansen; also Representative(s) Will and Tipper, Cutter--Concerning the creation of an optional discounted parks and public lands access pass that is purchased at the time a motor vehicle is registered, and, in connection therewith, using the pass fees to finance a number of goals of the division of parks and wildlife related to increased conservation of, safety at, and access to state parks and public lands.

Agriculture & Natural Resources

TRIBUTES

Honoring:

- Colorado Chapter of the National Hemophilia Foundation -- By Senator Ginal
- Josh Gallegos -- By President Garcia
- Brother Jeff Fard -- By Senator Gonzales
- Dan Love -- By Senator Hansen
- Eaton Aldo Niep -- By President Garcia

On motion of Majority Leader Fenberg, the Senate adjourned until 10:00 a.m., Monday, April 26, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

73rd Legislative Day Monday, April 26, 2021

| | | |
|------------------------|--|----|
| Prayer | By Senator Hisey | 10 |
| Call to Order | By the President at 10:00 a.m. | 11 |
| Roll Call | Present--34 | 12 |
| | Excused--1, Gardner | 13 |
| Quorum | The President announced a quorum present. | 14 |
| Pledge | By Senator Simpson | 15 |
| Reading of the Journal | On motion of Senator Buckner, reading of the Journal of Friday, April 23, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 16 |

SENATE SERVICES REPORT

Correctly Printed: SB21-249; SJR21-018. 27
Correctly Engrossed: SB21-022, 029, 035, 039, 101, 166, 201, and 247; SJR21-017. 28
Correctly Reengrossed: SB21-116. 29
Correctly Revised: HB21-1009, 1013, 1044, and 1136; HJR21-1006. 30
Correctly Rerevised: HB21-1193 and 1224. 31

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: | 32 |
|-----------|--|----|

MEMBERS OF THE
BOARD OF TRUSTEES FOR
WESTERN STATE COLORADO UNIVERSITY

effective December 31, 2020 for a term expiring December 31, 2024: 33

Theresa Marie Szczurek of Boulder, Colorado, a Democrat, appointed; 34

for a term expiring December 31, 2024: 35

Alvina Maria Vasquez of Wheat Ridge, Colorado, a Democrat, occasioned by the resignation of Annelise Mae Loevlie of Golden, Colorado, appointed. 36

| | | |
|-----------|--|----|
| 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: | 37 |
|-----------|--|----|

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

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for terms expiring December 31, 2024:

Kimberley Beth Jordan of Fort Collins, Colorado, a Larimer County resident and a Democrat, reappointed;

John Stephen Fischer of Golden, Colorado, to serve a Republican, 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 CHARTER SCHOOL INSTITUTE BOARD

for terms expiring July, 2023:

Maribel Obrique of Glenwood Springs, Colorado, serving as a representative of a board or public service experience, appointed;

Eric Sedric Lerum of Denver, Colorado, to serve as a member with board or public service experience and, as a Democrat, 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 COLORADO EDUCATIONAL AND CULTURAL FACILITIES AUTHORITY BOARD OF DIRECTORS

for terms expiring June 30, 2024:

Marianne Virgili of Carbondale, Colorado, an Unaffiliated, reappointed;

Margaret Henry of Brighton, Colorado, a Republican, reappointed.

MESSAGE FROM THE HOUSE

April 26, 2021

Mr. President:

The House has adopted and returns herewith SJR21-017.

The House has voted to concur in the Senate amendments to HB21-1057, 1091, and 1045 and has repassed the bills as so amended.

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:

HB21-1009

by Representative(s) Burnett, Woodrow; also Senator(s) Bridges and Coram--Concerning an update to statutory provisions governing the functions of the division of housing in the department of local affairs to facilitate housing that promotes state goals for local development, and, in connection therewith, enabling the division of housing to leverage state housing funding to promote the state's affordable housing and energy performance objectives.

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

| YES | 27 | NO | 7 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Priola, Rodriguez, Story, and Winter.

HB21-1013 by Representative(s) Snyder and Van Winkle; also Senator(s) Kolker--Concerning the division of a domestic stock insurer into multiple resulting domestic stock insurers, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Rodriguez.

HB21-1044 by Representative(s) Hooton and Larson; also Senator(s) Bridges and Gardner--Concerning allowing a manufacturer of vinous liquors to maintain licensed premises consisting of multiple noncontiguous locations, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Cooke, Garcia, Ginal, Liston, Lundeen, Moreno, Pettersen, Priola, Scott, Simpson, Smallwood, Sonnenberg, and Woodward.

HB21-1136 by Representative(s) Tipper and Carver; also Senator(s) Lee and Gardner--Concerning modifications to the policies governing judicial division retirees returning to temporary judicial duties, 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 | 4 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Cooke, Gonzales, Kirkmeyer, Priola, Rankin, Scott, and Sonnenberg.

SB21-022 by Senator(s) Bridges and Smallwood; also Representative(s) Snyder and McKean-- Concerning confirmation of receipt of a written request to perform an audit of a medicaid provider prior to the commencement of the audit.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Coram, Ginal, Jaquez Lewis, Moreno, Priola, Rankin, and Simpson.

SB21-029 by Senator(s) Fenberg; also Representative(s) Garnett and Benavidez--Concerning in-state tuition classification for members of American Indian tribes with historical ties to Colorado.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Garcia, Ginal, Gonzales, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Priola, Rodriguez, Story, Winter, and Zenzinger.

SB21-035 by Senator(s) Rodriguez; also Representative(s) Bird--Concerning restrictions on certain practices by third-party food delivery services.

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

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| YES | 30 | NO | 4 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Donovan, Gonzales, Lee, Liston, Moreno, Priola, and Rankin.

SB21-039

by Senator(s) Zenzinger and Hisey; also Representative(s) Caraveo and Pelton--Concerning the elimination of subminimum wage employment by providing supports to ensure successful transitions for individuals currently working in subminimum wage jobs, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Fields, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Moreno, Pettersen, Priola, Rankin, Simpson, Story, Winter, and Woodward.

SB21-101

by Senator(s) Fields and Story, Ginal; also Representative(s) Caraveo and Williams-- Concerning the continuation of the registration of direct-entry midwives, and, in connection therewith, implementing the recommendations contained in the 2020 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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Gonzales, Hansen, Lee, Moreno, and Winter.

SB21-166

by Senator(s) Rankin and Fenberg; also Representative(s) McCluskie and Will-- Concerning the implementation of recommendations from the Colorado fire 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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Buckner, Cooke, Donovan, Fields, Garcia, Ginal, Gonzales, Hisey, Jaquez Lewis, Lee, Liston, Moreno, Pettersen, Priola, Simpson, Smallwood, Story, Winter, and Woodward.

SB21-201 by Senator(s) Danielson and Pettersen; also Representative(s) Young--Concerning stricter enforcement for child care 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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Fields, Garcia, Ginal, Gonzales, Jaquez Lewis, Moreno, Priola, Simpson, Story, and Winter.

SB21-247 by Senator(s) Fenberg and Holbert, Garcia; also Representative(s) Esgar and McKean, Garnett--Concerning the procedures of the independent redistricting commissions.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Gonzales, Hansen, Jaquez Lewis, Kirkmeyer, Lee, Liston, Moreno, Priola, Rankin, Scott, Simpson, Sonnenberg, and Woodward.

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MESSAGE FROM THE HOUSE

April 26, 2021

Mr. President:

The House has voted to recall HB21-1115 for purposes of reconsideration, and requests the return of the bill.

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the Third Reading of Bills -- Final Passage Calendar (HB21-1164) of Monday, April 26, was laid over until Friday, April 30, retaining its place on the calendar.

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:

SB21-061 by Senator(s) Story and Gonzales; also Representative(s) Woodrow and Daugherty-- Concerning claims for pre-majority economic loss incurred by a minor.

Laid over until Friday, April 30, retaining its place on the calendar.

HB21-1095 by Representative(s) Baisley and Kipp, Gray, Pelton, Rich, Roberts; also Senator(s) Ginal and Woodward--Concerning excavation notification requirements for underground facility location in connection with county road maintenance.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, April 21, page(s) 583-584 and placed in members' bill files.)

Amendment No. 2(L.009), by Senator Ginal.

Amend reengrossed bill, page 3, after line 20 insert:

"SECTION 2. Effective date. This act takes effect June 1, 2022."

Re-number succeeding section accordingly.

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

HB21-1112 by Representative(s) Snyder and Bradfield; also Senator(s) Lee and Hisey--Concerning authorization for a school district to establish a scholarship program for school district graduates using the school district's locally received money.

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

HB21-1220 by Representative(s) Froelich; also Senator(s) Fields--Concerning implementing recommendations of the Colorado child support commission.

Amendment No. 1(L.002), by Senator Smallwood.

Amend reengrossed bill, page 23, line 4, strike "EMPLOYEE." and substitute "EMPLOYEE FOR WHOM THE EMPLOYER IS REQUIRED TO REPORT COMPENSATION"

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TO THE FEDERAL INTERNAL REVENUE SERVICE."

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

HB21-1108 by Representative(s) Esgar; also Senator(s) Moreno--Concerning updates to prohibitions against gender-based discrimination to clarify the individuals who are included in a protected class.

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

HB21-1188 by Representative(s) Kennedy; also Senator(s) Gonzales--Concerning additional liability of a defendant who admits liability under respondeat superior.

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

HB21-1207 by Representative(s) Daugherty and Benavidez; also Senator(s) Lee and Fields--Concerning the overpayment of workers' compensation benefits.

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1095 as amended, HB21-1112, HB21-1220 as amended, HB21-1108, HB21-1188, HB21-1207
Laid over until 04/30/2021: SB21-061

CONSIDERATION OF RESOLUTIONS

SJR21-018 by Senator(s) Woodward; also Representative(s) Lynch--Concerning the designation of United States Highway 287 from the intersection of State Highway 66 to the intersection of State Highway 402 as the "SPC Gabriel David Conde Memorial Highway".

Laid over until Tuesday, April 27, retaining its place on the calendar.

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

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

MEMBER OF THE
BOARD OF REAL ESTATE APPRAISERS

effective July 1, 2020, for terms expiring July 1, 2023:

Kristy McFarland of Gunnison, Colorado, to serve as a county assessor in office, reappointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBER OF THE
SECURITIES BOARD

for a term expiring July 1, 2023:

Lawrence Reifurth of Highlands Ranch, Colorado, to serve as a member of the public at large, appointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBERS OF THE
UNDERGROUND DAMAGE PREVENTION
SAFETY COMMISSION

effective January 1, 2021 for a term expiring January 1, 2022:

Dana Bijold of Arvada, Colorado, to serve as a representative of engineers, occasioned by the resignation of Katharine Marie Duitsman of Centennial, appointed;

effective January 1, 2021 for terms expiring January 1, 2024:

James Patrick Fitzgerald of Greenwood Village, Colorado, to serve as a representative of special districts, reappointed;

Lori Warner of Lakewood, Colorado, to serve as a representative of pipeline companies, reappointed;

Dale E. Kishbaugh of Longmont, Colorado, to serve as a representative of rural electric cooperatives, appointed.

for a term expiring January 1, 2022:

Patricia McKinney-Clark of Arvada, Colorado, to serve as a representative of transportation, and occasioned by the resignation of Julie A. Mileham, AIC, ARM-P, CPCU, MBA of Aurora, Colorado, appointed.

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| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | E | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-056, 144, 214, 218, 221, 222, 223, and 228.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

HB21-1242 by Representative(s) McLachlan; also Senator(s) Donovan--Concerning the creation of an agricultural drought and climate resilience office in the department of agriculture. Agriculture & Natural Resources

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

April 26, 2021

Mr. President:

On reconsideration the House has voted not to concur in Senate amendments to HB21-1115 and requests that a conference committee be appointed. The Speaker has appointed Representatives Kipp, Chair, Mullica, and Pico as House conferees on the First Conference Committee on HB21-1115. The bill is transmitted herewith.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1168, 1021, 1050, 1069, 1073, 1104, 1140, 1145, 1200, 1206, and 1248, amended as printed in House Journal, April 23, 2021.

The House has passed on Third Reading and returns herewith SB21-139, 192, 195, 093, 097 and 099.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-167 and 155, amended as printed in House Journal, April 23, 2021.

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MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, HB21-1021, 1050, 1069, 1073, 1104, 1140, 1145, 1168, 1200, 1206, and 1248.
Without comment, as amended, SB21-155 and 167.

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-250 by Senator(s) Fenberg and Gonzales; also Representative(s) Lontine and Caraveo--
Concerning modifications to certain statutes governing the conduct of elections.
State, Veterans, & Military Affairs

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR21-017.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, April 26, 2021, at 4:00 p.m.:
SB21-056, 144, 214, 218, 221, 222, 223, and 228.

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Tuesday, April 27, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

74th Legislative Day

Tuesday, April 27, 2021

| | | |
|------------------------|--|----|
| Prayer | By Senator Coleman | 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 Simpson | 14 |
| Reading of the Journal | On motion of Senator Buckner, reading of the Journal of Monday, April 26, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 15 |

SENATE SERVICES REPORT

Correctly Printed: SB21-250.
Correctly Reengrossed: SB21-022, 029, 035, 039, 101, 166, 201, and 247.
Correctly Revised: HB21-1095, 1108, 1112, 1188, 1207, and 1220.
Correctly Rerevised: HB21-1009, 1013, 1136, and 1044.
Correctly Enrolled: SB21-093, 097, 099, 139, 192, and 195; SJR21-017.

COMMITTEE OF REFERENCE REPORTS

| | | |
|-------------------------------|--|----|
| Business, Labor, & Technology | After consideration on the merits, the Committee recommends that HB21-1167 be referred to the Committee of the Whole with favorable recommendation. | 40 |
| Business, Labor, & Technology | After consideration on the merits, the Committee recommends that HB21-1241 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 41 |
| Health & Human Services | After consideration on the merits, the Committee recommends that SB21-239 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 42 |
| | Amend printed bill, page 2, line 9, after "(3)(b.5)" insert "and (3.2)". | 43 |
| | Page 4, strike lines 4 through 14. | 44 |
| | Page 5, line 12, strike "2023." and substitute "2022." | 45 |
| | Page 5, after line 12 insert: | 46 |
| | "(3.2) (a) DURING THE 2023 LEGISLATIVE SESSION, THE DEPARTMENT SHALL INCLUDE IN ITS REPORT TO THE COMMITTEES OF REFERENCE PURSUANT TO THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT" HEARING REQUIRED BY SECTION 2-7-203 INFORMATION FROM THE OFFICE OF BEHAVIORAL HEALTH REGARDING | 47 |

ITS CONTRACT WITH THE COLORADO 2-1-1 COLLABORATIVE PURSUANT TO SUBSECTION (3)(a) OF THIS SECTION PRIOR TO ITS REPEAL IN 2022, AND THE IMPACT OF THE STATEWIDE COMMUNICATION SYSTEM ON BEHAVIORAL HEALTH REFERRALS AND ACCESS TO BEHAVIORAL HEALTH SERVICES AND OTHER RESOURCES.

(b) THIS SUBSECTION (3.2) IS REPEALED, EFFECTIVE JULY 1, 2023."

Page 5, line 21, strike "2023." and substitute "2022."

Page 6, line 10, strike "2023." and substitute "2022."

Health & Human Services

After consideration on the merits, the Committee recommends that **HB21-1122** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 3, line 2, strike "(11)." and substitute "(11), AND INCLUDES A PERSON WITH DEMENTIA DISEASES AND RELATED DISABILITIES."

Page 4, line 7, strike "(2)(a)" and substitute "(2)".

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, 2025:

Brisa Chavez of Rifle, Colorado, to serve as a public member, appointed;

Mychael Ronald Dave of Denver, Colorado, to serve as a public member, appointed;

Lindsay Lee Reeves of Pueblo, Colorado, to serve as a public member and family member of a person with a disability, appointed;

Desta Meklit Taye-Channell of Denver, Colorado, to serve as a public member, reappointed.

MESSAGE FROM THE HOUSE

April 27, 2021

Mr. President:

The Speaker has appointed Representatives Benavidez, Chair, Kipp, and Williams as House conferees on the First Conference Committee on SB21-077.

The Speaker has appointed Representatives Duran, Chair, Froelich, and Pelton as House conferees on the First Conference Committee on SB21-135.

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:

HB21-1095 by Representative(s) Baisley and Kipp, Gray, Pelton, Rich, Roberts; also Senator(s) Ginal and Woodward--Concerning excavation notification requirements for underground facility location in connection with county road maintenance.

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

Third Reading Amendment No. 1(L.010), by Senators Ginal and Woodward.

Amend revised bill, page 3, strike lines 25 through 27.

Strike page 4 and substitute:

"SECTION 2. Act subject to petition - effective date. This act takes effect June 1, 2022; 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 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | N |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | N | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | N | Zenzinger | N |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Cooke, Holbert, Kirkmeyer, Simpson, and Smallwood.

HB21-1112 by Representative(s) Snyder and Bradfield; also Senator(s) Lee and Hisey--Concerning authorization for a school district to establish a scholarship program for school district graduates using the school district's locally received 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Buckner, Cooke, Danielson, Fields, Garcia, Ginal, Holbert, Kirkmeyer, Lundeen, Moreno, Pettersen, Priola, Simpson, Smallwood, Story, Winter, and Zenzinger.

HB21-1220 by Representative(s) Froelich; also Senator(s) Fields--Concerning implementing 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kirkmeyer, Lee, Moreno, Pettersen, Priola, Rankin, Smallwood, Story, and Winter.

HB21-1108 by Representative(s) Esgar; also Senator(s) Moreno--Concerning updates to prohibitions against gender-based discrimination to clarify the individuals who are included in a protected class.

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

| YES | 24 | NO | 11 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Fenberg, Fields, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Pettersen, Story, Winter, and Zenzinger.

HB21-1188 by Representative(s) Kennedy; also Senator(s) Gonzales--Concerning additional liability of a defendant who admits liability under respondeat superior.

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

| YES | 20 | NO | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

HB21-1207 by Representative(s) Daugherty and Benavidez; also Senator(s) Lee and Fields--Concerning the overpayment of workers' compensation benefits.

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

Third Reading Amendment No. 1(L.009), by Senator Lee.

Amend revised bill, page 2, line 13, strike "OR".

Page 2, after line 13 insert:

"(III) IS PAID IN ERROR OR INADVERTENTLY IN EXCESS OF AN ADMISSION OR ORDER THAT EXISTS AT THE TIME THAT THE BENEFITS ARE PAID TO A CLAIMANT; OR".

Renumber succeeding subparagraph accordingly.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Danielson, Garcia, Kolker, Moreno, and Story.

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:

HB21-1143 by Representative(s) Froelich and Soper; also Senator(s) Danielson--Concerning forensic medical evidence of sexual assault.

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

HB21-1223 by Representative(s) McLachlan and Soper; also Senator(s) Story and Coram--Concerning the creation of the outdoor recreation industry office in the office of economic development.

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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1143, HB21-1223

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:

- HB21-1090** by Representative(s) Valdez A.; also Senator(s) Gonzales--Concerning certain criminal marijuana offenses.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1055** by Representative(s) Woodrow; also Senator(s) Pettersen and Winter--Concerning allowing compensation for a school district board of education by written resolution.
- Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 23, page(s) 611-612 and placed in members' bill files.)
- As amended, ordered revised and placed on the calendar for third reading and final passage.
- HB21-1051** by Representative(s) Geitner and Bird; also Senator(s) Pettersen and Liston--Concerning publicly available information about applicants for public employment.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1099** by Representative(s) Ransom and Michaelson Jenet; also Senator(s) Zenzinger and Smallwood--Concerning authorization to implement best practices for child welfare caseworkers to recognize domestic abuse, and, in connection therewith, addressing domestic abuse as a form of child abuse or neglect, and making an appropriation.
- Ordered revised and placed on the calendar for third reading and final passage.
- SB21-094** by Senator(s) Ginal and Winter, Buckner, Fields, Jaquez Lewis, Kirkmeyer, Simpson; also Representative(s) Roberts--Concerning the continuation of the state board of pharmacy, and, in connection therewith, implementing recommendations contained in the 2020 sunset report by the department of regulatory agencies and making other changes regarding the practice of professions regulated by the board.
- Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 18, page(s) 287-289 and placed in members' bill files.)
- Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 23, page(s) 621 and placed in members' bill files.)
- Amendment No. 3(L.006), by Senator Ginal.
- Strike the Appropriations Committee Report, dated April 23, 2021.
- Amend printed bill, page 31, after line 17 insert:
- "(4) THIS SECTION DOES NOT APPLY TO PHARMACISTS WHO DISPENSE PRESCRIPTION DRUGS TO PERSONS IN THE CUSTODY OF THE DEPARTMENT OF CORRECTIONS."
- As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB21-098** by Senator(s) Jaquez Lewis and Pettersen, Fields, Ginal; also Representative(s) Mullica and Rich--Concerning the continuation of the prescription drug monitoring program.

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

Amend printed bill, page 3, line 24, after "autopsy" insert "OR DEATH INVESTIGATION".

Page 4, line 19, strike "amend" and substitute "repeal".

Page 4, strike lines 22 through 27.

Page 5, strike lines 1 through 8 and substitute "fee. (2) After implementing the program, the board shall seek gifts, grants, and donations on an annual basis for the purpose of maintaining the program. The board shall report annually to the health and human services committee of the senate and the health and insurance committee of the house of representatives, or any successor committees, regarding the gifts, grants, and donations requested, of whom they were requested, and the amounts received."

Page 5, line 9, strike "amend" and substitute "repeal".

Page 5, strike lines 11 through 14 and substitute:

"12-280-410. Repeal of part - review of functions. This part 4 is repealed, effective July 1, 2021. Before the repeal, the functions of the board and the program under this part 4 are scheduled for review in accordance with section 24-34-104."

Page 5, strike line 16 and substitute "(20)(a)(II) as follows:".

Page 5, strike lines 23 through 26.

Page 1, strike lines 102 through 105 and substitute "MONITORING PROGRAM."

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

SB21-103 by Senator(s) Fenberg and Winter; also Representative(s) Esgar--Concerning the continuation of the office of consumer counsel, and, in connection therewith, implementing the recommendations contained in the 2020 sunset report by the department of regulatory agencies regarding the office of consumer counsel and the utility consumers' board.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, March 31, page(s) 387-388 and placed in members' bill files.)

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

SB21-126 by Senator(s) Fields; also Representative(s) Michaelson Jenet--Concerning credentialing of physicians as participating physicians in health coverage plan provider networks.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 9, page(s) 203 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 23, page(s) 621-622 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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- SB21-174** by Senator(s) Cooke and Ginal; also Representative(s) Bird and Carver--Concerning adoption of written policies by law enforcement agencies for constitutionally required peace officer credibility disclosure notifications. 1
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Laid over until Monday, May 3, retaining its place on the calendar. 5
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- SB21-189** by Senator(s) Donovan; also Representative(s) Arndt and Catlin--Concerning the funding of Colorado water conservation board projects, and, in connection therewith, making an appropriation. 8
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Amendment No. 1, Agriculture & Natural Resources Committee Amendment. 12
(Printed in Senate Journal, April 5, page(s) 417 and placed in members' bill files.) 13
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Amendment No. 2(L.007), by Senator Hansen. 16
17
Amend printed bill, page 6, after line 13 insert: 18
19
"SECTION 8. In Session Laws of Colorado 2002, section 25 of chapter 20
150, (HB 02-1152), amend (3); and recreate with amendments (2), as (2) is 21
repealed by and (3) is amended by section 21 of chapter 150, (HB 20-1403), 22
Session Laws of Colorado 2020, as follows: 23
Section 25. **Water education foundation - authorization and** 24
appropriation. (2) FOLLOWING THE ESTABLISHMENT OF THE WATER 25
EDUCATION FOUNDATION, IN ADDITION TO ANY OTHER APPROPRIATION, THE 26
COLORADO WATER CONSERVATION BOARD IS HEREBY AUTHORIZED, FROM THE 27
WATER CONSERVATION BOARD CONSTRUCTION FUND, TO ANNUALLY PROVIDE 28
ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000) TO THE FOUNDATION. 29
(3) The money referred to in subsection SUBSECTIONS (1) AND (2) of 30
this section is hereby continuously appropriated to the board for the purposes 31
established in this section."." 32
33
Renumber succeeding section accordingly. 34
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As amended, ordered engrossed and placed on the calendar for third reading and final 37
passage. 38
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(For further action, see amendments to the report of the Committee of the Whole.) 40
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- SB21-244** by Senator(s) Garcia and Fenberg; also Representative(s) Garnett and Esgar--Concerning funding for permanent part-time legislative aides for members of the general assembly to allow aides to be eligible to enroll in state health benefit plans pursuant to a policy adopted by the executive committee of the general assembly. 43
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Ordered engrossed and placed on the calendar for third reading and final passage. 48
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- HB21-1160** by Representative(s) Duran and Soper; also Senator(s) Ginal and Coram--Concerning the care of pet animals in the custody of certain pet animal facilities. 51
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Amendment No. 1, Agriculture & Natural Resources Committee Amendment. 54
(Printed in Senate Journal, April 23, page(s) 614-615 and placed in members' bill files.) 55
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Amendment No. 2(L.012), by Senator Ginal. 58
59
Amend the Agriculture and Natural Resources Committee Report, dated April 60
22, 2021, page 1, strike lines 8 through 11 and substitute: 61
62
"Page 3 of the reengrossed bill, strike lines 3 and 4 and substitute "appropriate 63
to protect animals by establishing socially conscious sheltering practices in 64
Colorado." 65
66
Page 3 of the bill, strike lines 8 through 19 and substitute "**animal rescues -** 67

legislative declaration - requirements. (1) THE GENERAL ASSEMBLY FINDS, DETERMINES, AND DECLARES".

Page 2 of the report, line 8, strike ""(5)" and substitute ""(4)".

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

SB21-011 by Senator(s) Fields, Priola; also Representative(s) Mullica and Pelton--Concerning responsibilities of a pharmacist related to opiate antagonists.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 11, page(s) 218 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 23, page(s) 619 and placed in members' bill files.)

Amendment No. 3(L.013), by Senator Fields and Hansen.

Amend printed bill, page 3, line 12, after the period add "THE PHARMACIST SHALL NOTIFY THE INDIVIDUAL OF AVAILABLE GENERIC AND BRAND-NAME OPIATE ANTAGONISTS".

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

HB21-1103 by Representative(s) Cutter and McLachlan, Kipp, Young; also Senator(s) Pettersen and Coram--Concerning implementing the recommendations of the media literacy advisory committee in elementary and secondary education created pursuant to House Bill 19-1110.

Laid over until Wednesday, April 28, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB21-189 by Senator(s) Donovan; also Representative(s) Arndt and Catlin--Concerning the funding of Colorado water conservation board projects, and, in connection therewith, making an appropriation.

Senator Sonnenberg moved to amend the report of the Committee of the Whole to show that the following Sonnenberg floor amendment, (L.005) to SB21-189, did pass.

Amend printed bill, page 6, after line 13 insert:

"SECTION 8. Species conservation - appropriation. (1) For the 2021-22 state fiscal year, \$5,000,000 is appropriated to the department of natural resources for use by the division of parks and wildlife. This appropriation is from the Colorado water conservation board construction fund created in section 37-60-121, C.R.S. To implement this section, the division of parks and wildlife may use this appropriation to conserve native species that have been listed as threatened or endangered under state or federal law or are candidate species or are likely to become candidate species.

(2) The money appropriated in subsection (1) of this section remains available for the designated purposes until it is fully expended.

SECTION 9. Species conservation trust fund - transfer. Within three days after the effective date of this section, the state treasurer shall transfer \$5,000,000 from the Colorado water conservation board construction fund

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created in section 37-60-121, C.R.S., to the species conservation trust fund created in section 24-33-111 (2)."

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 | 15 | NO | 20 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Sonnenberg moved to amend the report of the Committee of the Whole to show that the following Sonnenberg floor amendment, (L.004) to SB21-189, did pass.

Amend printed bill, page 4, line 3, strike "**programs.**" and substitute "**programs - appropriation.**"

Page 4, after line 15, insert:

"SECTION 5. Continuation of the watershed restoration grant program - appropriation. (1) If Senate Bill 21-240 is enacted, for the 2021-22 state fiscal year, \$15,000,000 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, C.R.S. To implement this section, the Colorado water conservation board may use this appropriation to protect watersheds against the impacts of wildfires through the existing watershed restoration grant program and for conducting a statewide watershed analysis to investigate the susceptibility of life, safety, infrastructure, and water supplies to wildfire impacts.

(2) The money appropriated in subsection (1) of this section remains available for the designated purposes until it is fully expended.

SECTION 6. Watershed restoration grant program - transfer. If Senate Bill 21-240 is enacted, within three days after the enactment of Senate Bill 21-240 or within three days after the effective date of this section, whichever is later, the state treasurer shall transfer \$15,000,000 from the general fund to the Colorado water conservation board construction fund created in section 37-60-121, C.R.S."

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 | 15 | NO | 20 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Sonnenberg moved to amend the report of the Committee of the Whole to show that the following Sonnenberg floor amendment, (L.006) to SB21-189, did pass.

Amend printed bill, page 6, after line 13 insert:

"SECTION 8. Interbasin compact committee - appropriation. (1) For the 2021-22 state fiscal year, \$745,067 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, C.R.S. To implement this section, the Colorado water conservation board may use this appropriation to facilitate the work of basin roundtables and the interbasin compact committee.

(2) The money appropriated in subsection (1) of this section remains available for the designated purposes until it is fully expended.

SECTION 9. Interbasin compact committee operation fund - transfer. Within three days after the effective date of this section, the state treasurer shall transfer \$745,067 from the Colorado water conservation board construction fund created in section 37-60-121, C.R.S., to the interbasin compact committee operation fund created in section 37-75-107 (1)."

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:

Table with 4 columns: YES (15), NO (20), EXCUSED (0), ABSENT (0). Rows list members: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, Zenzinger, President.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Moreno, the report of the Committee of the Whole was adopted on the following roll call vote:

Table with 4 columns: YES (35), NO (0), EXCUSED (0), ABSENT (0). Rows list members: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, Zenzinger, President.

The Committee of the Whole took the following action:

Passed on second reading: SB21-094 as amended, SB21-098 as amended, SB21-103 as amended, SB21-126 as amended, SB21-189 as amended, SB21-244, SB21-011 as amended; HB21-1090, HB21-1055 as amended, HB21-1051, HB21-1099, HB21-1160 as amended

Laid over until 04/28/2021: HB21-1103

Laid over until 05/03/2021: SB21-174

CONSIDERATION OF RESOLUTIONS

SJR21-018 by Senator(s) Woodward; also Representative(s) Lynch--Concerning the designation of United States Highway 287 from the intersection of State Highway 66 to the intersection of State Highway 402 as the "SPC Gabriel David Conde Memorial Highway".

Laid over until Monday, May 10, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-167 by Senator(s) Holbert and Bridges; also Representative(s) Gray and Larson--Concerning the regulation of child care centers.

Laid over until Wednesday, April 28, retaining its place on the calendar.

SB21-155 by Senator(s) Hisey and Story; also Representative(s) Amabile and Baisley--Concerning the appointment of a resident of a locality in which limited gaming takes place to the limited gaming control commission.

Laid over until Wednesday, April 28, retaining its place on the calendar.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Ginal, Chair, Story, and Priola as Senate conferees on the first conference committee on [HB21-1115](#).

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

April 27, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1221, 1149, and 1071, amended as printed in House Journal, April 26, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1256 and 1247.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB21-1259, amended as printed in House Journal, April 26, 2021 and amended on Third Reading as printed in House Journal, April 27, 2021

The House has passed on Third Reading and returns herewith SB21-152 and 006.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-013, amended as printed in House Journal, April 26, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1247 and 1256.

Without comment, as amended, HB21-1071, 1149, 1221, and 1259.

Without comment, as amended, SB21-013.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR21-019 by Senator(s) Sonnenberg; also Representative(s) Pelton and Holtorf--Concerning the designation of a portion of United States Highway 138 as the "Jack Annan "Mr. NJC" Memorial Highway".

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:

HB21-1021 by Representative(s) Pelton and Caraveo, Cutter, Kennedy, Larson, Michaelson Jenet, Young; also Senator(s) Zenzinger and Hisey--Concerning supporting the peer support professional workforce, and, in connection therewith, making an appropriation.
Finance

HB21-1050 by Representative(s) Gray and Van Winkle; also Senator(s) Bridges and Cooke--Concerning the "Workers' Compensation Act of Colorado", and, in connection therewith, making changes that affect the timely payment of benefits, guardian ad litem and conservator services, benefit offsets related to the receipt of federal disability or retirement benefits, the reduction of benefits based on apportionment, the selection of independent medical examiners, limits on temporary disability and permanent partial disability payments, the withdrawal of admissions of liability, mileage expense reimbursement, the authority of prehearing administrative law judges, the reopening of permanent total disability awards, and petitions for review and appeals of orders.
Business, Labor, & Technology

HB21-1069 by Representative(s) Carver and Roberts; also Senator(s) Fields and Gardner--Concerning enhancing the enforcement of crimes of sexual exploitation of a child, and, in connection therewith, making an appropriation.
Judiciary

HB21-1073 by Representative(s) Van Beber and Michaelson Jenet; also Senator(s) Moreno and Kirkmeyer--Concerning the creation of a "support foster families" license plate, and, in connection therewith, making an appropriation.
Finance

HB21-1104 by Representative(s) Larson and McLachlan; also Senator(s) Lundeen and Zenzinger--Concerning extending the renewal period for professional educator licenses from five to seven years, and, in connection therewith, making and reducing an appropriation.
Finance

HB21-1140 by Representative(s) Titone; also Senator(s) Coram--Concerning the elimination of costs associated with living organ donation for a living organ donor, and, in connection therewith, making an appropriation.
Health & Human Services

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- HB21-1145** by Representative(s) Kipp and Soper; also Senator(s) Jaquez Lewis and Simpson--
Concerning the creation of a special license plate to support pollinators, and, in connection
therewith, making an appropriation. 1
Finance 2
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- HB21-1168** by Representative(s) Bacon and Ricks; also Senator(s) Kolker--Concerning historically
underutilized businesses in local government procurement. 6
Finance 7
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- HB21-1200** by Representative(s) Kipp and Rich; also Senator(s) Bridges and Lundeen--Concerning
financial literacy standards for public schools, and, in connection therewith, making an
appropriation. 10
Education 11
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- HB21-1206** by Representative(s) Larson and Valdez A.; also Senator(s) Moreno and Coram--
Concerning the protection of critical services through the creation of sustainable medicaid
transportation safety requirements, and, in connection therewith, making and reducing an
appropriation. 15
Health & Human Services 16
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MESSAGE FROM THE GOVERNOR

Monday, April 26, 2021 23
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Colorado Senate 27
The 73rd General Assembly 28
First Regular Session 29
State Capitol 30
Denver, Colorado 80203 31
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Honorable Members of the Colorado Senate: 34
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Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I 36
have the honor to inform you that I have approved and filed with the Secretary of State the 37
following Acts: 38
39

SB21-124 Changes To Felony Murder 40
Approved on Monday, April 26, 2021 at 12:38 P.M. 41
42

SB21-040 Driver's History Profession Or Occupation Decision 43
Approved on Monday, April 26, 2021 at 12:45 P.M. 44
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SB21-075 Supported Decision-making Agreement 46
Approved on Monday, April 26, 2021 at 1:07 P.M. 47
48

SB21-107 Honoring Carrie Ann Lucas 49
Approved on Monday, April 26, 2021 at 12:57 P.M. 50
51

SB21-117 Foster Care Student Services Coordination 52
Approved on Monday, April 26, 2021 at 12:10 P.M. 53
54

SB21-123 Expand Canadian Rx Import Program 55
Approved on Monday, April 26, 2021 at 12:25 P.M. 56
57

SB21-196 Fiscal Year 2021-22 Legislative Appropriation Bill 58
Approved on Monday, April 26, 2021 at 12:10 P.M. 59
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Sincerely, 61
(signed) 62
Jared Polis 63
Governor 64
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DELIVERY TO THE GOVERNOR

To the Governor for signature on Tuesday, April 27, 2021, at 3:51P.M.:
SB21-133, 206, 208, 211, 212, 213, 215, and 217.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-133, 206, 208, 211, 212, 213, 215, and 217.

The President has signed: HB21-1018, 1022, 1031, 1047, 1066, 1092, 1102, 1123, 1136,
1138, 1148, 1155, 1156, 1157, 1158, 1169, 1187, 1218; HJR21-1006.

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Wednesday,
April 28, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

75th Legislative Day Wednesday, April 28, 2021

| | | |
|------------------------|---|---|
| Prayer | By Senator Gardner | 1 2 3 4 5 6 7 8 9 10 11 12 |
| Call to Order | By the President at 9:00 a.m. | 13 14 15 |
| Roll Call | Present--34 Excused--1, Kolker Present later--1, Kolker | 16 17 18 19 |
| Quorum | The President announced a quorum present. | 20 21 |
| Pledge | By Senator Simpson | 22 23 |
| Reading of the Journal | On motion of Senator Buckner, reading of the Journal of Tuesday, April 27, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 24 25 26 27 28 |

SENATE SERVICES REPORT

Correctly Engrossed: SB21-011, 094, 098, 103, 126, 189, and 244.
Correctly Revised: HB21-1051, 1055, 1090, 1099, 1143, 1160, and 1223.
Correctly Rerevised: HB21-1095, 1108, 1112, 1188, 1207, and 1220.
Correctly Enrolled: SB21-006 and 152.

COMMITTEE OF REFERENCE REPORTS

| | | |
|---------------------------------|---|----------------------|
| Trans- portation & Energy | After consideration on the merits, the Committee recommends that SB21-238 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 42 43 44 45 |
|---------------------------------|---|----------------------|

Amend printed bill, page 4, line 18, strike "MAY ALSO" and substitute "SHALL NOT".

Page 6, after line 7 insert:

"(d) COORDINATE WITH THE DEPARTMENT OF TRANSPORTATION TO ENSURE THAT ANY DISTRICT FRONT RANGE PASSENGER RAIL SYSTEM IS WELL-INTEGRATED INTO THE STATE'S MULTIMODAL TRANSPORTATION SYSTEM AND DOES NOT IMPAIR THE EFFICIENCY OR SAFETY OF OR OTHERWISE ADVERSELY AFFECT EXISTING TRANSPORTATION INFRASTRUCTURE OR OPERATIONS AND HOLD AT LEAST ONE JOINT MEETING ANNUALLY OF THE BOARD AND THE TRANSPORTATION COMMISSION CREATED IN SECTION 43- 1-106 (1);".

Reletter succeeding paragraphs accordingly.

Page 10, line 20, strike "21- _____," and substitute "21-238,".

Page 18, line 16, after the second "REGISTERED" insert "IN A COUNTY OF THE STATE THAT DOES NOT INCLUDE ANY AREA THAT IS PART OF THE DISTRICT OR".

Page 24, line 22, strike "21- _____," and substitute "21-238,".

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| Trans- portation & Energy | After consideration on the merits, the Committee recommends that HB21-1186 be referred to the Committee of the Whole with favorable recommendation. | 1 2 3 4 5 |
| Trans- portation & Energy | After consideration on the merits, the Committee recommends that HB21-1139 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 |
| Trans- portation & Energy | After consideration on the merits, the Committee recommends that HB21-1056 be referred to the Committee of the Whole with favorable recommendation. | 11 12 13 14 15 |
| Local Government | After consideration on the merits, the Committee recommends that HB21-1114 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 |
| Local Government | After consideration on the merits, the Committee recommends that HB21-1132 be referred to the Committee of the Whole with favorable recommendation. | 21 22 23 24 |
| Local Government | After consideration on the merits, the Committee recommends that HB21-1151 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 25 26 27 28 29 |
| Local Government | After consideration on the merits, the Committee recommends that HB21-1249 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 30 31 32 33 34 |
| State, Veterans, & Military Affairs | After consideration on the merits, the Committee recommends that HB21-1117 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 35 36 37 38 39 |
| | Amend reengrossed bill, page 2, line 20, strike "(1)(e.5)" and substitute "(1)(e.5), (1)(e.7), and (1)(e.9)". | 40 41 42 |
| | Page 3, line 5, strike "(E.5)" and substitute "(e.5)". | 43 44 |
| | Page 3, after line 17 insert: | 45 46 |
| | "(e.7) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, A LOCAL GOVERNMENT SHALL NOT EXERCISE THE AUTHORITY GRANTED BY SUBSECTION (1)(e.5) OF THIS SECTION UNLESS THE LOCAL GOVERNMENT DEMONSTRATES, AT THE TIME IT ENACTS A LAND USE REGULATION FOR THE PURPOSE OF EXERCISING SUCH AUTHORITY, IT HAS TAKEN ONE OR MORE OF THE FOLLOWING ACTIONS TO INCREASE THE OVERALL NUMBER AND DENSITY OF HOUSING UNITS WITHIN ITS JURISDICTIONAL BOUNDARIES OR TO PROMOTE OR CREATE INCENTIVES TO THE CONSTRUCTION OF AFFORDABLE HOUSING UNITS: | 47 48 49 50 51 52 53 54 |
| | (I) ADOPT CHANGES TO ITS ZONING AND LAND USE POLICIES THAT ARE INTENDED TO INCREASE THE OVERALL DENSITY AND AVAILABILITY OF HOUSING, INCLUDING BUT NOT LIMITED TO: | 55 56 57 |
| | (A) CHANGING ITS ZONING REGULATIONS TO INCREASE THE NUMBER OF HOUSING UNITS ALLOWED ON A PARTICULAR SITE; | 58 59 |
| | (B) PROMOTING MIXED-USE ZONING THAT PERMITS HOUSING UNITS TO BE INCORPORATED IN A WIDER RANGE OF DEVELOPMENTS; | 60 61 |
| | (C) PERMITTING MORE THAN ONE DWELLING UNIT PER LOT IN TRADITIONAL SINGLE-FAMILY LOTS; | 62 63 |
| | (D) INCREASING THE PERMITTED HOUSEHOLD SIZE IN SINGLE FAMILY HOMES; | 64 65 |
| | (E) PROMOTING DENSER HOUSING DEVELOPMENT NEAR TRANSIT STATIONS AND PLACES OF EMPLOYMENT; | 66 67 |
| | (F) GRANTING REDUCED PARKING REQUIREMENTS TO RESIDENTIAL OR MIXED-USE DEVELOPMENTS THAT INCLUDE HOUSING NEAR TRANSIT STATIONS | 68 69 |

OR AFFORDABLE HOUSING DEVELOPMENTS;
 (G) GRANTING DENSITY BONUSES TO DEVELOPMENT PROJECTS THAT INCORPORATE AFFORDABLE HOUSING UNITS; OR
 (H) ADOPTING POLICIES TO PROMOTE THE DIVERSITY OF THE HOUSING STOCK WITHIN THE LOCAL COMMUNITY INCLUDING A MIX OF BOTH FOR-SALE AND RENTAL HOUSING OPPORTUNITIES;
 (II) MATERIALLY REDUCE OR ELIMINATE UTILITY CHARGES, REGULATORY FEES, OR TAXES IMPOSED BY THE LOCAL GOVERNMENT APPLICABLE TO AFFORDABLE HOUSING UNITS;
 (III) GRANT AFFORDABLE HOUSING DEVELOPMENTS MATERIAL REGULATORY RELIEF FROM ANY TYPE OF ZONING OR OTHER LAND DEVELOPMENT REGULATIONS THAT WOULD ORDINARILY RESTRICT THE DENSITY OF NEW DEVELOPMENT OR REDEVELOPMENT;
 (IV) ADOPT POLICIES TO MATERIALLY MAKE SURPLUS PROPERTY OWNED BY THE LOCAL GOVERNMENT AVAILABLE FOR THE DEVELOPMENT OF HOUSING; OR
 (V) ADOPT ANY OTHER REGULATORY MEASURE THAT IS EXPRESSLY DESIGNED AND INTENDED TO INCREASE THE SUPPLY OF HOUSING WITHIN THE LOCAL GOVERNMENT'S JURISDICTIONAL BOUNDARIES.
 (e.9) THE DEPARTMENT OF LOCAL GOVERNMENT SHALL OFFER GUIDANCE TO ASSIST LOCAL GOVERNMENTS IN CONNECTION WITH THE IMPLEMENTATION OF THIS SECTION."

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1222** 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, strike "PROPERTIES." and substitute "PROPERTIES, PROVIDED THAT THE FOREGOING DOES NOT RESTRICT AN AUTHORITY'S ABILITY TO PROHIBIT, ON A CASE-BY-CASE BASIS, THE OPERATION IN IMMEDIATELY ADJACENT RESIDENCES OF TWO OR MORE LARGE FAMILY CHILD CARE HOMES, AS THAT TERM IS DEFINED BY RULES BY THE DEPARTMENT THAT GOVERNS THE OPERATION OF FAMILY CHILD CARE HOMES, OR TO MANAGE THE FLOW OF TRAFFIC AND PARKING RELATED TO ADJACENT LARGE FAMILY CHILD CARE HOMES."

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1121** 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. In Colorado Revised Statutes, 13-40-104, **amend** (1)(d), (1)(e), (1)(e.5)(II); and **repeal** (5)(b) as follows:
13-40-104. Unlawful detention defined. (1) Any person is guilty of an unlawful detention of real property in the following cases:
 (d) When such tenant or lessee holds over without permission of the tenant's or lessee's landlord after any default in the payment of rent pursuant to the agreement under which the tenant or lessee holds, and, ten days' notice in writing has been duly served upon the tenant or lessee holding over, requiring in the alternative the payment of the rent or the possession of the premises; except that, for a nonresidential agreement or an employer-provided housing agreement, three days' notice is required pursuant to this section. ~~and for an exempt residential agreement, five days' notice is required pursuant to this section.~~ No such agreement shall contain a waiver by the tenant of the notice requirement of this subsection (1)(d). It is not necessary, in order to work a forfeiture of such agreement for nonpayment of rent, to make a demand for such rent on the day on which the same becomes due; but a failure to pay such rent upon demand, when made, works a forfeiture.
 (e) When such tenant or lessee holds over, without such permission, contrary to any other condition or covenant of the agreement under which such tenant or lessee holds, and ten days' notice in writing has been duly served upon such tenant or lessee requiring in the alternative the compliance with such condition or covenant or the delivery of the possession of the premises so held; except that, for a nonresidential agreement or an employer-provided housing agreement, three days' notice is required pursuant to this section; ~~and for an~~

~~exempt residential agreement, five days' notice is required pursuant to this section.~~

(e.5) (II) A tenancy pursuant to a residential agreement may be terminated at any time pursuant to this subsection (1)(e.5) on the basis of a subsequent violation of the same condition or covenant of the agreement. The termination of a residential tenancy is effective ten days after service of written notice to quit. Notwithstanding any other provision of this subsection (1)(e.5)(II), a tenancy pursuant to a nonresidential agreement ~~an exempt residential agreement~~; or an employer-provided housing agreement may be terminated at any time pursuant to this subsection (1)(e.5) on the basis of a subsequent violation. The termination of a nonresidential tenancy or an employer-provided housing tenancy is effective three days after service of written notice to quit. ~~and the termination of a tenancy pursuant to an exempt residential agreement is effective five days after service of written notice to quit.~~

(5) As used in this section, unless the context otherwise requires:

(b) ~~"Exempt residential agreement" means a residential agreement leasing a single family home by a landlord who owns five or fewer single family rental homes and who provides notice in the agreement that a ten-day notice period required pursuant to this section does not apply to the tenancy entered into pursuant to the agreement."~~

Renumber succeeding sections accordingly.

Page 4, line 4, strike "COURT. IF YOU ARE CLAIMING THAT THE" and substitute "COURT.""

Page 4, strike lines 5 through 10.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SCR21-001** be **postponed indefinitely**.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB21-1212** be **referred** to the Committee of the Whole with favorable recommendation.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB21-1236** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB21-1231** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB21-1116** be **referred** to the Committee on Appropriations with favorable recommendation.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB21-1016** be **referred** to the Committee of the Whole with favorable recommendation.

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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:

HB21-1143 by Representative(s) Froelich and Soper; also Senator(s) Danielson--Concerning forensic medical evidence of sexual assault.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | E | Scott | 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, Cooke, Coram, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Lee, Liston, Lundeen, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Story, Winter, Woodward, and Zenzinger.

HB21-1223 by Representative(s) McLachlan and Soper; also Senator(s) Story and Coram--Concerning the creation of the outdoor recreation industry office in the office of economic development.

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

| YES | 28 | NO | 6 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | E | Scott | 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, Fields, Ginal, Gonzales, Jaquez Lewis, Lee, Pettersen, Priola, Rodriguez, and Winter.

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:

HB21-1090 by Representative(s) Valdez A.; also Senator(s) Gonzales--Concerning certain criminal marijuana offenses.

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

| YES | 23 | NO | 11 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | E | Scott | N | | |

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

Co-sponsor(s) added: Lee and Moreno.

Senate in recess. Senate reconvened.

HB21-1055 by Representative(s) Woodrow; also Senator(s) Pettersen and Winter--Concerning allowing compensation for a school district board of education by written resolution.

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

| YES | 20 | NO | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Danielson, Gonzales, and Hansen.

HB21-1051 by Representative(s) Geitner and Bird; also Senator(s) Pettersen and Liston--Concerning publicly available information about applicants for public employment.

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

| YES | 28 | NO | 7 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | N | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

HB21-1099 by Representative(s) Ransom and Michaelson Jenet; also Senator(s) Zenzinger and Smallwood--Concerning authorization to implement best practices for child welfare caseworkers to recognize domestic abuse, and, in connection therewith, addressing domestic abuse as a form of child abuse or neglect, and 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Danielson, Garcia, Ginal, Hisey, Pettersen, Story, and Winter.

SB21-094

by Senator(s) Ginal and Winter, Buckner, Fields, Jaquez Lewis, Kirkmeyer, Simpson; also Representative(s) Roberts--Concerning the continuation of the state board of pharmacy, and in connection therewith, implementing recommendations contained in the 2020 sunset report by the department of regulatory agencies and making other changes regarding the practice of professions regulated by the 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Pettersen.

SB21-098

by Senator(s) Jaquez Lewis and Pettersen, Fields, Ginal; also Representative(s) Mullica and Rich--Concerning the continuation of the prescription drug monitoring 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Moreno, Priola, and Winter.

SB21-103 by Senator(s) Fenberg and Winter; also Representative(s) Esgar--Concerning the continuation of the office of consumer counsel, and, in connection therewith, implementing the recommendations contained in the 2020 sunset report by the department of regulatory agencies regarding the office of consumer counsel and the utility consumers' board.

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

| YES | 23 | NO | 12 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Fields, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, and Story.

SB21-126 by Senator(s) Fields; also Representative(s) Michaelson Jenet--Concerning credentialing of physicians as participating physicians in health coverage plan provider networks, 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Ginal, Moreno, and Rodriguez.

SB21-189 by Senator(s) Donovan; also Representative(s) Arndt 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 | 26 | NO | 9 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Bridges, Garcia, Gonzales, Hansen, Jaquez Lewis, Lee, Moreno, Pettersen, Simpson, Story, and Winter.

SB21-244 by Senator(s) Garcia and Fenberg; also Representative(s) Garnett and Esgar--Concerning funding for permanent part-time legislative aides for members of the general assembly to allow aides to be eligible to enroll in state health benefit plans pursuant to a policy adopted by the executive committee of the general assembly.

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

| YES | 21 | NO | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Coleman, Danielson, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Story, Winter, and Zenzinger.

HB21-1160 by Representative(s) Duran and Soper; also Senator(s) Ginal and Coram--Concerning the care of pet animals in the custody of certain pet animal facilities.

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

| YES | 22 | NO | 13 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

SB21-011 by Senator(s) Fields, Priola; also Representative(s) Mullica and Pelton--Concerning responsibilities of a pharmacist related to opiate antagonists.

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

Third Reading Amendment No. 1(L.014) , by Senator Smallwood.

Amend engrossed bill, page 3, strike line 9 and substitute "ANTAGONISTS, NOTING THE NET COST TO THE INDIVIDUAL FOR EACH AVAILABLE OPIATE ANTAGONIST."

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

| YES | 17 | NO | 18 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | Y | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | N | Woodward | Y |
| Donovan | N | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

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

| YES | 28 | NO | 7 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Ginal.

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (HB21-1103) of Wednesday, April 28, was laid over until Thursday, April 29, retaining its place on the calendar.

CONSIDERATION OF RESOLUTIONS

SJR21-019 by Senator(s) Sonnenberg; also Representative(s) Pelton and Holtorf--Concerning the designation of a portion of United States Highway 138 as the "Jack Annan "Mr. NJC" Memorial Highway".

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Story, Winter, Woodward, and Zenzinger.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-167 by Senator(s) Holbert and Bridges; also Representative(s) Gray and Larson--Concerning the regulation of child care centers.

Senator Holbert moved that the Senate concur in House amendments to **SB21-167**, as printed in House journal, April 23, page(s) 862. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

SB21-155 by Senator(s) Hisey and Story; also Representative(s) Amabile and Baisley--Concerning the appointment of a resident of a locality in which limited gaming takes place to the limited gaming control commission.

Senator Hisey moved that the Senate not concur in House amendments to **SB21-155**, as printed in House journal, April 23, page(s) 881, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The President appointed Senators Story, Chair, Danielson, and Hisey as Senate conferees on the first conference committee on **SB21-155**.

SB21-013 by Senator(s) Fields; also Representative(s) Bacon and Froelich--Concerning measures to address student learning loss occurring as a result of the COVID-19 pandemic.

Senator Fields moved that the Senate concur in House amendments to **SB21-013**, as printed in House journal, April 26, page(s) 904. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 and Moreno.

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

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

MEMBERS OF THE
BOARD OF TRUSTEES FOR
WESTERN STATE COLORADO UNIVERSITY

effective December 31, 2020 for a term expiring December 31, 2024:

Theresa Marie Szczurek of Boulder, Colorado, a Democrat, appointed.

for a term expiring December 31, 2024:

Alvina Maria Vasquez of Wheat Ridge, Colorado, a Democrat, occasioned by the resignation of Annelise Mae Loevlie of Golden, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

for terms expiring December 31, 2024:

Kimberley Beth Jordan of Fort Collins, Colorado, a Larimer County resident and a Democrat, reappointed;

John Stephen Fischer of Golden, Colorado, to serve a Republican, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBERS OF THE
CHARTER SCHOOL INSTITUTE BOARD

for a term expiring July 1, 2023:

Maribel Obrique of Glenwood Springs, Colorado, serving as a representative of a board or public service experience, appointed.

for a term expiring July 1, 2023:

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

for terms expiring June 30, 2024:

Marianne Virgili of Carbondale, Colorado, an Unaffiliated, reappointed;

Margaret Henry of Brighton, Colorado, a Republican, reappointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MESSAGE FROM THE HOUSE

April 28, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1027 and 1142, amended as printed in House Journal, April 27, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, HB21-1027 and 1142.

MESSAGE FROM THE GOVERNOR

Tuesday, April 27, 2021

Colorado Senate
The 73rd 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:

SB21-218 Colorado Department Of Labor And Employment And Training Technology Fund
Approved on Tuesday, April 27, 2021 at 12:00 P.M.

Sincerely,
(signed)
Jared Polis
Governor

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

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
UNIVERSITY OF COLORADO
HOSPITAL AUTHORITY BOARD OF DIRECTORS

April Jones, from the 6th Congressional District, for a term effective May 1, 2020, and continuing until April 30, 2024 (or until a successor is appointed by the Board of Regents), reappointed;

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Lainie P. Minnick, from the 1st Congressional District, for a term effective December 1, 2020, and continuing until November 30, 2024 (or until a successor is appointed by the Board of Regents); appointed.

INTRODUCTION OF BILLS -- FIRST READING

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

- HB21-1149** by Representative(s) Jackson and Titone; also Senator(s) Story--Concerning supporting an energy sector career pathway for Colorado, and, in connection therewith, making an appropriation.
Transportation & Energy
- HB21-1221** by Representative(s) Cutter and Young; also Senator(s) Coram--Concerning measures to prevent bullying in public schools.
Education
- HB21-1259** by Representative(s) Bacon; also Senator(s) Fields and Sonnenberg--Concerning the process for funding local education providers for extended learning opportunities to address disrupted learning.
Education

REPORT OF CONFERENCE COMMITTEES

- SB21-135** by Senator(s) Ginal and Zenzinger; also Representative(s) Duran and Froelich--Concerning a prohibition on the use of certain animals in a traveling animal act.

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB21-135

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 SB21-135, concerning a prohibition on the use of certain animals in a traveling animal act, 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, after line 8 insert:

"(d) "RODEO" MEANS A COMPETITION INVOLVING LIVESTOCK, AS DEFINED IN SECTION 35-80-102 (9); ALTERNATIVE LIVESTOCK, AS DEFINED IN SECTION 35-41.5-102 (1); OR BOTH."

Reletter succeeding paragraph accordingly.

Page 4, line 4, after "SANCTUARY;" insert "OR".

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Page 4, strike lines 8 through 11 and substitute "SUCCESSOR ORGANIZATIONS.".

Respectfully submitted,

Senate Committee:

House Committee:

(signed)
Sen. Zenzinger, Chair
Sen. Ginal
Sen. Sonnenberg

(signed)
Rep. Duran
Rep. Froelich
Rep. Pelton

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Thursday, April 29, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

76th Legislative Day Thursday, April 29, 2021

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| Prayer | By Senator Holbert | 10 |
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| Call to Order | By the President at 9:00 a.m. | 13 |
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| Roll Call | Present--35 | 16 |
| | Remote--2, Danielson, Pettersen | 17 |
| | | 18 |
| Quorum | The President announced a quorum present. | 19 |
| | | 20 |
| Pledge | By Senator Simpson | 21 |
| | | 22 |
| Reading of the Journal | On motion of Senator Buckner, reading of the Journal of Wednesday, April 28, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 23 |
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SENATE SERVICES REPORT

Correctly Engrossed: SJR21-019.
Correctly Reengrossed: SB21-011, 094, 098, 103, 126, 189, and 244.
Correctly Rerevised: HB21-1051, 1055, 1090, 1099, 1143, 1160, and 1223.
Correctly Enrolled: SB21-013 and 167.

COMMITTEE OF REFERENCE REPORTS

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| Education | After consideration on the merits, the Committee recommends that HB21-1133 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 40 |
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| Education | After consideration on the merits, the Committee recommends that HB21-1087 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 46 |
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| Education | After consideration on the merits, the Committee recommends that HB21-1067 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 50 |
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| | Amend reengrossed bill, page 4, strike lines 2 through 27. | 54 |
| | | 55 |
| | Strike page 5 and substitute: | 56 |
| | | 57 |
| | "(10.5) (a) ON OR BEFORE JUNE 30, 2023, AND ON OR BEFORE JUNE 30 | 58 |
| | EACH YEAR THEREAFTER, THE DEPARTMENT SHALL PUBLISH AND SUBMIT TO THE | 59 |
| | EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, | 60 |
| | OR ANY SUCCESSOR COMMITTEES, AN ANNUAL REPORT FOR THE PREVIOUS | 61 |
| | ACADEMIC YEAR. THE DATA ELEMENTS IN THE REPORT ARE INTENDED TO | 62 |
| | DETERMINE WHETHER REQUIRING OR NOT REQUIRING A NATIONAL ASSESSMENT | 63 |
| | TEST SCORE AS AN ELIGIBILITY CRITERION FOR THE ADMISSIONS PROCESS FOR | 64 |
| | STATE-SUPPORTED BACCALAUREATE AND GRADUATE INSTITUTIONS OF HIGHER | 65 |
| | EDUCATION PROVIDES GREATER DIVERSITY AMONG INSTITUTIONS WITHOUT | 66 |
| | CAUSING NEGATIVE STUDENT OUTCOMES THAT ARE DIRECTLY ATTRIBUTABLE | 67 |

TO THE CHANGE IN THE ADMISSIONS PROCESS. THE REPORT MUST SPECIFY:

(I) THE INSTITUTIONS THAT REQUIRED, AND THE INSTITUTIONS THAT DID NOT REQUIRE, A NATIONAL ASSESSMENT TEST SCORE AS AN ELIGIBILITY CRITERION FOR THE PREVIOUS ACADEMIC YEAR'S FIRST-TIME FRESHMAN STUDENTS;

(II) THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO SUBMITTED A NATIONAL ASSESSMENT TEST SCORE AND THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO DID NOT SUBMIT A NATIONAL ASSESSMENT TEST SCORE, REPORTED FOR THE STATE AS A WHOLE AND FOR EACH INSTITUTION, IN TOTAL AND DISAGGREGATED BY RACE, ETHNICITY, AND GENDER;

(III) THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO SUBMITTED A NATIONAL ASSESSMENT TEST SCORE AND ENROLLED IN AN INSTITUTION AND THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO DID NOT SUBMIT A NATIONAL ASSESSMENT TEST SCORE AND ENROLLED IN AN INSTITUTION, REPORTED FOR THE STATE AS A WHOLE AND FOR EACH INSTITUTION, IN TOTAL AND DISAGGREGATED BY RACE, ETHNICITY, AND GENDER;

(IV) THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO SUBMITTED A NATIONAL ASSESSMENT TEST SCORE WHO CONTINUED ENROLLMENT IN THE INSTITUTION IN A SUBSEQUENT ACADEMIC YEAR AND THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO DID NOT SUBMIT A NATIONAL ASSESSMENT TEST SCORE WHO CONTINUED ENROLLMENT IN THE INSTITUTION IN A SUBSEQUENT ACADEMIC YEAR, REPORTED FOR THE STATE AS A WHOLE AND FOR EACH INSTITUTION, IN TOTAL AND DISAGGREGATED BY RACE, ETHNICITY, AND GENDER;

(V) THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO SUBMITTED A NATIONAL ASSESSMENT TEST SCORE WHO GRADUATED FROM AN INSTITUTION IN FOUR YEARS AND THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO DID NOT SUBMIT A NATIONAL ASSESSMENT TEST SCORE WHO GRADUATED FROM AN INSTITUTION IN FOUR YEARS, REPORTED FOR THE STATE AS A WHOLE AND FOR EACH INSTITUTION, IN TOTAL AND DISAGGREGATED BY RACE, ETHNICITY, AND GENDER;

(VI) THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO SUBMITTED A NATIONAL ASSESSMENT TEST SCORE WHO GRADUATED FROM AN INSTITUTION IN SIX YEARS AND THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO DID NOT SUBMIT A NATIONAL ASSESSMENT TEST SCORE WHO GRADUATED FROM AN INSTITUTION IN SIX YEARS, REPORTED FOR THE STATE AS A WHOLE AND FOR EACH INSTITUTION, IN TOTAL AND DISAGGREGATED BY RACE, ETHNICITY, AND GENDER; AND

(VII) THE FOLLOWING AVAILABLE DATA, GATHERED BY THE DEPARTMENT IN COLLABORATION WITH THE INSTITUTIONS:

(A) THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO SUBMITTED A NATIONAL ASSESSMENT TEST SCORE WHO WERE ACCEPTED TO AN INSTITUTION AND THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO DID NOT SUBMIT A NATIONAL ASSESSMENT TEST SCORE WHO WERE ACCEPTED TO AN INSTITUTION;

(B) THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO SUBMITTED A NATIONAL ASSESSMENT TEST SCORE WHO ARE RESIDENT FIRST-GENERATION UNDERGRADUATE STUDENTS, AS DEFINED IN SECTION 23-18-302 (12), AND CONTINUED ENROLLMENT IN THE INSTITUTION IN A SUBSEQUENT ACADEMIC YEAR AND THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO DID NOT SUBMIT A NATIONAL ASSESSMENT TEST SCORE WHO ARE RESIDENT FIRST-GENERATION UNDERGRADUATE STUDENTS, AS DEFINED IN SECTION 23-18-302 (12), AND CONTINUED ENROLLMENT IN THE INSTITUTION IN A SUBSEQUENT ACADEMIC YEAR, REPORTED FOR THE STATE AS A WHOLE AND FOR EACH INSTITUTION, IN TOTAL AND DISAGGREGATED BY RACE, ETHNICITY, AND GENDER;

(C) THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO SUBMITTED A NATIONAL ASSESSMENT TEST SCORE WHO ARE RESIDENT FIRST-GENERATION UNDERGRADUATE STUDENTS, AS DEFINED IN SECTION 23-18-302 (12), AND GRADUATED FROM AN INSTITUTION IN FOUR YEARS, AND THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO DID NOT SUBMIT A NATIONAL ASSESSMENT TEST SCORE WHO ARE RESIDENT FIRST-GENERATION UNDERGRADUATE STUDENTS, AS DEFINED IN SECTION 23-18-302 (12), AND GRADUATED FROM AN INSTITUTION IN FOUR YEARS, REPORTED FOR THE STATE AS A WHOLE AND FOR EACH INSTITUTION, IN TOTAL AND DISAGGREGATED BY RACE, ETHNICITY, AND GENDER;

(D) THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO SUBMITTED A NATIONAL ASSESSMENT TEST SCORE WHO ARE RESIDENT FIRST-GENERATION UNDERGRADUATE STUDENTS, AS DEFINED IN SECTION 23-18-302 (12), AND GRADUATED FROM AN INSTITUTION IN SIX YEARS, AND THE

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PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO DID NOT SUBMIT A NATIONAL ASSESSMENT TEST SCORE WHO ARE RESIDENT FIRST-GENERATION UNDERGRADUATE STUDENTS, AS DEFINED IN SECTION 23-18-302 (12), AND GRADUATED FROM AN INSTITUTION IN SIX YEARS, REPORTED FOR THE STATE AS A WHOLE AND FOR EACH INSTITUTION, IN TOTAL AND DISAGGREGATED BY RACE, ETHNICITY, AND GENDER;

(E) THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO SUBMITTED A NATIONAL ASSESSMENT TEST SCORE WHO ARE ELIGIBLE FOR A FEDERAL PELL GRANT AND CONTINUED ENROLLMENT IN THE INSTITUTION IN A SUBSEQUENT ACADEMIC YEAR AND THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO DID NOT SUBMIT A NATIONAL ASSESSMENT TEST SCORE WHO ARE ELIGIBLE FOR A FEDERAL PELL GRANT AND CONTINUED ENROLLMENT IN THE INSTITUTION IN A SUBSEQUENT ACADEMIC YEAR, REPORTED FOR THE STATE AS A WHOLE AND FOR EACH INSTITUTION, IN TOTAL AND DISAGGREGATED BY RACE, ETHNICITY, AND GENDER;

(F) THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO SUBMITTED A NATIONAL ASSESSMENT TEST SCORE WHO ARE ELIGIBLE FOR A FEDERAL PELL GRANT AND GRADUATED FROM AN INSTITUTION IN FOUR YEARS, AND THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO DID NOT SUBMIT A NATIONAL ASSESSMENT TEST SCORE WHO ARE ELIGIBLE FOR A FEDERAL PELL GRANT AND GRADUATED FROM AN INSTITUTION IN FOUR YEARS, REPORTED FOR THE STATE AS A WHOLE AND FOR EACH INSTITUTION, IN TOTAL AND DISAGGREGATED BY RACE, ETHNICITY, AND GENDER; AND

(G) THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO SUBMITTED A NATIONAL ASSESSMENT TEST SCORE WHO ARE ELIGIBLE FOR A FEDERAL PELL GRANT AND GRADUATED FROM AN INSTITUTION IN SIX YEARS, AND THE PERCENTAGE OF FIRST-TIME FRESHMAN STUDENTS WHO DID NOT SUBMIT A NATIONAL ASSESSMENT TEST SCORE WHO ARE ELIGIBLE FOR A FEDERAL PELL GRANT AND GRADUATED FROM AN INSTITUTION IN SIX YEARS, REPORTED FOR THE STATE AS A WHOLE AND FOR EACH INSTITUTION, IN TOTAL AND DISAGGREGATED BY RACE, ETHNICITY, AND GENDER.

(b) ON OR BEFORE JUNE 30, 2027, AND ON OR BEFORE JUNE 30, 2032, THE COMMISSION SHALL PUBLISH AND SUBMIT A REPORT TO THE EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR COMMITTEES, THAT AT A MINIMUM INCLUDES A COMPREHENSIVE ANALYSIS OF THE ANNUAL REPORTS SUBMITTED PURSUANT TO THIS SUBSECTION (10.5) AND AN ANALYSIS OF HOW THE OPTIONAL USE OF A NATIONAL ASSESSMENT TEST SCORE AS AN ELIGIBILITY CRITERION IMPACTED ACCESS TO HIGHER EDUCATION FOR STUDENTS. AFTER THE REPORT DESCRIBED IN THIS SUBSECTION (10.5)(b) IS SUBMITTED, THE EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR COMMITTEES, SHALL HOLD A JOINT MEETING AT WHICH THE COMMISSION SHALL PRESENT AND DISCUSS THE REPORT.

(c) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I) TO THE CONTRARY, ON OR BEFORE JUNE 30, 2023, AND ON OR BEFORE JUNE 30 EACH YEAR THEREAFTER, THE DEPARTMENT SHALL SUBMIT TO THE EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR COMMITTEES, THE REPORTS DESCRIBED IN SUBSECTIONS (10.5)(a) AND (10.5)(b) OF THIS SECTION."

Finance

After consideration on the merits, the Committee recommends that **SB21-154** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, strike everything below the enacting clause and substitute:

"SECTION 1. In Colorado Revised Statutes, add article 64 to title 27 as follows:

ARTICLE 64

988 Crisis Hotline Enterprise

27-64-101. Legislative declaration. (1) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT:

(a) ON JULY 16, 2020, THE FEDERAL COMMUNICATIONS COMMISSION ADOPTED RULES, AND ON OCTOBER 17, 2020, CONGRESS PASSED THE "NATIONAL SUICIDE HOTLINE DESIGNATION ACT OF 2020", DESIGNATING 988 AS THE THREE-DIGIT NUMBER FOR THE NATIONAL SUICIDE PREVENTION LIFELINE TO AID RAPID ACCESS TO SUICIDE PREVENTION AND MENTAL HEALTH SUPPORT

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SERVICES;

(b) IT IS IMPERATIVE FOR COLORADO TO IMPLEMENT 988 AS THE THREE-DIGIT NUMBER FOR CRISIS RESPONSE SERVICES IN COLORADO IN ORDER TO COMPLY WITH FEDERAL REGULATIONS; IMPROVE QUALITY AND ACCESS TO BEHAVIORAL HEALTH CRISIS SERVICES, ESPECIALLY FOR UNDERSERVED POPULATIONS AND IN RURAL AREAS OF THE STATE; AND REDUCE STIGMA SURROUNDING SUICIDE, MENTAL HEALTH, AND SUBSTANCE USE CONDITIONS;

(c) THE 988 CRISIS HOTLINE ENTERPRISE PROVIDES VALUABLE BENEFITS AND SERVICES TO TELEPHONE SERVICE USERS WHEN THE ENTERPRISE FUNDS THE 988 CRISIS HOTLINE AND PROVIDES CRISIS OUTREACH, STABILIZATION, AND ACUTE CARE TO INDIVIDUALS CALLING THE 988 CRISIS HOTLINE FROM ANY JURISDICTION IN COLORADO TWENTY-FOUR HOURS A DAY, SEVEN DAYS A WEEK;

(d) BY PROVIDING THE BENEFITS AND SERVICES SPECIFIED IN SUBSECTION (1)(c) OF THIS SECTION, THE 988 CRISIS HOTLINE ENTERPRISE ENGAGES IN AN ACTIVITY CONDUCTED IN THE PURSUIT OF A BENEFIT, GAIN, OR LIVELIHOOD, AND THEREFORE OPERATES AS A BUSINESS;

(e) CONSISTENT WITH THE DETERMINATION OF THE COLORADO SUPREME COURT IN *NICHOLL V. E-470 PUBLIC HIGHWAY AUTHORITY*, 896 P.2d 859 (COLO. 1995), THAT THE POWER TO IMPOSE TAXES IS INCONSISTENT WITH ENTERPRISE STATUS UNDER SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION, IT IS THE CONCLUSION OF THE GENERAL ASSEMBLY THAT THE CHARGES IMPOSED BY THE ENTERPRISE IS A FEE, NOT A TAX, BECAUSE THE CHARGES ARE IMPOSED FOR THE SPECIFIC PURPOSE OF ALLOWING THE ENTERPRISE TO DEFRAY THE COSTS OF PROVIDING THE BENEFITS AND SERVICES SPECIFIED IN SUBSECTION (1)(c) OF THIS SECTION TO TELEPHONE SERVICE USERS AND THE CHARGES ARE IMPOSED AT RATES THAT ARE REASONABLY CALCULATED BASED ON THE COST OF THE SERVICES RECEIVED BY TELEPHONE SERVICE USERS;

(f) SO LONG AS THE 988 CRISIS HOTLINE ENTERPRISE QUALIFIES AS AN ENTERPRISE FOR PURPOSES OF SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION, THE REVENUE FROM THE CHARGES IMPOSED BY THE ENTERPRISE ARE NOT STATE FISCAL YEAR SPENDING, AS DEFINED IN SECTION 24-77-102 (17), OR STATE REVENUES, AS DEFINED IN SECTION 24-77-103.6 (6)(c), AND DO NOT COUNT AGAINST EITHER THE STATE FISCAL YEAR SPENDING LIMIT IMPOSED BY SECTION 20 ARTICLE X OF THE STATE CONSTITUTION OR THE EXCESS STATE REVENUES CAP, AS DEFINED IN SECTION 24-77-103.6 (6)(b)(I); AND

(g) NO OTHER ENTERPRISE CREATED SIMULTANEOUSLY OR WITHIN THE PRECEDING FIVE YEARS SERVES PRIMARILY THE SAME PURPOSE AS THE 988 CRISIS HOTLINE ENTERPRISE AND THE 988 CRISIS HOTLINE ENTERPRISE WILL GENERATE REVENUE FROM CHARGES OF LESS THAN ONE HUNDRED MILLION DOLLARS TOTAL IN ITS FIRST FIVE FISCAL YEARS. ACCORDINGLY, THE CREATION OF THE 988 CRISIS HOTLINE ENTERPRISE DOES NOT REQUIRE VOTER APPROVAL PURSUANT TO SECTION 24-77-108.

27-64-102. Definitions. AS USED IN THIS ARTICLE 64, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "988 CRISIS HOTLINE" MEANS A STATE-IDENTIFIED HOTLINE PARTICIPATING IN THE NATIONAL SUICIDE PREVENTION LIFELINE NETWORK TO RESPOND TO STATEWIDE OR REGIONAL BEHAVIORAL HEALTH CRISIS CALLS.

(2) "CHARGE" MEANS THE 988 SURCHARGE IMPOSED BY THE ENTERPRISE PURSUANT TO SECTION 27-64-103 (4)(a) AND THE PREPAID WIRELESS 988 CHARGE IMPOSED BY THE ENTERPRISE PURSUANT TO SECTION 27-64-103 (4)(b).

(3) "ENTERPRISE" MEANS THE 988 CRISIS HOTLINE ENTERPRISE CREATED IN SECTION 27-64-103.

(4) "NATIONAL SUICIDE PREVENTION LIFELINE" MEANS A NATIONAL NETWORK OF LOCAL CRISIS CENTERS MAINTAINED BY THE FEDERAL SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION THAT PROVIDES FREE AND CONFIDENTIAL EMOTIONAL SUPPORT TO PEOPLE IN SUICIDAL CRISIS OR EMOTIONAL DISTRESS TWENTY-FOUR HOURS A DAY, SEVEN DAYS A WEEK.

(5) "VETERANS CRISIS LINE" MEANS THE VETERANS CRISIS LINE MAINTAINED BY THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS.

27-64-103. 988 crisis hotline enterprise - creation - powers and duties. (1) THERE IS CREATED IN THE DEPARTMENT OF HUMAN SERVICES THE 988 CRISIS HOTLINE ENTERPRISE. THE ENTERPRISE IS AND OPERATES AS A GOVERNMENT-OWNED BUSINESS WITHIN THE DEPARTMENT OF HUMAN SERVICES FOR THE BUSINESS PURPOSE OF IMPOSING CHARGES PURSUANT TO SUBSECTIONS (4)(a) AND (4)(b) OF THIS SECTION, AND UTILIZING THE CHARGES' REVENUE TO FUND THE 988 CRISIS HOTLINE AND PROVIDE CRISIS OUTREACH, STABILIZATION, AND ACUTE CARE TO INDIVIDUALS CALLING THE 988 CRISIS HOTLINE. THE

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ENTERPRISE EXERCISES ITS POWER AND PERFORMS ITS DUTIES AS IF THE SAME WERE TRANSFERRED BY A **TYPE 1** TRANSFER, AS DEFINED IN SECTION 24-1-105, TO THE STATE DEPARTMENT.

(2) THE ENTERPRISE CONSTITUTES AN ENTERPRISE FOR PURPOSES OF SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION SO LONG AS IT RETAINS THE AUTHORITY TO ISSUE REVENUE BONDS AND RECEIVES LESS THAN TEN PERCENT OF ITS TOTAL REVENUES IN GRANTS FROM ALL COLORADO STATE AND LOCAL GOVERNMENTS COMBINED. SO LONG AS IT CONSTITUTES AN ENTERPRISE PURSUANT TO THIS SUBSECTION (2), THE ENTERPRISE IS NOT SUBJECT TO SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION.

(3) THE ENTERPRISE IS GOVERNED BY A BOARD OF DIRECTORS APPOINTED BY THE GOVERNOR.

(4) THE ENTERPRISE'S PRIMARY POWERS AND DUTIES ARE TO:

(a) EFFECTIVE JANUARY 1, 2022, IMPOSE A 988 SURCHARGE ON SERVICE USERS, AS DEFINED IN SECTION 40-17.5-101 (13), IN AN AMOUNT TO BE ESTABLISHED ANNUALLY BY THE ENTERPRISE, IN COLLABORATION WITH THE PUBLIC UTILITIES COMMISSION, BUT NOT TO EXCEED THIRTY CENTS PER MONTH PER 988 ACCESS CONNECTION, AS DEFINED IN SECTION 40-17.5-101 (2). ON OR BEFORE OCTOBER 1, 2021, AND ON OR BEFORE OCTOBER 1 OF EACH YEAR THEREAFTER, THE ENTERPRISE, IN COLLABORATION WITH THE PUBLIC UTILITIES COMMISSION, SHALL ESTABLISH THE AMOUNT OF THE SURCHARGE FOR THE NEXT CALENDAR YEAR. THE AMOUNT OF THE SURCHARGE MUST BE REASONABLY CALCULATED BASED ON THE COST OF THE SERVICES RECEIVED BY TELEPHONE SERVICE USERS. THE AMOUNT OF THE SURCHARGE IMPOSED PER 988 ACCESS CONNECTION MUST BE UNIFORM, REGARDLESS OF THE TECHNOLOGY USED TO PROVIDE THE 988 ACCESS CONNECTION.

(b) EFFECTIVE JANUARY 1, 2022, IMPOSE A PREPAID WIRELESS 988 CHARGE ON EACH RETAIL TRANSACTION, AS DEFINED IN SECTION 40-17.5-104 (1)(d), IN AN AMOUNT TO BE ESTABLISHED ANNUALLY BY THE ENTERPRISE, IN COLLABORATION WITH THE PUBLIC UTILITIES COMMISSION, BUT NOT TO EXCEED THIRTY CENTS PER EACH RETAIL TRANSACTION IN WHICH PREPAID WIRELESS SERVICE IS PURCHASED IN COLORADO. ON OR BEFORE OCTOBER 1, 2021, AND ON OR BEFORE OCTOBER 1 OF EACH YEAR THEREAFTER, THE ENTERPRISE, IN COLLABORATION WITH THE PUBLIC UTILITIES COMMISSION, SHALL ESTABLISH THE AMOUNT OF THE CHARGE FOR THE NEXT CALENDAR YEAR. THE AMOUNT OF THE CHARGE MUST BE REASONABLY CALCULATED TO MEET THE NEEDS OF THE ENTERPRISE.

(c) AS REQUIRED BY SUBSECTION (5) OF THIS SECTION, FUND THE 988 CRISIS HOTLINE TO PROVIDE INTERVENTION SERVICES AND CRISIS CARE COORDINATION TO INDIVIDUALS CALLING THE 988 CRISIS HOTLINE;

(d) (I) ENGAGE THE SERVICES OF THIRD PARTIES SERVING AS CRISIS VENDORS TO PROVIDE CRISIS OUTREACH, STABILIZATION, ACUTE CARE, AND MARKETING FOR THE 988 CRISIS HOTLINE;

(II) ENTER INTO ANY OTHER CONTRACTS NECESSARY FOR PROFESSIONAL AND TECHNICAL ASSISTANCE AND ADVICE AND TO SUPPLY OTHER SERVICES RELATED TO THE CONDUCT OF THE AFFAIRS OF THE ENTERPRISE, WITHOUT REGARD TO THE "PROCUREMENT CODE", ARTICLES 101 TO 112 OF TITLE 24.

(III) THE DEPARTMENT OF HUMAN SERVICES SHALL PROVIDE OFFICE SPACE AND ADMINISTRATIVE STAFF TO THE ENTERPRISE PURSUANT TO A CONTRACT ENTERED INTO PURSUANT TO SUBSECTION (4)(d)(II) OF THIS SECTION.

(e) BY RESOLUTION, AUTHORIZE AND ISSUE REVENUE BONDS THAT ARE PAYABLE ONLY FROM THE MONEY IN THE 988 CRISIS HOTLINE CASH FUND CREATED IN SECTION 27-64-104; AND

(f) ADOPT, AMEND, OR REPEAL POLICIES FOR THE REGULATION OF ITS AFFAIRS AND THE CONDUCT OF ITS BUSINESS CONSISTENT WITH THIS SECTION.

(5) (a) ON OR BEFORE JULY 1, 2022, THE ENTERPRISE SHALL FUND A NONPROFIT ORGANIZATION TO OPERATE THE 988 CRISIS HOTLINE AND PROVIDE INTERVENTION SERVICES AND CRISIS CARE COORDINATION TO INDIVIDUALS CALLING THE 988 CRISIS HOTLINE FROM ANY JURISDICTION WITHIN COLORADO TWENTY-FOUR HOURS A DAY, SEVEN DAYS A WEEK.

(b) THE NONPROFIT ORGANIZATION SHALL:

(I) HAVE AN ACTIVE AGREEMENT WITH THE ADMINISTRATOR OF THE NATIONAL SUICIDE PREVENTION LIFELINE FOR PARTICIPATION WITHIN THE NETWORK;

(II) MEET THE NATIONAL SUICIDE PREVENTION LIFELINE REQUIREMENTS AND BEST PRACTICE GUIDELINES FOR OPERATIONAL AND CLINICAL STANDARDS;

(III) MEET THE NATIONAL SUICIDE PREVENTION LIFELINE REQUIREMENTS FOR SERVING HIGH-RISK AND SPECIALIZED POPULATIONS;

(IV) DEPLOY MOBILE RESPONSE UNITS AND CO-RESPONDER PROGRAMS

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THAT ARE PART OF THE BEHAVIORAL HEALTH CRISIS RESPONSE SYSTEM, CREATED PURSUANT TO SECTION 27-60-103, AND COORDINATE ACCESS TO CRISIS WALK-IN CENTERS, AS APPROPRIATE; AND

(V) PROVIDE FOLLOW-UP SERVICES TO INDIVIDUALS ACCESSING THE 988 CRISIS HOTLINE.

(6) THE ENTERPRISE SHALL COLLABORATE WITH THE NATIONAL SUICIDE PREVENTION LIFELINE AND THE VETERANS CRISIS LINE FOR THE PURPOSE OF ENSURING CONSISTENT PUBLIC MESSAGING ABOUT THE 988 CRISIS HOTLINE CENTER AND AVAILABLE SERVICES.

(7) THE ENTERPRISE SHALL CONSIDER RECOMMENDATIONS FROM THE STATE'S 988 PLANNING COMMITTEE TO DETERMINE HOW THE 988 CRISIS HOTLINE WILL INTERACT WITH THE TWENTY-FOUR-HOUR TELEPHONE CRISIS SERVICES ESTABLISHED IN SECTION 27-60-103 (1)(b)(I).

(8) THE ENTERPRISE IS SUBJECT TO THE OPEN MEETINGS PROVISIONS OF THE "COLORADO SUNSHINE ACT OF 1972", CONTAINED IN PART 4 OF ARTICLE 6 OF TITLE 24, AND THE "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF TITLE 24.

(9) FOR PURPOSES OF THE "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF TITLE 24, AND EXCEPT AS MAY OTHERWISE BE PROVIDED BY FEDERAL LAW OR REGULATION OR STATE LAW, THE RECORDS OF THE ENTERPRISE ARE PUBLIC RECORDS, AS DEFINED IN SECTION 24-72-202 (6), REGARDLESS OF WHETHER THE ENTERPRISE RECEIVES LESS THAN TEN PERCENT OF ITS TOTAL ANNUAL REVENUE IN GRANTS, AS DEFINED IN SECTION 24-77-102 (7), FROM ALL COLORADO STATE AND LOCAL GOVERNMENTS COMBINED.

(10) THE ENTERPRISE IS A PUBLIC ENTITY FOR PURPOSES OF PART 2 OF ARTICLE 57 OF TITLE 11.

27-64-104. 988 crisis hotline cash fund - creation. (1) THE 988 CRISIS HOTLINE CASH FUND, REFERRED TO IN THIS SECTION AS THE "FUND", IS CREATED IN THE STATE TREASURY. THE FUND CONSISTS OF MONEY CREDITED TO THE FUND IN ACCORDANCE WITH ARTICLE 17.5 OF TITLE 40.

(2) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE FUND TO THE FUND.

(3) SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY, THE ENTERPRISE MAY EXPEND MONEY FROM THE FUND FOR THE PURPOSES OUTLINED IN SECTION 27-64-103 (4)(c) AND (4)(d).

(4) THE BOARD MAY SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SECTION, SO LONG AS THE COMBINATION OF GRANTS FROM STATE AND LOCAL GOVERNMENTS IS LESS THAN TEN PERCENT OF THE ENTERPRISE'S TOTAL ANNUAL REVENUE.

27-64-105. Reports. (1) BEGINNING JANUARY 1, 2023, AND EACH JANUARY 1 THEREAFTER, THE DEPARTMENT OF HUMAN SERVICES SHALL:

(a) SUBMIT INFORMATION ABOUT THE USAGE OF THE 988 CRISIS HOTLINE AND SERVICES PROVIDED TO THE FEDERAL SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION AND INFORMATION ABOUT THE EXPENDITURES OF THE 988 CRISIS HOTLINE CASH FUND TO THE FEDERAL COMMUNICATIONS COMMISSION; AND

(b) REPORT PROGRESS ON THE IMPLEMENTATION OF THE 988 CRISIS HOTLINE, INCLUDING THE USAGE OF THE 988 CRISIS HOTLINE, THE SERVICES PROVIDED, AND THE DEPOSITS AND EXPENDITURES FROM THE 988 CRISIS HOTLINE CASH FUND AS PART OF ITS "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT" HEARING REQUIRED BY SECTION 2-7-203.

SECTION 2. In Colorado Revised Statutes, **add** article 17.5 to title 40 as follows:

ARTICLE 17.5

988 Surcharge and Prepaid Wireless 988 Charge for the 988 Crisis Hotline

40-17.5-101. Definitions. AS USED IN THIS ARTICLE 17.5, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "988" MEANS THE THREE-DIGIT ABBREVIATED DIALING CODE USED TO REPORT A BEHAVIORAL HEALTH CRISIS.

(2) "988 ACCESS CONNECTION" MEANS ANY COMMUNICATIONS SERVICE INCLUDING WIRELINE, WIRELESS CELLULAR, INTERCONNECTED VOICE OVER INTERNET PROTOCOL , OR SATELLITE IN WHICH CONNECTIONS ARE ENABLED, CONFIGURED, OR CAPABLE OF MAKING 988 CALLS. "988 ACCESS CONNECTION" DOES NOT INCLUDE FACILITIES-BASED BROADBAND SERVICES. THE NUMBER OF 988 ACCESS CONNECTIONS IS DETERMINED BY THE CONFIGURED CAPACITY FOR

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SIMULTANEOUS OUTBOUND CALLING. FOR EXAMPLE, FOR A DIGITAL SIGNAL-1 (DS-1) LEVEL SERVICE OR EQUIVALENT THAT IS CHANNELIZED AND SPLIT INTO SEPARATE CHANNELS FOR VOICE COMMUNICATIONS, THE NUMBER OF 988 ACCESS CONNECTIONS WOULD BE EQUAL TO THE NUMBER OF CHANNELS CAPABLE OF MAKING SIMULTANEOUS CALLS.

(3) "988 CRISIS HOTLINE ENTERPRISE" OR "ENTERPRISE" MEANS THE 988 CRISIS HOTLINE ENTERPRISE CREATED IN SECTION 27-64-103.

(4) "988 SURCHARGE" OR "SURCHARGE" MEANS THE 988 SURCHARGE IMPOSED BY THE 988 CRISIS HOTLINE ENTERPRISE PURSUANT TO SECTION 27-64-103 (4)(a).

(5) "COMMISSION" OR "PUBLIC UTILITIES COMMISSION" MEANS THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO CREATED IN SECTION 40-2-101.

(6) "CONSUMER" MEANS A PERSON WHO PURCHASES PREPAID WIRELESS TELECOMMUNICATIONS SERVICE IN A RETAIL TRANSACTION.

(7) "DEPARTMENT" MEANS THE DEPARTMENT OF REVENUE.

(8) "PERSON" MEANS ANY INDIVIDUAL; FIRM; PARTNERSHIP; COPARTNERSHIP; JOINT VENTURE; ASSOCIATION; COOPERATIVE ORGANIZATION; CORPORATION, EITHER MUNICIPAL OR PRIVATE AND ORGANIZED FOR PROFIT OR NOT; GOVERNMENTAL AGENCY; STATE; COUNTY OR CITY AND COUNTY; POLITICAL SUBDIVISION; STATE DEPARTMENT; COMMISSION; BOARD; OR BUREAU, FRATERNAL ORGANIZATION, NONPROFIT ORGANIZATION, ESTATE, TRUST, BUSINESS OR COMMON LAW TRUST, RECEIVER, ASSIGNEE FOR THE BENEFIT OF CREDITORS, TRUSTEE, OR TRUSTEE IN BANKRUPTCY; OR ANY OTHER SERVICE USER.

(9) "PREPAID WIRELESS 988 CHARGE" OR "CHARGE" MEANS THE CHARGE IMPOSED BY THE 988 CRISIS HOTLINE ENTERPRISE PURSUANT TO SECTION 27-64-103 (4)(b).

(10) "RETAIL TRANSACTION" MEANS THE PURCHASE OF PREPAID WIRELESS TELECOMMUNICATIONS SERVICE FROM A SELLER FOR ANY PURPOSE OTHER THAN RESALE.

(11) "SELLER" MEANS A PERSON WHO SELLS PREPAID WIRELESS TELECOMMUNICATIONS SERVICES TO ANOTHER PERSON.

(12) "SERVICE SUPPLIER" MEANS A PERSON PROVIDING 988 ACCESS CONNECTIONS TO ANY SERVICE USER IN THE STATE, EITHER DIRECTLY OR BY RESALE.

(13) "SERVICE USER" MEANS A PERSON WHO IS PROVIDED A 988 ACCESS CONNECTION IN THE STATE.

40-17.5-102. 988 surcharge - collection - rules. (1) THE COMMISSION SHALL COLLECT, ON BEHALF OF THE 988 CRISIS HOTLINE ENTERPRISE, THE 988 SURCHARGE IMPOSED BY THE ENTERPRISE PURSUANT TO SECTION 27-64-103 (4)(a) TO FUND THE ENTERPRISE. THE COMMISSION SHALL COLLABORATE WITH THE ENTERPRISE TO ESTABLISH THE AMOUNT OF THE SURCHARGE FOR THE NEXT CALENDAR YEAR.

(2) EACH SERVICE SUPPLIER SHALL COLLECT THE SURCHARGE FROM ITS SERVICE USERS. THE SURCHARGE IS THE LIABILITY OF THE SERVICE USER AND NOT OF THE SERVICE SUPPLIER; EXCEPT THAT THE SERVICE SUPPLIER IS LIABLE TO REMIT ALL SURCHARGES THAT THE SERVICE SUPPLIER COLLECTS FROM SERVICE USERS.

(3) (a) THE SERVICE SUPPLIER SHALL REMIT THE COLLECTED SURCHARGES TO THE COMMISSION ON A MONTHLY BASIS IN A MANNER ESTABLISHED BY THE COMMISSION. THE COMMISSION SHALL ESTABLISH REMITTANCE PROCEDURES BY RULE. A SERVICE SUPPLIER IS SUBJECT TO THE PENALTIES AND PROCEDURES IN SECTION 40-17.5-103 FOR THE FAILURE TO COLLECT OR CORRECTLY REMIT A SURCHARGE IN ACCORDANCE WITH THIS SECTION.

(b) A SERVICE SUPPLIER MAY DEDUCT AND RETAIN ONE PERCENT OF THE SURCHARGES THAT ARE COLLECTED BY THE SERVICE SUPPLIER FROM ITS SERVICE USERS.

(c) (I) THE STATE TREASURER SHALL CREDIT THE SURCHARGE COLLECTIONS REMITTED TO THE COMMISSION PURSUANT TO SUBSECTION (3)(a) OF THIS SECTION TO THE 988 CRISIS HOTLINE CASH FUND CREATED IN SECTION 27-64-104. ANY SURCHARGE TRANSMITTED TO THE STATE TREASURER THAT IS COLLECTED ON BEHALF OF THE 988 CRISIS HOTLINE ENTERPRISE IS EXCLUDED FROM STATE FISCAL YEAR SPENDING.

(II) THE COMMISSION MAY RETAIN UP TO FOUR PERCENT OF THE COLLECTED SURCHARGES NECESSARY TO REIMBURSE THE COMMISSION FOR ITS DIRECT AND INDIRECT COSTS OF ADMINISTERING THE COLLECTION AND REMITTANCE OF SURCHARGES FOR THE 988 CRISIS HOTLINE, INCLUDING COSTS

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RELATED TO CONDUCTING AUDITS OF SERVICE SUPPLIERS IN ACCORDANCE WITH SECTION 40-17.5-103.

(4) THE SURCHARGE IMPOSED BY THE ENTERPRISE PURSUANT TO SECTION 27-64-103 (4)(a) IS THE ONLY DIRECT 988 FUNDING OBLIGATION IMPOSED UPON SERVICE USERS IN THE STATE. NO TAX, FEE, SURCHARGE, OR OTHER CHARGE TO FUND THE 988 CRISIS HOTLINE IS IMPOSED BY THE STATE, ANY POLITICAL SUBDIVISION OF THE STATE, OR ANY INTERGOVERNMENTAL AGENCY UPON A SELLER OR CONSUMER WITH RESPECT TO THE SALE, PURCHASE, USE, OR PROVISION OF 988 ACCESS CONNECTION IN THE STATE.

(5) THIS SECTION DOES NOT APPLY TO PREPAID WIRELESS TELECOMMUNICATIONS SERVICES.

40-17.5-103. Remittance of surcharges - incorrect or delinquent reports - penalties - administrative fees - rules. (1) EVERY SERVICE SUPPLIER SHALL COLLECT THE 988 SURCHARGE BY THE 988 CRISIS HOTLINE ENTERPRISE PURSUANT TO SECTION 27-64-103 (4)(a) FROM ITS SERVICE USERS.

(2) THE DUTY TO COLLECT OR REMIT THE 988 SURCHARGE COMMENCES ON JANUARY 1, 2022. THE 988 SURCHARGE MUST BE STATED SEPARATELY OR ON THE SAME LINE ITEM AS THE 911 SURCHARGE CREATED IN SECTION 29-11-102.3. THE REVENUES COLLECTED FROM THE 988 AND 911 SURCHARGES MUST NOT BE COMBINED IN ANY WAY AND MUST BE COLLECTED AND REMITTED TO THE COMMISSION SEPARATELY.

(3) A SERVICE SUPPLIER IS LIABLE ONLY FOR THE 988 SURCHARGE COLLECTED PURSUANT TO THIS ARTICLE 17.5 UNTIL IT IS REMITTED TO THE COMMISSION. THE AMOUNT REMITTED BY THE SERVICE SUPPLIER MUST REFLECT THE ACTUAL COLLECTIONS BASED ON THE ACTUAL 988 ACCESS CONNECTIONS BILLED.

(4) A SERVICE SUPPLIER SHALL REMIT THE 988 SURCHARGE IN ACCORDANCE WITH SECTION 40-17.5-102 AND RULES ADOPTED BY THE COMMISSION.

(5) (a) THE SERVICE SUPPLIER SHALL MAINTAIN A RECORD OF THE AMOUNT OF EACH 988 SURCHARGE COLLECTED AND REMITTED BY SERVICE USER ADDRESS FOR A PERIOD OF THREE YEARS AFTER THE TIME THE CHARGE WAS COLLECTED AND REMITTED.

(b) IF A SERVICE SUPPLIER FAILS TO TIMELY FILE A REPORT AND REMIT THE 988 SURCHARGE AS REQUIRED BY THIS SECTION, OR IF A SERVICE SUPPLIER FILES AN INCORRECT REPORT OR FAILS TO REMIT THE CORRECT AMOUNT, THE COMMISSION SHALL ESTIMATE THE AMOUNT OF THE REMITTANCE DUE FOR THE PERIOD OR PERIODS FOR WHICH THE SERVICE SUPPLIER IS DELINQUENT. THE COMMISSION SHALL MAKE THE ESTIMATE BASED UPON THE INFORMATION AVAILABLE. THE COMMISSION SHALL COMPUTE AND ASSESS A PENALTY EQUAL TO FIFTEEN PERCENT OF THE ESTIMATE OF THE DELINQUENT AMOUNT, AND SHALL ASSESS INTEREST ON THE DELINQUENT CHARGES AT THE RATE OF ONE PERCENT EACH MONTH FROM THE DATE WHEN DUE UNTIL THE DATE PAID.

(c) EXCEPT AS PROVIDED IN THIS SECTION AND UNLESS SUCH TIME IS EXTENDED BY AGREEMENT PURSUANT TO SUBSECTION (5)(d) OF THIS SECTION, THE AMOUNT OF A DELINQUENT REMITTANCE AND THE PENALTY AND INTEREST OWED PURSUANT TO SUBSECTION (5)(b) OF THIS SECTION, OTHER THAN INTEREST ACCRUING THEREAFTER, MUST BE ASSESSED WITHIN THREE YEARS AFTER THE DATE THE INCORRECT REPORT WAS FILED OR THE DELINQUENT REPORT WAS TO BE FILED. THE COMMISSION SHALL NOT FILE A NOTICE OF LIEN, ISSUE A DISTRRAINT WARRANT, INSTITUTE A SUIT FOR COLLECTION, OR TAKE OTHER ACTION TO COLLECT THE AMOUNT AFTER THE EXPIRATION OF SUCH PERIOD UNLESS THE COMMISSION ISSUES A NOTICE OF ASSESSMENT FOR THE AMOUNT WITHIN SUCH PERIOD OR WITHIN AN EXTENDED PERIOD PURSUANT TO SUBSECTION (5)(d) OF THIS SECTION.

(d) IF, BEFORE THE EXPIRATION OF THE TIME PRESCRIBED FOR THE ASSESSMENT OF DELINQUENT AMOUNTS IN SUBSECTION (5)(c) OF THIS SECTION, THE COMMISSION AND THE SERVICE SUPPLIER CONSENT IN WRITING TO AN ASSESSMENT AFTER SUCH TIME, THE AMOUNT CALCULATED IN ACCORDANCE WITH SUBSECTION (5)(b) OF THIS SECTION MAY BE ASSESSED AT ANY TIME PRIOR TO THE EXPIRATION OF THE PERIOD AGREED UPON. THE PERIOD AGREED UPON MAY BE EXTENDED BY SUBSEQUENT AGREEMENTS IN WRITING MADE BEFORE THE EXPIRATION OF THE PERIOD PREVIOUSLY AGREED UPON. THE COMMISSION MAY FILE A LIEN AGAINST THE PROPERTY OF THE SERVICE SUPPLIER FOR UP TO ONE YEAR AFTER THE EXPIRATION OF ANY SUCH PERIOD, UNLESS OTHERWISE SPECIFICALLY PROVIDED IN THIS ARTICLE 17.5.

(e) THE COMMISSION MAY CONDUCT AN AUDIT OF A SERVICE SUPPLIER'S BOOKS AND RECORDS CONCERNING THE COLLECTION AND REMITTANCE OF THE CHARGES AUTHORIZED BY THIS ARTICLE 17.5. A PUBLIC INSPECTION OF THE

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AUDIT AND OF DOCUMENTS REVIEWED IN THE AUDIT IS SUBJECT TO SECTION 24-72-204. THE COMMISSION IS RESPONSIBLE FOR EXPENSES THE COMMISSION MAY INCUR TO CONDUCT THE AUDIT. IN CONNECTION WITH AUDITS PERFORMED, SERVICE SUPPLIERS SHALL MAKE RELEVANT RECORDS AVAILABLE TO THE AUDITORS AT NO CHARGE. THE COMMISSION SHALL PROMULGATE RULES GOVERNING THE AUDIT AND APPEAL PROCEDURES.

(f) THE COMMISSION SHALL DEPOSIT ANY PENALTIES OR INTEREST IN THE 988 CRISIS HOTLINE CASH FUND CREATED IN SECTION 27-64-104.

40-17.5-104. Prepaid wireless 988 charge - collection - rules.

(1) (a) THE SELLER SHALL COLLECT, ON BEHALF OF THE 988 CRISIS HOTLINE ENTERPRISE, THE PREPAID WIRELESS 988 CHARGE IMPOSED BY THE ENTERPRISE PURSUANT TO SECTION 27-64-103 (4)(b) FROM THE CONSUMER ON EACH RETAIL TRANSACTION OCCURRING IN THE STATE. THE AMOUNT OF THE PREPAID WIRELESS 988 CHARGE SHALL BE EITHER DISCLOSED TO THE CONSUMER, OR SEPARATELY STATED OR STATED ON THE SAME LINE ITEM AS THE 911 SURCHARGE CREATED IN SECTION 29-11-102.3 ON AN INVOICE, RECEIPT, OR OTHER SIMILAR DOCUMENT THE SELLER PROVIDES TO THE CONSUMER. A SELLER SHALL ELECT TO EITHER DISCLOSE OR SEPARATELY STATE THE CHARGE AND SHALL NOT CHANGE THE ELECTION WITHOUT THE WRITTEN CONSENT OF THE DEPARTMENT. THE SELLER IS DEEMED TO HAVE COLLECTED THE CHARGE NOTWITHSTANDING THE SELLER'S FAILURE TO SEPARATELY DISCLOSE OR STATE THE CHARGE ON AN INVOICE, RECEIPT, OR OTHER SIMILAR DOCUMENT THE SELLER PROVIDES TO THE CONSUMER.

(b) FOR PURPOSES OF THIS SECTION, A RETAIL TRANSACTION OCCURS IN COLORADO IF:

(I) THE CONSUMER EFFECTS THE RETAIL TRANSACTION IN PERSON AT A BUSINESS LOCATION IN COLORADO;

(II) IF SUBSECTION (1)(b)(I) OF THIS SECTION DOES NOT APPLY, THE PRODUCT IS DELIVERED TO THE CONSUMER AT A COLORADO ADDRESS PROVIDED TO THE SELLER;

(III) IF SUBSECTIONS (1)(b)(I) AND (1)(b)(II) OF THIS SECTION DO NOT APPLY, THE SELLER'S RECORDS, MAINTAINED IN THE ORDINARY COURSE OF BUSINESS, INDICATE THAT THE CONSUMER'S ADDRESS IS IN COLORADO AND THE RECORDS ARE NOT MADE OR KEPT IN BAD FAITH;

(IV) IF SUBSECTIONS (1)(b)(I) TO (1)(b)(III) OF THIS SECTION DO NOT APPLY, THE CONSUMER GIVES A COLORADO ADDRESS DURING THE CONSUMMATION OF THE SALE, INCLUDING THE CONSUMER'S PAYMENT INSTRUMENT IF NO OTHER ADDRESS IS AVAILABLE, AND THERE IS NO INDICATION THAT THE ADDRESS IS GIVEN IN BAD FAITH; OR

(V) IF SUBSECTIONS (1)(b)(I) TO (1)(b)(IV) OF THIS SECTION DO NOT APPLY, THE MOBILE TELEPHONE NUMBER IS ASSOCIATED WITH A COLORADO LOCATION.

(c) THE PREPAID WIRELESS 988 CHARGE IS THE LIABILITY OF THE CONSUMER AND NOT OF THE SELLER; EXCEPT THAT THE SELLER IS LIABLE TO REMIT ALL PREPAID WIRELESS 988 CHARGES THAT THE SELLER COLLECTS FROM A CONSUMER AS PROVIDED IN SUBSECTION (2) OF THIS SECTION.

(d) THE AMOUNT OF THE PREPAID WIRELESS 988 CHARGE THAT IS COLLECTED BY A SELLER FROM A CONSUMER IS NOT INCLUDED IN THE BASE FOR MEASURING ANY TAX, FEE, SURCHARGE, OR OTHER CHARGE THAT IS IMPOSED BY THE STATE, ANY POLITICAL SUBDIVISION OF THE STATE, OR ANY INTERGOVERNMENTAL AGENCY.

(2) (a) THE SELLER SHALL REMIT ANY COLLECTED PREPAID WIRELESS 988 CHARGES TO THE DEPARTMENT AT THE TIMES AND IN THE MANNER PROVIDED IN PART 1 OF ARTICLE 26 OF TITLE 39. THE DEPARTMENT SHALL ESTABLISH, BY RULE, REGISTRATION AND PAYMENT PROCEDURES THAT SUBSTANTIALLY COINCIDE WITH THE REGISTRATION AND PAYMENT PROCEDURES THAT APPLY UNDER PART 1 OF ARTICLE 26 OF TITLE 39. A SELLER IS SUBJECT TO THE PENALTIES UNDER PART 1 OF ARTICLE 26 OF TITLE 39 FOR FAILURE TO COLLECT OR REMIT A PREPAID WIRELESS 988 CHARGE IN ACCORDANCE WITH THIS SECTION.

(b) A SELLER MAY DEDUCT AND RETAIN THREE AND THREE-TENTHS PERCENT OF THE PREPAID WIRELESS 988 CHARGES THAT ARE COLLECTED BY THE SELLER FROM THE CONSUMERS.

(c) THE AUDIT AND APPEAL PROCEDURES APPLICABLE TO THE STATE SALES TAX PURSUANT TO PART 1 OF ARTICLE 26 OF TITLE 39 APPLY TO PREPAID WIRELESS 988 CHARGES.

(d) THE DEPARTMENT SHALL, BY RULE, ESTABLISH PROCEDURES BY WHICH A SELLER MAY DOCUMENT THAT A TRANSACTION IS NOT A RETAIL TRANSACTION, WHICH PROCEDURES MUST SUBSTANTIALLY COINCIDE WITH THE

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PROCEDURES FOR DOCUMENTING THAT A SALE WAS WHOLESAL FOR PURPOSES OF THE SALES TAX PURSUANT TO PART 1 OF ARTICLE 26 OF TITLE 39.

(e) (I) THE STATE TREASURER SHALL CREDIT THE PREPAID WIRELESS 988 CHARGES REMITTED TO THE DEPARTMENT PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION TO THE 988 CRISIS HOTLINE CASH FUND CREATED IN SECTION 27-64-104.

(II) THE DEPARTMENT MAY RETAIN UP TO THREE PERCENT OF THE COLLECTED CHARGES NECESSARY TO REIMBURSE THE DEPARTMENT FOR ITS DIRECT COSTS OF ADMINISTERING THE COLLECTION AND REMITTANCE OF PREPAID WIRELESS 988 CHARGES.

(3) THE PREPAID WIRELESS 988 CHARGE IMPOSED PURSUANT TO SECTION 27-60-103 (4)(b) IS THE ONLY DIRECT 988 FUNDING OBLIGATION IMPOSED WITH RESPECT TO PREPAID WIRELESS TELECOMMUNICATIONS SERVICE IN THE STATE. NO TAX, FEE, SURCHARGE, OR OTHER CHARGE TO FUND THE 988 CRISIS HOTLINE IS IMPOSED BY THE STATE, ANY POLITICAL SUBDIVISION OF THE STATE, OR ANY INTERGOVERNMENTAL AGENCY UPON A SELLER OR CONSUMER WITH RESPECT TO THE SALE, PURCHASE, USE, OR PROVISION OF PREPAID WIRELESS TELECOMMUNICATIONS SERVICE.

40-17.5-105. Immunity of providers. NO SERVICE PROVIDER OR SERVICE SUPPLIER, OR ANY EMPLOYEE OR AGENT THEREOF, SHALL BE LIABLE FOR ANY DAMAGES IN A CIVIL ACTION FOR INJURIES, DEATH, OR LOSS TO PERSON OR PROPERTY INCURRED AS A RESULT OF ANY ACT OR OMISSION OF SUCH SERVICE PROVIDER, SERVICE SUPPLIER, EMPLOYEE, OR AGENT IN CONNECTION WITH DEVELOPING, ADOPTING, IMPLEMENTING, MAINTAINING, ENHANCING, OR PROVIDING 988 ACCESS CONNECTION OR SERVICE, UNLESS SUCH DAMAGE OR INJURY WAS INTENTIONALLY CAUSED BY OR RESULTED FROM GROSS NEGLIGENCE OF THE PROVIDER, SUPPLIER, EMPLOYEE, OR AGENT.

SECTION 3. In Colorado Revised Statutes, 24-75-402, add (5)(rr) as follows:

24-75-402. Cash funds - limit on uncommitted reserves - reduction in the amount of fees - exclusions. (5) Notwithstanding any provision of this section to the contrary, the following cash funds are excluded from the limitations specified in this section:

(rr) THE 988 CRISIS HOTLINE CASH FUND CREATED IN SECTION 27-64-104.

SECTION 4. 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 2022 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 **HB21-1227** 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 16, after "SYSTEM" insert "DETERMINED BY THE STATE DEPARTMENT".

Finance After consideration on the merits, the Committee recommends that **SB21-200** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB21-1100** 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 The Committee on Business, Labor, & Technology 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:

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MEMBER OF THE
UNINSURED EMPLOYER BOARD

for a term expiring September 1, 2023:

Shelley Phelps Dodge, JD of Fort Lupton, Colorado, to serve as an attorney who represents injured workers, reappointed.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB21-1235** 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 20 and 21 and substitute:
"vehicle driver's license issued by the state of Colorado and records the number and state JURISDICTION of issue of the".

Page 3, line 23, after "valid" insert "EXPORTER OF FIREWORKS LICENSE ISSUED PURSUANT TO THIS PART 20, OR A VALID".

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB21-197** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, strike lines 3 through 6 and substitute "~~corporation; or partnership~~ IMMEDIATELY UPON RECEIPT OF NOTICE OF AN ON-THE-JOB INJURY, BUT NOT MORE THAN SEVEN BUSINESS DAYS AFTER RECEIPT OF NOTICE OF THE ON-THE-JOB INJURY, AN EMPLOYER OR INSURER SHALL, IN WRITTEN VERIFIED FORM, PROVIDE AN INJURED WORKER WITH NOTICE OF THE INJURED WORKER'S RIGHT TO DESIGNATE A TREATING PHYSICIAN AND NOTIFY THE INJURED WORKER WHERE TO ACCESS THE DIVISION'S LIST OF LEVEL I AND LEVEL II ACCREDITED PHYSICIANS. THE DIRECTOR SHALL CREATE A FORM TO IMPLEMENT THE PROCEDURE TO DESIGNATE A PHYSICIAN. THE".

Page 3, line 7, after "DESIGNATE" insert "ONLY".

Page 3, strike lines 21 through 27 and substitute "~~indicates to the employer or insurer to the contrary~~ IN AN EMERGENCY SITUATION, THE INJURED EMPLOYEE SHALL BE TAKEN TO ANY PHYSICIAN OR HEALTH-CARE FACILITY THAT IS ABLE TO PROVIDE THE NECESSARY CARE. WHEN EMERGENCY CARE IS NO LONGER REQUIRED, SUBSECTION (5)(a)(I)(A) OF THIS SECTION APPLIES. IMMEDIATELY UPON RECEIPT OF NOTICE THAT EMERGENCY CARE IS NO LONGER REQUIRED, BUT NOT MORE THAN SEVEN BUSINESS DAYS AFTER RECEIPT OF NOTICE THAT EMERGENCY CARE IS NO LONGER REQUIRED, AN EMPLOYER OR INSURER SHALL, IN WRITTEN VERIFIED FORM, NOTIFY THE INJURED EMPLOYEE OF THE INJURED EMPLOYEE'S RIGHT TO DESIGNATE A TREATING PHYSICIAN AND NOTIFY THE INJURED EMPLOYEE ABOUT HOW TO ACCESS THE DIVISION'S LIST OF LEVEL I AND LEVEL II ACCREDITED PHYSICIANS.".

Page 4, strike lines 1 through 8.

Page 4, line 9, strike "(C)" and substitute "(C)".

Page 4, line 22, after the period add "IF THE INJURED EMPLOYEE DECLINES TO DESIGNATE A TREATING PHYSICIAN WITHIN ONE HUNDRED EIGHTY DAYS AFTER THE DATE OF INJURY, THE EMPLOYER OR INSURER MAY DESIGNATE A LEVEL I OR LEVEL II ACCREDITED PHYSICIAN LICENSED UNDER THE "COLORADO MEDICAL PRACTICE ACT", ARTICLE 240 OF TITLE 12, AS THE EMPLOYEE'S DESIGNATED TREATING PHYSICIAN.".

Page 5, strike lines 23 through 27.

Strike pages 6 and 7.

Page 8, strike lines 1 through 3 and substitute:

~~(H)~~ (II) An employee may obtain a one-time change in the designated authorized treating physician under this section by providing notice that meets

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the following requirements:

(A) The notice is provided within ninety days after the date of the injury EMPLOYEE'S FIRST PHYSICIAN DESIGNATION, but before the injured worker EMPLOYEE reaches maximum medical improvement;

(B) The notice is in writing and submitted on a form designated by the director. The notice provided in this subparagraph ~~(HH)~~ shall SUBSECTION (5)(a)(II) MUST also simultaneously serve as a request and authorization to the initially authorized treating physician to release all relevant medical records to the newly authorized treating physician.

(C) The notice is directed to the ~~insurance carrier~~ INSURER or to the employer's authorized representative, if self-insured, and to the initially authorized treating physician and is deposited in the United States mail or hand-delivered to the employer, who shall notify the ~~insurance carrier~~ INSURER, if necessary, and the initially authorized treating physician;

(D) The new physician is ~~on the employer's designated list or provides medical services for a designated corporate medical provider on the list~~ A LEVEL I OR LEVEL II ACCREDITED PHYSICIAN LICENSED UNDER THE "COLORADO MEDICAL PRACTICE ACT", ARTICLE 240 OF TITLE 12;

(E) The transfer of medical care does not pose a threat to the health or safety of the injured employee;

(F) An ~~insurance carrier~~ INSURER, or an employer's authorized representative if the employer is self-insured, shall track how often injured employees change their authorized treating physician pursuant to this subparagraph ~~(HH)~~ SUBSECTION (5)(a)(II) and shall report such information to the division upon request.

~~(IV)~~ (III) (A) When an injured employee changes his or her designated authorized treating physician, the newly authorized treating physician shall make a reasonable effort to avoid any unnecessary duplication of medical services.

(B) The originally authorized treating physician shall send all medical records in his or her possession pertaining to the injured employee to the newly authorized treating physician within seven calendar days after receiving a request for medical records from the newly authorized treating physician.

(C) The originally authorized treating physician shall continue as the authorized treating physician for the injured employee until the injured employee's initial visit with the newly authorized treating physician, at which time the treatment relationship with the initially authorized treating physician shall terminate.

(D) The opinion of the originally authorized treating physician regarding work restrictions and return to work shall control unless and until such opinion is expressly modified by the newly authorized treating physician.

(E) The newly authorized treating physician shall be presumed to have consented to treat the injured employee unless the newly authorized treating physician expressly refuses in writing within five days after the date of the notice to change authorized treating physicians. If the newly authorized treating physician refuses to treat the injured employee, the employee may return to the employer to request an alternative authorized treating physician. If the employer does not provide an alternative authorized treating physician within five days after the employee's request, rules established by the division shall control WHO IS A LEVEL I OR LEVEL II ACCREDITED PHYSICIAN LICENSED UNDER THE "COLORADO MEDICAL PRACTICE ACT", ARTICLE 240 OF TITLE 12.

~~(V)~~ (IV) If the authorized treating physician moves from one facility to another, or from one corporate medical provider to another, an injured employee may continue care with the authorized treating physician, and the original facility or corporate medical provider shall provide the injured employee's medical records to the authorized treating physician within seven days after receipt of a request for medical records from the authorized treating physician.

~~(VI)~~ (V) (A) In addition to the one-time change of physician allowed in subparagraph ~~(HH)~~ of this paragraph ~~(a)~~ SUBSECTION (5)(a)(II) OF THIS SECTION, upon written request".

Page 9, line 6, strike "(5)(a)(II)(A)" and substitute "(5)(a)(V)(A)".

Page 9, line 14, strike "(5)(a)(II)" and substitute "(5)(a)(V)".

Page 9, line 19, strike "(5)(a)(II)(A)" and substitute "(5)(a)(V)(A)".

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Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **SB21-237** 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 13, strike "24-33-206." and substitute "23-31-316."

Page 2, strike lines 14 and 15 and substitute:

"SECTION 2. In Colorado Revised Statutes, **repeal and reenact, with amendments,** 23-31-316 as follows:".

Page 2, line 16, strike "**24-33-206.**" and substitute "**23-31-316.**"

Page 6, line 18, strike "SUBSECTIONS (3)(a)(II)(A) TO (3)(a)(II)(I)" and substitute "SUBSECTION (3)(a)(II)".

Page 7, line 12, strike "IDENTIFICATION OF" and substitute "LANDSCAPE-SCALE PLANNING TO IDENTIFY".

Page 8, strike line 27.

Page 9, strike lines 1 through 7 and substitute:

"SECTION 3. Effective date. This act takes effect September 2, 2021."

Re-number succeeding section accordingly.

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **HB21-1180** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 2, line 23, after "FUEL;" add "AND".

Page 3, strike lines 11 through 19 and substitute:

"(b) DECLARES THAT IT IS IN THE INTEREST OF THE STATE FOR THE FOREST SERVICE TO ADMINISTER A GRANT PROGRAM TO DEMONSTRATE BIOMASS UTILIZATION AS A MEANS TO INNOVATE WILDFIRE".

Page 3, strike lines 24 through 26.

Re-letter succeeding paragraphs accordingly.

Page 4, strike lines 10 through 20 and substitute:

"(f) "WILDLAND-URBAN INTERFACE" OR "WUI" HAS THE MEANING SET FORTH IN SECTION 23-31-310 (2)(f).

(3) (a) (I) THE BIOMASS UTILIZATION GRANT PROGRAM IS CREATED TO DEMONSTRATE THE UTILIZATION OF BIOMASS THROUGHOUT THE STATE. THE FOREST SERVICE, AT THE DISCRETION OF THE STATE FORESTER, MAY IMPLEMENT THE GRANT PROGRAM BY AWARDING UP TO TWO MILLION FIVE HUNDRED THOUSAND DOLLARS IN GRANTS FOR PROPOSED PROJECTS THAT SEEK TO DEMONSTRATE THE FOLLOWING REGARDING BIOMASS UTILIZATION:".

Page 4, line 24, strike "AND" and substitute "OR".

Page 4, strike lines 26 and 27 and substitute "BIOCHAR".

Page 5, strike lines 1 through 24 and substitute:

"(II) THE FOREST SERVICE, AT THE DISCRETION OF THE STATE FORESTER, MAY ADMINISTER THE GRANT PROGRAM USING MONEY IN THE HEALTHY FORESTS AND VIBRANT COMMUNITIES FUND CREATED IN SECTION 23-31-313 (10) AND ANY GIFTS, GRANTS, OR DONATIONS RECEIVED. THE FOREST SERVICE MAY SEEK AND EXPEND GIFTS, GRANTS, AND DONATIONS TO FINANCE THE BIOMASS UTILIZATION GRANT PROGRAM.

(4) ON OR BEFORE MARCH 1, 2023, AND ON OR BEFORE EACH MARCH 1 AFTER A YEAR IN WHICH THE FOREST SERVICE AWARDS ONE OR MORE GRANTS UNDER THE BIOMASS UTILIZATION GRANT PROGRAM, THE FOREST SERVICE SHALL SUBMIT A REPORT DESCRIBING EACH PROJECT FOR WHICH IT HAS AWARDED A GRANT IN THE PREVIOUS YEAR, INCLUDING A DESCRIPTION OF THE TYPE OF BIOMASS UTILIZATION THAT THE PROJECT DEMONSTRATES, THE GEOGRAPHIC AREA SERVED BY THE PROJECT, AND THE AMOUNT AWARDED FOR THE PROJECT, TO THE GOVERNOR AND THE AGRICULTURE, LIVESTOCK, AND".

Page 6, line 2, strike "2022." and substitute "2026. BEFORE THE REPEAL, THIS SECTION IS SCHEDULED FOR REVIEW IN ACCORDANCE WITH SECTION 24-34-104.

SECTION 2. In Colorado Revised Statutes, 24-34-104, **add** (27)(a)(IX) as follows:

24-34-104. General assembly review of regulatory agencies and functions for repeal, continuation, or reestablishment - legislative declaration - repeal. (27) (a) The following agencies, functions, or both, are scheduled for repeal on September 1, 2026:

(IX) THE BIOMASS UTILIZATION GRANT PROGRAM IMPLEMENTED BY THE STATE FOREST SERVICE PURSUANT TO SECTION 23-31-317."

Re-number succeeding section accordingly.

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-251 by Senator(s) Winter and Moreno; also Representative(s) Gray and Caraveo--Concerning a loan from the general fund to the division of family and medical leave insurance for the purpose of implementing the state's paid family and medical leave program.
Finance

HB21-1071 by Representative(s) Kennedy; also Senator(s) Fenberg and Winter--Concerning the use of ranked choice voting in nonpartisan elections, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs

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:

HB21-1241 by Representative(s) Daugherty and Lynch, Roberts; also Senator(s) Rodriguez and Priola--Concerning modifications to the employee ownership loan program.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1241

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:

HB21-1103 by Representative(s) Cutter and McLachlan, Kipp, Young; also Senator(s) Pettersen and Coram--Concerning implementing the recommendations of the media literacy advisory committee in elementary and secondary education created pursuant to House Bill 19-1110.

Laid over until Friday, April 30, retaining its place on the calendar.

HB21-1167 by Representative(s) Duran and Will; also Senator(s) Gonzales and Scott--Concerning retainage in construction contracts governing improvements to private 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

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1167

Laid over until 04/30/2021: HB21-1103

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

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

MEMBERS OF THE
STATE BOARD OF HUMAN SERVICES

for terms expiring March 1, 2025:

Brisa Chavez of Rifle, Colorado, to serve as a public member, appointed;

Mychael Ronald Dave of Denver, Colorado, to serve as a public member, appointed;

Lindsay Lee Reeves of Pueblo, Colorado, to serve as a public member and family member of a person with a disability, appointed;

Desta Meklit Taye-Channell of Denver, Colorado, to serve as a public member, reappointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-067, 093, 099, 153, 179, 192, and 195.

CONFERENCE COMMITTEE GRANTED FURTHER POWERS

SB21-077 by Senator(s) Gonzales; also Representative(s) Benavidez and Kipp--Concerning the elimination of verification of an individual's lawful presence in the United States as a requirement for individual credentialing.

Senator Gonzales moved that the Senate conferees on the first conference committee on **SB21-077** 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**.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Transportation & Energy After consideration on the merits, the Committee recommends that **SB21-246** 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 11 insert:

"SECTION 2. In Colorado Revised Statutes, 38-33.3-106.7, **amend**

(1)(b)(IV) and (1)(b)(V); and add (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:

(IV) An energy-efficient outdoor lighting device, including without limitation a light fixture containing a coiled or straight fluorescent light bulb, and any solar recharging panel, motion detector, or other equipment connected to the lighting device; ~~and~~

(V) A retractable clothesline; AND

(VI) A HEAT PUMP."

Renumber succeeding sections accordingly.

Page 4, line 16, after "(1.2)" insert "(a)".

Page 4, line 21, strike "(a)" and substitute "(I)".

Page 4, line 23, strike "(b)" and substitute "(II)".

Page 4, after line 24 insert:

"(b) "BENEFICIAL ELECTRIFICATION" DOES NOT INCLUDE:

(I) RETAIL DISTRIBUTED GENERATION, AS DEFINED IN SECTION 40-2-124 (1)(a)(VIII); OR

(II) AN ENERGY STORAGE SYSTEM, AS DEFINED IN SECTION 40-2-130 (2)(a)."

Page 6, line 11, strike "CONSTRUCTION," and substitute "MECHANICAL,".

Page 6, lines 21 and 22, strike "ASSEMBLE, MAINTAIN, AND UPDATE AT LEAST EVERY SIX MONTHS" and substitute "OBTAIN FROM THE COLORADO DEPARTMENT OF LABOR AND EMPLOYMENT AND SHALL MAKE USE OF".

Page 6, strike lines 26 and 27 and substitute "APPRENTICESHIP PROGRAMS THAT ARE REGISTERED WITH THE UNITED STATES DEPARTMENT OF".

Page 7, strike lines 4 and 5.

Page 7, strike lines 13 through 27.

Page 8, strike lines 1 through 9 and substitute:

"(c) AS A CONDITION FOR CUSTOMER PARTICIPATION IN BENEFICIAL ELECTRIFICATION PROGRAMS WHERE A REBATE IS PAID DIRECTLY TO THE CUSTOMER AFTER INSTALLATION IS COMPLETE, EACH INVESTOR-OWNED ELECTRIC UTILITY SHALL REQUIRE ITS RESIDENTIAL CUSTOMERS TO VERIFY THAT THEY USED LICENSED ELECTRICIANS AND PLUMBERS OR PROPERLY SUPERVISED APPRENTICES ON ALL PLUMBING AND ELECTRICAL WORK PERFORMED BY A CONTRACTOR ON RESIDENTIAL INSTALLATIONS THAT QUALIFY FOR A BENEFICIAL ELECTRIFICATION REBATE.

(4) THE FOLLOWING REQUIREMENTS APPLY TO BENEFICIAL ELECTRIFICATION PROJECTS IN NEW OR EXISTING INDUSTRIAL, COMMERCIAL, OR MULTIFAMILY RESIDENTIAL BUILDINGS:

(a) FOR PLUMBING, MECHANICAL, OR ELECTRICAL PROJECTS UNDERTAKEN BY A COMMERCIAL OR INDUSTRIAL CUSTOMER IN A BUILDING THAT CONTAINS TWENTY THOUSAND SQUARE FEET OR MORE OF CONDITIONED FLOOR SPACE AND FOR WHICH A REBATE IS TO BE PROVIDED DIRECTLY TO THE CUSTOMER AS PART OF A BENEFICIAL ELECTRIFICATION PROGRAM, THE UTILITY SHALL CONDITION PAYMENT OF THE REBATE ON THE CUSTOMER'S EXCLUSIVE USE OF CONTRACTORS FROM THE CERTIFIED CONTRACTOR LIST UNLESS THE WORK IS DONE BY EMPLOYEES OF THE UTILITY.

(b) (I) FOR PLUMBING, MECHANICAL, OR ELECTRICAL PROJECTS THAT INVOLVE THE BENEFICIAL ELECTRIFICATION OF CENTRAL BUILDING SYSTEMS IN A MULTIFAMILY BUILDING THAT CONTAINS TWENTY THOUSAND SQUARE FEET OR MORE OF CONDITIONED FLOOR SPACE AND FOR WHICH A REBATE IS TO BE PROVIDED DIRECTLY TO THE BUILDING OWNER AS PART OF A BENEFICIAL ELECTRIFICATION PROGRAM, THE UTILITY SHALL CONDITION PAYMENT OF THE

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REBATE ON THE BUILDING OWNER'S EXCLUSIVE USE OF CONTRACTORS THAT PARTICIPATE IN".

Page 8, line 14, strike "CUSTOMER" and substitute "BUILDING OWNER".

Page 12, line 7, strike "COST RECOVERY" and substitute "AN ELECTRIC UTILITY TO RECOVER ITS PRUDENTLY INCURRED COSTS".

Page 12, line 14, strike "SHALL CONSIDER THE FOLLOWING" and substitute "MAY CONSIDER".

Page 12, line 16, change the colon to a comma and add "WHICH MAY INCLUDE:".

Page 12, line 25, strike "AND" and substitute "OR".

Page 13, strike lines 5 through 7 and substitute "A TEN-YEAR BENEFICIAL ELECTRIFICATION TARGET AND OBJECTIVE CRITERIA FOR MEASURING PROGRESS TOWARD ATTAINMENT OF THE TARGET, WHICH CRITERIA MAY INCLUDE THE LEVEL OF SUBSTITUTION".

Page 14, line 12, strike the colon and substitute "ARE ENCOURAGED TO:".

Page 14, strike line 13.

Page 14, line 14, strike "(I)" and substitute "(a)".

Page 14, line 18, strike "(II)" and substitute "(b)".

Page 14, line 22, strike "(III)" and substitute "(c)".

Page 14, line 25, strike "(IV)" and substitute "(d)".

Page 14, line 27, change the semicolon to a period.

Page 15, strike lines 1 through 6.

MESSAGE FROM THE HOUSE

April 29, 2021

Mr. President:

On April 20, the House voted to grant the House conferees on the First Conference Committee on SB21-205 to go beyond the scope of the differences between the two houses.

The House has adopted the First Report of the First Conference Committee on SB21-135, as printed in House Journal, April 28, 2021, and has repassed the bill as so amended. The bill is returned herewith.

The House has voted to concur in the Senate amendments to HB21-1224, 1095, 1207, 1220, 1055, and 1160 and has repassed the bills as so amended.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1272, 1024, 1028, 1064, 1141, 1195, 1258, 1201, 1262, 1263, and 1264, amended as printed in House Journal, April 28, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1225, 1253, and 1260.

The House has passed on Third Reading and returns herewith SB21-178.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1225, 1253, and 1260.

Without comment, as amended, HB21-1024, 1028, 1064, 1141, 1195, 1201, 1258, 1262, 1263, 1264, and 1272.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB21-252** by Senator(s) Fenberg and Holbert; also Representative(s) Titone and Lontine--Concerning the establishment of a state grant program to promote projects in commercial centers throughout the state that will revitalize community spaces and, in connection therewith, making an appropriation.
Local Government
- SB21-253** by Senator(s) Zenzinger and Danielson; also Representative(s) Carver and Michaelson Jenet--Concerning license plates for veterans who have disabilities, and, in connection therewith, creating a license plate to honor women veterans with disabilities.
Finance
- SB21-254** by Senator(s) Kirkmeyer and Zenzinger, Moreno, Woodward; also Representative(s) Lynch and Pico, Valdez D., Woodrow--Concerning the elimination of the obsolete advisory committee on the licensing of child care facilities.
Health & Human Services
- SB21-255** by Senator(s) Winter; also Representative(s) Herod and Titone--Concerning providing menstrual hygiene products at no expense to students.
Education
- SB21-256** by Senator(s) Fenberg and Moreno; also Representative(s) Hooton and Daugherty, McCormick--Concerning permitting regulation of firearms by local governing bodies.
State, Veterans, & Military Affairs
- SB21-257** by Senator(s) Zenzinger and Scott; also Representative(s) Benavidez and Van Winkle--Concerning an exemption from motor vehicle registration requirements for certain special mobile machinery.
Finance
- SB21-258** by Senator(s) Ginal and Rankin; also Representative(s) Snyder and Hanks--Concerning the administration of state assistance programs to mitigate the risk of wildfire, and, in connection therewith, creating the wildfire mitigation capacity development fund and the hazard mitigation fund; transferring money into specially designed wildfire funds; and making an appropriation.
Local Government
- HB21-1142** by Representative(s) Bacon; also Senator(s) Gonzales--Concerning measures related to eyewitness identification techniques, and, in connection therewith, requiring reporting data related to eyewitness techniques and regulating the use of showup identifications.
Judiciary

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HB21-1247 by Representative(s) Jackson and McKean; also Senator(s) Danielson--Concerning allowing the department of public health and environment to award a percentage of the total value of an annual contract to a grantee of a grant program of the department upon the execution or renewal of the annual contract.
Health & Human Services

HB21-1248 by Representative(s) Amabile; also Senator(s) Story and Hisey--Concerning updating the provisions of the "Colorado Children's Trust Fund Act", and, in connection therewith, making an appropriation.
Health & Human Services

HB21-1256 by Representative(s) Lontine; also Senator(s) Winter and Simpson--Concerning the promulgation of rules by the department of health care policy and financing as it relates to entities that deliver services predominately through telemedicine.
Health & Human Services

MESSAGE FROM THE GOVERNOR

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

April 9, 2021

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

Ladies and Gentlemen:

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

MEMBER OF THE
COLORADO BOARD OF VETERANS AFFAIRS

for a term expiring June 30, 2024:

Jasmine Walker Motupalli of Centennial, Colorado, a Democrat, and a veteran who has been honorably released or separated from the armed forces of the United States, and occasioned by the resignation of Norman E. Steen of Woodland Park, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 4/29/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on State, Veterans, and Military Affairs

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-006 and 152.

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DELIVERY TO THE GOVERNOR

To the Governor for signature on Thursday, April 29, 2021, at 01:40P.M.:
SB21-067, 093, 097, 099, 139, 153, 179, 192, and 195.

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Friday,
April 30, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

77th Legislative Day Friday, April 30, 2021

Prayer By Senator Fields

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

Roll Call Present--35
 Excused Later--1, Donovan
 Remote--3, Coram, Danielson, Scott

Quorum The President announced a quorum present.

Pledge By Senator Simpson

Reading of the Journal On motion of Senator Buckner, reading of the Journal of Thursday, April 29, 2021, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB21-251, 252, 253, 254, 255, 256, 257, and 258.
Correctly Revised: HB21-1167 and 1241.
Correctly Enrolled: SB21-178.

COMMITTEE OF REFERENCE REPORTS

Education After consideration on the merits, the Committee recommends that **HB21-1010** be **referred** to the Committee on Appropriations with favorable recommendation.

Education After consideration on the merits, the Committee recommends that **HB21-1173** 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 **HB21-1217** 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, after line 13 insert:
 "(c) A SCHOOL DISTRICT, INCLUDING A SCHOOL DISTRICT SCHOOL OR PROGRAM, OR A CHARTER SCHOOL SHALL ALLOW AN INBOUND ACTIVE DUTY MILITARY MEMBER TO SUBMIT APPLICATIONS FOR ENROLLMENT OR OPEN ENROLLMENT BY ELECTRONIC MEANS AND TO REGISTER A CHILD REMOTELY, WITHOUT REQUIRING THE CHILD, THE PARENT OR LEGAL GUARDIAN OF THE CHILD, OR ANOTHER PERSON TO APPEAR PHYSICALLY OR BY PROXY AT A LOCATION WITHIN THE STATE FOR REGISTRATION. IF REQUIRED, THE INBOUND ACTIVE DUTY MILITARY MEMBER MUST BE ALLOWED TO PROVIDE PROOF OF RESIDENCY WITHIN THE SCHOOL DISTRICT AND RECORDS OF DISCIPLINARY ACTIONS WITHIN TEN DAYS AFTER THE CHILD'S ATTENDANCE IN THE SCHOOL DISTRICT OR CHARTER SCHOOL. THE SCHOOL DISTRICT SCHOOL OR PROGRAM OR CHARTER SCHOOL SHALL ALLOW THE CHILD OF AN INBOUND ACTIVE DUTY

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MILITARY MEMBER THE SAME OPPORTUNITY TO REQUEST SCHOOL ASSIGNMENTS, REGISTER FOR COURSES, OR APPLY FOR THE SAME COURSES OFFERED TO STUDENTS WHO ARE ALREADY PRESENT IN THE STATE."

Reletter succeeding paragraphs accordingly.

Education After consideration on the merits, the Committee recommends that **HB21-1006** 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 "THROUGH HIGH SCHOOL".

Page 7, strike line 14 and substitute "ATTEND PUBLIC SCHOOL".

Education After consideration on the merits, the Committee recommends that **HB21-1059** 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 14 through 20 and substitute "admission. (5) IF A STUDENT WHO IS PARTICIPATING IN ONLINE INSTRUCTION IS SUSPENDED OR EXPELLED ON OR AFTER MARCH 23, 2020, IN VIOLATION OF SECTION 22-1-131 (4), THE SCHOOL DISTRICT OR".

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **SB21-240** be referred to the Committee on Appropriations with favorable recommendation.

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **HB21-1226** 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 -- 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:

HB21-1241 by Representative(s) Daugherty and Lynch, Roberts; also Senator(s) Rodriguez and Priola-- Concerning modifications to the employee ownership loan program.

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

Table with 4 columns: YES, NO, EXCUSED, ABSENT and 12 rows of member names and their votes.

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

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:

HB21-1164 by Representative(s) Esgar and Garnett; also Senator(s) Zenzinger and Fenberg-- Concerning reductions in the property tax credits that apply to school districts' total program mill levies for purposes of funding the "Public School Finance Act of 1994".

Laid over until Friday, May 7, retaining its place on the calendar.

HB21-1167 by Representative(s) Duran and Will; also Senator(s) Gonzales and Scott--Concerning retainage in construction contracts governing improvements to private real property.

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

| YES | 25 | NO | 10 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Buckner, Kolker, Moreno, and Rodriguez.

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:

HB21-1139 by Representative(s) McCluskie; also Senator(s) Rankin--Concerning the acquisition of forms of identification from the department of revenue, and, in connection therewith, facilitating the renewal of drivers' licenses by mail and by electronic means, facilitating the renewal of identification cards by electronic means, facilitating the renewal of drivers' licenses and identification cards by older individuals, and allowing certain individuals to sign a driving log attesting that a minor driver with an instruction permit has completed a minimum number of driving hours.

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

HB21-1114 by Representative(s) McCormick and Bradfield; also Senator(s) Jaquez Lewis--Concerning the provision of internet service by a school district to enable individuals associated with the district to access a school district network.

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

HB21-1151 by Representative(s) McLachlan and Catlin; also Senator(s) Coram--Concerning allowing a federally recognized Indian tribe to certify its own foster homes.

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

HB21-1249 by Representative(s) Roberts and Michaelson Jenet; also Senator(s) Rodriguez and Smallwood--Concerning the repeal of a requirement that the state auditor conduct audits of the portion of the limited gaming fund that is transferred to the state historical fund for the preservation of certain gaming cities.

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

HB21-1222 by Representative(s) Valdez A. and Van Winkle; also Senator(s) Smallwood and Winter--Concerning aligning local governing authority regulations to expand opportunities to access child care in family child care homes.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 28, page(s) 657 and placed in members' bill files.)

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

HB21-1236 by Representative(s) Titone and Baisley, Bernett; also Senator(s) Bridges and Priola, Kolker--Concerning the modification of certain statutory provisions to reflect the current state information technology environment.

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

HB21-1231 by Representative(s) Ortiz and Lynch; also Senator(s) Fields and Bridges--Concerning the United States Space Force, and, in connection therewith, authorizing the Colorado Space National Guard and including the United States Space Force in statutory references to the branches of the United States armed forces.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1139, HB21-1114, HB21-1151, HB21-1249, HB21-1222 as amended, HB21-1236, HB21-1231

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:

- SB21-061** by Senator(s) Story and Gonzales; also Representative(s) Woodrow and Daugherty-- Concerning claims for pre-majority economic loss incurred by a minor.
Laid over until Friday, July 23, 2021.
- HB21-1186** by Representative(s) Gray and Sullivan; also Senator(s) Winter and Bridges--Concerning relieving the regional transportation district of statutory restrictions related to the district's operations.
Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1056** by Representative(s) Pelton, Gray, Hooton, Young; also Senator(s) Hansen, Pettersen-- Concerning public projects supervised by the department of transportation that are subject to the "Construction Bidding for Public Projects Act".
Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1132** by Representative(s) Amabile and Baisley; also Senator(s) Story--Concerning authorized distributions from the local government limited gaming impact fund.
Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1117** by Representative(s) Lontine and Gonzales-Gutierrez, Kipp, Weissman; also Senator(s) Gonzales and Rodriguez--Concerning the ability of local governments to promote the development of new affordable housing units pursuant to their existing authority to regulate land use within their territorial boundaries.
Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 28, page(s) 656-657 and placed in members' bill files.)
As amended, ordered revised and placed on the calendar for third reading and final passage.
- HB21-1121** by Representative(s) Jackson and Jodeh, Caraveo, Weissman, Sirota; also Senator(s) Gonzales, Story--Concerning protections for residential tenants related to actions by landlords.
Laid over until Friday, May 7, retaining its place on the calendar.
- HB21-1212** by Representative(s) Soper and Esgar; also Senator(s) Coram and Fields--Concerning the diversity of members appointed by the governor to boards authorized by the general assembly.
Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1016** by Representative(s) Ortiz and Lynch; also Senator(s) Garcia and Gardner--Concerning the authority to transfer jurisdiction of a veteran defendant's case to a jurisdiction with a veteran's speciality court.

Amendment No. 1(L.004), by Senator Gardner.

Amend reengrossed bill, page 3, line 1, after "VETERAN" insert "WHO IS CURRENTLY SERVING IN THE UNITED STATES ARMED FORCES AND".

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

HB21-1103 by Representative(s) Cutter and McLachlan, Kipp, Young; also Senator(s) Pettersen and Coram--Concerning implementing the recommendations of the media literacy advisory committee in elementary and secondary education created pursuant to House Bill 19-1110.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 23, page(s) 612 and placed in members' bill files.)

Amendment No. 2(L.023), by Senator Coram.

Amend the Education Committee Report, dated April 22, 2021, page 1, line 5, strike "NOTWITHSTANDING ANY LAW TO THE CONTRARY, A" and substitute "A".

Amendment No. 3(L.024), by Senator Coram.

Amend reengrossed bill, page 2, strike line 7 and substitute "context, think critically about the information they are presented, and be free from indoctrination."

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

HB21-1103 by Representative(s) Cutter and McLachlan, Kipp, Young; also Senator(s) Pettersen and Coram--Concerning implementing the recommendations of the media literacy advisory committee in elementary and secondary education created pursuant to House Bill 19-1110.

Senator Lundeen moved to amend the report of the Committee of the Whole to show that the following Lundeen floor amendment, (L.022) to HB21-1103, did pass.

Amend Education Committee Report, dated April 22, 2021, strike lines 1 through 9 and substitute:

"Amend reengrossed bill, page 3, line 2, strike "(5);" and substitute "(5) as follows:"

Page 3, strike line 3.

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

Page 3, strike lines 7 through 27.

Page 4, strike line 1."

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | N | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

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 | 1 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1186, HB21-1056, HB21-1132, HB21-1117 as amended, HB21-1212, HB21-1016 as amended, HB21-1103 as amended
 Laid over until 05/07/2021: HB21-1121
 Laid over until 07/23/2021: SB21-061

COMMITTEE OF REFERENCE REPORTS

Local Government

After consideration on the merits, the Committee recommends that **SB21-229** be **amended** as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 3, line 5, strike "Bill 21- ___" and substitute "Bill 21-229".

Page 3, strike lines 13 through 17 and substitute:

"(12) "TIER ONE TRANSITION COMMUNITY" MEANS A COAL TRANSITION COMMUNITY THAT IS LOCATED IN A RURAL JUMP-START ZONE AND THAT THE OFFICE, WITH THE CONCURRENCE OF THE EXECUTIVE DIRECTORS OF THE DEPARTMENT OF LABOR AND EMPLOYMENT AND THE DEPARTMENT OF LOCAL AFFAIRS, DETERMINES HAS ALREADY EXPERIENCED OR IS AT RISK OF EXPERIENCING SIGNIFICANT ECONOMIC DISRUPTION, THE PROXIMATE CAUSE OF WHICH IS EITHER THE CLOSURE OR CONVERSION OF A COAL-FUELED ELECTRICAL POWER GENERATING PLANT IN COLORADO OR IN A CONTIGUOUS STATE OR A SUSTAINED AND LIKELY PERMANENT DECLINE IN BROADER COAL MARKETS DUE TO SIMILAR CLOSURES OR CONVERSIONS NATIONALLY AND GLOBALLY."

Page 3, line 19, after "(7)(c)" insert "and (7)(d)".

Page 3, line 26, strike "SUBSECTION (7)(c)" and substitute "SUBSECTIONS (7)(c) AND (7)(d)".

Page 5, after line 12 insert:

"(d) (I) THE COMMISSION MAY ISSUE GRANTS, AT THE COMMISSION'S DISCRETION, SUBJECT TO THIS SUBSECTION (7)(d), AND SUBJECT TO AVAILABLE APPROPRIATIONS, NOT TO EXCEED THIRTY THOUSAND DOLLARS PER APPLICANT, TO A STATE INSTITUTION OF HIGHER EDUCATION OR AN ECONOMIC DEVELOPMENT ORGANIZATION THAT COLLABORATES WITH A NEW BUSINESS THAT RECEIVED APPROVAL FOR THE RURAL JUMP-START ZONE PROGRAM BENEFITS UNDER SUBSECTION (7)(a) OF THIS SECTION, IN ORDER TO SUPPORT THE NEW BUSINESS IN MEETING THE PURPOSES OUTLINED IN SUBSECTION (7)(c) OF THIS SECTION.

(II) WHEN CONSIDERING WHETHER TO ISSUE A GRANT TO A STATE INSTITUTION OF HIGHER EDUCATION OR AN ECONOMIC DEVELOPMENT ORGANIZATION, AND WHEN CONSIDERING THE SIZE OF THE GRANT, THE COMMISSION SHALL REVIEW:

(A) AN APPLICANT'S REAL AND DEMONSTRATED COSTS RESULTING FROM THE COLLABORATION WITH A NEW BUSINESS;

(B) OTHER NONMONETARY BENEFITS AFFORDED TO THE APPLICANT IN COLLABORATING WITH A NEW BUSINESS;

(C) THE NUMBER OF NEW BUSINESSES THE APPLICANT IS CURRENTLY COLLABORATING WITH AND LIKELY TO COLLABORATE WITH IN THE FUTURE;

(D) WHETHER THE GRANT WILL SUPPORT WORKFORCE DEVELOPMENT AND APPLIED RESEARCH PROJECTS BEING CARRIED OUT BY THE STATE INSTITUTION OF HIGHER EDUCATION OR THE ECONOMIC DEVELOPMENT ORGANIZATION IN CONCERT WITH NEW BUSINESSES; AND

(E) ANY OTHER FACTS THE COMMISSION DEEMS NECESSARY WHEN CONSIDERING THE OVERALL MISSION OF THE RURAL JUMP-START ZONE PROGRAM AND THE ROLE OF THE APPLICANT IN FURTHERING THAT MISSION.

(III) THE COMMISSION MAY ESTABLISH ADDITIONAL TERMS AND CONDITIONS THAT IT DEEMS APPROPRIATE IN AWARDING GRANTS UNDER THIS SUBSECTION (7)(d), INCLUDING THE SIZE OF THE GRANT.

(IV) GRANTS AWARDED UNDER THIS SUBSECTION (7)(d) MAY ONLY BE AWARDED TO A STATE INSTITUTION OF HIGHER EDUCATION OR AN ECONOMIC DEVELOPMENT ORGANIZATION IF THE GRANT RECIPIENT MEETS THE ELIGIBILITY REQUIREMENTS SET FORTH IN THIS ARTICLE 30.5."

Page 5, strike line 20 and substitute "30.5, AND TO PROVIDE GRANTS TO STATE INSTITUTIONS OF HIGHER EDUCATION OR TO ECONOMIC DEVELOPMENT ORGANIZATIONS."

Page 5, line 23, strike "(7)(c)." and substitute "(7)(c) AND (7)(d)."

Page 7, line 16, after "(7)(c)" insert "AND (7)(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 STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for terms expiring November 1, 2024:

Erin Michalski of Breckenridge, Colorado, an Unaffiliated from the Western Slope and the Second Congressional District, and a member with substantial experience in agriculture or in the activities of 4-H clubs, appointed;

Nicole Weathers of Yuma, Colorado, a Republican from the Fourth Congressional District, and a member with substantial experience in agriculture or in the activities of 4-H clubs, 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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MEMBERS OF THE
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

effective immediately for a term expiring November 1, 2021:

Jeffrey Mandarich of Colorado Springs, Colorado, an Unaffiliated from the Fifth Congressional District, and a Certified Public Accountant, reappointed;

effective immediately for terms expiring November 1, 2023:

Brian Colyer Coppom of Longmont, Colorado, an Unaffiliated from the Fourth Congressional District, 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 confirmed:

MEMBERS OF THE
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

effective immediately for terms expiring November 1, 2023:

Miguel Baca Barragan of Denver, Colorado, a Democrat from the First Congressional District, reappointed.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-018** 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. Appropriation. For the 2021-22state fiscal year, \$250,000 is appropriated to the department of public health and environment for use by the office of health equity. This appropriation is from the general fund. To implement this act, the office may use this appropriation for necessary document assistance."

Renumber succeeding section accordingly.

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

Appropriations

After consideration on the merits, the Committee recommends that **SB21-032** 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 5, after line 14 insert:

"SECTION 2. Appropriation. For the 2021-22 state fiscal year, \$229,070 is appropriated to the office of the governor for use by the economic development programs. This appropriation is from the general fund and is based on an assumption that the office will require an additional 0.6 FTE. To implement this act, the office may use this appropriation for the mobile veterans support unit grant program."

Renumber succeeding section accordingly.

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

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Appropriations

After consideration on the merits, the Committee recommends that **SB21-063** 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 11 insert:

"SECTION 2. Appropriation. For the 2021-22 state fiscal year, \$13,352 is appropriated to the department of regulatory agencies for use by the division of insurance. This appropriation is from the division of insurance cash fund created in section 10-1-103 (3), C.R.S., and is based on an assumption that the division will require an additional 0.2 FTE. To implement this act, the division may use this appropriation for personal services."

Renumber succeeding section accordingly.

Page 1, line 103, strike "ASSOCIATION." and substitute "ASSOCIATION, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-095** 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 **SB21-106** 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 11 insert:

"(2) "DEPARTMENT OF EDUCATION" MEANS THE DEPARTMENT OF EDUCATION CREATED IN SECTION 24-1-115."

Renumber succeeding subsections accordingly.

Page 7, lines 26 and 27, strike "A PRIVATE INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN SECTION 23-18-102 (9);".

Page 9, strike line 12 and substitute "THE 2021-22 BUDGET YEAR; OR".

Page 9, strike line 20 and substitute "2021-22 BUDGET YEAR; OR".

Page 9, strike lines 23 and 24 and substitute "OF THIS SECTION, "THE AVERAGE STATE SHARE OF THE STATE AVERAGE PER-PUPIL REVENUES FOR THE 2021-22 BUDGET YEAR" IS THE AMOUNT CALCULATED DURING THE 2021 REGULAR LEGISLATIVE SESSION."

Page 10, line 10, strike "STATE BOARD" and substitute "COMMISSION".

Page 10, strike lines 22 through 27 and substitute:

"(3) (a) NO LATER THAN JULY 1, 2022, AND NO LATER THAN JULY 1 EACH YEAR THEREAFTER, THE LOCAL EDUCATION PROVIDER OF A LOW-INCOME STUDENT WHO HAS GRADUATED EARLY DURING THE IMMEDIATELY PRECEDING BUDGET YEAR SHALL NOTIFY THE DEPARTMENT AND THE DEPARTMENT OF EDUCATION OF THE STUDENT'S EARLY GRADUATION, THE NAME OF THE HIGH SCHOOL, AND THE GRADUATION DATE. THE LOCAL EDUCATION PROVIDER SHALL NOTIFY THE DEPARTMENT AND THE DEPARTMENT OF EDUCATION IF THERE IS A CORRECTION TO THE INFORMATION PROVIDED PURSUANT TO THIS SUBSECTION (3)(a)."

Page 11, strike lines 1 through 7.

Page 11, lines 12 and 13, strike "EQUAL TO" and substitute "SUFFICIENT FOR PAYMENT OF".

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Page 11, line 15, after "DEPARTMENT" insert "OF EDUCATION".

Page 11, line 16, strike "EQUAL TO" and substitute "SUFFICIENT FOR PAYMENT OF".

Page 11, line 18, strike "THE APPLICABLE BUDGET YEAR" and substitute "THE 2021-22 BUDGET YEAR, AS CALCULATED DURING THE 2021 REGULAR LEGISLATIVE SESSION,".

Page 12, line 23, strike "RULES" and substitute "POLICIES".

Page 13, line 14, strike "JOINT BUDGET COMMITTEE AND TO" and substitute "DEPARTMENT OF EDUCATION, THE GOVERNOR'S OFFICE OF STATE PLANNING AND BUDGETING, THE JOINT BUDGET COMMITTEE, AND".

Page 13, line 16, strike "MINIMUM:" and substitute "MINIMUM, THE FOLLOWING DATA AND INFORMATION, AS APPLICABLE:".

Page 14, line 2, after "THE" insert "NUMBER OF STUDENTS WHO HAVE REQUESTED STATE FUNDING FOR THE CURRENT BUDGET YEAR PRIOR TO THE DATE OF THE REPORT, THE TOTAL AMOUNT OF STATE FUNDING REQUESTED, THE ESTIMATED TOTAL EXPENDITURES FROM THE FUND IN THE CURRENT BUDGET YEAR, AND THE".

Page 14, line 3, strike "APPLICABLE" and substitute "CURRENT" and strike "AND".

Page 14, line 7, strike "ANY." and substitute "ANY; AND".

Page 14, after line 7 insert:

"(h) OUTCOMES AND DATA DESCRIBED IN SUBSECTION (3) OF THIS SECTION FOR ELIGIBLE GRADUATES WHO RECEIVED STATE FUNDING.".

Page 15, before line 7 insert:

"SECTION 6. Appropriation. (1) For the 2021-22 state fiscal year, \$220,115 is appropriated to the department of education. This appropriation is from the general fund and is based on the assumption that the department will require an additional 0.3 FTE. To implement this act, the department may use this appropriation for the high school innovative learning pilot program.

(2) For the 2021-22 state fiscal year, \$44,222 is appropriated to the department of higher education. This appropriation is from the general fund, and is based on an assumption that the department will require an additional 0.6 FTE. To implement this act, the department may use this appropriation for the fourth-year innovation pilot program.".

Re-number succeeding section accordingly.

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

Appropriations

After consideration on the merits, the Committee recommends that **SB21-118** 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 12 insert:

"SECTION 3. Appropriation. For the 2021-22 state fiscal year, \$173,351 is appropriated to the department of human services for use by adult protective services. This appropriation is from the general fund and is based on an assumption that adult protective services will require an additional 0.9 FTE. To implement this act, adult protective services may use this appropriation for state administration.".

Re-number succeeding section accordingly.

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Page 1, line 104, strike "ADULT." and substitute "ADULT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB21-185 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 the Education Committee Report, dated March 31, 2021, page 2, line 20, strike "22-35-108." and substitute "22-35-108. FOR THE 2022-23 BUDGET YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE FUNDING FOR NO MORE THAN TWO HUNDRED TREP PROGRAM PARTICIPANTS."

Page 4 of the Committee Report, strike line 5 and substitute:

SECTION 20. In Colorado Revised Statutes, 22-94-101, amend the introductory portion and (3) as follows:

22-94-101. Definitions. As used in this article ARTICLE 94, unless the context otherwise requires:

(3) "Highly qualified" has the same meaning as provided in 20 U.S.C. sec. 7801 (23) "LICENSED TEACHER" MEANS A TEACHER LICENSED PURSUANT TO ARTICLE 60.5 OF THIS TITLE 22.

SECTION 21. In Colorado Revised Statutes, 22-94-102, amend (1), (2) introductory portion, (2)(a), (2)(b), (2)(c), and (3) as follows:

22-94-102. Contract to create quality teacher recruitment program.

(1) The department shall contract with a vendor, in partnership with a district, to create a quality teacher recruitment program to recruit, select, train, and retain highly qualified LICENSED teachers to teach in public schools and in school districts in the state that can demonstrate a historic difficulty in recruiting and retaining highly qualified LICENSED teachers. In contracting with a vendor in partnership with a district, the department shall ensure that the vendor will place highly qualified LICENSED teachers in the district by the beginning of the 2014-15 school year.

(2) In awarding a contract pursuant to subsection (1) of this section, the department shall take into consideration the number of districts in which the vendor will place highly qualified LICENSED teachers, the number of highly qualified LICENSED teachers that the vendor will place, and the potential number of children who will be taught by the highly qualified LICENSED teachers. The department shall ensure that it awards the contract to one or more vendors that satisfy the following criteria:

(a) The vendor commits to working with one or more school districts in the state for at least two years to recruit and place highly qualified LICENSED teachers;

(b) The vendor has a documented history of recruiting, training, and retaining highly qualified LICENSED teachers in areas of Colorado or other states that have had historic difficulty in recruiting and retaining highly qualified teachers; LICENSED TEACHERS, INCLUDING AREAS WITH EDUCATOR SHORTAGES CAUSED BY GEOGRAPHICAL LOCATIONS OR CONTENT AREAS;

(c) The vendor commits to placing only teachers who are deemed highly qualified LICENSED;

(3) The vendor with which the department contracts to operate a program pursuant to this article ARTICLE 94 shall use any moneys MONEY paid to the vendor in connection with the contract to recruit, train, and place highly qualified LICENSED teachers to teach in public schools or school districts in Colorado that have had historic difficulty in recruiting and retaining highly qualified LICENSED teachers. The vendor shall provide the necessary administrative services to operate the program and shall not use any state moneys MONEY for these purposes.

SECTION 22. In Colorado Revised Statutes, 23-3.9-102, add".

Amend printed bill, page 17, strike lines 14 through 22 and substitute:

(a) THE NUMBER OF INDIVIDUALS REACHED THROUGH PROGRAM COMMUNICATIONS;

(b) THE TOTAL NUMBER OF APPLICANTS;

(c) THE TOTAL NUMBER OF QUALIFIED PROGRAM PARTICIPANTS;

(d) THE TOTAL AMOUNT OF FINANCIAL ASSISTANCE DISTRIBUTED;

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- (e) THE NUMBER OF EDUCATOR LICENSURE CERTIFICATES AWARDED THROUGH THE PROGRAM CREATED IN SECTION 22-60.3-202;
- (f) THE COMPLETION RATE FOR PARTICIPATING EDUCATOR PREPARATION PROGRAMS;
- (g) A SUMMARY OF DATA COLLECTED FROM THE QUALIFIED PROGRAM PARTICIPANTS AND EMPLOYING LOCAL EDUCATION PROVIDERS CONCERNING THE EFFECTIVENESS OF THE PROGRAM; AND
- (h) RECOMMENDATIONS, IF ANY, FOR LEGISLATIVE OR REGULATORY CHANGES TO FACILITATE THE EFFECTIVE IMPLEMENTATION OF THE PROGRAM."

Page 26 of the bill, after line 16 insert:

"SECTION 23. Appropriation. (1) For the 2021-22 state fiscal year, \$9,132,856 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) \$1,087,310 for educator effectiveness unit administration, which amount is based on an assumption that the department will require an additional 3.8 FTE;
- (b) \$45,546 for the teacher recruitment and preparation program, which amount is based on an assumption that the department will require an additional 0.5 FTE;
- (c) \$5,000,000 for financial assistance provided through the educator recruitment and retention program; and
- (d) \$3,000,000 for the quality teacher recruitment program.

(2) For the 2021-22 state fiscal year, \$64,023 is appropriated to the department of higher education. This appropriation is from the general fund and is based on an assumption that the department will require an additional 1.0 FTE. To implement this act, the department may use this appropriation for administration related to the Colorado commission on higher education and higher education special purpose programs.

(3) For the 2021-22 state fiscal year, \$2,500,000 is appropriated to the educator loan forgiveness fund created in section 23-3.9-102 (1)(b), C.R.S. This appropriation is from the general fund. The department of higher education is responsible for the accounting related to this appropriation.

(4) For the 2021-22 state fiscal year, \$398,963 is appropriated to the department of higher education. This appropriation is from the general fund and is based on the assumption that the department will require an additional 0.5 FTE. To implement this act, the department may use this appropriation for educator loan forgiveness program administration. This amount remains available until the close of the 2025-26 state fiscal year."

ReNUMBER succeeding section accordingly.

Page 1 of the bill, line 102, strike "COLORADO." and substitute "COLORADO, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations After consideration on the merits, the Committee recommends that **SB21-202** 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 **SB21-203** 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 **SB21-204** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, line 3, strike "(6)(a)" and substitute "(6)(a); and add (6)(c)".

Page 2, line 8, strike "subsection (4)" and substitute "subsection (4) SUBSECTIONS (4) AND (6)(c)".

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Page 2, after line 9 insert:

"(c) THE DEPARTMENT OF LOCAL AFFAIRS MAY USE UP TO THREE AND SEVENTY-FIVE ONE-HUNDREDTHS PERCENT OF THE APPROPRIATION IN SENATE BILL 21-204, ENACTED IN 2021, FOR ANY DIRECT AND INDIRECT ADMINISTRATIVE EXPENSES RELATED TO THE REDI PROGRAM GRANTS THAT ARE AWARDED FROM THE APPROPRIATION."

Page 2, line 10, strike "2020-21" and substitute "2021-22".

Page 2, line 15, strike "2021," and substitute "2022," and strike "2021-22" and substitute "2022-23".

Appropriations

After consideration on the merits, the Committee recommends that **SB21-231** 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 **SB21-232** 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 **HB21-1011** be referred to the Committee on Legislative Council with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-016** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 8, after line 23 insert:

SECTION 4. Appropriation. (1) For the 2021-22 state fiscal year, \$90,547 is appropriated to the department of health care policy and financing. This appropriation is from the general fund. To implement this act, the department may use this appropriation for the Medicaid management information system maintenance and projects.

(2) For the 2021-22 state fiscal year, the general assembly anticipates that the department of health care policy and financing will receive \$814,920 in federal funds for the Medicaid management information system maintenance and projects 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.

(3) For the 2021-22 state fiscal year, \$13,353 is appropriated to the department of regulatory agencies for use by the division of insurance. This appropriation is from the division of insurance cash fund created in section 10-1-103 (3), C.R.S., and is based on an assumption that the division will require an additional 0.2 FTE. To implement this act, the division may use this appropriation for personal services."

ReNUMBER succeeding sections accordingly.

Page 1, line 105, strike "FACILITIES." and substitute "FACILITIES AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-027** 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 25 insert:

SECTION 3. Appropriation. For the 2021-22 state fiscal year, \$2,000,000 is appropriated to the department of human services for use by the

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office of self sufficiency. This appropriation is from the general fund and is based on an assumption that the office will require an additional 1.9 FTE. To implement this act, the office may use this appropriation for the Colorado diaper distribution program."

Renumber succeeding section accordingly.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-069** 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 27, strike "PLATES." and substitute "PLATES PLUS TWENTY-FIVE DOLLARS. THE TWENTY-FIVE DOLLARS PAID ON TOP OF THE ADDITIONAL FEE REQUIRED BY SECTION 42-3-211 (6) SHALL BE TRANSMITTED TO THE STATE TREASURER, WHO SHALL CREDIT THE TWENTY-FIVE DOLLARS TO THE DISABILITY SUPPORT FUND CREATED IN SECTION 24-30-2205.5."

Page 9, after line 18 insert:

"SECTION 7. Appropriation. (1) For the 2021-22 state fiscal year, \$598,290 is appropriated to the department of revenue for use by the division of motor vehicles. This appropriation consists of \$102,600 General Fund and \$495,690 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) \$102,600 from the General Fund for DRIVES maintenance and support; and

(b) \$495,690 from the license plate cash fund for license plate ordering.

(2) For the 2021-22 state fiscal year, \$256,970 is appropriated to the department of corrections for use by the division of correctional industries. This appropriation is from reappropriated funds received from the department of revenue. To implement this act, the division may use this appropriation as follows:

(a) \$1,786 for personal services;

(b) \$40,004 for operating expenses; and

(c) \$215,180 for raw materials."

Renumber succeeding section accordingly.

Page 1, line 104, strike "VEHICLE AND" and substitute "VEHICLE,".

Page 1, line 106, strike "STYLES." and substitute "STYLES, AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-071** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 6, before line 18 insert:

"SECTION 6. Appropriation - adjustments to 2021 long bill. (1) To implement this act, appropriations made in the annual general appropriation act for the 2021-22 state fiscal year to the department of human services are adjusted as follows:

(a) The general fund appropriation for use by the executive director's office for health, life, and dental is decreased by \$305,000;

(b) The general fund appropriation for use by the executive director's office for short term disability is decreased by \$2,005;

(c) The general fund appropriation for use by the executive director's office for S.B. 04-257 amortization equalization disbursement is decreased by \$58,979;

(d) The general fund appropriation for use by the executive director's office for S.B. 06-235 supplemental amortization equalization disbursement is decreased by \$58,979;

(e) The general fund appropriation for use by the division of youth

services for personal services related to institutional programs is decreased by \$1,786,782, and the related FTE is decreased by 36.0 FTE;

(f) The appropriation for use by the division of youth services for operating expenses related to institutional programs is decreased by \$137,378, which consists of \$39,179 from the general fund and \$98,199 from reappropriated funds received from the department of education; and

(g) The general fund appropriation for use by the division of youth services for medical services related to institutional programs is decreased by \$12,202.

(2) For the 2021-22 state fiscal year, \$158,295 is appropriated to the department of human services for use by the office of information technology services. This appropriation is from the general fund. To implement this act, the office may use this appropriation for Colorado trails.

(3) For the 2021-22 state fiscal year, the general assembly anticipates that the department of human services will receive \$81,546 in federal funds for use by the office of information technology services for Colorado trails to implement this act. The appropriation in subsection (2) 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.

(4) For the 2021-22 state fiscal year, \$481,063 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 5.5 FTE. To implement this act, the division may use this appropriation for administration.

(5) For the 2021-22 state fiscal year, the general assembly anticipates that the department of human services will receive \$25,167 in federal funds for use by the division of child welfare for administration to implement this act. The appropriation in subsection (4) 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."

Page 1, line 101, strike "JUVENILES." and substitute "JUVENILES, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-108** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-137** 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 5, 2021, page 1, strike lines 1 and 2 and substitute:

"Amend printed bill, page 4, line 7, strike "2020-21 THROUGH 2022-23" and substitute "2021-22 THROUGH 2023-24"."

Page 1 of the committee report, after line 3 insert:

"Page 4, line 21, strike "2022-23" and substitute "2023-24"."

Page 4, line 25, strike "2023." and substitute "2024."."

Amend printed bill, page 4, after line 3 insert:

"SECTION 3. In Colorado Revised Statutes, 23-1-104, amend (1)(b)(II); and amend as it will become effective July 1, 2021, (1)(c) as follows:

23-1-104. Financing the system of postsecondary education - report.

(1) (b) (II) For the 2010-11 fiscal year and for fiscal years beginning on or after July 1, 2016, the general assembly shall also make annual appropriations of cash funds, other than cash funds received as tuition income or as fees, as a single line item to each governing board for the operation of its campuses. Each governing board shall allocate said cash fund appropriations to the institutions

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under its control in the manner deemed most appropriate by the governing board; except that, if the general assembly appropriates money pursuant to section 23-31.5-112 OR 27-80-118, that money is not included within the single line item appropriation described in this subsection (1)(b)(II).

(c) **[Editor's note: This version of subsection (1)(c) introductory portion is effective July 1, 2021.]** In addition to any appropriations made pursuant to subsection (1)(a) or (1)(b) of this section, the general assembly may make annual appropriations of general fund money and of money received pursuant to a fee-for-service contract negotiated by the board of governors of the Colorado state university system and the department of higher education, as described in section 23-18-303 or 23-18-303.5, whichever is applicable, as separate line items to:

(I) The Colorado state forest service described in part 3 of article 31 of this ~~title~~ TITLE 23;

(II) The agricultural experiment station department of the Colorado state university described in part 6 of article 31 of this ~~title~~, and TITLE 23;

(III) The Colorado state university cooperative extension service described in part 7 of article 31 of this ~~title~~ TITLE 23; AND

(IV) THE CENTER FOR RESEARCH INTO SUBSTANCE USE DISORDER PREVENTION, TREATMENT, AND RECOVERY SUPPORT STRATEGIES CREATED IN SECTION 27-80-118."

Re-number succeeding sections accordingly.

Page 6 of the printed bill, strike lines 5 through 22.

Re-number succeeding sections accordingly.

Page 21 of the printed bill, strike line 22 and substitute "program."

Page 21 of the printed bill, strike line 27 and substitute "program."

Strike page 22 of the printed bill.

Strike page 23 of the printed bill.

Page 24 of the printed bill, strike line 1.

Page 24 of the printed bill, before line 2 insert:

"(3) For the 2021-22 state fiscal year, \$5,850,000 is appropriated to the department of human services for use by the office of behavioral health. This appropriation is from the general fund. To implement this act, the office may use this appropriation as follows:

(a) \$4,000,000 for the housing assistance program, which amount is based on an assumption that the office will require an additional 1.0 FTE;

(b) \$1,600,000 for the recovery support services grant program, which amount is based on an assumption that the office will require an additional 1.0 FTE;

(c) \$50,000 for rural behavioral health vouchers; and

(d) \$200,000 for treatment and detoxification programs for recovery residence certification;

(4) For the 2021-22 state fiscal year, \$1,900,000 is appropriated to the department of public health and environment. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$500,000 for sexually transmitted infections, HIV and AIDS operating expenses;

(b) \$575,000 for school-based health centers;

(c) \$250,000 for mental health first aid training; and

(d) \$575,000 for opiate antagonist bulk purchase.

(5) For the 2021-22 state fiscal year, \$690,000 is appropriated to the department of human services for use by the office of early childhood. This appropriation is from the general fund. To implement this act, the office may use this appropriation for early childhood mental health services.

(6) For the 2021-22 state fiscal year, \$120,000 is appropriated to the department of law. This appropriation is from the general fund. To implement this act, the department may use this appropriation for the office of community engagement.

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(7) For the 2021-22 state fiscal year, \$4,350,000 is appropriated to the department of higher education. This appropriation consists of \$600,000 from the general fund and \$3,750,000 from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S. To implement this act, the department may use this appropriation for the center for research into substance use disorder prevention, treatment, and recovery support strategies at the university of Colorado health sciences center.

(8) For the 2021-22 state fiscal year, \$900,000 is appropriated to the department of higher education. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S. To implement this act, the department may use this appropriation for allocation to the Colorado state university cooperative extension service agrability project.

(9) For the 2021-22 state fiscal year, \$112,179 is appropriated to the department of health care policy and financing. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$33,960 for use by the executive director's office for personal services; and

(b) \$78,219 for medical services premiums, which amount is subject to the "(M)" notation as defined in the annual general appropriations act for the same fiscal year.

(10) For the 2021-22 state fiscal year, the general assembly anticipates that the department of health care policy and financing will receive \$112,179 in federal funds to implement this act. The appropriation in subsection (9) of this section is based on the assumption that the department will receive this amount of federal funds to be used as follows:

(a) \$33,960 for use by the executive director's office for personal services and which is subject to the "(I)" notation as defined in the annual general appropriation act for the same fiscal year; and

(b) \$78,219 for medical services premiums."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-148** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 8, after line 1 insert:

"SECTION 2. Appropriation. (1) For the 2021-22 state fiscal year, \$204,028 is appropriated to the department of law. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$200,128 for consumer protection and antitrust, which amount is based on an assumption that the department will require an additional 1.8 FTE; and

(b) \$3,900 for vehicle lease payments.

(2) For the 2021-22 state fiscal year, \$3,900 is appropriated to the department of personnel. This appropriation is from reappropriated funds received from the department of law under subsection (1)(b) of this section. To implement this act, the department of personnel may use this appropriation to provide vehicle replacement lease/purchase services for the department of law.

(3) For the 2021-22 state fiscal year, \$17,062 is appropriated to the department of treasury for use by the administration. This appropriation is from the general fund and is based on an assumption that the department will require an additional 0.4 FTE. To implement this act, the department may use this appropriation for personal services."

ReNUMBER succeeding sections accordingly.

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

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Appropriations

After consideration on the merits, the Committee recommends that **SB21-175** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 27, strike lines 24 through 26.

Renumber succeeding subsection accordingly.

Page 28, before line 3 insert:

"(5) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, A CARRIER OR STATE AGENCY THAT IS REQUIRED PURSUANT TO STATE OR FEDERAL LAW TO PURCHASE OR REIMBURSE A PAYER FOR A PRESCRIPTION DRUG FOR WHICH THE BOARD HAS ESTABLISHED AN UPPER PAYMENT LIMIT PURSUANT TO SECTION 10-16-1307 IS NOT SUBJECT TO AN ENFORCEMENT ACTION FOR A VIOLATION OF SUBSECTION (1) OR (2) OF THIS SECTION FOR THAT PARTICULAR PRESCRIPTION DRUG."

Page 30, after line 20 insert:

SECTION 4. Appropriation. (1) For the 2021-22 state fiscal year, \$680,711 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 department may use this appropriation as follows:

(a) \$275,297 for use by the division of insurance for personal services, which amount is based on an assumption that the division will require an additional 3.0 FTE;

(b) \$22,650 for use by the division of insurance for operating expenses; and

(c) \$382,824 for the purchase of legal services.

(2) For the 2021-22 state fiscal year, \$382,824 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of regulatory agencies under subsection (1)(c) of this section and is based on an assumption that the department of law will require an additional 2.0 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of regulatory agencies."

Renumber succeeding sections accordingly.

Page 1, line 108, strike "AND".

Page 1, line 109, strike "VIOLATIONS." and substitute "VIOLATIONS; AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-181** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 8, after line 18 insert:

SECTION 8. Appropriation. For the 2021-22 state fiscal year, \$51,783 is appropriated to the department of public health and environment for use by the office of health equity. This appropriation is from the health disparities grant program fund created in section 24-22-117 (2)(f)(I), C.R.S., and is based on an assumption that the office will require an additional 0.5 FTE. To implement this act, the office may use this appropriation for program costs."

Renumber succeeding section accordingly.

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

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Appropriations

After consideration on the merits, the Committee recommends that **SB21-230** 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 5 insert:

"(b) (I) THE COLORADO ENERGY OFFICE SHALL USE AT LEAST SEVENTY-FIVE PERCENT OF THE MONEY FOR THE USES SPECIFIED IN SUBSECTION (3)(a) OF THIS SECTION PRIOR TO JULY 1, 2022, AND AT LEAST EIGHTY-FIVE PERCENT OF THE MONEY PRIOR TO JULY 1, 2023.

(II) ON JUNE 30, 2025, THE STATE TREASURER SHALL TRANSFER TO THE GENERAL FUND ANY MONEY IN THE ENERGY FUND CREATED IN SUBSECTION (1)(a) OF THIS SECTION THAT WAS TRANSFERRED TO THE ENERGY FUND UNDER SUBSECTION (3)(a) OF THIS SECTION AND THAT REMAINS UNEXPENDED AS OF THAT DATE."

Reletter succeeding paragraphs accordingly.

Page 3, line 18, strike "(3)(b)(I)" and substitute "(3)(c)(I)".

Page 3, strike lines 22 through 27.

Page 4, strike lines 1 and 2.

Page 1, strike lines 103 and 104 and substitute "ENERGY OFFICE".

Appropriations

After consideration on the merits, the Committee recommends that **SB21-243** be amended as follows, and as so amended, be referred to the Committee on Health & Human Services with favorable recommendation.

Amend printed bill, page 2, line 18, strike "The" and substitute "To implement this act, the".

Page 2, strike lines 20 through 23 and substitute the following:

(a) \$10,000,000 for use by administration and support for distributions to local public health agencies; and

(b) \$11,090,149 for use by the division of disease control and public health response for administration and support, which is based on the assumption that the division will require an additional 121.4 FTE."

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

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

MEMBERS OF THE
UNIVERSITY OF COLORADO
HOSPITAL AUTHORITY BOARD OF DIRECTORS

April Jones, from the 6th Congressional District, for a term effective May 1, 2020, and continuing until April 30, 2024 (or until a successor is appointed by the Board of Regents), reappointed;

Lainie P. Minnick, from the 1st Congressional District, for a term effective December 1, 2020, and continuing until November 30, 2024 (or until a successor is appointed by the Board of Regents); appointed.

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| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB21-135 by Senator(s) Ginal and Zenzinger; also Representative(s) Duran and Froelich--Concerning a prohibition on the use of certain animals in a traveling animal act.

Senator Zenzinger moved for the adoption of the first report of the first conference committee on **SB21-135**, as printed in Senate journal, April 28, page(s) 669-670. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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 30, 2021

Mr. President:

The House has adopted the First Report of the First Conference Committee on SB21-205, as printed in House Journal, April 30, 2021, and has repassed the bill as so amended. The bill is returned herewith.

MESSAGE FROM THE GOVERNOR

Thursday, April 29, 2021

Colorado Senate
The 73rd 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:

SB21-066 Juvenile Diversion Programs
Approved on Thursday, April 29, 2021 at 12:09 P.M.

SB21-079 Deregulate Meat Sales Direct To Consumers
Approved on Thursday, April 29, 2021 at 12:25 P.M.

SB21-130 Local Authority for Business Personal Property Tax Exemption
Approved on Thursday, April 29, 2021 at 12:35 P.M.

SB21-144 Sunset Homeland Security And All-hazards Advisory Committee
Approved on Thursday, April 29, 2021 at 12:15 P.M.

SB21-224 Capital-related Transfers Of Money
Approved on Thursday, April 29, 2021 at 12:15 P.M.

SB21-225 Repay Cash Funds For 2020 Transfers
Approved on Thursday, April 29, 2021 at 12:15 P.M.

SB21-227 State Emergency Reserve
Approved on Thursday, April 29, 2021 at 12:15 P.M.

Sincerely,
(signed)
Jared Polis
Governor

DELIVERY TO THE GOVERNOR

To the Governor for signature on Friday, April 30, 2021, at 09:00A.M.:
SB21-006 and 152.

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB21-032, SB21-063, SB21-095, SB21-106, SB21-118, SB21-185, SB21-202, SB21-203, SB21-204, SB21-231, and SB21-232 were made Special Orders at 11:02 a.m.

Committee
of the
Whole

The hour of 11:02 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 --
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:

- SB21-032** by Senator(s) Donovan; also Representative(s) Ortiz--Concerning establishing a mobile veterans-support unit grant program, and, in connection therewith, making an appropriation.
- Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 701 and placed in members' bill files.)
- As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB21-063** by Senator(s) Sonnenberg and Fields; also Representative(s) Hooton and Pelton--Concerning an expansion of the ability of an existing association consisting of multiple employers to offer health care benefits to the members of the association, and, in connection therewith, making an appropriation.
- Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 8, page(s) 462-464 and placed in members' bill files.)
- Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 702 and placed in members' bill files.)
- As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB21-095** by Senator(s) Danielson, Rodriguez; also Representative(s) Ricks--Concerning the continuation of the employment first advisory partnership, and, in connection therewith, implementing the recommendation contained in the 2020 sunset report by the department of regulatory agencies and creating a hiring preference pilot program for people with disabilities.
- Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, March 23, page(s) 326-328 and placed in members' bill files.)
- As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB21-106** by Senator(s) Coleman and Priola, Bridges; also Representative(s) McLachlan and Baisley--Concerning measures to improve successful transitions from high school to post-high school training, and, in connection therewith, making an appropriation.
- Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, March 12, page(s) 228 and placed in members' bill files.)
- Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 702-703 and placed in members' bill files.)
- As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB21-118** by Senator(s) Ginal and Gardner; also Representative(s) Pelton and Snyder--Concerning the creation of an alternative response pilot program for county departments of human or social services to address a report of mistreatment of an at-risk adult, and, in connection therewith, making an appropriation.
- Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 18, page(s) 287 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 703-704 and placed in members' bill files.)

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

SB21-185 by Senator(s) Zenzinger and Rankin; also Representative(s) McLachlan and McCluskie-- Concerning supporting the educator workforce in Colorado, and, in connection therewith, making an appropriation.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 1, page(s) 402-404 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 704-705 and placed in members' bill files.)

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

SB21-202 by Senator(s) Moreno and Lundeen; also Representative(s) Sirota and Larson--Concerning a general fund transfer to the public school capital construction assistance fund for the purpose of providing grants for public school air quality improvement projects, and, in connection therewith, making an appropriation.

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

SB21-203 by Senator(s) Bridges and Simpson; also Representative(s) Valdez D. and Pelton-- Concerning an appropriation to the department of agriculture for the Colorado proud program.

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

SB21-204 by Senator(s) Donovan and Rankin; also Representative(s) Young and Van Beber-- Concerning an appropriation to the department of local affairs for the rural economic development initiative grant program.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 705-706 and placed in members' bill files.)

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

SB21-231 by Senator(s) Story and Hisey; also Representative(s) Hooton and Weissman--Concerning a transfer of money from the general fund to the energy fund to finance the weatherization assistance program of the Colorado energy office.

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

SB21-232 by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Kipp and Bird--Concerning an appropriation to the department of higher education for the Colorado opportunity scholarship initiative's displaced workers grant.

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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-032 as amended, SB21-063 as amended, SB21-095 as amended, SB21-106 as amended, SB21-118 as amended, SB21-185 as amended, SB21-202, SB21-203, SB21-204 as amended, SB21-231, SB21-232

CHANGE IN SPONSORSHIP

Upon announcement of President Garcia, Senator Fields was added as a Senate joint prime sponsor on SB21-063 with Senator Sonnenberg.

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB21-205

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 SB21-205, 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, 2021, 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 bill, as the amendments appear in the rerevised bill, and that the following amendments be substituted therefor:

Amend reengrossed bill, page 71, line 5, in the ITEM & SUBTOTAL column strike "3,000,000" and substitute "2,000,000" and in the GENERAL FUND column strike "2,000,000" and substitute "1,000,000".

Adjust affected totals accordingly.

Page 197, after line 14 insert:

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|--------------------|------------------|
| ITEM & SUBTOTAL | FEDERAL FUNDS |
| \$ | \$ |

"Short-term Non-recurrent
Benefits for Colorado

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Works Participants 13,502,982 13,502,982^a.

Adjust affected totals accordingly.

Page 343, line 1, strike "Operations" and substitute "Operations^{81a}", in the ITEM & SUBTOTAL column strike "86,580,446" and substitute "87,680,446", and in the GENERAL FUND column insert "1,100,000".

Adjust affected totals accordingly.

Page 357, after line 4 insert:

81a Department of Natural Resources, Division of Parks and Wildlife, Colorado Parks and Wildlife Operations, Wildlife Operations -- It is the General Assembly's intent that \$1,100,000 General Fund appropriated for this line item be used for the implementation of Proposition 114 for the reintroduction and management of gray wolves."

Page 373, line 14, in the ITEM & SUBTOTAL column strike "1,678,565" and substitute "1,778,565" and in the GENERAL FUND column strike "675,565" and substitute "775,565".

Adjust affected totals accordingly.

Page 426, line 3, in the ITEM & SUBTOTAL column strike "1,556,046" and substitute "1,306,046" and in the GENERAL FUND column strike "1,556,046" and substitute "1,306,046".

Adjust affected totals accordingly.

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended:

Page 115, line 11, strike "Individuals^{15a}" and substitute "Individuals", in the TOTAL column strike "9,988,606,597" and substitute "9,987,615,205", in the GENERAL FUND column strike "1,595,860,738(M)" and substitute "1,595,590,299(M)", in the CASH FUNDS column strike "1,137,951,487^b" and substitute "1,137,856,496^b", and in the FEDERAL FUNDS column strike "6,300,471,576" and substitute "6,299,845,614".

Adjust affected totals accordingly.

Page 116, line 1, strike "\$842,225,403" and substitute "\$842,130,412".

Page 131, strike lines 8 through 10.

Page 124, line 4, in the ITEM & SUBTOTAL column strike "1,500,000" and substitute "750,000" and in the CASH FUNDS column strike "1,500,000^e" and substitute "750,000^e".

Adjust affected totals accordingly.

Page 136, line 5, in the ITEM & SUBTOTAL column strike "3,594,627" and substitute "3,559,627" and in the GENERAL FUND column strike "160,000" and substitute "125,000".

Adjust affected totals accordingly.

Page 163, line 17, strike "\$160,000" and substitute "\$125,000".

Page 141, line 9, in the GENERAL FUND column strike "6,026,226" and substitute "5,157,255" and in the CASH FUNDS column strike "6,100,000^a" and substitute "6,968,971^a".

Adjust affected totals accordingly.

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Page 151, line 6, in the ITEM & SUBTOTAL column strike "1,518,130,332" and substitute "1,520,006,291" and in the CASH FUNDS column strike "1,254,865,775^a" and substitute "1,256,741,734^a".

Adjust affected totals accordingly.

Page 151, line 9, strike "\$13,368,665" and substitute "\$15,244,624".

Page 186, line 5, in the ITEM & SUBTOTAL column strike "10,315,424" and substitute "11,119,406" and in the CASH FUNDS column strike "7,303,100^m" and substitute "8,107,082^m".

Adjust affected totals accordingly.

Page 188, line 7, strike "\$5,679,428" and substitute "\$6,483,410".

Page 328, line 12, in the ITEM & SUBTOTAL column strike "877,564" and substitute "974,041" and in the CASH FUNDS column strike "877,564^a" and substitute "974,041^a".

Adjust affected totals accordingly.

Page 391, line 8, in the ITEM & SUBTOTAL column strike "52,613,960" and substitute "52,881,954" and in the CASH FUNDS column strike "1,679,845^b" and substitute "1,947,839^b".

Adjust affected totals accordingly.

Page 412, line 3, in the ITEM & SUBTOTAL column strike "4,393,079" and substitute "4,768,271" and in the CASH FUNDS column strike "2,692,944^a" and substitute "3,068,136^a".

Page 412, line 8, in the ITEM & SUBTOTAL column strike "21,434,287" and substitute "21,970,276" and in the CASH FUNDS column strike "4,431,122^c" and substitute "4,967,111^c".

Adjust affected totals accordingly.

Page 413, line 2, strike "\$3,831,122" and substitute "\$4,367,111".

Page 421, line 1, in the ITEM & SUBTOTAL column strike "2,417,388" and substitute "2,524,585" and in the CASH FUNDS column strike "768,400^d" and substitute "875,597^d".

Adjust affected totals accordingly.

Page 422, line 5, in the ITEM & SUBTOTAL column strike "6,840,873" and substitute "6,948,070" and in the CASH FUNDS column strike "3,604,711^a" and substitute "3,711,908^a".

Page 422, line 8, strike "\$1,011,289" and substitute "\$1,118,486".

Adjust affected totals accordingly.

Page 186, line 5, in the ITEM & SUBTOTAL column strike "10,315,424" and substitute "9,520,575" and in the GENERAL FUND column strike "2,512,324" and substitute "1,717,475".

Adjust affected totals accordingly.

Page 197, line 3, in the ITEM & SUBTOTAL column strike "6,891,913" and substitute "1,891,913" and in the GENERAL FUND column strike "5,000,000".

Adjust affected totals accordingly.

Page 292, line 2, in the ITEM & SUBTOTAL column strike "4,084,745" and substitute "4,484,745" and in the GENERAL FUND column strike "1,699,156"

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and substitute "2,099,156".

Page 292, line 3, in the GENERAL FUND column strike "(13.7 FTE)" and substitute "(17.7 FTE)".

Adjust affected totals accordingly.

Page 309, line 13, in the ITEM & SUBTOTAL column strike "41,528,793" and substitute "36,528,793" and in the GENERAL FUND column strike "14,200,000" and substitute "9,200,000".

Adjust affected totals accordingly.

Page 424, line 14, strike "Centers^{96,96a}" and substitute "Centers⁹⁶", in the ITEM & SUBTOTAL column strike "7,012,336" and substitute "5,012,336", and in the GENERAL FUND column strike "7,012,336" and substitute "5,012,336".

Adjust affected totals accordingly.

Page 437, strike lines 14 and 15.

Page 438, line 8, in the ITEM & SUBTOTAL column strike "22,851,905" and substitute "23,052,743" and in the CASH FUNDS column strike "15,038,382^c" and substitute "15,239,220^c".

Page 438, line 9, in the ITEM & SUBTOTAL column strike "244,947" and substitute "246,642" and in the CASH FUNDS column strike "158,604^c" and substitute "160,299^c".

Page 438, line 11, in the ITEM & SUBTOTAL column strike "7,778,691" and substitute "7,828,539" and in the CASH FUNDS column strike "5,031,577^c" and substitute "5,081,425^c".

Page 438, line 14, in the ITEM & SUBTOTAL column strike "7,778,691" and substitute "7,828,539" and in the CASH FUNDS column strike "5,031,577^c" and substitute "5,081,425^c".

Adjust affected totals accordingly.

Page 440, line 14, strike "\$4,233,939" and substitute "\$4,536,168".

Page 459, line 1, in the ITEM & SUBTOTAL column strike "1,961,436" and substitute "2,194,695" and in the CASH FUNDS column strike "1,662,835^b" and substitute "1,896,094^b".

Adjust affected totals accordingly.

Page 463, line 3, in the ITEM & SUBTOTAL column strike "2,814,852" and substitute "3,934,937" and in the CASH FUNDS column strike "2,814,852^a" and substitute "3,934,937^a".

Page 463, line 4, in the CASH FUNDS column strike "(51.7 FTE)" and substitute "(71.7 FTE)".

Page 463, line 5, in the ITEM & SUBTOTAL column strike "373,109" and substitute "424,109" and in the CASH FUNDS column strike "373,109^a" and substitute "424,109^a".

Adjust affected totals accordingly.

Page 463, line 8, strike "\$2,888,422" and substitute "\$4,059,507".

Page 451, line 13, strike "Program" and substitute "Program^{97a}", in the ITEM & SUBTOTAL column strike "6,000,000" and substitute "4,000,000", and in the GENERAL FUND column strike "6,000,000" and substitute "4,000,000".

Adjust affected totals accordingly.

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Page 467, after line 15 insert:

"97a Department of Public Safety, Division of Criminal Justice, Administration, Body-worn Camera Grant Program -- It is the General Assembly's intent that the body-worn camera provisions contained in Senate Bill 20-217 apply to grant recipients immediately upon the receipt and utilization of grant funds."

Strike pages 576 and 577 and substitute:

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"SECTION 5. Capital construction appropriations for the fiscal year beginning July 1, 2018. In Session Laws of Colorado 2018, section 3 of chapter 424, (HB 18-1322), **amend** Part II (2)(A), Part III (1) and the affected totals, as the affected totals are amended by section 1 of chapter 453 (SB 19-127), as follows:

Section 3. **Capital Construction Appropriation.**

CAPITAL RENEWAL AND RECAPITALIZATION

(2) DEPARTMENT OF HIGHER EDUCATION

(A) Adams State University

| | | | |
|--|-----------|-----------|--|
| Plachy Hall HVAC Upgrade and Replacement (Capital Renewal) | 3,252,559 | 3,252,559 | |
| | 4,966,805 | 4,966,805 | |

TOTALS PART II

| | | | |
|---|---------------|--------------|--------------|
| (CAPITAL RENEWAL AND RECAPITALIZATION) | \$103,546,684 | \$71,808,652 | \$31,738,032 |
| | \$105,260,930 | \$73,522,898 | |

PART III

CAPITAL EXPANSION

(1) DEPARTMENT OF HUMAN SERVICES

| | | | |
|---|------------|------------|------------------------|
| Division of Youth Corrections, Adams County Youth Services Center Replacement | 15,499,760 | 15,499,760 | |
| Grand Junction Regional Center Campus Relocation and Closure | 3,511,341 | 2,336,591 | 1,174,750 ^a |
| | 4,981,341 | 3,806,591 | |

~~19,011,~~
~~101~~

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20,481,
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^a This amount shall be from the Grand Junction Regional Center Campus Transition Cash Fund created in Section 27-10.5-312 (4), C.R.S.

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TOTALS PART III

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(CAPITAL EXPANSION)

~~\$203,959,~~ ~~\$52,543,~~ ~~\$151,040,~~
~~349~~ ~~474~~ ~~875~~ \$375,000

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\$205,429, \$54,013,
349 474

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GRAND TOTALS

14

(CAPITAL CONSTRUCTION)

~~\$371,909,~~ ~~\$154,~~ ~~\$193,297,~~^a
~~423~~ ~~689,364~~ ~~233~~ \$18,743,326 \$5,179,500^b

15

\$375,093, \$157,
669 873,610

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^a Of this amount, \$20,105,025 contains an (I) notation and \$300,000 shall be from the Highway Users Tax Fund created in Section 43-4-201 (1)(a), C.R.S., and appropriated pursuant to Section 33-10-111 (4), C.R.S.

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^b This amount contains an (I) notation."

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Page 652, before line 10 insert:

"SECTION 20. Appropriation. For the 2021-22 state fiscal year, \$76,262 is appropriated to the legislative department for use by the joint budget committee. This appropriation is from the general fund and is based on an assumption that the joint budget committee will require an additional 1.0 FTE."

Renumber succeeding section accordingly.

Page 10, line 14, in the ITEM & SUBTOTAL column strike "2,700,788" and substitute "2,707,503", in the GENERAL FUND column strike "1,942,236" and substitute "1,947,065", and in the CASH FUNDS column strike "758,552^b" and substitute "760,438^b".

Adjust affected totals accordingly.

Page 12, line 10, strike "\$1,987,268" and substitute "\$1,989,154".

Page 36, line 15, in the ITEM & SUBTOTAL column strike "24,944,284" and substitute "25,011,012", in the GENERAL FUND column strike "24,889,671" and substitute "24,956,388", and in the CASH FUNDS column strike "54,613^a" and substitute "54,624^a".

Adjust affected totals accordingly.

Page 37, line 4, strike "\$64,812" and substitute "\$64,822" and strike "\$11,708" and substitute "\$11,709".

Page 53, line 5, in the ITEM & SUBTOTAL columns strike "1,010,941" and substitute "1,012,307", in the GENERAL FUND column strike "612,904" and substitute "614,067", and in the CASH FUNDS column strike "150,530" and substitute "150,733".

Adjust affected totals accordingly.

Page 58, line 5, strike "\$62,712" and substitute "\$62,796" and strike "\$33,568" and substitute "\$33,613".

Page 58, line 6, strike "\$24,235" and substitute "24,268".

Page 58, line 7, strike "\$19,178" and substitute "\$19,204" and strike "\$8,730" and substitute "\$8,742".

Page 58, line 8, strike "\$2,107" and substitute "\$2,110".

Page 88, line 5, in the ITEM & SUBTOTAL column strike "1,267,830" and substitute "1,268,196" and in the GENERAL FUND column strike "1,267,830" and substitute "1,268,196".

Adjust affected totals accordingly.

Page 97, line 3, in the ITEM & SUBTOTAL column strike "9,251,682" and substitute "9,254,349" and in the REAPPROPRIATED FUNDS column strike "9,251,682^a" and substitute "9,254,349^a".

Adjust affected totals accordingly.

Page 104, line 13, in the ITEM & SUBTOTAL column strike "8,454,136" and substitute "8,470,924".

Page 105, line 4, in the ITEM & SUBTOTAL column strike "96,497,399" and substitute "96,514,187", in the GENERAL FUND column strike "36,006,354" and substitute "36,013,200", in the CASH FUNDS column strike "10,654,126^a" and substitute "10,655,931^a", and in the FEDERAL FUNDS column strike "47,444,356(I)" and substitute "47,452,493(I)".

Adjust affected totals, including affected (I) notations, accordingly.

Page 105, line 6, strike "\$8,585,207" and substitute "\$8,586,603".

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Page 105, line 7, strike "\$381,869" and substitute "\$381,983". 1

Page 105, line 8, strike "\$267,317" and substitute "\$267,397" and strike "\$257,516" and substitute "\$257,628". 2
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Page 105, line 9, strike "\$195,077" and substitute "\$195,136". 6
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Page 105, line 10, strike "\$64,769" and substitute "\$64,784". 8
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Page 105, line 11, strike "\$51,295" and substitute "\$51,310". 10
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Page 105, line 12, strike "\$47,796" and substitute "\$47,810". 12
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Page 130, line 4, strike "\$358,172,455" and substitute "\$358,180,592". 14
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Page 135, line 5, in the ITEM & SUBTOTAL column strike "229,940" and substitute "231,101", in the GENERAL FUND column strike "150,247" and substitute "151,306", and in the CASH FUNDS column strike "20,156^a" and substitute "20,258^a". 16
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Adjust affected totals accordingly. 20
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Page 135, line 9, strike "\$2,403,878" and substitute "\$2,403,943" and strike "\$960,352" and substitute "\$960,389". 22
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Page 135, line 10, strike "\$2,143,910" and substitute "\$2,143,969". 25
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Page 135, line 11, strike "\$259,968" and substitute "\$259,974". 27
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Page 135, line 13, strike "\$447,681" and substitute "\$447,718". 29
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Page 175, line 7, in the ITEM & SUBTOTAL column strike "38,872,115" and substitute "38,964,830", in the GENERAL FUND column strike "15,056,041" and substitute "15,091,952", and in the REAPPROPRIATED FUNDS column strike "23,816,074^a" and substitute "23,872,878^a". 31
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Adjust affected totals accordingly. 36
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Page 247, line 3, in the ITEM & SUBTOTAL column strike "5,566,269" and substitute "5,575,523" and in the GENERAL FUND column strike "5,566,269" and substitute "5,575,523". 38
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Adjust affected totals accordingly. 42
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Page 271, line 12, in the ITEM & SUBTOTAL column strike "12,199,573" and substitute "12,237,915". 44
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Page 272, line 5, in the TOTAL column strike "60,740,560" and substitute "60,778,902", in the GENERAL FUND column strike "5,337,576" and substitute "5,346,984", in the CASH FUNDS column strike "24,689,461^a" and substitute "24,706,604^a", and in the FEDERAL FUNDS column strike "30,016,378(I)" and substitute "30,028,169(I)". 47
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Adjust affected totals accordingly. 52
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Page 272, line 12 strike "\$3,849,615" and substitute "\$3,866,758". 54
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Page 289, line 8, in the ITEM & SUBTOTAL column strike "940,700" and substitute "941,899" and in the GENERAL FUND column strike "221,670" and substitute "222,869". 56
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Adjust affected totals accordingly. 59
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Page 301, line 7, in the ITEM & SUBTOTAL column strike "54,404" and substitute "54,442". 61
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Page 301, line 9, in the TOTAL column strike "3,056,868" and substitute "3,056,906" and in the GENERAL FUND column strike "3,056,868" and substitute "3,056,906". 64
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Adjust affected totals accordingly. 67

Page 303, line 15, in the ITEM & SUBTOTAL column strike "2,077,749" and substitute "2,085,681", in the GENERAL FUND column strike "631,366" and substitute "633,776", in the CASH FUNDS column strike "306,095^b" and substitute "307,264^b", in the REAPPROPRIATED FUNDS column strike "805,950^a" and substitute "809,027^a", and in the FEDERAL FUNDS column strike "334,338(I)" and substitute "335,614(I)".

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Adjust affected totals, including affected (I) notations, accordingly.

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Page 304, line 6, strike "\$2,828,996" and substitute "\$2,832,073".

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Page 304, line 12, strike "\$1,555,948" and substitute "\$1,557,640" and strike "\$1,273,048" and substitute "\$1,274,433".

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Page 305, line 1, strike "\$222,102" and substitute "\$222,643".

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Page 305, line 3, strike "\$969,591" and substitute "\$970,219".

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Page 327, line 1, in the ITEM & SUBTOTAL column strike "676,604" and substitute "678,064" and in the GENERAL FUND column strike "676,604" and substitute "678,064".

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Adjust affected totals accordingly.

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Page 335, line 1, in the ITEM & SUBTOTAL column strike "14,752,103" and substitute "14,799,393", in the GENERAL FUND column strike "3,437,933" and substitute "3,448,954", in the CASH FUNDS column strike "10,471,912^a" and substitute "10,505,481^a", in the REAPPROPRIATED FUNDS column strike "651,489^b" and substitute "653,577^b", and in the FEDERAL FUNDS column strike "190,769(I)" and substitute "191,381(I)".

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Adjust affected totals, including affected (I) notations, accordingly.

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Page 335, line 10, strike "\$467,219" and substitute "\$500,788".

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Page 335, line 12, strike "\$5,681,617" and substitute "\$5,683,705".

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Page 360, line 3, in the ITEM & SUBTOTAL column strike "4,808,045" and substitute "4,824,086", in the GENERAL FUND column strike "1,515,774" and substitute "1,520,830", in the CASH FUNDS column strike "142,215^a" and substitute "142,689^a" and in the REAPPROPRIATED FUNDS column strike "3,150,056^b" and substitute "3,160,567^b".

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Adjust affected totals accordingly.

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Page 361, line 1, strike "\$11,339,443" and substitute "\$11,409,954".

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Page 383, line 3, in the ITEM & SUBTOTAL column strike "9,208,925" and substitute "9,240,224", in the GENERAL FUND column strike "1,306,278" and substitute "1,310,718", in the CASH FUNDS column strike "1,068,950^c" and substitute "1,072,583^c", in the REAPPROPRIATED FUNDS column strike "5,909,801^a" and substitute "5,929,887^a", and in the FEDERAL FUNDS column strike "923,896(I)" and substitute "927,036(I)".

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Adjust affected totals, including affected (I) notations, accordingly.

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Page 383, line 16, strike "\$9,053,736" and substitute "\$9,073,822".

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Page 384, line 9, strike "\$1,104,706" and substitute "\$1,108,339".

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Page 439, line 15, in the ITEM & SUBTOTAL column strike "12,349,972" and substitute "12,384,466", in the GENERAL FUND column strike "2,962,522" and substitute "2,993,167", in the CASH FUNDS column strike "904,456^c" and substitute "908,177^c", and in the FEDERAL FUNDS column strike "30,624(I)" and substitute "30,752(I)".

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Adjust affected totals, including affected (I) notations, accordingly.

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Page 441, line 3, strike "\$2,685,729" and substitute "\$2,689,450".

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Page 472, line 15, in the ITEM & SUBTOTAL column strike "3,519,874" and substitute "3,533,431", in the GENERAL FUND column strike "183,063" and substitute "183,765", and in the CASH FUNDS column strike "3,336,776^c" and substitute "3,349,628^c".

Adjust affected totals accordingly.

Page 489, line 1, in the ITEM & SUBTOTAL column strike "7,754,351" and substitute "7,778,626", in the GENERAL FUND column strike "7,125,333" and substitute "7,147,700", and in the CASH FUNDS column strike "629,018^a" and substitute "630,926^a".

Adjust affected totals accordingly.

Page 489, line 11, strike "\$29,934,363" and substitute "\$29,936,271".

Page 510, line 12, in the ITEM & SUBTOTAL column strike "504,868" and substitute "505,524".

Page 511, line 3, in the TOTAL column strike "10,942,351" and substitute "10,943,007", and in the CASH FUNDS column strike "10,942,351^a" and substitute "10,943,007^a".

Page 511, line 5, strike "\$8,719,976" and substitute "\$8,720,632".

Page 516, line 4, in the TOTAL column strike "37,676,063" and substitute "37,700,946" and in the CASH FUNDS column strike "37,613,173^a" and substitute "37,638,056^a".

Page 516, line 12, in the TOTAL column strike "1,711,008,666" and substitute "1,710,983,783" and in the CASH FUNDS column strike "1,067,390,097(I)^a" and substitute "1,067,365,214(I)^a".

Adjust affected totals, including affected (I) notations, accordingly.

Page 517, line 1, strike "\$1,041,013,303" and substitute "\$1,040,988,420".

Page 522, line 11, in the ITEM & SUBTOTAL column strike "190,396" and substitute "190,824", in the GENERAL FUND column strike "95,199" and substitute "95,413", and in the CASH FUNDS columns "95,197^b" and substitute "95,411^b".

Adjust affected totals accordingly.

Page 523, line 6, strike "\$568,869" and substitute "\$569,083".

Page 86, strike line 15 and substitute "^b This amount shall be from statewide indirect cost recoveries collected by the Governor's Office of Information Technology."

Page 87, line 10, in the ITEM & SUBTOTAL column strike "781,789" and substitute "778,419" and in the FEDERAL FUNDS column strike "81,011(I)" and substitute "77,641(I)".

Adjust affected totals, including affected (I) notations, accordingly.

Page 88, strike line 12 and substitute "^b Of these amounts, \$585,899 shall be from statewide indirect cost recoveries or the Indirect Costs Excess Recovery Fund created in Section 24-75-1401 (2), C.R.S., and \$354,912 shall be from statewide indirect cost recoveries collected by the Governor's Office of Information Technology."

Page 89, line 7, in the ITEM & SUBTOTAL column strike "7,699" and substitute "13,182" and in the GENERAL FUND column strike "7,699" and substitute "13,182".

Page 89, line 8, in the ITEM & SUBTOTAL column strike "224,318" and substitute "218,835" and in the GENERAL FUND column strike "224,318" and substitute "218,835".

Adjust affected totals accordingly.

Page 91, strike line 8 and substitute "^a Of these amounts, \$62,303 shall be from statewide indirect cost recoveries collected by the Governor's Office of Information Technology and \$1,645,176 shall be from statewide indirect cost recoveries collected by the Colorado

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Department of Transportation."

Page 92, line 6, in the ITEM & SUBTOTAL column strike "75,431" and substitute "151,431" and in the GENERAL FUND column insert "76,000".

Page 93, line 9, in the ITEM & SUBTOTAL column strike "5,518,327" and substitute "5,588,322" and in the CASH FUNDS column strike "73,882" and substitute "143,877".

Page 94, line 3, in the ITEM & SUBTOTAL column strike "7,474,000" and substitute "7,398,000" and in the GENERAL FUND column strike "474,000" and substitute "398,000".

Adjust affected totals accordingly.

Page 95, strike lines 2 and 3 and substitute "f This amount shall be from fees collected pursuant to Section 39-22-514.5 (6), C.R.S."

Page 529, line 7, strike "\$2,756,066,621" and substitute "\$2,756,063,251".

Page 115, line 11, in the TOTAL column strike "9,988,606,597" and substitute "10,004,427,016", in the REAPPROPRIATED FUNDS column strike "89,038,597" and substitute "93,549,998", and in the FEDERAL FUNDS column strike "6,300,471,576" and substitute "6,311,780,594".

Adjust affected totals accordingly.

Page 116, line 12, strike "\$77,998,160" and substitute "\$82,509,561".

Page 126, line 13, in the ITEM & SUBTOTAL column strike "814,476" and substitute "514,476", in the GENERAL FUND column strike "407,238(M)" and substitute "257,238(M)", and in the FEDERAL FUNDS column strike "407,238" and substitute "257,238".

Adjust affected totals accordingly.

Page 128, line 8, in the ITEM & SUBTOTAL column strike "935,613" and substitute "1,161,560", in the GENERAL FUND column strike "448,895(M)" and substitute "557,302(M)", and in the FEDERAL FUNDS column strike "486,718" and substitute "604,258".

Adjust affected totals accordingly.

Page 129, line 3, in the ITEM & SUBTOTAL column strike "17,926,559" and substitute "17,863,051", in the GENERAL FUND column strike "8,963,263(M)" and substitute "8,931,526(M)", and in the FEDERAL FUNDS column strike "8,963,296" and substitute "8,931,525".

Adjust affected totals accordingly.

Page 170, line 1, strike "\$14,764,888" and substitute "\$14,794,888" and strike "\$2,623,837" and substitute "\$2,593,837".

Page 204, strike line 15 and substitute:

"b Of these amounts, \$514,476 shall be transferred from Medicaid Funds appropriated to the Department of Health Care Policy and Financing and \$300,000 shall be from various sources of reappropriated funds."

Page 149, line 5, strike "State".

Page 163, line 10, strike "\$51,260,660" and substitute "\$41,797,710 allocated to institutions, and an associated \$9,462,950 distributed as financial aid,".

Page 238, strike lines 12 through 16.

Page 239, strike lines 1 and 2.

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Page 251, line 7, in the ITEM & SUBTOTAL column strike "1,000,000" and substitute "2,000,000" and in the CASH FUNDS column strike "400,000" and substitute "1,400,000".

Adjust affected totals accordingly.

Page 356, line 2, strike "\$15,897,487" and substitute "\$15,893,369".

Page 361, line 1, strike "\$11,339,443" and substitute "\$11,399,443".

Page 476, line 3, in the ITEM & SUBTOTAL column strike "(27.3 FTE)" and substitute "(35.3 FTE)".

Page 480, lines 10 and 11, strike "Commission for the Deaf and Hard of Hearing Cash Fund" and substitute "Colorado Commission for the Deaf, Hard of Hearing, and Deafblind Cash Fund".

Adjust affected totals, including affected (I) notations, accordingly.

Respectfully submitted,

Senate Committee:

House Committee:

(signed)
Sen. Moreno, Chair
Sen. Hansen
Sen. Rankin

(signed)
Rep. McCluskie, Chair
Rep. Herod
Rep. Ransom

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, the rules were suspended for Consideration of Conference Committee Reports.

Senate in recess. Senate reconvened.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB21-205 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod-- 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, 2021, except as otherwise noted.

Senator Moreno moved for the adoption of the first report of the first conference committee on **SB21-205**, as printed in Senate journal, April 30, page(s) 717-729.

On a substitute motion, Senator Cooke moved that the Senate reject the first report of the first conference committee on SB21-205 and that a second conference committee be appointed. The motion was **lost** by the following roll call vote:

| YES | 16 | NO | 18 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | N | Rankin | N | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | Y | Kolker | N | Scott | Y | | |

The motion to adopt the first report of the first conference committee on SB21-205 was **adopted** by the following roll call vote:

| YES | 25 | NO | 9 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

| YES | 28 | NO | 6 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 30, 2021
Mr. President:

The House has voted to grant the House conferees on the First Conference Committee on SB21-077 to go beyond the scope of the differences between the two houses.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

HB21-1024 by Representative(s) Snyder and Van Winkle; also Senator(s) Winter--Concerning requirements relating to the transfer of an off-highway vehicle, and, in connection therewith, making an appropriation.
Finance

- HB21-1027** by Representative(s) Larson and Roberts; also Senator(s) Bridges and Priola--Concerning the authorization for certain alcohol license holders to offer alcohol beverages for consumption off the licensed premises, and, in connection therewith, making an appropriation.
Finance
- HB21-1064** by Representative(s) Benavidez and Amabile; also Senator(s) Rodriguez--Concerning the implementation of recommendations from the legislative oversight committee concerning the treatment of persons with mental health disorders in the criminal and juvenile justice systems regarding juveniles who have committed sex offenses, and, in connection therewith, making an appropriation.
Judiciary
- HB21-1141** by Representative(s) Hooton and Valdez A.; also Senator(s) Bridges--Concerning the creation of a license plate for plug-in electric motor vehicles, and, in connection therewith, making an appropriation.
Finance
- HB21-1195** by Representative(s) Van Winkle and Michaelson Jenet; also Senator(s) Coram and Ginal--Concerning the regulation of radon professionals, and, in connection therewith, requiring licensure to practice as a radon measurement professional or radon mitigation professional, and making an appropriation.
Business, Labor, & Technology
- HB21-1258** by Representative(s) Michaelson Jenet and Van Winkle; also Senator(s) Buckner and Woodward--Concerning establishing a temporary program to facilitate youth mental health services in response to identified needs, and, in connection therewith, making an appropriation.
Health & Human Services
- HB21-1260** by Representative(s) Garnett and Catlin; also Senator(s) Donovan and Simpson--Concerning transfers of money from the general fund to implement the state water plan, and, in connection therewith, making an appropriation.
Agriculture & Natural Resources
- HB21-1262** by Representative(s) Lontine and Lynch, Esgar; also Senator(s) Garcia and Sonnenberg--Concerning monetary support for agricultural events in Colorado, and, in connection therewith, making an appropriation.
Agriculture & Natural Resources
- HB21-1263** by Representative(s) Roberts and Soper, Rich; also Senator(s) Rodriguez and Hisey--Concerning the creation of the Colorado meeting and events incentive program, and, in connection therewith, making an appropriation.
Business, Labor, & Technology
- HB21-1264** by Representative(s) Sullivan and Young; also Senator(s) Kolker and Hisey--Concerning the allocation of state money for workforce development activities to increase the skills of Colorado workers, and, in connection therewith, making an appropriation.
Business, Labor, & Technology
- HB21-1272** by Representative(s) Cutter and Bradfield; also Senator(s) Danielson--Concerning enhancing supports to the office of the child protection ombudsman in its role concerning child protections.
Health & Human Services

MESSAGE FROM THE GOVERNOR

- Appointment A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:
- April 2, 2021
- 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, 2024:

Nicholas Aromando of Steamboat Springs, Colorado, to serve as a coal mine owner, operator, or manager engaged in underground mining and engineer experienced in coal mining, and occasioned by the resignation of John Carral Poulos, P.E. of Paonia, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 4/6/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Agriculture and Natural Resources

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB21-1009, 1019, 1048, 1060, 1129, 1153, 1165, 1178.

TRIBUTES

Honoring:
Jack Annan -- By Senator Jerry Sonnenberg, Representative Rod Pelton, and Representative Richard Holtorf

On motion of Majority Leader Fenberg, the Senate adjourned until 10:00 a.m., Monday, May 3, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

 80th Legislative Day

 Monday, May 3, 2021

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| Prayer | By Senator Lundeen | 11 |
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| Call to Order | By the President at 10:00 a.m. | 13 |
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| Roll Call | Present--32 | 15 |
| | Excused--3, Donovan, Fields, Woodward | 16 |
| | Present later--2, Donovan, Fields | 17 |
| | Remote--3, Moreno, Scott, Sonnenberg | 18 |
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| Quorum | The President announced a quorum present. | 20 |
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| Pledge | By Senator Coleman | 22 |
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| Reading of the Journal | On motion of Senator Jaquez Lewis, reading of the Journal of Friday, April 30, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 24 |
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SENATE SERVICES REPORT

Correctly Engrossed: SB21-032, 063, 095, 106, 118, 185, 202, 203, 204, 231, and 232.
Correctly Revised: HB21-1016, 1056, 1103, 1114, 1117, 1132, 1139, 1151, 1186, 1212, 1222, 1231, 1236, and 1249.
Correctly Rerevised: HB21-1167 and 1241.
Correctly Enrolled: SB21-135 and 205.

**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:

HB21-1139 by Representative(s) McCluskie; also Senator(s) Rankin--Concerning the acquisition of forms of identification from the department of revenue, and, in connection therewith, facilitating the renewal of drivers' licenses by mail and by electronic means, facilitating the renewal of identification cards by electronic means, facilitating the renewal of drivers' licenses and identification cards by older individuals, and allowing certain individuals to sign a driving log attesting that a minor driver with an instruction permit has completed a minimum number of driving hours.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Kirkmeyer, Kolker, Lee, Lundeen, Moreno, Priola, Scott, Simpson, Smallwood, Sonnenberg, and Winter.

HB21-1114 by Representative(s) McCormick and Bradfield; also Senator(s) Jaquez Lewis--Concerning the provision of internet service by a school district to enable individuals associated with the district to access a school district network.

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

| YES | 29 | NO | 5 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Fenberg, Garcia, Ginal, Gonzales, Hansen, Kolker, Lee, Moreno, Pettersen, Story, Winter, and Zenzinger.

HB21-1151 by Representative(s) McLachlan and Catlin; also Senator(s) Coram--Concerning allowing a federally recognized Indian tribe to certify its own foster homes.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Danielson, Donovan, Fields, Garcia, Ginal, Gonzales, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Smallwood, Sonnenberg, Story, and Winter.

HB21-1249 by Representative(s) Roberts and Michaelson Jenet; also Senator(s) Rodriguez and Smallwood--Concerning the repeal of a requirement that the state auditor conduct audits of the portion of the limited gaming fund that is transferred to the state historical fund for the preservation of certain gaming cities.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Gonzales.

HB21-1222 by Representative(s) Valdez A. and Van Winkle; also Senator(s) Smallwood and Winter-- Concerning aligning local governing authority regulations to expand opportunities to access child care in family child care homes.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Danielson, Fields, Garcia, Ginal, Gonzales, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Moreno, Pettersen, Priola, Rankin, Scott, Simpson, Sonnenberg, Story, and Zenzinger.

HB21-1236 by Representative(s) Titone and Baisley, Bernett; also Senator(s) Bridges and Priola, Kolker--Concerning the modification of certain statutory provisions to reflect the current state information technology environment.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Rankin.

HB21-1231 by Representative(s) Ortiz and Lynch; also Senator(s) Fields and Bridges--Concerning the United States Space Force, and, in connection therewith, authorizing the Colorado Space National Guard and including the United States Space Force in statutory references to the branches of the United States armed forces.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Cooke, Danielson, Donovan, Garcia, Ginal, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Pettersen, Priola, Scott, Simpson, Smallwood, Sonnenberg, Story, and Winter.

SB21-032 by Senator(s) Donovan; also Representative(s) Ortiz--Concerning establishing a mobile veterans-support unit 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 | 33 | NO | 1 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Garcia, Ginal, Gonzales, Hansen, Hisey, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Priola, Rankin, Simpson, Story, Winter, and Zenzinger.

SB21-063 by Senator(s) Sonnenberg and Fields; also Representative(s) Hooton and Pelton--Concerning an expansion of the ability of an existing association consisting of multiple employers to offer health care benefits to the members of the association, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Buckner, Donovan, Garcia, Ginal, Priola, Scott, and Smallwood.

SB21-095

by Senator(s) Danielson, Rodriguez; also Representative(s) Ricks--Concerning the continuation of the employment first advisory partnership, and, in connection therewith, implementing the recommendation contained in the 2020 sunset report by the department of regulatory agencies and creating a hiring preference pilot program for people with disabilities.

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

| YES | 31 | NO | 3 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Buckner, Garcia, Ginal, Jaquez Lewis, Kolker, Moreno, Story, Winter, and Zenzinger.

SB21-106

by Senator(s) Coleman and Priola, Bridges; also Representative(s) McLachlan and Baisley--Concerning measures to improve successful transitions from high school to post-high school training, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Fenberg, Garcia, Gonzales, Hansen, Jaquez Lewis, Lee, Moreno, Pettersen, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, and Zenzinger.

SB21-118

by Senator(s) Ginal and Gardner; also Representative(s) Pelton and Snyder--Concerning the creation of an alternative response pilot program for county departments of human or social services to address a report of mistreatment of an at-risk adult, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Garcia, Hisey, Holbert, Kirkmeyer, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Scott, Simpson, Smallwood, Story, Winter, and Zenzinger.

SB21-185

by Senator(s) Zenzinger and Rankin; also Representative(s) McLachlan and McCluskie-- Concerning supporting the educator workforce 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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Coram, Danielson, Donovan, Fenberg, Fields, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Lundeen, Moreno, Pettersen, Priola, Rodriguez, Scott, Simpson, Sonnenberg, Story, and Winter.

SB21-202

by Senator(s) Moreno and Lundeen; also Representative(s) Sirota and Larson--Concerning a general fund transfer to the public school capital construction assistance fund for the purpose of providing grants for public school air quality improvement 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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Danielson, Donovan, Fenberg, Garcia, Ginal, Gonzales, Hansen, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Pettersen, Priola, Rankin, Scott, Simpson, Sonnenberg, Story, and Winter.

SB21-203

by Senator(s) Bridges and Simpson; also Representative(s) Valdez D. and Pelton--
Concerning an appropriation to the department of agriculture for the Colorado proud
program.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Buckner, Cooke, Coram, Danielson, Donovan, Fenberg, Garcia, Ginal, Gonzales, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Moreno, Pettersen, Priola, Rankin, Scott, Sonnenberg, Story, and Winter.

SB21-204

by Senator(s) Donovan and Rankin; also Representative(s) Young and Van Beber--
Concerning an appropriation to the department of local affairs for the rural economic
development initiative grant program.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Coram, Danielson, Fenberg, Garcia, Ginal, Gonzales, Hansen, Hisey, Kirkmeyer, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Scott, Simpson, Sonnenberg, Story, Winter, and Zenzinger.

SB21-231

by Senator(s) Story and Hisey; also Representative(s) Hooton and Weissman--Concerning a
transfer of money from the general fund to the energy fund to finance the weatherization
assistance program of the Colorado energy office.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Fenberg, Fields, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Priola, Simpson, Winter, and Zenzinger.

SB21-232 by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Kipp and Bird--Concerning an appropriation to the department of higher education for the Colorado opportunity scholarship initiative's displaced workers grant.

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Fenberg, Fields, Garcia, Ginal, Gonzales, Jaquez Lewis, Lee, Moreno, Pettersen, Priola, Sonnenberg, Story, and Winter.

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:

HB21-1186 by Representative(s) Gray and Sullivan; also Senator(s) Winter and Bridges--Concerning relieving the regional transportation district of statutory restrictions related to the district's operations.

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

| YES | 23 | NO | 11 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Gonzales, Hansen, Moreno, Pettersen, and Priola.

HB21-1056 by Representative(s) Pelton, Gray, Hooton, Young; also Senator(s) Hansen, Pettersen--Concerning public projects supervised by the department of transportation that are subject to the "Construction Bidding for Public Projects Act".

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

| YES | 25 | NO | 9 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Lee and Moreno.

HB21-1132 by Representative(s) Amabile and Baisley; also Senator(s) Story--Concerning authorized distributions from the local government limited gaming impact fund.

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

| YES | 24 | NO | 10 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

HB21-1117 by Representative(s) Lontine and Gonzales-Gutierrez, Kipp, Weissman; also Senator(s) Gonzales and Rodriguez--Concerning the ability of local governments to promote the development of new affordable housing units pursuant to their existing authority to regulate land use within their territorial boundaries.

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

| YES | 22 | NO | 12 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Buckner, Danielson, Fields, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Story, and Winter.

HB21-1212 by Representative(s) Soper and Esgar; also Senator(s) Coram and Fields--Concerning the diversity of members appointed by the governor to boards authorized by the general assembly.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Garcia, Ginal, Gonzales, Jaquez Lewis, Lee, Moreno, Pettersen, Rankin, Simpson, Smallwood, Story, Winter, and Zenzinger.

HB21-1016 by Representative(s) Ortiz and Lynch; also Senator(s) Garcia and Gardner--Concerning the authority to transfer jurisdiction of a veteran defendant's case to a jurisdiction with a veteran's speciality court.

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

| YES | 32 | NO | 2 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Danielson, Donovan, Fields, Ginal, Gonzales, Hansen, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Moreno, Priola, Rankin, Scott, Simpson, Sonnenberg, Story, and Winter.

HB21-1103 by Representative(s) Cutter and McLachlan, Kipp, Young; also Senator(s) Pettersen and Coram--Concerning implementing the recommendations of the media literacy advisory committee in elementary and secondary education created pursuant to House Bill 19-1110.

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

| YES | 22 | NO | 12 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Ginal, Gonzales, Hansen, Jaquez Lewis, Moreno, Priola, Story, and Winter.

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:

HB21-1133 by Representative(s) Mullica and Jodeh, Garnett, McKean, Bacon, Bradfield, Caraveo, Duran, Froelich, Ortiz, Roberts, Van Beber, Van Winkle; also Senator(s) Pettersen and Priola--Concerning strategic resources for kindergarten through twelfth grade schools to provide a safer environment for kindergarten through twelfth grade students who have been diagnosed with a seizure disorder.

Laid over until Tuesday, May 4, retaining its place on the calendar.

HB21-1227 by Representative(s) Lontine and Soper; also Senator(s) Fields and Kirkmeyer--Concerning medical assistance program requirements for nursing facilities, and, in connection therewith, establishing a demonstration of need.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, April 29, page(s) 680 and placed in members' bill files.)

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

HB21-1100 by Representative(s) Soper and Gonzales-Gutierrez; also Senator(s) Bridges and Lundeen--Concerning the ability to file documents electronically with governmental entities.

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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1227 as amended, HB21-1100
Laid over until 05/04/2021: HB21-1133

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:

SB21-174 by Senator(s) Cooke and Ginal; also Representative(s) Bird and Carver--Concerning adoption of written policies by law enforcement agencies for constitutionally required peace officer credibility disclosure notifications.

Laid over until Wednesday, May 5, retaining its place on the calendar.

HB21-1235 by Representative(s) Bird and Benavidez; also Senator(s) Story--Concerning measures to improve public safety through the modification of the regulation of fireworks.

Laid over until Wednesday, May 5, retaining its place on the calendar.

HB21-1067 by Representative(s) Kipp and Exum; also Senator(s) Story and Buckner--Concerning a national assessment test score as an eligibility criterion for admission to a Colorado institution of higher education.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 29, page(s) 671-673 and placed in members' bill files.)

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

SB21-237 by Senator(s) Donovan; also Representative(s) McCluskie--Concerning creation of the Colorado forest health council in the department of natural resources, and, in connection therewith, repealing the forest health advisory council within the state forest service.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, April 29, page(s) 683 and placed in members' bill files.)

Amendment No. 2(L.004), by Senator Sonnenberg.

Amend printed bill, page 4, line 19, strike "TWENTY-THREE" and substitute "TWENTY-FOUR".

Page 6, line 8, strike "AND".

Page 6, after line 10 insert:

"(N) ONE MEMBER WHO IS EMPLOYED BY OR ASSOCIATED WITH AN ORGANIZATION THAT ADVOCATES FOR MOTORIZED RECREATION; AND".

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

SB21-197 by Senator(s) Rodriguez; also Representative(s) Woodrow--Concerning the treating physician in workers' compensation cases.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 29, page(s) 681-682 and placed in members' bill files.)

Amendment No. 2(L.010), by Senator Rodriguez.

Amend the Business, Labor, and Technology Committee Report, dated April 28, 2021, page 1, line 6, strike "WORKER" and substitute "EMPLOYEE", and strike "WORKER'S" and substitute "EMPLOYEE'S".

Page 1 of the committee report, line 7, strike "WORKER" and substitute "EMPLOYEE".

Amend printed bill, page 3, line 14, after the period add "IF THE EMPLOYEE DECLINES TO DESIGNATE A PHYSICIAN WITHIN SEVEN BUSINESS DAYS AFTER RECEIPT OF NOTICE OF THE RIGHT TO DESIGNATE IN WRITTEN VERIFIED FORM, AN

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EMPLOYER OR INSURER MAY DESIGNATE ONLY A LEVEL I OR LEVEL II ACCREDITED PHYSICIAN LICENSED UNDER THE "COLORADO MEDICAL PRACTICE ACT", ARTICLE 240 OF TITLE 12, AS THE EMPLOYEE'S AUTHORIZED TREATING PHYSICIAN. THE EMPLOYEE MAY SUBSEQUENTLY DESIGNATE A PHYSICIAN CONSISTENT WITH THIS SUBSECTION (5)(a)(I)(A) WITHIN ONE HUNDREDEIGHTY DAYS AFTER THE DATE OF INJURY. THE PHYSICIAN DESIGNATED BY THE EMPLOYER OR INSURER AND THE PHYSICIAN DESIGNATED BY EMPLOYEE SHALL COMPLY WITH SUBSECTION (5)(a)(III)(A) OF THIS SECTION."

Amendment No. 3(L.011), by Senator Rodriguez.

Amend the Business, Labor, and Technology Committee Report, dated April 28, 2021, page 2, strike lines 4 through 10.

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Petterson | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-237 as amended, SB21-197 as amended; HB21-1067 as amended

Laid over until 05/05/2021: SB21-174, HB21-1235

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

On motion of Majority Leader Fenberg, the following Governor's appointment was confirmed by the following roll call vote:

MEMBER OF THE
UNINSURED EMPLOYER BOARD

for a term expiring September 1, 2023:

Shelley Phelps Dodge, JD of Fort Lupton, Colorado, to serve as an attorney who represents injured workers, reappointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Petterson | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | E |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MESSAGE FROM THE HOUSE

May 3, 2021

Mr. President:

The House has adopted and transmits herewith HJR21-1007, as printed in House Journal, April 30, 2021.

The Speaker has appointed Representatives Amabile, Chair, Hooton, and Baisley as House conferees on the First Conference Committee on SB21-155.

MESSAGE FROM THE GOVERNOR

Friday, April 30, 2021

Colorado Senate
The 73rd 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:

SB21-207 Public School Capital Construction Assistance Fund Transfer
Approved on Friday, April 30, 2021 at 2:00 P.M.

SB21-209 Transfer To General Fund From Repealed Cash Funds
Approved on Friday, April 30, 2021 at 2:00 P.M.

SB21-216 Auxiliary Services Rural Areas
Approved on Friday, April 30, 2021 at 2:00 P.M.

SB21-219 Colorado Avalanche Information Center Fund Appropriations
Approved on Friday, April 30, 2021 at 2:00 P.M.

SB21-220 Reverse Transfers From Severance Tax Operational Fund
Approved on Friday, April 30, 2021 at 2:00 P.M.

SB21-210 Remote Supports For Elderly, Blind, And Disabled Waiver
Approved on Friday, April 30, 2021 at 2:00 P.M.

Sincerely,
(signed)
Jared Polis
Governor

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-013 and 167.

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB21-077

THIS REPORT AMENDS THE
REREVISED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on SB21-077, concerning
the elimination of verification of an individual's lawful presence in the United
States as a requirement for individual credentialing, 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 2, strike lines 12 through 21.

Renumber succeeding sections accordingly.

Respectfully submitted,

Senate Committee:
(signed)
Sen. Gonzales, Chair
Sen. Rodriguez
Sen. Priola

House Committee:
(signed)
Rep. Benavidez, Chair
Rep. Kipp
Rep. Williams

Senate in recess. Senate reconvened.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

HJR21-1007 by Representative(s) Michaelson Jenet, Bockenfeld, Larson, Roberts; also Senator(s)
Smallwood, Gonzales, Rodriguez, Woodward--Concerning the appointment of Kerri L.
Hunter to the position of state auditor.

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

INTRODUCTION OF BILLS -- FIRST READING

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

SB21-259 by Senator(s) Rodriguez, Liston; --Concerning a modification to the minimum nonforfeiture
percentage required to be paid upon the surrender of an annuity policy.
Finance

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HB21-1028 by Representative(s) Bird and Rich; also Senator(s) Story and Woodward--Concerning the preparation by the division of housing within the department of local affairs of an annual public report that provides information on money administered by the state to promote the provision of affordable housing, and, in connection therewith, making an appropriation.
Local Government

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HB21-1201 by Representative(s) Gonzales-Gutierrez and Tipper; also Senator(s) Gonzales--Concerning transparency of penal communications service providers in correctional facilities, and, in connection therewith, making an appropriation.
Finance

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HB21-1225 by Representative(s) Bird and Will; also Senator(s) Bridges and Kirkmeyer--Concerning the electronic recording technology board, and, in connection therewith, delaying the board's repeal and sunset review so that the board may continue making grants to counties, extending the filing surcharge collected by county clerk and recorders on behalf of the board, expanding the scope of allowable grants, and extending reporting requirements.
Local Government

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HB21-1253 by Representative(s) Froelich and Gray; also Senator(s) Winter and Rankin--Concerning a general fund transfer to the local government severance tax fund to fund grants to local governments for renewable and clean energy infrastructure projects, and, in connection therewith, making an appropriation.
Transportation & Energy

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DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, May 3, 2021, at 3:00P.M.:
SB21-013 and 167.

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On motion of Senator Gonzales, the Senate adjourned until 9:00 a.m., Tuesday, May 4, 2021.

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Approved:

Leroy M. Garcia
President of the Senate

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Attest:

Cindi L. Markwell
Secretary of the Senate

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

81st Legislative Day Tuesday, May 4, 2021

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| Prayer | By Senator Kolker | 10 |
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| Call to Order | By the President at 9:00 a.m. | 13 |
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| Roll Call | Present--35 Remote--1, Moreno | 16 |
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| Quorum | The President announced a quorum present. | 19 |
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| Pledge | By Senator Coleman | 21 |
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| Reading of the Journal | On motion of Senator Jaquez Lewis, reading of the Journal of Monday, May 3, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 23 |
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SENATE SERVICES REPORT

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| Correctly Printed: SB21-259. | 30 |
| Correctly Engrossed: SB21-197 and 237. | 31 |
| Correctly Reengrossed: SB21-032, 063, 095, 106, 118, 185, 202, 203, 204, 231, and 232. | 32 |
| Correctly Revised: HB21-1067, 1100, and 1227. | 33 |
| Correctly Rerevised: HB21-1016, 1056, 1103, 1114, 1117, 1132, 1139, 1151, 1186, 1212, 1222, 1231, 1236, and 1249. | 34 |
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COMMITTEE OF REFERENCE REPORTS

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| Business, Labor, & Technology | After consideration on the merits, the Committee recommends that SB21-169 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 43 |
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Amend printed bill, strike everything below the enacting clause and substitute:

"SECTION 1. Legislative declaration. (1) The general assembly finds that:

(a) Increasingly, insurers use external consumer data and information sources, algorithms, and predictive models in their insurance rating, underwriting, claims, and other business practices;

(b) Although such tools have the potential to benefit insurers and consumers by simplifying and expediting insurance rating, underwriting, and claims processes, the accuracy and reliability of external consumer data and information sources can vary greatly, and some algorithms and predictive models may lack a sufficient rationale for use in insurance practices; and

(c) The use of particular external consumer data and information sources, algorithms, and predictive models by insurers may have a significant negative impact not only on the availability and affordability of insurance for protected classes of consumers, but also on the utilization of such insurance.

(2) The general assembly therefore declares that in order to ensure that all Colorado residents have fair and equitable access to insurance products, it is necessary to:

(a) Prohibit:

(1) Unfair discrimination based on an individual's race, color, national

or ethnic origin, religion, sex, sexual orientation, or gender identity in any insurance practice; and

(II) The use of external consumer data and information sources, algorithms, and predictive models, which use has the result of unfairly discriminating against an individual based on an individual's race, color, national or ethnic origin, religion, sex, sexual orientation, or gender identity; and

(b) After notice and rule-making by the commissioner of insurance, require insurers that use external consumer data and information sources, algorithms, and predictive models to control for, or otherwise demonstrate that such use does not result in, unfair discrimination.

SECTION 2. In Colorado Revised Statutes, add 10-3-1104.9 as follows:

10-3-1104.9. Insurers' use of external consumer data and information sources, algorithms, and predictive models - consideration of protected class status prohibited - unfair discrimination prohibited - rules - stakeholder process required - investigations - definitions.

(1) NOTWITHSTANDING SECTION 10-3-1104 (1)(f), AN INSURER SHALL NOT, WITH REGARD TO ANY INSURANCE PRACTICE:

(a) UNFAIRLY DISCRIMINATE BASED ON AN INDIVIDUAL'S RACE, COLOR, NATIONAL OR ETHNIC ORIGIN, RELIGION, SEX, SEXUAL ORIENTATION, OR GENDER IDENTITY; OR

(b) PURSUANT TO RULES ADOPTED BY THE COMMISSIONER, USE ANY EXTERNAL CONSUMER DATA AND INFORMATION SOURCE, ALGORITHM, OR PREDICTIVE MODEL THAT UNFAIRLY DISCRIMINATES AGAINST AN INDIVIDUAL BASED ON AN INDIVIDUAL'S RACE, COLOR, NATIONAL OR ETHNIC ORIGIN, RELIGION, SEX, SEXUAL ORIENTATION, OR GENDER IDENTITY.

(2) (a) THE COMMISSIONER SHALL ADOPT RULES FOR THE IMPLEMENTATION OF THIS SECTION.

(b) THE COMMISSIONER SHALL ENGAGE IN A STAKEHOLDER PROCESS PRIOR TO THE ADOPTION OF RULES FOR ANY TYPE OF INSURANCE THAT INCLUDES CARRIERS, PRODUCERS, CONSUMER REPRESENTATIVES, AND OTHER INTERESTED PARTIES. THE COMMISSIONER SHALL HOLD STAKEHOLDER MEETINGS FOR STAKEHOLDERS OF DIFFERENT TYPES OF INSURANCE TO ENSURE SUFFICIENT OPPORTUNITY TO CONSIDER FACTORS AND PROCESSES RELEVANT TO EACH SUCH TYPE OF INSURANCE. THE COMMISSIONER SHALL PROVIDE NOTICE OF SUCH STAKEHOLDER MEETINGS ON THE DIVISION WEBSITE, AND STAKEHOLDER MEETINGS SHALL BE OPEN TO THE PUBLIC.

(3) (a) AFTER THE STAKEHOLDER PROCESS DESCRIBED IN SUBSECTION (2) OF THIS SECTION, THE COMMISSIONER SHALL ADOPT RULES FOR SPECIFIC TYPES OF INSURANCE, BY INSURANCE PRACTICE, WHICH RULES ESTABLISH MEANS BY WHICH AN INSURER MAY DEMONSTRATE THAT IT HAS TESTED WHETHER ITS USE OF EXTERNAL CONSUMER DATA AND INFORMATION SOURCES, ALGORITHMS, OR PREDICTIVE MODELS UNFAIRLY DISCRIMINATES BASED ON AN INDIVIDUAL'S RACE, COLOR, NATIONAL OR ETHNIC ORIGIN, RELIGION, SEX, SEXUAL ORIENTATION, OR GENDER IDENTITY. ANY SUCH RULES SHALL NOT BECOME EFFECTIVE UNTIL JANUARY 1, 2023, AT THE EARLIEST, FOR ANY TYPE OF INSURANCE.

(b) RULES ADOPTED PURSUANT TO THIS SECTION MUST REQUIRE EACH INSURER TO:

(I) PROVIDE INFORMATION TO THE COMMISSIONER CONCERNING THE EXTERNAL CONSUMER DATA AND INFORMATION SOURCES USED BY THE INSURER IN THE DEVELOPMENT AND IMPLEMENTATION OF ALGORITHMS AND PREDICTIVE MODELS FOR A PARTICULAR TYPE OF INSURANCE AND INSURANCE PRACTICE;

(II) PROVIDE AN EXPLANATION OF THE MANNER IN WHICH THE INSURER USES EXTERNAL CONSUMER DATA AND INFORMATION SOURCES, ALGORITHMS, AND PREDICTIVE MODELS FOR THE PARTICULAR TYPE OF INSURANCE AND INSURANCE PRACTICE;

(III) ESTABLISH AND MAINTAIN A RISK MANAGEMENT FRAMEWORK THAT IS REASONABLY DESIGNED TO DETERMINE, TO THE EXTENT PRACTICABLE, WHETHER THE INSURER'S USE OF EXTERNAL CONSUMER DATA AND INFORMATION SOURCES, ALGORITHMS, AND PREDICTIVE MODELS UNFAIRLY DISCRIMINATES AGAINST INDIVIDUALS BASED ON THEIR RACE, COLOR, NATIONAL OR ETHNIC ORIGIN, RELIGION, SEX, SEXUAL ORIENTATION, OR GENDER IDENTITY;

(IV) PROVIDE AN ASSESSMENT OF THE RESULTS OF THE RISK MANAGEMENT FRAMEWORK AND ACTIONS TAKEN TO MINIMIZE THE RISK OF UNFAIR DISCRIMINATION, INCLUDING ONGOING MONITORING; AND

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(V) PROVIDE AN ATTESTATION BY THE INSURER'S CHIEF RISK OFFICER THAT THE INSURER HAS IMPLEMENTED THE RISK MANAGEMENT FRAMEWORK APPROPRIATELY ON A CONTINUOUS BASIS.

(c) INFORMATION SUBMITTED BY INSURERS TO COMPLY WITH THIS SECTION IS SUBJECT TO THE "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF TITLE 24.

(4) PURSUANT TO SECTION 10-3-1106, THE COMMISSIONER MAY EXAMINE AND INVESTIGATE AN INSURER'S USE OF AN EXTERNAL CONSUMER DATA AND INFORMATION SOURCE, ALGORITHM, OR PREDICTIVE MODEL IN ANY INSURANCE PRACTICE. INSURERS SHALL COOPERATE WITH THE COMMISSIONER AND THE DIVISION IN ANY EXAMINATION OR INVESTIGATION UNDER THIS SECTION.

(5) IN THE EVENT THAT IT IS DETERMINED, AS A RESULT OF AN INSURER'S PROPER COMPLIANCE WITH THE REQUIREMENTS OF THIS SECTION, THAT THE INSURER'S USE OF EXTERNAL CONSUMER DATA AND INFORMATION SOURCES, ALGORITHMS, OR PREDICTIVE MODELS IS FOUND TO UNFAIRLY DISCRIMINATE AGAINST INDIVIDUALS BASED ON THEIR RACE, COLOR, NATIONAL OR ETHNIC ORIGIN, RELIGION, SEX, SEXUAL ORIENTATION, OR GENDER IDENTITY, THE COMMISSIONER MAY ISSUE AN ORDER TO THE INSURER, WHICH ORDER SHALL BE LIMITED TO:

(a) ANY NECESSARY RESTITUTION FOR CONSUMERS; AND

(b) ANY OTHER ACTION REQUIRED TO BE TAKEN BY THE INSURER TO REMEDY THE UNFAIR DISCRIMINATION ON A PROSPECTIVE BASIS.

(6) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "ALGORITHM" MEANS A COMPUTATIONAL PROCESS THAT INFORMS HUMAN DECISION-MAKING IN INSURANCE PRACTICES.

(b) "EXTERNAL CONSUMER DATA AND INFORMATION SOURCE" MEANS A DATA OR AN INFORMATION SOURCE THAT IS USED BY AN INSURER TO SUPPLEMENT TRADITIONAL UNDERWRITING OR OTHER INSURANCE PRACTICES OR TO ESTABLISH LIFESTYLE INDICATORS THAT ARE USED IN INSURANCE PRACTICES. "EXTERNAL CONSUMER DATA AND INFORMATION SOURCE" INCLUDES CREDIT SCORES, SOCIAL MEDIA HABITS, LOCATIONS, PURCHASING HABITS, HOME OWNERSHIP, EDUCATIONAL ATTAINMENT, OCCUPATION, LICENSURES, CIVIL JUDGMENTS, AND COURT RECORDS.

(c) "INSURANCE PRACTICE" MEANS MARKETING, UNDERWRITING, PRICING, UTILIZATION MANAGEMENT, REIMBURSEMENT METHODOLOGIES, CLAIMS MANAGEMENT, AND FRAUD DETECTION IN THE TRANSACTION OF INSURANCE.

(d) "PREDICTIVE MODEL" MEANS A PROCESS OF USING MATHEMATICAL AND COMPUTATIONAL METHODS THAT EXAMINE CURRENT AND HISTORICAL DATA SETS FOR UNDERLYING PATTERNS AND CALCULATE THE PROBABILITY OF AN OUTCOME.

(e) "UNFAIR DISCRIMINATION BASED ON AN INDIVIDUAL'S RACE, COLOR, NATIONAL OR ETHNIC ORIGIN, RELIGION, SEX, SEXUAL ORIENTATION, OR GENDER IDENTITY" INCLUDES THE USE OF AN EXTERNAL CONSUMER DATA AND INFORMATION SOURCE, ALGORITHM, OR PREDICTIVE MODEL WHOSE PREDICTIVE CAPABILITY IS DERIVED IN SUBSTANTIAL PART FROM ITS CORRELATION WITH MEMBERSHIP IN ONE OR MORE OF SUCH PROTECTED CLASSES.

SECTION 3. In Colorado Revised Statutes, add 10-4-1405 as follows:

10-4-1405. Exemption from testing and reporting requirements.

NOTWITHSTANDING SECTION 10-3-1104.9, THE REQUIREMENTS OF SAID SECTION 10-3-1104.9 DO NOT APPLY TO INSURERS OF EXEMPT COMMERCIAL POLICYHOLDERS, AS DEFINED BY RULE PURSUANT TO SECTION 10-4-1402.

SECTION 4. 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 2022 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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**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:

HB21-1227 by Representative(s) Lontine and Soper; also Senator(s) Fields and Kirkmeyer--Concerning medical assistance program requirements for nursing facilities, and, in connection therewith, establishing a demonstration of need.

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

| YES | 29 | NO | 6 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

HB21-1100 by Representative(s) Soper and Gonzales-Gutierrez; also Senator(s) Bridges and Lundeen--Concerning the ability to file documents electronically 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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

Co-sponsor(s) added: Cooke, Gardner, Ginal, Hisey, Holbert, Jaquez Lewis, Moreno, Pettersen, Priola, Scott, Sonnenberg, 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:

HB21-1067 by Representative(s) Kipp and Exum; also Senator(s) Story and Buckner--Concerning a national assessment test score as an eligibility criterion for admission to a Colorado institution of higher education.

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

| YES | 23 | NO | 12 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Danielson, Garcia, Gonzales, Hansen, Kolker, Winter, and Zenzinger.

Senate in recess. Senate reconvened.

SB21-237 by Senator(s) Donovan; also Representative(s) McCluskie--Concerning creation of the Colorado forest health council in the department of natural resources, and, in connection therewith, repealing the forest health advisory council within the state forest service.

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

| YES | 29 | NO | 6 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Coram, Danielson, Garcia, Moreno, Priola, Rankin, Simpson, and Story.

SB21-197 by Senator(s) Rodriguez; also Representative(s) Woodrow--Concerning the treating physician in workers' compensation cases.

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

Third Reading Amendment No. 1(L.012), by Senator Rodriguez.

Amend engrossed bill, page 3, lines 26 and 27, strike "(5)(a)(I)(A) WITHIN ONE HUNDRED EIGHTY DAYS AFTER THE DATE OF INJURY." and substitute "(5)(a)(I)(A).".

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | N |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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

Co-sponsor(s) added: Danielson, Gonzales, Jaquez Lewis, and Story.

Upon request of Majority Leader Fenberg, **HB21-1133** and **HB21-1217** were removed from the General Orders--Second Reading of Bills Consent Calendar of Tuesday, May 4, 2021 and were placed at the end of the General Orders--Second Reading of Bills Calendar of Tuesday, May 4, 2021.

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:

HB21-1173 by Representative(s) Mullica and Gray; also Senator(s) Pettersen and Bridges--Concerning prohibiting higher education institutions from considering legacy preferences in the admissions process.

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

HB21-1059 by Representative(s) Geitner and Bradfield; also Senator(s) Lundeen--Concerning protections for students who participate in online instruction.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 694 and placed in members' bill files.)

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

HB21-1226 by Representative(s) Esgar and Will; also Senator(s) Coram and Donovan--Concerning additional measures to control aquatic nuisance species, and, in connection therewith, prohibiting a person from refusing to stop at a check station and directing the division of parks and wildlife to report to the general assembly regarding implementation of the act.

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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1173, HB21-1059 as amended, HB21-1226

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:

SB21-016 by Senator(s) Pettersen and Moreno; also Representative(s) Esgar and Mullica--Concerning services related to preventive health care, and, in connection therewith, requiring coverage for certain preventive measures, screenings, and treatments that are administered, dispensed, or prescribed by health care providers and facilities and making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 25, page(s) 354-355 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 706 and placed in members' bill files.)

Amendment No. 3(L.018), by Senator Pettersen.

Strike the Health & Human Services Committee, dated March 24, 2021.

Amend printed bill, page 2, strike lines 3 through 10 and substitute "(18)(a)(I) introductory portion and (18)(a)(III)(A); and **add** (18)(b)(XI) and (18.1) as

follows:".

Page 3, strike lines 8 through 27 and substitute:

"(b) The coverage required by this subsection (18) must include preventive health care services for the following, in accordance with the A or B recommendations of the task force for the particular preventive health care service:

(XI) COUNSELING, PREVENTION, AND SCREENING FOR A SEXUALLY TRANSMITTED INFECTION, AS DEFINED IN SECTION 25-4-402 (10); EXCEPT THAT THE COVERAGE UNDER THIS SUBSECTION (18)(b)(XI) MUST BE PROVIDED TO ALL COVERED PERSONS REGARDLESS OF THE COVERED PERSON'S GENDER.

(18.1) **Contraception.** (a) POLICIES OR CONTRACTS DESCRIBED IN SUBSECTION (18)(a)(I) OF THIS SECTION ISSUED OR RENEWED IN THIS STATE MUST PROVIDE COVERAGE FOR THE TOTAL COST OF CONTRACEPTION, AS DEFINED IN SECTION 2-4-401 (1.5).

(b) THE COVERAGE REQUIRED BY THIS SUBSECTION (18.1) IS NOT SUBJECT TO POLICY DEDUCTIBLES, COPAYMENTS, OR COINSURANCE.

(c) THIS SUBSECTION (18.1) DOES NOT APPLY TO GRANDFATHERED HEALTH BENEFIT PLANS."

Strike page 4.

Page 5, strike lines 1 through 24.

Page 8, strike lines 24 and 25 and substitute:

"SECTION 4. Applicability. Section 1 of this act applies to health benefit plans issued or renewed on or after January 1, 2023."

Amendment No. 4(L.006), by Senator Pettersen.

Amend printed bill, page 7, strike lines 15 through 27 and substitute:

"(a) "FAMILY-PLANNING-RELATED SERVICES" MEANS SERVICES PROVIDED IN A FAMILY PLANNING SETTING AS PART OF OR AS A FOLLOW-UP TO A FAMILY PLANNING VISIT, INCLUDING:

(I) MEDICALLY NECESSARY EVALUATIONS OR PREVENTIVE SERVICES, SUCH AS TOBACCO UTILIZATION SCREENING, COUNSELING, TESTING, AND CESSATION SERVICES;

(II) CERVICAL CANCER SCREENING AND PREVENTION;

(III) DIAGNOSIS OR TREATMENT OF A SEXUALLY TRANSMITTED INFECTION OR SEXUALLY TRANSMITTED DISEASE, AND MEDICATION AND SUPPLIES TO PREVENT A SEXUALLY TRANSMITTED INFECTION OR SEXUALLY TRANSMITTED DISEASE; AND

(IV) ANY OTHER MEDICAL DIAGNOSIS, TREATMENT, OR PREVENTIVE SERVICE THAT IS ROUTINELY PROVIDED PURSUANT TO A FAMILY PLANNING VISIT.

(b) "FAMILY PLANNING SERVICES" MEANS ALL SERVICES COVERED BY THE FEDERAL TITLE X FAMILY PLANNING PROGRAM, REGARDLESS OF AN INDIVIDUAL'S AGE, SEX, OR GENDER IDENTITY, OR THE AGE, SEX, OR GENDER IDENTITY OF THE INDIVIDUAL'S PARTNER, INCLUDING BUT NOT LIMITED TO:

(I) ALL CONTRACEPTION, AS DEFINED IN SECTION 2-4-401 (1.5);

(II) HEALTH-CARE AND COUNSELING SERVICES FOCUSED ON PREVENTING, DELAYING, OR PLANNING FOR A PREGNANCY;

(III) FOLLOW-UP VISITS TO EVALUATE OR MANAGE PROBLEMS ASSOCIATED WITH CONTRACEPTIVE METHODS;

(IV) STERILIZATION SERVICES, REGARDLESS OF AN INDIVIDUAL'S SEX;

AND

(V) BASIC FERTILITY SERVICES."

Amendment No. 5(L.017), by Senator Pettersen.

Amend printed bill, page 8, after line 23 insert:

"(6) THE STATE BOARD SHALL PROMULGATE RULES ESTABLISHING THE SPECIFIC FAMILY-PLANNING-RELATED SERVICES AND FAMILY PLANNING SERVICES IDENTIFIED IN SUBSECTIONS (2)(a) AND (2)(b) OF THIS SECTION. PRIOR TO PROMULGATING THE RULES, THE STATE DEPARTMENT SHALL ENGAGE IN A STAKEHOLDER PROCESS THAT ATTEMPTS TO INCLUDE INDIVIDUALS WHO HAVE RECEIVED FAMILY PLANNING SERVICES THROUGH THE STATE'S MEDICAL ASSISTANCE PROGRAM OR THE CHILDREN'S BASIC HEALTH PLAN, REPRESENTATIVES OF CONSUMER ADVOCACY ORGANIZATIONS, AND FAMILY PLANNING PROVIDERS. THE STAKEHOLDERS MUST BE DIVERSE WITH REGARD TO RACE, ETHNICITY, IMMIGRATION STATUS, AGE, ABILITY, SEXUAL ORIENTATION, GENDER IDENTITY, OR GEOGRAPHIC REGION OF THE STATE."

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

SB21-069 by Senator(s) Priola; also Representative(s) Valdez A. and Ortiz--Concerning license plates, and, in connection therewith, specifying that the license plates of a motor vehicle that is classified as Class C personal property expire upon the sale or transfer of the motor vehicle, authorizing the issuance of license plates in previously retired styles, and making an appropriation.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, February 24, page(s) 122-123 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, March 9, page(s) 202 and placed in members' bill files.)

Amendment No. 3, Appropriations Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 707 and placed in members' bill files.)

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

SB21-071 by Senator(s) Buckner; also Representative(s) Daugherty--Concerning measures to limit the detention of juveniles, and, in connection therewith, making and reducing an appropriation.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 12, page(s) 230-233 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 707-708 and placed in members' bill files.)

Amendment No. 3(L.009), by Senator Buckner.

Amend the Judiciary Committee Report, dated March 11, 2021, page 1, strike lines 3 and 4 and substitute:

"Page 4, strike lines 19 through 24 and substitute "the protection of the community. Any juvenile who is ORDERED held ~~without bail or whose bail or bail bond is revoked or increased under~~ AT THE DETENTION HEARING OR PURSUANT TO an order entered at any time after the initial detention hearing ~~pursuant to subsection (3) of this section~~ and who remains in custody or detention must be tried on the charges ~~on which the bail is denied or the bail or bail bond is revoked or increased~~ within sixty days after the entry of such THE COURT order DETAINING THE JUVENILE or".

Page 2, strike lines 16 through 38.

Strike pages 3 and 4.

Page 5, strike lines 1 through 24 and substitute:

""SECTION 7. In Colorado Revised Statutes, 19-2-212, **amend** (1)(a)

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introductory portion, (1)(a)(VIII), (1)(a)(IX), and (1)(b)(I); and **add** (1)(a)(X), (1)(a)(XI), (1)(a)(XII), (1)(a)(XIII), (1)(a.5), and (3) as follows:

19-2-212. Working group for criteria for placement of juvenile offenders - establishment of formula - review of criteria - report. (1) (a)

The executive director of the department of human services and the state court administrator of the judicial department, or any designees of such persons, shall form a working group that ~~must include~~ INCLUDES representatives from:

- (VIII) Juvenile court judges and magistrates; ~~and~~
- (IX) Local and county governments, including AT LEAST THREE REPRESENTATIVES FROM county departments of human or social services;
- (X) THE DIVISION OF YOUTH SERVICES;
- (XI) THE DIVISION OF CHILD WELFARE;
- (XII) THE LOCAL JUVENILE SERVICES PLANNING COMMITTEES, CREATED IN SECTION 19-2-211; AND
- (XIII) ORGANIZATIONS THAT ADVOCATE FOR YOUTH INVOLVED IN THE JUVENILE JUSTICE SYSTEM.

(a.5) THE WORKING GROUP MUST ALSO INCLUDE AT LEAST TWO PERSONS DIRECTLY AFFECTED BY THE INCARCERATION OF YOUTH, OF WHOM, AT LEAST ONE PERSON WHO IS OR WAS A YOUTH IN THE CUSTODY OF A DIVISION OF YOUTH SERVICES FACILITY.

(b) The working group shall carry out the following duties:

(1) To establish a set of criteria for both detention and commitment for the purposes of determining which juvenile offenders are appropriate for placement in the physical or legal custody of the department of human services. Such criteria must conform with section 19-2-508. This set of criteria, when adopted by the department of human services and the judicial department, must promote a more uniform system of determining which juveniles should be placed in the physical custody of the department of human services or in the legal custody of the department of human services so that decisions for such placement of a juvenile are made based upon a uniform set of criteria throughout the state. In addition, the criteria shall specifically take into account the educational needs of the juvenile and ensure the juvenile's access to appropriate educational services. The working group established pursuant to this subsection (1) shall hold a meeting at least ~~once~~ FOUR TIMES each year and as necessary to review and propose revision to the criteria established pursuant to this subsection (1) and the formula created pursuant to subsection (1)(b)(V) of this section.

(3) (a) ON OR BEFORE OCTOBER 31, 2021, AND AT LEAST FOUR TIMES EACH YEAR THEREAFTER AND AS NECESSARY TO PERFORM THE DUTIES DESCRIBED IN THIS SUBSECTION (3), THE WORKING GROUP SHALL CONVENE FOR THE PURPOSE OF EXAMINING THE AVAILABILITY OF ALTERNATIVES TO YOUTH DETENTION AND THE USE OF DETENTION BEDS, AND EXAMINING NECESSARY INVESTMENTS IN ALTERNATIVES TO YOUTH DETENTION, INCLUDING LESS RESTRICTIVE PLACEMENTS THAT SERVE ALLEGED AND ADJUDICATED JUVENILE OFFENDERS AND COMMUNITY-BASED SERVICES THAT ALLOW ALLEGED AND ADJUDICATED JUVENILE OFFENDERS TO LIVE WITH FAMILY OR KIN. THE WORKING GROUP SHALL CARRY OUT THE FOLLOWING DUTIES:

(1) BY OCTOBER 31, 2022, THE WORKING GROUP SHALL DEVELOP PERFORMANCE STANDARDS AND OUTCOME MEASURES TO EVALUATE THE DEGREE TO WHICH ALLEGED AND ADJUDICATED OFFENDERS ARE IN THE LEAST RESTRICTIVE SETTING WITH APPROPRIATE SERVICES. THE PERFORMANCE STANDARDS AND OUTCOME MEASURES MUST:

(A) EVALUATE WHETHER THE NUMBER OF ALTERNATIVE PLACEMENTS, RANGE OF SERVICES OFFERED BY SUCH PLACEMENTS, AND COMMUNITY-BASED SERVICES AVAILABLE MEET THE NEEDS OF YOUTH IN EACH JUDICIAL DISTRICT AND COUNTY; AND

(B) DETERMINE WHETHER AND HOW SPECIFIC DATA AND OUTCOME MEASURES MUST BE REPORTED TO EVALUATE THE EFFICACY OF LESS RESTRICTIVE PLACEMENTS AND COMMUNITY-BASED SERVICES.

(II) THE WORKING GROUP SHALL ADVISE THE DEPARTMENT OF HUMAN SERVICES CONCERNING POLICIES, PROCEDURES, AND BEST PRACTICES RELATED TO SERVING YOUTH IN THE LEAST RESTRICTIVE SETTING.

(III) THE WORKING GROUP SHALL REVIEW THE DATA PROVIDED BY THE DEPARTMENT OF HUMAN SERVICES PURSUANT TO SUBSECTION (3)(b) OF THIS SECTION, AND PROVIDE RECOMMENDATIONS:

(A) TO ENHANCE THE CONTINUUM OF COMMUNITY-BASED SERVICES AND PLACEMENT OPTIONS FOR ALLEGED AND ADJUDICATED JUVENILE

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OFFENDERS, INCLUDING RECOMMENDATIONS TO IMPROVE AVAILABILITY AND QUALITY OF LESS RESTRICTIVE ALTERNATIVE PLACEMENTS AND COMMUNITY-BASED SERVICES FOR YOUTH;

(B) REGARDING ANY FURTHER REDUCTION OF AVAILABLE DETENTION BEDS AND THE ALLOCATION OF DETENTION BEDS ACROSS THE STATE; AND

(C) FOR FUTURE DATA COLLECTION AND REPORTING TO ASSIST THE WORKING GROUP IN COMPLETING ITS DUTIES.

(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:

(I) AN ANALYSIS OF THE DATA COLLECTED IN ACCORDANCE WITH THE PERFORMANCE STANDARDS AND OUTCOME MEASURES DEVELOPED PURSUANT TO SUBSECTION (3)(a)(I) OF THIS SECTION, AND AN ANALYSIS OF THE PROGRESS TOWARD MEETING THE PERFORMANCE STANDARDS AND OUTCOME MEASURES DEVELOPED PURSUANT TO SUBSECTION (3)(a)(I) OF THIS SECTION;

(II) THE STATUS OF IMPLEMENTATION OF EFFORTS GUIDED BY THE WORKING GROUP'S RECOMMENDATIONS PURSUANT TO SUBSECTION (3)(a)(II) OF THIS SECTION;

(III) AN ANALYSIS OF THE CONTINUUM OF IN-HOME AND OUT-OF-HOME PLACEMENT OPTIONS AND SUPPORTS FOR ALLEGED JUVENILE OFFENDERS, INCLUDING THE CURRENT AVAILABILITY CAPACITIES OF THE OPTIONS AND SUPPORTS, INCLUDING:

(A) AN ANALYSIS OF THE AVAILABILITY OF AND DEMAND FOR LESS RESTRICTIVE ALTERNATIVE PLACEMENTS IN EACH JUDICIAL DISTRICT AND COUNTY, INCLUDING BUT NOT LIMITED TO RESIDENTIAL TREATMENT FACILITIES, QUALIFIED RESIDENTIAL TREATMENT PROGRAMS, NONQUALIFIED RESIDENTIAL TREATMENT PROGRAMS, RESIDENTIAL COMMUNITY PLACEMENTS, SHELTER PLACEMENTS, AND FAMILY-TYPE SETTINGS, INCLUDING BUT NOT LIMITED TO FOSTER CARE;

(B) AN ANALYSIS OF THE AVAILABILITY AND USE OF FUNDING FOR LESS RESTRICTIVE ALTERNATIVE PLACEMENTS IN EACH JUDICIAL DISTRICT AND COUNTY, INCLUDING BUT NOT LIMITED TO RESIDENTIAL TREATMENT FACILITIES, QUALIFIED RESIDENTIAL TREATMENT PROGRAMS, NONQUALIFIED RESIDENTIAL TREATMENT PROGRAMS, RESIDENTIAL COMMUNITY PLACEMENTS, SHELTER PLACEMENTS, AND FAMILY-TYPE SETTINGS, INCLUDING BUT NOT LIMITED TO FOSTER CARE;

(C) AN ANALYSIS OF THE AVAILABILITY OF AND DEMAND FOR COMMUNITY-BASED SERVICES IN EACH JUDICIAL DISTRICT AND COUNTY OFFERED TO ALLEGED AND ADJUDICATED JUVENILE OFFENDERS THAT ASSIST IN ALLOWING CHILDREN TO LIVE WITH FAMILY OR KIN, INCLUDING THE TYPES OF COMMUNITY-BASED SERVICES AVAILABLE AND CAPACITY FOR EACH TYPE OF SERVICE IN EACH JUDICIAL DISTRICT AND COUNTY; AND

(D) AN ANALYSIS OF THE AVAILABILITY AND USE OF FUNDING FOR COMMUNITY-BASED SERVICES IN EACH JUDICIAL DISTRICT AND COUNTY OFFERED TO ALLEGED AND ADJUDICATED JUVENILE OFFENDERS, INCLUDING THE AMOUNT OF FUNDING SPENT ON DIFFERENT TYPES OF SERVICES.

(IV) AN ANALYSIS OF BARRIERS TO PLACING YOUTH IN LESS RESTRICTIVE ALTERNATIVE PLACEMENTS;

(V) THE NUMBER OF YOUTH IN DETENTION AWAITING PLACEMENT IN A LESS RESTRICTIVE COMMUNITY SETTING;

(VI) THE NUMBER OF YOUTH IN DETENTION CHARGED BY DIRECT FILING PURSUANT TO SECTION 19-2-517 BY JUDICIAL DISTRICT OR COUNTY, AND THE AVERAGE LENGTH OF STAY IN DETENTION FOR THESE YOUTH;

(VII) AN ANALYSIS OF THE NUMBER OF YOUTH PLACED IN LESS RESTRICTIVE ALTERNATIVE PLACEMENTS, INCLUDING BUT NOT LIMITED TO RESIDENTIAL TREATMENT FACILITIES, QUALIFIED RESIDENTIAL TREATMENT PROGRAMS, NONQUALIFIED RESIDENTIAL TREATMENT PROGRAMS, RESIDENTIAL COMMUNITY PLACEMENTS, SHELTER PLACEMENTS, AND FAMILY-TYPE SETTINGS, INCLUDING BUT NOT LIMITED TO FOSTER CARE, AND THE LENGTH OF STAY IN THESE PLACEMENTS FOR ALLEGED AND ADJUDICATED OFFENDERS;

(VIII) AN ANALYSIS OF THE INVOLVEMENT OF YOUTH AND THEIR FAMILIES, AND THEIR SATISFACTION WITH LESS RESTRICTIVE ALTERNATIVE PLACEMENTS;

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(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, PLACEMENT OUTCOMES FOR THESE YOUTH, 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.

(c) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), THE REPORT REQUIRED IN SUBSECTION (3)(b) OF THIS SECTION CONTINUES INDEFINITELY."."

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

SB21-108 by Senator(s) Story; --Concerning gas pipeline safety, and, in connection therewith, increasing and clarifying the rule-making and enforcement authority of the public utilities commission.

Laid over until Thursday, May 6, retaining its place on the calendar.

SB21-137 by Senator(s) Pettersen; also Representative(s) Michaelson Jenet and Kennedy--Concerning the "Behavioral Health Recovery Act of 2021", and, in connection therewith, making an appropriation.

Laid over until Friday, May 7, retaining its place on the calendar.

SB21-148 by Senator(s) Gonzales and Kolker; also Representative(s) Esgar and Tipper--Concerning the creation of the financial empowerment office in the department of law, and, in connection therewith, making an appropriation.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, March 23, page(s) 328-329 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 710 and placed in members' bill files.)

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

SB21-181 by Senator(s) Fields and Coram; also Representative(s) Herod and Caraveo--Concerning state agencies addressing health disparities in Colorado, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 1, page(s) 401-402 and placed in members' bill files.)

Amendment No. 2(J.002), by Senator Coram.

Amend printed bill, page 8, after line 18 insert:

"SECTION 8. Appropriation. (1) For the 2021-22 state fiscal year, \$4,892,988 is appropriated to the department of public health and environment for use by the office of health equity. This appropriation consists of \$4,841,205 from the general fund and \$51,783 from the health disparities grant program fund created in section 24-22-117 (2)(f)(I), C.R.S. To implement this act, the office may use this appropriation as follows:

(a) \$192,988, which consists of \$141,205 from the general fund and \$51,783 from the health disparities grant program fund, for program costs, which amount is based on an assumption that the office will require an additional 2.5 FTE; and

(b) \$4,700,000 from the general fund for health disparities grants."

Re-number succeeding section accordingly.

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Page 1, line 102, strike "COLORADO." and substitute "COLORADO, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-230

by Senator(s) Hansen and Winter; also Representative(s) Valdez A. and Burnett-- Concerning a transfer of money from the general fund to the energy fund to finance programs of the Colorado energy office.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 712 and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Scott.

Amend printed bill, page 2, line 5, strike "definitions - repeal." and substitute "definitions - report - repeal."

Page 3, strike lines 6 through 10 and substitute:

"(b) (I) ON JANUARY 15, 2022, AND ANNUALLY THEREAFTER UNTIL ALL STATE MONEY HAS BEEN EXPENDED BY GRANT RECIPIENTS PURSUANT TO THIS SUBSECTION (3), THE COLORADO ENERGY OFFICE SHALL PROVIDE A REPORT WITH FULL ACCOUNTING OF THE USE OF ALL GRANT MONEY AWARDED. THE REPORT MUST INCLUDE AMOUNTS AND DATES FOR HOW GRANT MONEY HAS BEEN EXPENDED BY EACH OF THE THREE ENTITIES, INCLUDING THE NAMES OF ALL CONTRACTORS, VENDORS, GRANTEEES, OR RECIPIENTS OF STATE MONEY, HOW THE MONEY WAS TO BE USED, AND ALL OVERHEAD AND ADMINISTRATIVE COSTS ASSOCIATED WITH EXPENDING THE MONEY. THE COLORADO ENERGY OFFICE SHALL DISTRIBUTE COPIES OF THE REPORTS AS FOLLOWS:"

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-018

by Senator(s) Moreno; also Representative(s) Esgar--Concerning continuing the necessary document program indefinitely, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 701 and placed in members' bill files.)

Amendment No. 2(L.001), by Senator Moreno.

Amend printed bill, page 1, line 2, strike "repeal" and substitute "amend".

Page 2, line 2, before "definition." insert "report -".

Page 2, line 3, after "2021." insert "BEGINNING JANUARY 1, 2032, AND EACH FIVE YEARS THEREAFTER, THE DEPARTMENT SHALL INCLUDE, AS PART OF ITS ANNUAL PRESENTATION TO THE GENERAL ASSEMBLY PURSUANT TO THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT", PART 2 OF ARTICLE 7 OF TITLE 2, A REPORT ON THE TOTAL NUMBER OF NECESSARY DOCUMENTS ACQUIRED ON AN ANNUAL BASIS AND ANY SIGNIFICANT TECHNOLOGICAL CHANGES OR OTHER DEVELOPMENTS THAT AFFECT THE NEED FOR, OR OPERATIONS OF, THE NECESSARY DOCUMENT PROGRAM."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

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HB21-1133 by Representative(s) Mullica and Jodeh, Garnett, McKean, Bacon, Bradfield, Caraveo, Duran, Froelich, Ortiz, Roberts, Van Beber, Van Winkle; also Senator(s) Pettersen and Priola--Concerning strategic resources for kindergarten through twelfth grade schools to provide a safer environment for kindergarten through twelfth grade students who have been diagnosed with a seizure disorder.

Amendment No. 1(L.003), by Senator Priola.

Amend reengrossed bill, page 4, line 9, after "DISTRICT'S" insert "OR PUBLIC SCHOOL'S".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1217 by Representative(s) Bockenfeld and Bacon; also Senator(s) Fields and Lundeen--Concerning active duty military family enrollment in public schools.

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, April 30, page(s) 693-694 and placed in members' bill files.)

Amendment No. 2(L.006), by Senator Lundeen.

Amend reengrossed bill, page 2, line 5, before "**legislative declaration**" insert "**registration -**".

Page 4, lines 24 and 25, strike "OR PROGRAM AND" and substitute "DISTRICT SCHOOL OR PROGRAM, SCHOOL DISTRICT, OR CHARTER SCHOOL. A SCHOOL DISTRICT OR CHARTER SCHOOL SHALL GRANT GUARANTEED AUTOMATIC MATRICULATION TO THE NEXT GRADE, EVEN IF THE NEXT GRADE IS IN A DIFFERENT SCHOOL LEVEL OR SCHOOL BUILDING, IN THE SAME MANNER GUARANTEED AUTOMATIC MATRICULATION IS PROVIDED TO RESIDENT STUDENTS. THE SCHOOL DISTRICT SCHOOL OR PROGRAM, SCHOOL DISTRICT, OR CHARTER SCHOOL".

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB21-027 by Senator(s) Pettersen; also Representative(s) Gonzales-Gutierrez and Tipper--Concerning emergency supplies for Colorado babies and families, and, in connection therewith, providing diapering essentials through diaper distribution centers and making an appropriation.

Laid over until Wednesday, May 5, retaining its place on the calendar.

SB21-175 by Senator(s) Jaquez Lewis and Gonzales, Buckner; also Representative(s) Caraveo and Kennedy--Concerning the Colorado prescription drug affordability review board, and, in connection therewith, directing the board to review the affordability of certain drugs and establish upper payment limits for certain drugs; prohibiting certain entities from purchasing or reimbursing for any drug for distribution in the state at an amount that exceeds the upper payment limit established for the prescription drug; and establishing penalties for violations.

Laid over until Wednesday, May 5, retaining its place on the calendar.

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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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

- Passed on second reading: SB21-016 as amended, SB21-069 as amended, SB21-071 as amended, SB21-148 as amended, SB21-181 as amended, SB21-230 as amended, SB21-018 as amended; HB21-1133 as amended, HB21-1217 as amended
- Laid over until 05/05/2021: SB21-027, SB21-175
- Laid over until 05/06/2021: SB21-108
- Laid over until 05/07/2021: SB21-137

CHANGE IN SPONSORSHIP

Upon announcement of President Garcia, Senator Kolker was added as a Senate joint prime sponsor on SB21-148, with Senator Gonzales.

CONSIDERATION OF RESOLUTIONS

SJR21-016 by Senator(s) Lundeen and Winter, Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Moreno, Pettersen, Priola, Rankin, Rodriguez, Simpson, Smallwood, Sonnenberg, Story, Woodward; also Representative(s) Gray, Arndt, Baisley, Bird, Bockenfeld, Bradfield, Caraveo, Catlin, Cutter, Daugherty, Duran, Esgar, Froelich, Geitner, Hanks, Herod, Holtorf, Jodeh, Kennedy, Kipp, Larson, Lontine, Lynch, McCormick, McKean, Michaelson Jenet, Mullica, Ortiz, Pelton, Pico, Rich, Roberts, Sandridge, Soper, Titone, Valdez A., Valdez D., Van Beber, Van Winkle, Weissman, Will, Williams, Woodrow, Woog, Young--Concerning the designation of the Interstate 25 bridge over 17th Avenue as the "Richard "RJ" Lawrence Bridge".

On motion of Senator Lundeen, the resolution was read at length and **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Scott and Zenzinger.

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Tuesday, May 4, was laid over until Wednesday, May 5, retaining its place on the calendar.

- Consideration of Resolutions: HJR21-1007
- Consideration of Governor's Appointments--Consent Calendar:
 - Colorado State Fair Authority Board of Commissioners: Erin Michalski, Nicole Weathers, Jeffrey Mandarich, Brian Coppom
- Consideration of Governor's Appointments:
 - Colorado State Fair Authority Board of Commissioners: Miguel Barragan

MESSAGE FROM THE HOUSE

May 4, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1237, amended as printed in House Journal, April 30, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1267.

The House has passed on Third Reading and returns herewith SB21-143, 198, and 160.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-226, 008, and 017, amended as printed in House Journal, May 3, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

- Without comment, HB21-1267.
- Without comment, as amended, HB21-1237.
- Without comment, as amended, SB21-226, 008, and 017.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

- Trans-
portation &
Energy After consideration on the merits, the Committee recommends that **HB21-1128** be referred to the Committee on Appropriations with favorable recommendation.
- Trans-
portation &
Energy After consideration on the merits, the Committee recommends that **HB21-1149** be referred to the Committee on Appropriations with favorable recommendation.
- State,
Veterans, &
Military
Affairs After consideration on the merits, the Committee recommends that **SB21-250** 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 3, line 24, strike "1-2-301 (1), or" and substitute "1-2-301 (1) or".

Page 3, line 27, strike "NUMBER." and substitute "NUMBER AND THE NUMBER CAN BE VALIDATED THROUGH THE DEPARTMENT OF REVENUE PURSUANT TO SECTION 1-2-302 (6.7).".

Page 4, strike lines 2 through 12 and substitute:

"(c) (I) A place for the elector to input additional information, as determined by the secretary of state, necessary to locate the elector's signature in the database systems specified in subsection (1) of this section and a place for the elector to assent to the use of the signature for voter registration purposes.

(II) A PLACE FOR THE ELECTOR, IN THE ALTERNATIVE, TO ENTER THE LAST FOUR DIGITS OF THE ELECTOR'S SOCIAL SECURITY NUMBER TO BE VALIDATED PURSUANT TO SUBSECTION (1) OF THIS SECTION AND TO UPLOAD A SIGNATURE ELECTRONICALLY.".

Page 7, after line 3 insert:

"**SECTION 4.** In Colorado Revised Statutes, 1-2-302, **amend** (6.7) as follows:

1-2-302. Maintenance of computerized statewide voter registration list - confidentiality. (6.7) The department of revenue shall enter into an agreement with the federal commissioner of social security for the purpose of verifying applicable information in accordance with the requirements of section 303 (a)(5)(B)(ii) of the federal "Help America Vote Act of 2002", 52 U.S.C. sec. 20901 et seq. ON OR BEFORE MARCH 1, 2022, THE DEPARTMENT OF REVENUE SHALL PROVIDE ACCESS TO THE DEPARTMENT OF STATE FOR VERIFICATION OF A PERSON'S NAME, DATE OF BIRTH, AND THE LAST FOUR DIGITS OF THE PERSON'S SOCIAL SECURITY NUMBER PURSUANT TO THE AGREEMENT ENTERED INTO UNDER THIS SECTION TO ALLOW REAL-TIME INTERACTIVE VALIDATION OF ONLINE VOTER REGISTRATION APPLICANTS PURSUANT TO SECTION 1-2-202.5.".

Renumber succeeding sections accordingly.

Page 12, line 1, strike "THE" and substitute "SUBJECT TO COMPLIANCE WITH ALL APPLICABLE FEDERAL LAWS AND REGULATIONS, THE".

Page 26, strike lines 2 through 6 and substitute "article 10 of this title 1. FOR COUNTIES THAT CONTAIN MORE THAN ONE UNITED STATES CONGRESSIONAL DISTRICT, THE RETURNS MUST INDICATE THE NUMBER OF VOTES CAST IN EACH PRECINCT FOR EACH CANDIDATE; EXCEPT THAT, IF THE TOTAL NUMBER OF VOTES CAST AND COUNTED IN ANY PRECINCT IS LESS THAN TEN, THE RETURNS FOR ALL SUCH PRECINCTS IN THE COUNTY MUST BE REPORTED TOGETHER. FOR COUNTIES THAT CONTAIN ONLY ONE UNITED STATES CONGRESSIONAL DISTRICT, THE RETURNS MAY INDICATE THE NUMBER OF VOTES CAST IN THE COUNTY FOR EACH CANDIDATE.".

Page 27, line 13, strike "(1)(c)(III)(A)".

Page 29, strike lines 1 through 7.

Page 38, strike lines 13 through 27.

Strike pages 39 and 40.

Page 41, strike lines 1 through 12.

Renumber succeeding sections accordingly.

Page 82, line 14, strike "subsections 1-2-202.5 (1)(a) and (3)(c)," and substitute "section 1-2-202.5,".

Page 82, line 15, strike "enacted" and substitute "amended".

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INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB21-260 by Senator(s) Fenberg and Winter, Priola; also Representative(s) Garnett and Gray--
 Concerning the sustainability of the transportation system in Colorado, and, in connection
 therewith, creating new sources of dedicated funding and new state enterprises to preserve,
 improve, and expand existing transportation infrastructure, develop the modernized
 infrastructure needed to support the widespread adoption of electric motor vehicles, and
 mitigate environmental and health impacts of transportation system use; and expanding
 authority for regional transportation improvements.

Finance

SB21-261 by Senator(s) Fenberg; --Concerning measures to increase the deployment of renewable
 energy generation facilities to meet Colorado's energy needs, and, in connection therewith,
 raising the allowable capacity of customer-sited renewable energy generation facilities and
 giving customers additional options for increasing the scale and flexibility of new
 installations.

Transportation & Energy

On motion of Senator Coleman, the Senate adjourned until 9:00 a.m., Wednesday, May 5,
 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

82nd Legislative Day Wednesday, May 5, 2021

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| Prayer | By Senator Priola | 10 |
| | | 11 |
| | | 12 |
| Call to Order | By the President at 9:00 a.m. | 13 |
| | | 14 |
| | | 15 |
| Roll Call | Present--34 | 16 |
| | Excused--1, Smallwood | 17 |
| | Remote--3, Danielson, Moreno, Pettersen | 18 |
| | | 19 |
| Quorum | The President announced a quorum present. | 20 |
| | | 21 |
| Pledge | By Senator Coleman | 22 |
| | | 23 |
| Reading of the Journal | On motion of Senator Jaquez Lewis, reading of the Journal of Tuesday, May 4, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 24 |
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SENATE SERVICES REPORT

Correctly Printed: SB21-260 and 261. 31
Correctly Engrossed: SB21-016, 018, 069, 071, 148, 181, and 230; SJR21-016. 32
Correctly Reengrossed: SB21-197 and 237. 33
Correctly Revised: HB21-1059, 1133, 1173, 1217, and 1226. 34
Correctly Rerevised: HB21-1067, 1100, and 1227. 35
Correctly Enrolled: SB21-143, 160, and 198. 36

COMMITTEE OF REFERENCE REPORTS

| | | |
|----------------|---|----|
| Appropriations | CORRECTED REPORT: After consideration on the merits, the Committee recommends that SB21-175 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. 44 | |
| | Amend printed bill, page 27, strike lines 24 through 26. 45 | |
| | Renumber succeeding subsection accordingly. 46 | |
| | Page 28, before line 3 insert: 47 | |
| | <p style="margin-left: 40px;">"(5) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, A CARRIER OR STATE AGENCY THAT IS REQUIRED PURSUANT TO STATE OR FEDERAL LAW TO PURCHASE OR REIMBURSE A PAYER FOR A PRESCRIPTION DRUG FOR WHICH THE BOARD HAS ESTABLISHED AN UPPER PAYMENT LIMIT PURSUANT TO SECTION 10-16-1307 IS NOT SUBJECT TO AN ENFORCEMENT ACTION FOR A VIOLATION OF SUBSECTION (1) OR (2) OF THIS SECTION FOR THAT PARTICULAR PRESCRIPTION DRUG."</p> 48 | |
| | Page 30, after line 20 insert: 49 | |
| | <p style="margin-left: 40px;">"SECTION 4. Appropriation. (1) For the 2021-22 state fiscal year, \$680,711 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 department may</p> 50 | |
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use this appropriation as follows:

(a) \$275,297 for use by the division of insurance for personal services, which amount is based on an assumption that the division will require an additional 3.0 FTE;

(b) \$22,650 for use by the division of insurance for operating expenses; and

(c) \$382,824 for the purchase of legal services.

(2) For the 2021-22 state fiscal year, \$382,824 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of regulatory agencies under subsection (1)(c) of this section and is based on an assumption that the department of law will require an additional 2.0 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of regulatory agencies."

Renumber succeeding sections accordingly.

Page 1, line 108, strike "AND".

Page 1, line 109, strike "VIOLATIONS." and substitute "VIOLATIONS; AND MAKING AN APPROPRIATION."

**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:

HB21-1173 by Representative(s) Mullica and Gray; also Senator(s) Pettersen and Bridges--Concerning prohibiting higher education institutions from considering legacy preferences in the admissions process.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 29 | NO | 5 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Garcia, Gonzales, Moreno, Story, and Zenzinger.

HB21-1059 by Representative(s) Geitner and Bradfield; also Senator(s) Lundeen--Concerning protections for students who participate in online instruction.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Gardner, Hisey, Holbert, Kirkmeyer, Priola, Rankin, Scott, Simpson, and Sonnenberg.

HB21-1226 by Representative(s) Esgar and Will; also Senator(s) Coram and Donovan--Concerning additional measures to control aquatic nuisance species, and, in connection therewith, prohibiting a person from refusing to stop at a check station and directing the division of parks and wildlife to report to the general assembly regarding implementation of the 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cooke, Danielson, Fenberg, Garcia, Gardner, Hansen, Jaquez Lewis, Liston, Moreno, Priola, Rankin, Scott, Simpson, and Woodward.

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:

SB21-016 by Senator(s) Pettersen and Moreno; also Representative(s) Esgar and Mullica--Concerning services related to preventive health care, and, in connection therewith, requiring coverage for certain preventive measures, screenings, and treatments that are administered, dispensed, or prescribed by health care providers and facilities and 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Fenberg, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Lee, Story, Winter, and Zenzinger.

SB21-069

by Senator(s) Priola; also Representative(s) Valdez A. and Ortiz--Concerning license plates, and, in connection therewith, specifying that the license plates of a motor vehicle that is classified as Class C personal property expire upon the sale or transfer of the motor vehicle, authorizing the issuance of license plates in previously retired styles, and 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | N | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | N | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Winter.

SB21-071

by Senator(s) Buckner; also Representative(s) Daugherty--Concerning measures to limit the detention of juveniles, 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 | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Danielson, Fenberg, Garcia, Gonzales, Hansen, Kolker, Lee, Moreno, Pettersen, Priola, Story, Winter, and Zenzinger.

SB21-148 by Senator(s) Gonzales and Kolker; also Representative(s) Esgar and Tipper--Concerning the creation of the financial empowerment office in the department of law, 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Fenberg, Garcia, Ginal, Hansen, Jaquez Lewis, Lee, Moreno, Pettersen, Story, Winter, and Zenzinger.

SB21-181 by Senator(s) Fields and Coram; also Representative(s) Herod and Caraveo--Concerning state agencies addressing health disparities in Colorado, 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.006), by Senator Fields.

Amend engrossed bill, page 7, line 22, after "portion," insert "(2)(a)(IV),".

Page 7, after line 27 insert:

"(IV) The executive director of the department, or ~~his or her~~ THE EXECUTIVE DIRECTOR'S designee, shall serve as an ex officio member of the commission;".

The amendment was **passed** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Fenberg, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Story, and Winter.

SB21-230

by Senator(s) Hansen and Winter; also Representative(s) Valdez A. and Bernett-- Concerning a transfer of money from the general fund to the energy fund to finance programs of the Colorado energy office.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 20 | NO | 14 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | N | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Fenberg, Garcia, and Pettersen.

SB21-018

by Senator(s) Moreno; also Representative(s) Esgar--Concerning continuing the necessary document program indefinitely, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Lee.

HB21-1133 by Representative(s) Mullica and Jodeh, Garnett, McKean, Bacon, Bradfield, Caraveo, Duran, Froelich, Ortiz, Roberts, Van Beber, Van Winkle; also Senator(s) Pettersen and Priola--Concerning strategic resources for kindergarten through twelfth grade schools to provide a safer environment for kindergarten through twelfth grade students who have been diagnosed with a seizure disorder.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coram, Danielson, Ginal, Gonzales, Holbert, Kirkmeyer, Moreno, Rodriguez, Story, Winter, and Zenzinger.

HB21-1217 by Representative(s) Bockenfeld and Bacon; also Senator(s) Fields and Lundeen--Concerning active duty military family enrollment in public schools.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Coram, Danielson, Donovan, Garcia, Gardner, Ginal, Hansen, Hisey, Holbert, Kirkmeyer, Lee, Liston, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

On motion of Assistant Majority Leader Fields, and with a majority of those elected to the Senate having voted in the affirmative, **SB21-174** and **HB21-1235** were laid over until Monday, May 10, retaining their place on the calendar.

On motion of Assistant Majority Leader Fields, and with a majority of those elected to the Senate having voted in the affirmative, **SB21-027** and **SB21-175** were laid over until Thursday, May 6, retaining their place on the calendar.

CONSIDERATION OF RESOLUTIONS

HJR21-1007 by Representative(s) Michaelson Jenet, Bockenfeld, Larson, Roberts; also Senator(s) Smallwood, Gonzales, Rodriguez, Woodward--Concerning the appointment of Kerri L. Hunter to the position of state auditor.

Laid over until Thursday, May 6, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-226 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod, Ransom--Concerning an increase in the general fund reserve.

Senator Moreno moved that the Senate concur in House amendments to **SB21-226**, as printed in House journal, May 3, page(s) 1044. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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: Cooke.

SB21-008 by Senator(s) Simpson; also Representative(s) Valdez D. and Holtorf--Concerning removing the word "junior" from the name of certain colleges.

Senator Simpson moved that the Senate concur in House amendments to **SB21-008**, as printed in House journal, May 3, page(s) 1044. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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: Cooke, Coram, and Sonnenberg.

SB21-017 by Senator(s) Hisey and Zenzinger; also Representative(s) Larson and Bradfield-- Concerning sexual contact between a student and an educator in violation of the public trust.

Senator Hisey moved that the Senate not concur in House amendments to **SB21-017**, as printed in House journal, May 3, page(s) 1045, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The President appointed Senators Zenzinger, Chair, Winter, and Hisey as Senate conferees on the first conference committee on **SB21-017**.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Fenberg, 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, 2024:

Erin Michalski of Breckenridge, Colorado, an Unaffiliated from the Western Slope and the Second Congressional District, and a member with substantial experience in agriculture or in the activities of 4-H clubs, appointed;

Nicole Weathers of Yuma, Colorado, a Republican from the Fourth Congressional District, and a member with substantial experience in agriculture or in the activities of 4-H clubs, appointed.

effective immediately for a term expiring November 1, 2021:

Jeffrey Mandarich of Colorado Springs, Colorado, an Unaffiliated from the Fifth Congressional District, and a Certified Public Accountant, reappointed;

effective immediately for terms expiring November 1, 2023:

Brian Colyer Coppom of Longmont, Colorado, an Unaffiliated from the Fourth Congressional District, reappointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Donovan, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

effective immediately for terms expiring November 1, 2023:

Miguel Baca Barragan of Denver, Colorado, a Democrat from the First Congressional District, reappointed.

| YES | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Senate in recess.

Senate reconvened.

MESSAGE FROM THE GOVERNOR

Tuesday May, 04, 2021

Colorado Senate
The 73rd 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:

SB21-206 Educator Licensure Cash Fund
Approved on Tuesday, May 04, 2021 at 10:10 A.M.

SB21-208 General Fund Transfer To State Education Fund
Approved on Tuesday, May 04, 2021 at 10:10 A.M.

SB21-211 Adult Dental Benefit
Approved on Tuesday, May 04, 2021 at 10:10 A.M.

SB21-212 Primary Care Payments Align Federal Funding
Approved on Tuesday, May 04, 2021 at 10:10 A.M.

SB21-213 Use Of Increased Medicaid Match
Approved on Tuesday, May 04, 2021 at 10:10 A.M.

SB21-214 State Payment Hospice Providers Residential Care
Approved on Tuesday, May 04, 2021 at 10:10 A.M.

SB21-217 Market Rate Study For Child Care Assistance Program
Approved on Tuesday, May 04, 2021 at 10:10 A.M.

SB21-221 Projects Under Wildfire Risk Mitigation Grant Program
Approved on Tuesday, May 04, 2021 at 10:10 A.M.

SB21-222 Repeal Recovery Audit Program
Approved on Tuesday, May 04, 2021 at 10:10 A.M.

SB21-223 Location of Department of Revenue Administrative Hearing
Approved on Tuesday, May 04, 2021 at 10:10 A.M.

SB21-228 PERA Public Employees Retirement Association Payment Cash Fund
Approved on Tuesday, May 04, 2021 at 10:10 A.M.

Sincerely,
(signed)
Jared Polis
Governor

MESSAGE FROM THE HOUSE

May 5, 2021

Mr. President:

The House has adopted and transmits herewith HJR21-1008, as printed in House Journal, May 4, 2021.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR21-1008 by Representative(s) Esgar and McKean; also Senator(s) Fenberg and Holbert-- Concerning a request to the Supreme Court of the state of Colorado to render its opinion upon questions regarding sections 44 to 48.4 of article V of the state constitution.

On motion of Senator Fenberg, the resolution was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Cooke, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Priola, Rankin, Simpson, Sonnenberg, Story, Winter, and Zenzinger.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

May 5, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1234, 1270, 1271, 1238, 1162, and 1265, amended as printed in House Journal, May 4, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-188, amended as printed in House Journal, May 4, 2021.

The House has passed on Third Reading and returns herewith SB21-100 and 147.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, HB21-1162, 1234, 1238, 1265, 1270, and 1271.
Without comment, as amended, SB21-188.

REPORT OF CONFERENCE COMMITTEES

**FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB21-1115**

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 HB21-1115, concerning
the regulation of members of boards of health, and, in connection therewith,
regulating the members of county and district boards of health, has met and
reports that it has agreed upon the following:

That the Senate recede from its amendment made to the bill, as the
amendment appears in the rerevised bill, and that the following amendment be
substituted therefor:

Amend reengrossed bill, page 2, strike lines 6 through 10 and substitute:

"DISTRICT BOARD OF HEALTH, AND THE MEMBERS OF THE STATE BOARD
OF HEALTH SHALL ATTEND BOTH:

(a) ANNUAL PUBLIC HEALTH TRAINING PROVIDED BY THE DEPARTMENT
OF PUBLIC HEALTH AND ENVIRONMENT AND DEVELOPED BY THE DEPARTMENT
OF PUBLIC HEALTH AND ENVIRONMENT ALONG WITH THE COLORADO SCHOOL OF
PUBLIC HEALTH; AND

(b) ANNUAL PUBLIC HEALTH TRAINING DEVELOPED AND PROVIDED BY
THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT AND THE DIRECTOR
OF THE OFFICE OF EMERGENCY MANAGEMENT CREATED IN SECTION 24-33.5-705
CONCERNING THE ROLE OF A BOARD OF HEALTH IN PREPARING FOR, RESPONDING
TO, AND RECOVERING FROM AN EMERGENCY DISASTER."

Page 1, line 103, strike "COUNTY AND DISTRICT" and substitute "STATE,
COUNTY, AND DISTRICT".

Respectfully submitted,

House Committee:
(signed)
Rep. Kipp, Chair
Rep. Mullica
Rep. Pico

Senate Committee:
(signed)
Sen. Ginal, Chair
Sen. Story
Sen. Priola

Senate in recess. Senate reconvened.

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INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR21-020 by Senator(s) Hisey; also Representative(s) Luck--Concerning the designation of the overpass of State Highway 115 that crosses over United States Highway 50 in Fremont County, Colorado, as the "Deputy Sheriff Jason Schwartz Memorial Bridge".

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:

SB21-262 by Senator(s) Zenzinger and Gardner; also Representative(s) Bird and McKean--Concerning transparency for special districts.
Local Government

SB21-263 by Senator(s) Zenzinger and Smallwood; --Concerning the regulation of outdoor advertising.
Local Government

SB21-264 by Senator(s) Hansen and Coram; --Concerning the adoption of programs by gas utilities to reduce greenhouse gas emissions.
Transportation & Energy

HB21-1237 by Representative(s) Lontine and Rich, Amabile, Bradfield, Caraveo, Cutter, Kennedy, Michaelson Jenet, Ortiz, Ricks, Roberts, Will, Young; also Senator(s) Kirkmeyer and Moreno--Concerning the creation of a competitive pharmacy benefits manager marketplace.
Health & Human Services

HB21-1267 by Representative(s) Lontine and Larson; also Senator(s) Hisey and Story--Concerning a board of county commissioners' optional delegation of the administrative duty to certify mill levies.
Local Government

MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

July 2, 2020

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 BOARD OF VETERANS AFFAIRS

for a term expiring June 30, 2023:

Lacey Golonka of Castle Rock, Colorado, an Unaffiliated, and a veteran who has been

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honorably released or separated from the Armed Forces of the United States, and
occasioned by the resignation of Hollie Caldwell of Parker, Colorado, appointed;

for a term expiring June 30, 2024:

Norman E. Steen of Woodland Park, Colorado, a Republican, and a veteran who has been
honorably released or separated from the armed forces of the United States, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on State, Veterans, and Military Affairs

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HJR21-1008.

On motion of Senator Rodriguez, the Senate adjourned until 9:00 a.m., Thursday, May 6,
2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

 83rd Legislative Day

Thursday, May 6, 2021

| | | |
|------------------------|--|----|
| Prayer | By Senator Moreno | 10 |
| Call to Order | By the President at 9:00 a.m. | 11 |
| Roll Call | Present--34 | 12 |
| | Excused--1, Fields | 13 |
| | Present later--1, Fields | 14 |
| | Remote--1, Moreno | 15 |
| Quorum | The President announced a quorum present. | 16 |
| Pledge | By Senator Coleman | 17 |
| Reading of the Journal | On motion of Senator Jaquez Lewis, reading of the Journal of Wednesday, May 5, 2021 was dispensed with and the Journal was approved as corrected by the Secretary. | 18 |
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SENATE SERVICES REPORT

Correctly Printed: SB21-262, 263, and 264; SJR21-020.
Correctly Reengrossed: SB21-016, 018, 069, 071, 148, 181, and 230.
Correctly Revised: HJR21-1008.
Correctly Rerevised: HB21-1059, 1133, 1173, 1217, and 1226.
Correctly Enrolled: SB21-008, 100, 147, and 226.

COMMITTEE OF REFERENCE REPORTS

| | | |
|---------------------------------|---|----|
| Health & Human Services | After consideration on the merits, the Committee recommends that SB21-243 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 44 |
| Health & Human Services | After consideration on the merits, the Committee recommends that SB21-254 be referred to the Committee of the Whole with favorable recommendation. | 45 |
| Health & Human Services | After consideration on the merits, the Committee recommends that HB21-1140 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 46 |
| Health & Human Services | After consideration on the merits, the Committee recommends that HB21-1248 be referred to the Committee on <u>Legislative Council</u> with favorable recommendation. | 47 |
| Health & Human Services | After consideration on the merits, the Committee recommends that HB21-1256 be referred to the Committee of the Whole with favorable recommendation. | 48 |
| Agriculture & Natural Resources | After consideration on the merits, the Committee recommends that SB21-248 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 3, line 3, after "SORTING," insert "STORAGE,".

Finance After consideration on the merits, the Committee recommends that **SB21-253** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB21-250** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB21-229** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB21-1219** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 2, after line 1 insert:

"SECTION 1. Short title. The short title of this act is the "Councilwoman Jennifer Allen-Thomas Colorado Nurses License Plate Act"."

Re-number succeeding sections accordingly.

Finance After consideration on the merits, the Committee recommends that **HB21-1168** be referred to the Committee of the Whole with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB21-1145** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB21-1104** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB21-1073** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB21-1021** be referred to the Committee on Appropriations with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **HB21-1015** 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 20 through 24 and substitute:

"(g) "PUBLIC SAFETY WORKER" MEANS:

(I) AN EMPLOYEE, CONTRACTOR, OR AN EMPLOYEE OF A CONTRACTOR OF THE DEPARTMENT OF CORRECTIONS WHO HAS CONTACT WITH PERSONS IN THE CUSTODY OF THE DEPARTMENT OF CORRECTIONS OR WITH THE FAMILY OR ASSOCIATES OF SUCH PERSONS;

(II) A NONCERTIFIED DEPUTY SHERIFF OR DETENTION OFFICER, AS DESCRIBED IN SECTION 16-2.5-103 (2), WHO HAS CONTACT WITH INMATES; OR

(III) AN EMPLOYEE, CONTRACTOR, OR AN EMPLOYEE OF A CONTRACTOR OF A COMMUNITY CORRECTIONS PROGRAM, AS DEFINED IN SECTION 17-27-102, WHO HAS CONTACT WITH OFFENDERS IN A COMMUNITY CORRECTIONS PROGRAM."

Judiciary After consideration on the merits, the Committee recommends that **HB21-1069** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend reengrossed bill, page 2, after line 1 insert:

"SECTION 1. Legislative declaration. (1) The general assembly finds that for the purpose of performing a post-enactment review of the implementation of HB 21-1069, it is necessary to review the following statewide data for the three years prior and subsequent to the passage of HB 21-1069 in order to assess its impact on sentencing and the filing of counts based on the number of images in violation of section 18-6-403 (3)(b.5):

(a) The number of cases filed that include a violation of section 18-6-403 (3)(b.5) and the number of counts in each case for violation of 18-6-403 (3)(b.5);

(b) The number of convictions for violation of section 18-6-403 (3)(b.5) resulting in a sentence to the department of corrections and the lengths of those sentences; and

(c) The number of convictions for violation of section 18-6-403 (3)(b.5) resulting in a sentence to probation or a community-based sentence."

Renumber succeeding sections accordingly.

Page 2, lines 3 and 4, strike "(2)(i.5), (5)(c), and (5.5)" and substitute "(2)(i.5), (5.5), and (5.7)".

Page 4, strike lines 11 through 13.

Page 4, after line 22 insert:

"(5.7) NOTWITHSTANDING SECTION 16-22-113 (3)(c) TO THE CONTRARY, AN ADULT WHO HAS MORE THAN ONE CONVICTION OF 18-6-403 (3)(b.5) IN A SINGLE CRIMINAL CASE IS ELIGIBLE TO PETITION FOR REMOVAL FROM THE REGISTRY PURSUANT TO SECTION 16-22-113.

SECTION 3. In Colorado Revised Statutes, 16-22-113, **amend** (3)(c) as follows:

16-22-113. Petition for removal from registry. (3) The following persons are not eligible for relief pursuant to this section, but shall be subject for the remainder of their natural lives to the registration requirements specified in this article 22 or to the comparable requirements of any other jurisdictions in which they may reside:

(c) Any adult who has more than one conviction or adjudication for unlawful sexual behavior in this state or any other jurisdiction, EXCEPT AS PROVIDED IN SECTION 18-6-403 (5.7)."

Renumber succeeding sections accordingly.

Page 8, after line 25 insert:

"SECTION 7. Accountability. Notwithstanding the requirement to conduct a review of the implementation of this act either two or five years after the enactment of the act, three years after this act becomes law and in accordance with section 2-2-1201, Colorado Revised Statutes, the legislative service agencies of the Colorado general assembly shall conduct a post-enactment review of the implementation of this act utilizing the information contained in the legislative declaration set forth in section 1 of this act."

Renumber succeeding sections accordingly.

Page 1, strike line 103 and substitute **"REQUIRING A POST-ENACTMENT REVIEW OF THE IMPLEMENTATION OF THIS ACT AND MAKING AN APPROPRIATION."**

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB21-241** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 25, strike the second "TIER ONE".

Page 3, strike lines 26 and 27.

Page 4, strike lines 1 and 2 and substitute "COAL TRANSITION COMMUNITY THAT THE DIRECTOR OF THE OFFICE OF JUST TRANSITION, WITH THE CONCURRENCE OF THE EXECUTIVE DIRECTORS OF THE DEPARTMENT OF LABOR AND EMPLOYMENT AND THE DEPARTMENT OF LOCAL AFFAIRS, DETERMINES HAS ALREADY EXPERIENCED OR IS AT RISK OF EXPERIENCING SIGNIFICANT ECONOMIC DISRUPTION, THE PROXIMATE CAUSE OF WHICH IS EITHER THE CLOSURE OR CONVERSION OF A COAL-FUELED ELECTRICAL POWER GENERATING PLANT IN COLORADO OR IN A CONTIGUOUS STATE OR A SUSTAINED AND LIKELY

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PERMANENT DECLINE IN BROADER COAL MARKETS DUE TO SIMILAR CLOSURES OR CONVERSIONS NATIONALLY AND GLOBALLY."

Page 5, line 1, strike "HOUSE BILL 21-____, ENACTED IN 2021," and substitute "SECTION 24-48.5-127 (9)(a)".

Page 5, line 3, strike "IN THE FUND" and substitute "TRANSFERRED TO THE FUND IN ACCORDANCE WITH SECTION 24-48.5-127 (9)(e)".

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB21-190** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 6, line 5, strike "CONTEXT." and substitute "CONTEXT, AS A JOB APPLICANT, OR AS A BENEFICIARY OF SOMEONE ACTING IN AN EMPLOYMENT CONTEXT."

Page 6, after line 10 insert:

"(9) "DECISIONS THAT PRODUCE LEGAL OR SIMILARLY SIGNIFICANT EFFECTS CONCERNING A CONSUMER" MEANS A DECISION BASED SOLELY ON AUTOMATED PROCESSING MADE BY THE CONTROLLER THAT RESULTS IN THE PROVISION OR DENIAL BY THE CONTROLLER OF FINANCIAL OR LENDING SERVICES, HOUSING, INSURANCE, EDUCATION ENROLLMENT, CRIMINAL JUSTICE, EMPLOYMENT OPPORTUNITIES, HEALTH CARE SERVICES, OR ACCESS TO BASIC NECESSITIES SUCH AS FOOD AND WATER."

Renumber succeeding subsections accordingly.

Page 7, line 11, strike "(15)(b)," and substitute "(16)(b),".

Page 7, line 14, strike "RECORDS;" and substitute "RECORDS AND".

Page 7, strike lines 16 through 20 and substitute "AVAILABLE TO THE GENERAL PUBLIC."

Page 8, line 14, after "OTHER" insert "VALUABLE".

Page 8, lines 21 and 22, strike "WITH WHOM THE CONSUMER HAS A DIRECT RELATIONSHIP".

Page 8, line 24, strike "A CONSUMER'S" and substitute "CONSUMERS".

Page 9, line 1, strike "OR".

Page 9, line 3, after "A" insert "PROPOSED OR ACTUAL".

Page 9, line 5, strike "ASSETS." and substitute "ASSETS; OR

(V) THE DISCLOSURE OF PERSONAL DATA:

(A) THAT A CONSUMER DIRECTS THE CONTROLLER TO DISCLOSE OR INTENTIONALLY DISCLOSES BY USING THE CONTROLLER TO INTERACT WITH A THIRD PARTY; OR

(B) INTENTIONALLY MADE AVAILABLE TO THE GENERAL PUBLIC VIA A CHANNEL OF MASS MEDIA AND DID NOT RESTRICT TO A SPECIFIC AUDIENCE."

Page 9, strike lines 14 through 18.

Renumber succeeding subsections accordingly.

Page 9, strike lines 25 and 26 and substitute:

"(b) DOES NOT INCLUDE:

(I) ADVERTISING TO A CONSUMER IN RESPONSE TO THE CONSUMER'S REQUEST FOR INFORMATION OR FEEDBACK;

(II) ADVERTISEMENTS BASED ON ACTIVITIES WITHIN A CONTROLLER'S OWN WEBSITES OR ONLINE APPLICATIONS;

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(III) ADVERTISEMENTS BASED ON THE CONTEXT OF A CONSUMER'S CURRENT SEARCH QUERY, VISIT TO A WEBSITE, OR ONLINE APPLICATION; OR

(IV) PROCESSING PERSONAL DATA SOLELY FOR MEASURING OR REPORTING ADVERTISING PERFORMANCE, REACH, OR FREQUENCY.".

Page 13, after line 6 insert:

"(I) AN AIR CARRIER AS DEFINED IN AND REGULATED UNDER 49 U.S.C. SEC. 40101 ET. SEQ., AS AMENDED, AND 49 U.S.C. SEC. 41713, AS AMENDED;".

Reletter succeeding paragraphs accordingly.

Page 13, line 10, after "INSTITUTION" insert "AS DEFINED BY AND".

Page 13, strike line 12 and substitute "REGULATIONS, INCLUDING REGULATION P, 12 CFR 1016.".

Page 15, line 9, strike "PERSONS;" and substitute "PERSONS, SUCH AS EXERCISING THE RIGHT OF FREE SPEECH PURSUANT TO THE FIRST AMENDMENT TO THE UNITED STATES CONSTITUTION, AND A CONSUMER'S EXERCISE OF THE RIGHTS CONTAINED IN SECTION 6-1-1306 (1)(a) AND (1)(d) DO NOT REQUIRE THE DELETION OF INFORMATION THAT A CONTROLLER HAS A REASONABLE BASIS TO BELIEVE IS LAWFULLY MADE AVAILABLE TO THE GENERAL PUBLIC BY A PERSON OTHER THAN THE CONSUMER IN THE VALID EXERCISE OF THE PERSON'S FIRST AMENDMENT RIGHTS;".

Page 15, line 27, after "TO" insert "AN EXCEPTION PROVIDED BY".

Page 16, strike line 2 and substitute "A PURPOSE EXPRESSLY LISTED IN THIS SECTION OR AS OTHERWISE AUTHORIZED BY THIS PART 13; AND".

Page 16, line 5, strike "SECTION." and substitute "SECTION OR AS OTHERWISE AUTHORIZED BY THIS PART 13.".

Page 16, line 26, strike "REQUEST," and substitute "REQUEST USING THE METHODS SPECIFIED BY THE CONTROLLER IN THE PRIVACY NOTICE. THE METHOD MUST TAKE INTO ACCOUNT THE WAYS IN WHICH CONSUMERS NORMALLY INTERACT WITH THE CONTROLLER, THE NEED FOR SECURE AND RELIABLE COMMUNICATION RELATING TO THE REQUEST, AND THE ABILITY OF THE CONTROLLER TO AUTHENTICATE THE IDENTITY OF THE CONSUMER MAKING THE REQUEST. CONTROLLERS SHALL NOT REQUIRE A CONSUMER TO CREATE A NEW ACCOUNT IN ORDER TO EXERCISE CONSUMER RIGHTS PURSUANT TO THIS SECTION BUT MAY REQUIRE A CONSUMER TO USE AN EXISTING ACCOUNT. A REQUEST MAY BE SUBMITTED".

Page 17, line 3, strike "CONSUMER." and substitute "CONSUMER FOR PURPOSES OF:

(A) TARGETED ADVERTISING;

(B) THE SALE OF PERSONAL DATA; OR

(C) PROFILING IN FURTHERANCE OF SOLELY AUTOMATED DECISIONS THAT PRODUCE LEGAL OR SIMILARLY SIGNIFICANT EFFECTS CONCERNING A CONSUMER.".

Page 17, line 7, strike "DATA." and substitute "DATA, INCLUDING THROUGH A TECHNOLOGY INDICATING THE CONSUMERS INTENT TO OPT OUT SUCH AS A BROWSER SETTING, BROWSER EXTENSION, OR GLOBAL DEVICE SETTING.".

Page 17, strike line 17 and substitute "INACCURACIES IN THE CONSUMER'S PERSONAL DATA, TAKING INTO ACCOUNT THE NATURE OF THE PERSONAL DATA AND THE PURPOSES OF THE PROCESSING OF THE CONSUMER'S PERSONAL DATA.".

Page 17, line 19, strike "CONSUMER." and substitute "CONSUMER PROVIDED TO THE CONTROLLER.".

Page 17, line 26, after the period add "NOTHING IN THIS SUBSECTION (1)(e) REQUIRES A CONTROLLER TO PROVIDE THE DATA TO THE CONSUMER IN A MANNER THAT WOULD DISCLOSE THE CONTROLLER'S TRADE SECRETS.".

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| Page 17, strike line 27. | 1 |
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| Page 18, strike lines 1 through 8. | 3 |
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| Renumber succeeding subsections accordingly. | 5 |
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| Page 18, line 24, strike "(4)" and substitute "(3)". | 7 |
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| Page 19, line 13, strike "(3)(b)" and substitute "(2)(b)". | 9 |
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| Page 20, line 22, strike "PARTY OTHER THAN A PROCESSOR," and substitute "PARTY,". | 11 |
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| Page 23, strike lines 23 and 24. | 14 |
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| Renumber succeeding subparagraphs accordingly. | 16 |
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| Page 24, line 10, strike "OBJECT TO" and substitute "OPT OUT OF". | 18 |
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| Page 24, line 14, strike "RIGHT," and substitute "RIGHT AND UNRELATED TO FEASIBILITY OR THE VALUE OF A SERVICE,". | 20 |
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| Page 24, after line 15 insert: | 23 |
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| "(d) NOTHING IN THIS PART 13 SHALL BE CONSTRUED TO REQUIRE A CONTROLLER TO PROVIDE A PRODUCT OR SERVICE THAT REQUIRES THE PERSONAL DATA OF A CONSUMER THAT THE CONTROLLER DOES NOT COLLECT OR MAINTAIN OR TO PROHIBIT A CONTROLLER FROM OFFERING A DIFFERENT PRICE, RATE, LEVEL, QUALITY, OR SELECTION OF GOODS OR SERVICES TO A CONSUMER, INCLUDING OFFERING GOODS OR SERVICES FOR NO FEE, IF THE CONSUMER HAS EXERCISED THE RIGHT TO OPT OUT PURSUANT TO THIS PART 13 OR THE OFFER IS RELATED TO A CONSUMER'S VOLUNTARY PARTICIPATION IN A BONA FIDE LOYALTY, REWARDS, PREMIUM FEATURES, DISCOUNT, OR CLUB CARD PROGRAM." | 25 |
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| Page 25, line 5, strike "AND" and substitute "OR". | 36 |
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| Page 25, lines 9 and 10, strike "CONCERNING A CONSUMER WITHOUT OBTAINING THE CONSUMER'S CONSENT" and substitute "IT COLLECTS FROM A CONSUMER WITHOUT THE CONSUMER RECEIVING CLEAR NOTICE AND THE OPPORTUNITY TO OPT OUT OF PROCESSING OF THE CONSUMER'S SENSITIVE PERSONAL INFORMATION". | 38 |
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| Page 25, line 11, strike "CHILD OR STUDENT," and substitute "CHILD,". | 44 |
| | 45 |
| Page 25, line 12, strike "OR STUDENT'S". | 46 |
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| Page 25, line 26, strike "PROFILING;" and substitute "FOR PROFILING IF THE PROFILING PRESENTS A REASONABLY FORESEEABLE RISK OF: | 48 |
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| (I) UNFAIR OR DECEPTIVE TREATMENT OF, OR UNLAWFUL DISPARATE IMPACT ON, CONSUMERS; | 50 |
| | 51 |
| (II) FINANCIAL OR PHYSICAL INJURY TO CONSUMERS; | 52 |
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| (III) A PHYSICAL OR OTHER INTRUSION UPON THE SOLITUDE OR SECLUSION, OR THE PRIVATE AFFAIRS OR CONCERNS, OF CONSUMERS IF THE INTRUSION WOULD BE OFFENSIVE TO A REASONABLE PERSON; OR | 54 |
| | 55 |
| (IV) OTHER SUBSTANTIAL INJURY TO CONSUMERS;". | 56 |
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| Page 26, after line 24 insert: | 58 |
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| "(5) A SINGLE DATA PROTECTION ASSESSMENT MAY ADDRESS A COMPARABLE SET OF PROCESSING OPERATIONS THAT INCLUDE SIMILAR ACTIVITIES. | 60 |
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| (6) DATA PROTECTION ASSESSMENT REQUIREMENTS APPLY TO PROCESSING ACTIVITIES CREATED OR GENERATED AFTER JANUARY 1, 2023, AND ARE NOT RETROACTIVE." | 62 |
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| Page 27, line 14, after "BY" insert "FIRST ISSUING A NOTICE OF VIOLATION TO | 67 |

THE CONTROLLER AND, IF THE CONTROLLER DOES NOT CURE THE VIOLATION WITHIN SIXTY DAYS AFTER RECEIPT OF THE NOTICE,".

Page 27, after line 24 insert:

"(3) NOTHING IN THIS PART 13 CREATES OR PROVIDES A BASIS FOR A PRIVATE RIGHT OF ACTION ARISING UNDER THIS PART 13 OR UNDER ANY OTHER LAW FOR A VIOLATION OF THIS PART 13."

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, SB21-169 was laid over until Monday, May 10, retaining its place on the calendar.

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:

SB21-108 by Senator Story; also Representative (None)--Concerning gas pipeline safety, and, in connection therewith, increasing and clarifying the rule-making and enforcement authority of the public utilities commission.

Amendment No. 1(L.005), by Senator Story.

Amend printed bill, page 3, line 14, strike "states" and substitute "state and local governments".

Page 3, line 19, strike "to" and substitute "to".

Page 3, line 22, strike "to" and substitute "to".

Page 5, line 11, strike "CONSTRUCTION" and substitute "CONSTRUCTION, INSPECTION,".

Page 5, after line 13 insert:

"(C) MAPPING OF ALL PIPELINES WITHIN THE COMMISSION'S JURISDICTION. FOR THIS PURPOSE THE COMMISSION MAY INCORPORATE INFORMATION FROM ANY EXISTING FLOWLINE MAPS OR OTHER MAPS PREPARED BY THE OIL AND GAS CONSERVATION COMMISSION AND SHOWING PIPELINES SUBJECT TO THE JURISDICTION OF THAT AGENCY. THE PUBLIC UTILITIES COMMISSION'S MAPPING REQUIREMENTS FOR PIPELINES WITHIN ITS JURISDICTION MUST INCORPORATE THE SAME STANDARDS FOR CONFIDENTIALITY, SECURITY, AND PUBLIC ACCESS AND LIMITATIONS ON THE SCALE OF PUBLICLY AVAILABLE IMAGES AS ADOPTED BY THE OIL AND GAS CONSERVATION COMMISSION IN 2 CCR 404-1, RULE 1101.e.

(D) INCREASED FREQUENCY OF INSPECTIONS OF ALL PIPELINES WITHIN THE COMMISSION'S JURISDICTION;".

Reletter succeeding sub-subparagraphs accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-027 by Senator Pettersen; also Representative Gonzales-Gutierrez and Tipper--

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Concerning emergency supplies for Colorado babies and families, and, in connection therewith, providing diapering essentials through diaper distribution centers and making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 4, page(s) 184-185 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 706-707 and placed in members' bill files.)

Amendment No. 3(L.007), by Senator Pettersen.

Amend the Health and Human Services Committee Report, dated March 3, 2021, page 1, line 5, strike "**definitions - repeal.**" and substitute "**definitions.**".

Page 1, line 22, after "(3)" insert "(a)".

Page 2, after line 9 insert:

"(b) NOTWITHSTANDING THE REQUIREMENT IN SUBSECTION (3)(a) OF THIS SECTION, THE SELECTED DIAPER DISTRIBUTION CENTERS MAY OPERATE FOR NOT MORE THAN TWELVE MONTHS AFTER WHICH THE STATE DEPARTMENT MUST COMMENCE A SELECTION PROCESS THAT COMPLIES WITH THE "PROCUREMENT CODE", ARTICLES 101 TO 112 OF TITLE 24."

Page 2, line 21, strike "(2)" and substitute "(3)".

Page 2, strike line 28 and substitute:

"(6) FOR STATE FISCAL YEAR 2021-22, AND EACH STATE FISCAL YEAR THEREAFTER, THE".

Page 2, line 35, strike "SECTION." and substitute "SECTION."."

Page 2, strike line 36.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-175

by Senator Jaquez Lewis and Gonzales; also Representative Caraveo and Kennedy-- Concerning the Colorado prescription drug affordability review board, and, in connection therewith, directing the board to review the affordability of certain drugs and establish upper payment limits for certain drugs; prohibiting certain entities from purchasing or reimbursing for any drug for distribution in the state at an amount that exceeds the upper payment limit established for the prescription drug; and establishing penalties for violations.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 18, page(s) 285-287 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 30, page 711 and placed in members' bill files.)

Amendment No. 3(L.044), by Senator Jaquez Lewis.

Amend printed bill, page 9, line 1, strike "DIVISION AS A **TYPE 1** ENTITY." and substitute "DIVISION."

Page 23, line 24, strike "AS A **TYPE 2** ENTITY".

Amendment No. 4(L.045), by Senator Jaquez Lewis.

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Amend the Health and Human Services Committee Report, dated March 17, 2021, page 2, strike line 15 and substitute "HEALTH SERVICE ACT", PUB.L. 78-410;

(g) ORPHAN DRUG STATUS;".

Amendment No. 5(L.046), by Senator Gonzales.

Amend printed bill, page 22, line 7, strike "AND".

Page 22, after line 7 insert:

"(c) THE STATUS OF THE PRESCRIPTION DRUG ON THE DRUG SHORTAGE LIST PUBLISHED BY THE DRUG SHORTAGE PROGRAM WITHIN THE FDA; AND".

Reletter succeeding paragraph accordingly.

Amendment No. 6(L.047), by Senator Gonzales.

Amend printed bill, page 8, line 2, strike "10-16-1307 (5)." and substitute "10-16-1307 (6).".

Page 22, after line 8 insert:

"(3) THE METHODOLOGY DETERMINED BY THE BOARD PURSUANT TO SUBSECTION (2) OF THIS SECTION MUST CONSIDER THE IMPACT TO OLDER ADULTS AND PERSONS WITH DISABILITIES AND SHALL NOT PLACE A LOWER VALUE ON THEIR LIVES."

Re-number succeeding subsections accordingly.

Amendment No. 7(L.048), by Senator Jaquez Lewis.

Amend printed bill, page 8, line 2, strike "10-16-1307 (5)." and substitute "10-16-1307 (6).".

Page 22, after line 13 insert:

"(4) THE BOARD SHALL PROMULGATE RULES TO NOTIFY CONSUMERS OF ANY DECISION TO ESTABLISH AN UPPER PAYMENT LIMIT PURSUANT TO THIS SECTION."

Re-number succeeding subsections accordingly.

Amendment No. 8(L.049), by Senator Gonzales.

Amend printed bill, page 23, line 11, strike "DECEMBER 31, 2021," and substitute "MARCH 31, 2022,".

Amendment No. 9(L.050), by Senator Jaquez Lewis.

Amend printed bill, page 26, strike line 26 and substitute "CONSUMERS, PRIORITIZING THE REDUCTION OF OUT-OF-POCKET COSTS FOR PRESCRIPTION DRUGS."

Amendment No. 10(L.052), by Senator Jaquez Lewis.

Amend the Health and Human Services Committee Report, dated March 17, 2021, page 3, strike line 22 and substitute "PROVIDERS, PHARMACIES, AND PATIENTS' ABILITY TO ACCESS ANY PRESCRIPTION DRUGS FOR WHICH THE BOARD HAS ESTABLISHED UPPER PAYMENT LIMITS;".

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Amendment No. 11(L.054), by Senator Gonzales.

Amend printed bill, page 8, after line 24 insert:

"(25) "WHOLESALE" HAS THE MEANING SET FORTH IN SECTION 12-280-103 (55)."

Page 23, line 26, strike "FOURTEEN" and substitute "FIFTEEN".

Page 24, line 4, strike "THIRTEEN" and substitute "FOURTEEN".

Page 24, line 23, strike "AND".

Page 24, line 24, strike "PHARMACISTS." and substitute "PHARMACISTS; AND".

Page 24, after line 24 insert:

"(M) ONE MEMBER REPRESENTING WHOLESALERS."

Amendment No. 12(L.057), by Senator Jaquez Lewis.

Amend the Health and Human Services Committee Report, dated March 17, 2021, page 2, strike line 11 and substitute:

"Page 14 of the printed bill, strike lines 11 through 14 and substitute:

"(a) EACH CARRIER AND EACH PHARMACY BENEFIT MANAGEMENT FIRM ACTING ON BEHALF OF A CARRIER SHALL REPORT TO THE ALL-PAYER HEALTH CLAIMS DATABASE THE FOLLOWING INFORMATION:"

Page 15 of the bill, line 4, strike "AND".

Page 15 of the bill, line 6, strike "REBATES." and substitute "REBATES;"

Page 15 of the bill, strike lines 7 through 13 and substitute:

"(VIII) THE TOTAL SPENDING FOR EACH OF THE FOLLOWING CATEGORIES OF PRESCRIPTION DRUGS:"

Page 15 of the bill, line 14, strike "(I)" and substitute "(A)".

Page 15 of the bill, line 15, strike "(II)" and substitute "(B)".

Page 15 of the bill, line 17, strike "(III)" and substitute "(C)".

Page 15 of the bill, line 19, strike "(IV)" and substitute "(D)".

Page 15 of the bill, line 21, strike "(V)" and substitute "(E)".

Page 15 of the bill, line 23, strike "(VI)" and substitute "(F)".

Page 15 of the bill, line 25, strike "(VII)" and substitute "(G)".

Page 15 of the bill, line 26, strike "SETTING." and substitute "SETTING; AND".

Page 15 of the bill, strike line 27 and substitute:

"(IX) THE TOTAL SPENDING FOR THE PRESCRIPTION DRUGS DESCRIBED IN SUBSECTION (1)(a)(VIII) OF THIS SECTION PAID FOR BY A CARRIER PURSUANT TO A HEALTH BENEFIT PLAN ISSUED UNDER PART 2, 3, OR 4 OF THIS ARTICLE 16 DURING THE IMMEDIATELY PRECEDING CALENDAR YEAR FOR EACH OF THE FOLLOWING MARKET SECTORS:"

Page 16 of the bill, strike lines 1 through 9.

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Page 16 of the bill, line 10, strike "(I)" and substitute "(A)".

Page 16 of the bill, line 11, strike "(II)" and substitute "(B)".

Page 16 of the bill, line 12, strike "(III)" and substitute "(C)".

Page 16 of the bill, after line 12, insert:

"(b) IF THE ALL-PAYER HEALTH CLAIMS DATABASE DOES NOT COLLECT AND MAINTAIN THE DATA THAT IS REQUIRED TO BE REPORTED TO THE DATABASE PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION, THE ADMINISTRATOR OF THE ALL-PAYER HEALTH CLAIMS DATABASE SHALL AMEND THE REQUIREMENTS REGARDING THE DATA TO BE SUBMITTED TO THE DATABASE PURSUANT TO SECTION 25.5-1-204(5) TO INCLUDE THE DATA REQUIRED BY SUBSECTION (1)(a) OF THIS SECTION DURING THE NEXT UPDATE OF SUCH REQUIREMENTS, BUT NO LATER THAN JUNE 1, 2022.

(2) THE ADMINISTRATOR OF THE ALL-PAYER HEALTH CLAIMS DATABASE SHALL PROVIDE TO THE COMMISSIONER, IN A FORM AND MANNER DETERMINED BY THE COMMISSIONER, THE INFORMATION THAT IS REPORTED TO THE DATABASE BY CARRIERS AND PHARMACY BENEFIT MANAGEMENT FIRMS PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION."

Page 16 of the bill, strike line 13 and substitute:

"(3) (a) EXCEPT AS PROVIDED IN SUBSECTION (3)(b) OF THIS".

Page 17 of the bill, line 5, strike "(3)" and substitute "(4)".

Amendment No. 13(L.059), by Senator Jaquez Lewis.

Amend the Health and Human Services Committee Report dated March 17, 2021, page 2, strike line 23 and substitute:

"TO SUBSECTION (2) OF THIS SECTION:

(a) SHALL NOT CONSIDER RESEARCH OR".

Page 2 of the report, strike line 26 and substitute:

"AN INDIVIDUAL'S DISABILITY OR AGE; AND

(b) MUST AUTHORIZE A RETAIL PHARMACY LICENSED BY THE STATE BOARD OF PHARMACY TO CHARGE A REASONABLE DISPENSING FEE, TO BE PAID BY THE PROVIDING HEALTH BENEFIT PLAN OF THE CONSUMER, FOR DISPENSING OR DELIVERING A PRESCRIPTION DRUG FOR WHICH THE BOARD HAS ESTABLISHED AN UPPER PAYMENT LIMIT."."

Amendment No. 14(L.065), by Senator Gonzales.

Amend printed bill, page 5, strike lines 23 through 27 and substitute "INTEREST" INCLUDES ANY INSTANCE IN WHICH A BOARD MEMBER; AN ADVISORY COUNCIL MEMBER; A STAFF MEMBER; A CONTRACTOR OF THE DIVISION, ON BEHALF OF THE BOARD; OR AN IMMEDIATE FAMILY MEMBER OF A BOARD MEMBER, AN ADVISORY COUNCIL MEMBER, A STAFF MEMBER, OR A CONTRACTOR OF THE DIVISION, ON BEHALF OF THE BOARD, HAS RECEIVED OR COULD RECEIVE:".

Page 10, line 10, strike the first "BOARD" and substitute "DIVISION, ON BEHALF OF THE BOARD,".

Page 10, line 18, strike the first "BOARD," and substitute "DIVISION, ON BEHALF OF THE BOARD,".

Page 10, line 19, strike "OF THE BOARD".

Page 11, line 24, strike "BOARD" and substitute "DIVISION, ON BEHALF OF THE BOARD,".

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Page 11, line 27, strike "BOARD" and substitute "DIVISION".

Page 12, line 4, strike "BOARD" and substitute "DIVISION".

Page 12, line 8, strike "BOARD" and substitute "DIVISION, WHEN PERFORMING ITS DUTIES ON BEHALF OF THE BOARD,".

Page 20, line 7, strike "BOARD" and substitute "DIVISION".

Amendment No. 15(L.068), by Senator Jaquez Lewis.

Amend printed bill, page 23, after line 20 insert:

"(4) NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY:
(a) AN INDIVIDUAL MAY REQUEST AN EXPEDITED REVIEW, AS DESCRIBED IN SECTION 10-16-113.5, OF ACCESS TO A PRESCRIPTION DRUG THAT IS UNAVAILABLE TO THE INDIVIDUAL BECAUSE A MANUFACTURER REFUSES TO MAKE THE DRUG AVAILABLE AS A RESULT OF AN UPPER PAYMENT LIMIT ESTABLISHED FOR THE PRESCRIPTION DRUG BY THE BOARD; AND
(b) A CARRIER MAY DISREGARD THE UPPER PAYMENT LIMIT IF THE INDEPENDENT EXTERNAL REVIEW ENTITY THAT PERFORMS THE EXPEDITED REVIEW DETERMINES PURSUANT TO SUCH REVIEW THAT THE PRESCRIPTION DRUG SHOULD BE COVERED FOR AND AVAILABLE TO THAT INDIVIDUAL."

Amendment No. 16(L.082), by Senator Jaquez Lewis.

Amend printed bill, page 22, line 13, after "ESTABLISHED." add "THE BOARD SHALL PROMULGATE RULES THAT ESTABLISH THE EFFECTIVE DATE OF ANY UPPER PAYMENT LIMIT ESTABLISHED BY THE BOARD, WHICH EFFECTIVE DATE IS AT LEAST SIX MONTHS AFTER THE ADOPTION OF THE UPPER PAYMENT LIMIT BY THE BOARD AND APPLIES ONLY TO PURCHASES, CONTRACTS, AND PLANS THAT ARE ISSUED ON OR RENEWED AFTER THE EFFECTIVE DATE."

Amendment No. 17(L.084), by Senator Jaquez Lewis.

Amend printed bill, page 30, after line 9 insert:

"10-16-1315. Repeal of part - review of functions. THIS PART 13 IS REPEALED, EFFECTIVE FIVE YEARS AFTER THE DATE UPON WHICH THE FIRST UPPER PAYMENT LIMIT ESTABLISHED BY THE BOARD PURSUANT TO SECTION 10-16-1307 TAKES EFFECT. BEFORE THE REPEAL, THE FUNCTIONS OF THE BOARD ARE SCHEDULED FOR REVIEW IN ACCORDANCE WITH SECTION 24-34-104."

Page 30, after line 20 insert:

"SECTION 4. In Colorado Revised Statutes, 24-34-104, **add** (35.3) as follows:

24-34-104. General assembly review of regulatory agencies and functions for repeal, continuation, or reestablishment - legislative declaration - repeal. (35.3) THE COLORADO PRESCRIPTION DRUG AFFORDABILITY REVIEW BOARD CREATED IN SECTION 10-16-1302 IS SCHEDULED FOR REPEAL FIVE YEARS AFTER THE DATE UPON WHICH THE FIRST UPPER PAYMENT LIMIT ESTABLISHED BY THE BOARD PURSUANT TO SECTION 10-16-1307 TAKES EFFECT."

Renumber succeeding sections accordingly.

Amendment No. 18(L.087), by Senator Hansen.

Amend printed bill, page 30, after line 9 insert:

"(3) (a) THE CHAIR OF THE BOARD SHALL PRESENT TO THE JOINT HEALTH AND INSURANCE COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND HEALTH

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AND HUMAN SERVICES COMMITTEE OF THE SENATE, OR ANY SUCCESSOR COMMITTEES, WHICH PRESENTATION OCCURS PURSUANT TO THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT", PART 2 OF ARTICLE 7 OF TITLE 2, INFORMATION CONCERNING ANY PRESCRIPTION DRUG FOR WHICH THE BOARD ESTABLISHED AN UPPER PAYMENT LIMIT DURING THE PRECEDING CALENDAR YEAR. THE CHAIR SHALL SUMMARIZE FOR THE COMMITTEE MEMBERS:

(I) THE AFFORDABILITY REVIEW OF THE PRESCRIPTION DRUG, INCLUDING THE RESULTS OF THE BOARD'S CONSIDERATIONS AS DESCRIBED IN SECTION 10-16-1306 (4) AND, IF APPLICABLE, SECTION 10-16-1306 (6); AND

(II) THE ESTABLISHMENT OF THE UPPER PAYMENT LIMIT, INCLUDING A SUMMARY OF THE METHODOLOGY USED TO ESTABLISH THE UPPER PAYMENT LIMIT.

(b) BASED ON THE INFORMATION PRESENTED IN SUBSECTION (3)(a) OF THIS SECTION, MEMBERS OF THE JOINT HEALTH AND INSURANCE COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE, OR ANY SUCCESSOR COMMITTEES, MAY PURSUE LEGISLATION, IF THE MAJORITY OF COMMITTEE MEMBERS VOTE TO PURSUE SUCH LEGISLATION, TO DISCONTINUE THE UPPER PAYMENT LIMIT FOR ANY PRESCRIPTION DRUG FOR WHICH THE BOARD ESTABLISHED AN UPPER PAYMENT LIMIT. ANY SUCH LEGISLATION SHALL NOT COUNT AGAINST ANY LIMITATION UPON THE NUMBER OF BILLS THAT A MEMBER OF THE GENERAL ASSEMBLY MAY INTRODUCE EACH REGULAR LEGISLATIVE SESSION, WHICH LIMITATION MAY EXIST PURSUANT TO RULES ADOPTED BY THE GENERAL ASSEMBLY."

Amendment No. 19(L.094), by Senator Holbert.

Amend printed bill, page 30, after line 9 insert:

"10-16-1315. Exemption - prescription drugs derived from cannabis. NOTWITHSTANDING ANY PROVISION OF THIS PART 13 TO THE CONTRARY, THE BOARD HAS NO AUTHORITY TO PERFORM AN AFFORDABILITY REVIEW OF, OR TO ESTABLISH AN UPPER PAYMENT LIMIT FOR, ANY PRESCRIPTION DRUG THAT IS DERIVED IN WHOLE OR IN PART FROM CANNABIS."

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

SB21-175 by Senator Jaquez Lewis and Gonzales; also Representative Caraveo and Kennedy-- Concerning the Colorado prescription drug affordability review board, and, in connection therewith, directing the board to review the affordability of certain drugs and establish upper payment limits for certain drugs; prohibiting certain entities from purchasing or reimbursing for any drug for distribution in the state at an amount that exceeds the upper payment limit established for the prescription drug; and establishing penalties for violations.

Senator Ginal moved to amend the Report of the Committee of the Whole to show that the following Ginal floor amendment, (L.090) to SB 21-175, did pass.

Amend printed bill, page 30, after line 9 insert:

"10-16-1315. Repeal of part. THIS PART 13 IS REPEALED, EFFECTIVE SEPTEMBER 1, 2026. BEFORE THE REPEAL, THE FUNCTIONS OF THE BOARD ARE SCHEDULED FOR REVIEW IN ACCORDANCE WITH SECTION 24-34-104."

Renumber succeeding sections accordingly.

Page 30, after line 20, insert:

"SECTION 4. In Colorado Revised Statutes, 24-34-104, add (27)(a)(XIII) as follows:

24-34-104. General assembly review of regulatory agencies and functions for repeal, continuation, or reestablishment - legislative declaration - repeal. (27) (a) The following agencies, functions, or both, are scheduled for repeal on September 1, 2026:

(XVIII) THE COLORADO PRESCRIPTION DRUG AFFORDABILITY REVIEW BOARD CREATED IN SECTION 10-16-1302."

Renumber succeeding sections 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 | 20 | NO | 14 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | N | Story | N |
| Coram | E | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | Y | Kolker | Y | Scott | Y | | |

Senator Kirkmeyer moved to amend the Report of the Committee of the Whole to show that the following Kirkmeyer floor amendment, (L.075) to SB 21-175, did pass.

Amend printed bill, page 12, strike lines 7 through 9.

Renumber succeeding subsections accordingly.

Page 20, line 3, strike "(5)." and substitute "(4)."

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | E | Hisey | Y | Pettersen | N | Winter | Y |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | Y | Kolker | N | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-108 as amended, SB21-027 as amended, SB21-175 as amended

CONSIDERATION OF RESOLUTIONS

HJR21-1007 by Representative Michaelson Jenet; also Senator **Smallwood**--Concerning the appointment of Kerri L. Hunter to the position of state auditor.

On motion of Senator Smallwood, the resolution was **adopted** by the following roll call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Danielson, Fenberg, Fields, Garcia, Gardner, Ginal, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Scott, Simpson, Sonnenberg, Story, Winter, and Zenzinger.

SJR21-020 by Senator Hisey; also Representative Luck--Concerning the designation of the overpass of State Highway 115 that crosses over United States Highway 50 in Fremont County, Colorado, as the "Deputy Sheriff Jason Schwartz Memorial Bridge".

Laid over until Thursday, May 13, 2021.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-188 by Senator **Danielson**; also Representative Duran and Ortiz--Concerning allowing a voter with a disability who receives a ballot through an electronic voting device to return the ballot electronically.

Senator Danielson moved that the Senate concur in House amendments to **SB21-188**, as printed in House journal, May 4, page 1064. The motion was **adopted** by the following roll call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 20 | NO | 13 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | E | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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

HB21-1115 by Representative Kipp and Mullica; also Senator **Ginal and Priola**--Concerning the regulation of members of boards of health, and, in connection therewith, regulating the members of state, county, and district boards of health.

Senator Ginal moved for the adoption of the first report of the first conference committee on **HB21-1115**, as printed in Senate journal, May 5, page(s) 779. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill,

as amended, was **repassed**.

CONFERENCE COMMITTEES TO REPORT

SB21-155 by Senator Hisey and Story; also Representative Amabile and Baisley--Concerning the appointment of a resident of a locality in which limited gaming takes place to the limited gaming control commission.

Senator Story moved that the Senate recede from its position and dissolve the first conference committee on **SB21-155**.

The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Senator Story moved that the Senate concur in House amendments to **SB21-155** as printed in House journal, April 23, page(s) 881.

The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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

The Speaker has appointed Representative Pelton to replace Representative Pico as House conferee on the First Conference Committee on HB21-1115.

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MESSAGE FROM THE GOVERNOR

Wednesday May, 05, 2021

Colorado Sente
The 73rd 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:

SB21-056 Expand Cannabis-based Medicine At Schools
Approved on Wednesday, May 05, 2021 at 1:45 P.M.

SB21-215 Use Of Open Educational Resources In Higher EducationbApproved on
Wednesday, May 05, 2021 at 1:58 P.M.

Sincerely,
(Signed)
Jared Polis
Governor

SIGNING OF BILLS

The President has signed: SB21-135, 160, 178, and 198.
The President has signed: SB21-059.

CHANGE IN SPONSORSHIP

Upon announcement of President Garcia, Senator Danielson will be added as a Co-prime sponsor with Senator Pettersen on SB21-027.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- SB21-265** by Senator(s) Zenzinger and Rankin; --Concerning a transfer from the general fund to the state highway fund.
Appropriations
- HB21-1234** by Representative(s) Tipper and Bradfield, Larson, McLachlan, Young; also Senator(s) Moreno and Rankin--Concerning reducing student learning loss through the creation of high-impact tutoring programs, and, in connection therewith, making an appropriation.
Education
- HB21-1265** by Representative(s) Mullica and Van Winkle; also Senator(s) Pettersen and Woodward--Concerning a temporary deduction from state net taxable sales for certain retailers in the state in order to allow such retailers to retain the resulting sales tax collected as assistance for lost revenue as a result of the economic disruptions due to the presence of coronavirus disease 2019 (COVID-19) in Colorado, and, in connection therewith, making an appropriation.
Finance
- HB21-1270** by Representative(s) Exum and Caraveo; also Senator(s) Fields and Kirkmeyer--Concerning an appropriation to the department of human services for services related to the Colorado employment first program within the supplemental assistance nutrition program, and, in connection therewith, making an appropriation.
Health & Human Services
- HB21-1271** by Representative(s) McCluskie and Jodeh; also Senator(s) Gonzales--Concerning the establishment of programs offering state assistance to local governments to promote the development of innovative affordable housing strategies in a manner that is compatible with best local land use practices, and, in connection therewith, making an appropriation.
Local Government

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Friday, May 7, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

84th Legislative Day Friday, May 7, 2021

- Prayer 10
 By Senator Zenzinger 11
- Call to Order 12
 By the President at 9:00 a.m. 13
- Roll Call 14
 Present--34 15
 Excused--1, Danielson 16
 Present later--Danielson 17
 Remote--4, Bridges, Coram, Moreno, Scott 18
- Quorum 19
 The President announced a quorum present. 20
- Pledge 21
 By Senator Coleman 22
- Reading of the Journal 23
 On motion of Senator Jaquez Lewis, reading of the Journal of Thursday, May 6, 2021, 24
 was dispensed with and the Journal was approved as corrected by the Secretary. 25

SENATE SERVICES REPORT

- Correctly Printed:** SB21-265. 26
- Correctly Engrossed:** SB21-027, 108, and 175. 27
- Correctly Revised:** HJR21-1007. 28
- Correctly Enrolled:** SB21-155 and 188. 29

COMMITTEE OF REFERENCE REPORTS

- Education 30
 The Committee on Education has had under consideration and has had a hearing on the following 31
 appointments and recommends that the appointments be placed on the consent calendar and 32
 confirmed: 33

MEMBERS OF THE
 PRIVATE OCCUPATIONAL SCHOOL BOARD

- for a term expiring July 1, 2022: 34
- Jessica Shay Houtz of Federal Heights, Colorado, to serve as a representative of the general 35
 public who is an owner or operator of a business within Colorado that employs students who 36
 are enrolled in schools that are subject to administration by the private occupational school 37
 division, occasioned by the resignation Christopher Reister of Littleton, Colorado, appointed; 38
- effective July 1, 2020 for a term expiring July 1, 2024: 39
- Barbara A. Kearns of Thornton, Colorado, to serve as a representative of a private occupational 40
 school, reappointed. 41

- Education 42
 The Committee on Education has had under consideration and has had a hearing on the following 43
 appointment and recommends that the appointment be placed on the consent calendar and 44
 confirmed: 45

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MEMBER OF THE
COLORADO EDUCATIONAL AND CULTURAL
FACILITIES AUTHORITY BOARD OF DIRECTORS

for a term expiring June 30, 2021:

Morris Price of Denver, Colorado, and Democrat, and occasioned by the resignation of William Thomas Pound of Castle Pines, Colorado, appointed.

Education After consideration on the merits, the Committee recommends that **HB21-1259** 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 **HB21-1221** 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 **HB21-1200** be referred to the Committee on Appropriations with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **SB21-146** 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 15 through 19 and substitute:

"(7.4) "SERIOUS IMPAIRMENT THAT LIMITS A PERSON'S ABILITY TO FUNCTION" MEANS A MEDICALLY DIAGNOSED PHYSICAL OR MENTAL CONDITION THAT IS CHRONIC AND LONG TERM IN NATURE AND SEVERELY LIMITS A PERSON'S ABILITY TO INDEPENDENTLY PERFORM ESSENTIAL DAY-TO-DAY ACTIVITIES WITHOUT DAILY INTERVENTION, ATTENTION, OR SUPPORT FROM AN INMATE AIDE OR PROFESSIONAL CAREGIVER."

Page 4, line 2, strike "is fifty-five years of age or older and" and substitute "is fifty-five years of age or older and".

Page 4, strike lines 11 to 17 and substitute:

"(II) Who, as determined by a licensed health-care provider who is employed by or under contract with the department OR BY A PRIVATE LICENSED HEALTH-CARE PROVIDER INVOLVED IN PROVIDING PATIENT CARE TO THE INMATE, suffers from a chronic, permanent, terminal, or irreversible physical illness, condition, disease, or a behavioral or mental health disorder that requires costly care or treatment and who is ~~determined by the department or the state board of parole to be incapacitated to the extent that he or she is not likely to pose a risk to public safety;~~ or INCAPACITATED;"

Page 4, lines 20 and 21, strike "TEN YEARS OR TWENTY-FIVE PERCENT OF THE PERSON'S SENTENCE, WHICHEVER IS SHORTER;" and substitute "TWENTY YEARS OF THE PERSON'S SENTENCE AND WAS NOT CONVICTED OF A CLASS 1 OR CLASS 2 FELONY FOR A CRIME AS DEFINED IN SECTION 24-4.1-302 (1), UNLAWFUL SEXUAL BEHAVIOR AS DEFINED IN SECTION 16-22-102 (9), A CRIME THAT INCLUDES DOMESTIC VIOLENCE AS DEFINED IN SECTION 18-6-800.3 (1), OR STALKING AS DESCRIBED IN SECTION 18-3-602;"

Page 4, line 22, strike "~~determined~~ DIAGNOSED" and substitute "determined".

Page 4, line 24, after "EVALUATOR" insert "AS DEFINED IN SECTION 16-8.5-101 (3) AND".

Page 4, line 25, strike "SERVICES PURSUANT TO SECTION 16-8.5-112," and substitute "SERVICES,"

Page 5, line 2, strike "OR WHO" and substitute "INCLUDING A PERSON WHO".

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Page 5, line 15, strike "offense;" and substitute "offense AND MEETS THE CRITERIA IN SUBSECTION (7.5)(a)(I), (7.5)(a)(II), OR (7.5)(a)(IV) OF THIS SECTION;"

Page 5, strike line 21 and substitute "offense AND MEETS THE CRITERIA IN SUBSECTION (7.5)(a)(I), (7.5)(a)(II), OR (7.5)(a)(IV) OF THIS SECTION."

Page 6, line 4, strike "(3)(a), (3)(b), (4)(b), (4)(c)," and substitute "(3), (4)(b),"

Page 6, line 5, strike "and (4)(g)" and substitute "(4)(g), and (8)".

Page 6, line 6, strike "parole." and substitute "parole -repeal."

Page 6, lines 13 and 14, strike "SPECIAL NEEDS OFFENDER MEETS THE CRITERIA FOR SPECIAL NEEDS PAROLE;" and substitute "INMATE IS A SPECIAL NEEDS OFFENDER;"

Page 6, strike lines 19 to 27 and substitute:

"(3) (a) The department is responsible for identifying inmates who meet the eligibility criteria for special needs parole ARE SPECIAL NEEDS OFFENDERS and shall submit a referral to the state board of parole for all eligible inmates SPECIAL NEEDS OFFENDERS. IF NOTIFICATION TO THE DISTRICT ATTORNEY IS REQUIRED PURSUANT TO SUBSECTION (3)(c)(II) OF THIS SECTION, THE INMATE SHALL AUTHORIZE THE DEPARTMENT TO RELEASE THE INFORMATION DESCRIBED IN SUBSECTIONS (3)(b)(I) AND (3)(b)(I.5) OF THIS SECTION TO THE DISTRICT ATTORNEY. AN INMATE OR INMATE LIAISON, IF THE INMATE IS UNABLE TO, MAY ALSO REQUEST THAT THE DEPARTMENT MAKE A DETERMINATION OF WHETHER AN INMATE IS ELIGIBLE FOR SPECIAL NEEDS PAROLE AND THE DEPARTMENT SHALL MAKE A DETERMINATION WITHIN THIRTY DAYS AFTER RECEIVING THE REQUEST, UNLESS A COMPETENCY EVALUATION HAS BEEN REQUESTED. THE DEPARTMENT, IN CONSULTATION WITH THE STATE BOARD OF PAROLE, SHALL DEVELOP ANY NECESSARY POLICIES AND PROCEDURES REGARDING SPECIAL NEEDS PAROLE TO ENSURE THAT:"

Page 7, strike line 1.

Page 7, lines 6 and 7, strike "MEETS THE ELIGIBILITY REQUIREMENTS DEFINED IN SECTION 17-1-102 (7.5)" and substitute "IS A SPECIAL NEEDS OFFENDER".

Page 7, line 18, strike "DECISION;" and substitute "DECISION OR THE CONDITIONS UNDER WHICH THE PAROLE BOARD WOULD CONSIDER A SECOND OR SUBSEQUENT REFERRAL FOR SPECIAL NEEDS PAROLE, IF APPLICABLE; AND".

Page 7, line 22, strike "BASIS; AND" and substitute "BASIS."

Page 7, strike lines 23 through 25.

Page 8, line 11, strike "RISK" and substitute "CRIMINAL HISTORY; RISK".

Page 8, line 15, strike "FACTORS;" and substitute "FACTORS AND ANY ADDITIONAL RELEVANT INFORMATION THAT IS REQUESTED BY THE PAROLE BOARD THAT IS IN THE POSSESSION OF THE DEPARTMENT;"

Page 8, line 26, strike "or" and substitute "or AND".

Page 9, after line 9 insert:

"(c) (I) IF THE DEPARTMENT DETERMINES THE INMATE IS A SPECIAL NEEDS OFFENDER, the department shall provide notification to any victim, as required under PURUSANT TO section 24-4.1-302.5. ~~C.R.S.~~ A victim shall have thirty days after receiving notification to submit a victim impact statement to the department. The department shall include any victim impact statement in the referral to the state board of parole.

(II) At the same time that the department completes the notification required by subparagraph (I) of this paragraph (c) SUBSECTION (3)(c)(I) OF THIS SECTION, the department shall notify AND PROVIDE INFORMATION REQUIRED BY SUBSECTIONS (3)(b)(I) AND (3)(b)(I.5) OF THIS SECTION TO the district attorney that prosecuted the offender if the offender is serving a sentence for a

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conviction of a crime of violence as described in section 18-1.3-406, ~~C.R.S.~~, or a sex offense as listed in section 16-22-102 (9)(j), (9)(k), (9)(l), (9)(n), (9)(o), (9)(p), (9)(q), (9)(r), or (9)(s). ~~C.R.S.~~ A district attorney shall have thirty days after receiving notification to submit a response to the department. The department shall include any district attorney response in the referral to the state board of parole."

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Page 9, strike lines 21 through 26.

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Page 10, line 17, after "DECISION" insert "OR RENDER A CONDITIONAL RELEASE DECISION".

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Page 10, line 19, after the period add "IF THE PAROLE BOARD DENIES PAROLE, IT MAY INFORM THE DEPARTMENT THAT THE INMATE SHOULD NOT BE REFERRED FOR A SECOND OR SUBSEQUENT APPLICATION FOR SPECIAL NEEDS PAROLE UNLESS THE INMATE'S MEDICAL OR MENTAL HEALTH STATUS FURTHER DETERIORATES."

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Page 10, line 22, strike "INCLUDE IN ITS" and substitute "PROVIDE A".

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Page 10, line 23, strike "POPULATION".

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Page 11, line 9, after "DEFENDER" insert "SHALL BE APPOINTED BY THE COURT TO REPRESENT THE INMATE AND".

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Page 11, line 17, after the period add "THE PRESENCE OF THE INMATE IS NOT REQUIRED UNLESS THERE IS GOOD CAUSE SHOWN."

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Page 11, line 27, after "take" insert "PHYSICAL".

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Page 12, line 5 of the bill, strike "section." and substitute "section AND NOTIFY THE PUBLIC DEFENDER LIAISON DESCRIBED IN SECTION 21-1-104 (6)".

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Page 12, lines 22 and 23, strike "AND COMPREHENSIVE".

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Page 13, after line 2, insert:

"(8) (a) THE DEPARTMENT SHALL UPDATE THE HOUSE OF REPRESENTATIVES JUDICIARY COMMITTEE AND THE SENATE JUDICIARY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, AS A PART OF ITS PRESENTATION AT A HEARING HELD PURSUANT TO SECTION 2-7-203 (2)(a) OF THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT" ON THE STATUS OF THE IMPLEMENTATION OF THE CHANGES TO THIS SECTION AND THE RELATED DEFINITIONS, SECTION 17-2-201 (20), AND SECTION 17-1-113.5 ADOPTED BY SENATE BILL 21-146, AND ON ITS ANALYSIS OF THE NEED FOR AND CURRENT AVAILABILITY OF SPECIALIZED CARE PLACEMENT, INCLUDING BUT NOT LIMITED TO SKILLED NURSING, ASSISTED LIVING, OR OTHER LONG-TERM CARE SERVICES FOR INDIVIDUALS RELEASED FROM PRISON WITH HIGHER CARE NEEDS WHO ARE UNABLE TO MANAGE ACTIVITIES OF DAILY LIVING WITHOUT ASSISTANCE.

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(b) THIS SUBSECTION (8) IS REPEALED, EFFECTIVE JULY 1, 2022."

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Page 14, line 18, strike "INCLUDE IN ITS" and substitute "PROVIDE A".

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Page 14, line 19, strike "POPULATION".

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Page 14, lines 25 and 26, strike "(20), (21), and (22)" and substitute "(20)".

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Page 15, strike lines 10 through 27.

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Page 16, strike lines 1 through 10.

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Page 17, line 1, after "INMATES" insert "OR INMATE LIAISONS".

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Page 17, line 2, after "HOLDS," insert "WARRANTS,".

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Page 17, lines 3 through 5, strike "APPLICATIONS, COMMUTATION APPLICATIONS, OR OTHER CRIMINAL-RELATED LEGAL MATTERS THAT COULD IMPACT SUCCESSFUL REENTRY." and substitute "APPLICATIONS, AND COMMUTATION APPLICATIONS."

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Page 17, line 19, strike "AND COMPREHENSIVE".

Page 17, line 20, strike "THE" and substitute "IF AN INMATE WHO IS SIXTY-FIVE YEARS OF AGE OR OLDER IS NOT ENROLLED IN A MEDICAL INSURANCE BENEFIT PLAN PRIOR TO RELEASE AND WOULD BE UNABLE TO PAY FOR COSTS ASSOCIATED WITH ENROLLMENT IN HEALTH INSURANCE OR WOULD NOT OTHERWISE BE COVERED UNDER A SPOUSE'S INDIVIDUAL OR EMPLOYER OFFERED INSURANCE PLAN, THE".

Page 17, line 22, strike "TWELVE" and substitute "SIX".

Page 17, line 24, strike "TWELVE" and substitute "SIX".

Page 19, strike lines 19 through 27.

Page 20, strike lines 1 and 2.

ReNUMBER succeeding sections accordingly.

Page 21, line 27, strike "SCHEDULE" and substitute "CONDUCT".

Page 22, line 1, strike "WITHIN SIXTY" and substitute "OR THE BOARD MAY REVIEW THE APPLICATION AND ISSUE A DECISION WITHOUT A HEARING, PURSUANT TO SECTION 17-2-201 (4)(f), WITHIN NINETY" and strike "DAY" and substitute "DATE".

Judiciary

After consideration on the merits, the Committee recommends that **HB21-1211** 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 8, strike "ILLNESS" and substitute "ILLNESS, SUICIDALITY,".

Page 6, strike lines 24 through 27 and substitute:

"(I) ANY INDICATION OF PSYCHOLOGICAL DISTRESS IS PRESENT AND:

(A) THE LOCAL JAIL OFFERED TO TRANSFER THE INDIVIDUAL TO A LOCAL HEALTH-CARE FACILITY FOR TREATMENT, THE INDIVIDUAL AGREED TO THE TRANSFER, THE LOCAL JAIL TRANSFERRED THE INDIVIDUAL TO THE HEALTH-CARE FACILITY, AND THE HEALTH-CARE FACILITY SUBSEQUENTLY DISCHARGED THE INDIVIDUAL;

(B) THE LOCAL JAIL OFFERED TO TRANSFER THE INDIVIDUAL TO A LOCAL HEALTH-CARE FACILITY FOR TREATMENT, THE INDIVIDUAL REFUSED, AND THE JAIL COMMUNICATED WITH A LOCAL HOSPITAL OR OTHER TWENTY-FOUR-HOUR MENTAL HEALTH CRISIS FACILITY TO DETERMINE IF THE FACILITY WOULD ACCEPT THE INDIVIDUAL FOR EVALUATION AND MENTAL HEALTH TREATMENT, THE HEALTH-CARE FACILITY OR MENTAL HEALTH CRISIS FACILITY INDICATED IT WOULD ACCEPT THE INDIVIDUAL FOR MENTAL HEALTH EVALUATION AND TREATMENT, THE JAIL TRANSPORTED THE INDIVIDUAL TO THE FACILITY, AND THE FACILITY SUBSEQUENTLY DISCHARGED THE INDIVIDUAL; OR

(C) THE LOCAL JAIL OFFERED TO TRANSFER THE INDIVIDUAL TO A LOCAL HEALTH-CARE FACILITY FOR TREATMENT, THE INDIVIDUAL REFUSED, AND THE JAIL COMMUNICATED WITH A LOCAL HOSPITAL OR OTHER TWENTY-FOUR-HOUR MENTAL HEALTH CRISIS FACILITY TO DETERMINE IF THE FACILITY WOULD ACCEPT THE INDIVIDUAL FOR EVALUATION AND MENTAL HEALTH TREATMENT, AND THE HEALTH-CARE FACILITY OR MENTAL HEALTH CRISIS FACILITY REFUSED TO ACCEPT THE INDIVIDUAL FOR MENTAL HEALTH EVALUATION AND TREATMENT; AND".

Page 7, strike line 1.

Page 7, line 3, strike "OTHERS; AND" and substitute "OTHERS OR REMAINS AN IMMINENT DANGER TO THEMSELVES OR OTHERS AFTER BEING DISCHARGED FROM A HEALTH-CARE FACILITY, LOCAL HOSPITAL, OR OTHER TWENTY-FOUR-HOUR MENTAL HEALTH CRISIS FACILITY AND RETURNS TO THE LOCAL JAIL; AND".

Page 7, line 26, strike "ONE HOUR" and substitute "TWELVE HOURS".

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Page 8, line 6, strike "EVERY FIFTEEN MINUTES," and substitute "TWICE PER HOUR,".

Page 8, strike lines 10 through 15 and substitute "IF THE INDIVIDUAL IS VIOLENT, DEMONSTRATING UNUSUAL OR BIZARRE BEHAVIOR, OR HAS INDICATED SUICIDALITY OR SELF-HARM, THE LOCAL JAIL STAFF SHALL MONITOR THE INDIVIDUAL EVERY FIFTEEN MINUTES OR MORE FREQUENTLY, UNLESS A MEDICAL OR MENTAL HEALTH PROFESSIONAL RECOMMENDS MORE FREQUENT OR LESS FREQUENT CHECKS. AT EACH CHECK FOR THESE INDIVIDUALS, THE MEDICAL OR MENTAL HEALTH PROFESSIONAL OR LOCAL JAIL STAFF SHALL DOCUMENT A GENERAL DESCRIPTION OF THE BEHAVIORS OBSERVED.".

Page 8, strike lines 16 through 23 and substitute:

"(f) EVERY TWENTY-FOUR HOURS, A MEDICAL OR MENTAL HEALTH PROFESSIONAL SHALL ASSESS, FACE-TO-FACE, THE INDIVIDUAL PLACED IN RESTRICTIVE HOUSING FOR ANY PSYCHIATRIC OR MEDICAL CONTRAINDICATIONS TO THE PLACEMENT. IF THE MEDICAL OR MENTAL HEALTH PROFESSIONAL OBSERVES ANY CONTRAINDICATIONS, THE PROFESSIONAL SHALL EITHER REFER THE INDIVIDUAL IMMEDIATELY TO A MENTAL HEALTH PROFESSIONAL OR REFER THE INDIVIDUAL FOR EMERGENCY MEDICAL CARE. THE MEDICAL OR MENTAL HEALTH PROFESSIONAL SHALL DOCUMENT EACH ASSESSMENT, INCLUDING THE INDIVIDUAL'S HEALTH STATUS AND BEHAVIOR.

(g) AT LEAST EVERY FORTY-EIGHT HOURS AND MORE FREQUENTLY, IF POSSIBLE, A MENTAL HEALTH PROFESSIONAL SHALL ASSESS THE INDIVIDUAL FACE-TO-FACE FOR THE NEED FOR ONGOING PLACEMENT IN RESTRICTIVE HOUSING AND DOCUMENT THE NEED FOR ONGOING PLACEMENT OR SHALL DOCUMENT AN OPINION THAT RESTRICTIVE HOUSING IS NO LONGER REQUIRED.".

Reletter succeeding paragraphs accordingly.

Page 10, after line 1 insert:

"(III) A JAIL MAY HOLD AN INMATE IN RESTRICTIVE HOUSING THAT MEETS THE CRITERIA OUTLINED IN THIS SUBSECTION (2) FOR AN ADDITIONAL SEVEN DAYS IF THE LOCAL JAIL FILES A COURT ORDER IN A TIMELY MANNER PRIOR TO THE EXPIRATION OF THE FIFTEEN-DAY RESTRICTIVE HOUSING PLACEMENT AND THE COURT'S DECISION IS STILL PENDING.".

Page 10, line 8, strike "OUTDOOR".

Page 10, line 9, after "CELL;" insert "ACCESS TO OUTDOOR EXERCISE AT LEAST ONE HOUR PER WEEK, WEATHER PERMITTING;".

Page 11, line 27, after the period insert "IF A LOCAL JAIL IS UNABLE TO PERFORM A HEALTH SCREENING ON AN INDIVIDUAL DUE TO INTOXICATION OR ANOTHER REASON THAT MAKES THE PERSON TEMPORARILY INCAPACITATED, THE JAIL SHALL DOCUMENT THE REASON FOR THE DELAY IN THE HEALTH SCREENING AND SHALL COMPLETE THE HEALTH SCREENING NO LATER THAN TWENTY-FOUR HOURS AFTER AN INDIVIDUAL'S ARRIVAL AT THE FACILITY. A LOCAL JAIL IS NOT REQUIRED TO COMPLETE A HEALTH SCREENING IF PROHIBITED BY A COURT ORDER.".

Page 14, after line 14 insert:

"SECTION 3. In Colorado Revised Statutes, 27-60-106, amend (2)(b) and (2)(c); and add (2)(d) as follows:

27-60-106. Jail-based behavioral health services program - purpose - created - funding. (2) The purpose of the program is to:

(b) Train jail staff on behavioral health disorders and best practices in working with individuals with mental health, substance use, and co-occurring disorders; and

(c) Fund administrative costs to jails that implement the requirements outlined in subsection (3) of this section; AND

(d) MEET THE REQUIREMENTS OUTLINED IN 17-26-303 AND 17-26-304 FOR LOCAL JAILS, AS DEFINED IN 17-26-302 (2), BY PROVIDING ADDITIONAL STAFFING, TRAINING, ROBUST BEHAVIORAL HEALTH SERVICES AND SUPPORTS, OR FACILITY CHANGES. ANY FACILITY CHANGES MUST BE APPROVED BY THE OFFICE OF BEHAVIORAL HEALTH BEFORE FUNDS MAY BE EXPENDED.".

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Renumber succeeding sections accordingly.

Judiciary

After consideration on the merits, the Committee recommends that **SB21-176** 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. Short title. The short title of this act is the "Protecting Opportunities and Workers' Rights (POWR) Act".

SECTION 2. In Colorado Revised Statutes, 24-34-303, amend (1)(b)(II)(A) as follows:

24-34-303. Civil rights commission - membership. (1) (b) (II) In addition to the qualifications specified in subsection (1)(b)(I) of this section, the members of the commission must at all times include:

(A) At least four members who are members of groups of people who have been or who might be discriminated against because of disability, race, creed, color, sex, sexual orientation, national origin, ancestry, marital status, CAREGIVER STATUS, religion, or age; and

SECTION 3. In Colorado Revised Statutes, repeal 24-34-304 as follows:

24-34-304. Division and commission subject to termination - repeal of part. (1) ~~The provisions of section 24-34-104, concerning the termination schedule for regulatory bodies of the state unless extended as provided in that section, are applicable to the division and the commission created by this part 3.~~

~~(2) This part 3 is repealed, effective September 1, 2027. Before its repeal, the functions of the division and commission are scheduled for review in accordance with section 24-34-104.~~

SECTION 4. In Colorado Revised Statutes, 24-34-306, amend (1)(a), (2)(b) introductory portion, (2)(b)(I) introductory portion, (2)(b)(I)(B), (2)(b)(I)(C), (11), and (14) as follows:

24-34-306. Charge - complaint - hearing - procedure - exhaustion of administrative remedies. (1) (a) (I) Any person claiming to be aggrieved by a discriminatory or unfair practice as defined by parts 4 to 7 of this article ARTICLE 34 may, by himself or herself or through ~~his or her~~ THE PERSON'S attorney-at-law, make, sign, and file with the division a verified written charge stating the name and address of the respondent alleged to have committed the discriminatory or unfair practice, setting forth the particulars of the alleged discriminatory or unfair practice, and containing any other information required by the division.

(II) THE DIVISION SHALL INCLUDE ON ANY CHARGE FORM OR CHARGE INTAKE MECHANISM AN OPTION TO SELECT "HARASSMENT" AS A BASIS OR DESCRIPTION OF THE TYPE OF DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICE THAT IS THE SUBJECT OF THE CHARGE.

(2) (b) The director or the director's designee, who ~~shall~~ MUST be an employee of the division, shall determine as promptly as possible whether probable cause exists for crediting the allegations of the charge and shall follow one of the following courses of action:

(I) If the director or the director's designee determines that probable cause does not exist, ~~he or she~~ THE DIRECTOR OR THE DIRECTOR'S DESIGNEE shall dismiss the charge and shall notify the person filing the charge and the respondent of the dismissal. In addition, in the notice, the director or the director's designee shall advise both parties:

(B) That, if the charging party wishes to file a civil action in a ~~district~~ court OF COMPETENT JURISDICTION IN A DISTRICT in this state OR, IF APPLICABLE IN CASES ALLEGING A VIOLATION OF PART 4 OF THIS ARTICLE 34, IN A COURT OF COMPETENT JURISDICTION IN A COUNTY IN THIS STATE based on the alleged discriminatory or unfair practice that was the subject of the charge filed with the commission, ~~he or she must do so~~ THE CHARGING PARTY MUST FILE THE ACTION: Within ninety days after the date the notice specified in this ~~subparagraph (f)~~ SUBSECTION (2)(b)(I) is mailed if ~~he or she~~ THE CHARGING PARTY does not file an appeal with the commission pursuant to ~~sub-subparagraph (A) of this subparagraph (f)~~ SUBSECTION (2)(b)(I)(A) OF THIS SECTION; or within ninety days after the date the notice that the commission has dismissed the appeal specified in ~~sub-subparagraph (A) of this subparagraph (f)~~ SUBSECTION (2)(b)(I)(A) OF THIS SECTION is mailed;

(C) That, if the charging party does not file an action within the time

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limits specified in ~~sub-subparagraph (B) of this subparagraph (F)~~ SUBSECTION (2)(b)(D)(B) OF THIS SECTION, the action will be barred, and no ~~district court shall have~~ HAS jurisdiction to hear the action.

(11) If written notice that a formal hearing will be held is not served within two hundred seventy days after the filing of the charge, if the complainant has requested and received a notice of right to sue pursuant to subsection (15) of this section, or if the hearing is not commenced within the one-hundred-twenty-day period prescribed by subsection (4) of this section, the jurisdiction of the commission over the complaint ~~shall cease~~ CEASES, and the complainant may seek the relief authorized under this part 3 and parts 4 to 7 of this ~~article~~ ARTICLE 34 against the respondent by filing a civil action in ~~the district court for the~~ A COURT OF COMPETENT JURISDICTION IN THE DISTRICT OR, IF APPLICABLE IN COMPLAINTS ALLEGING A VIOLATION OF PART 4 OF THIS ARTICLE 34, IN THE COUNTY in which the alleged discriminatory or unfair practice occurred. ~~Such~~ THE action must be filed within ninety days ~~of~~ AFTER the date upon which the jurisdiction of the commission ceased, and if not so filed, it ~~shall be~~ IS barred and the ~~district court shall have~~ HAS no jurisdiction to hear ~~such~~ THE action. If any party requests the extension of any time period prescribed by this subsection (11), ~~such~~ THE extension may be granted for good cause by the commission, a commissioner, or the administrative law judge, as the case may be, but the total period of all such extensions to either the respondent or the complainant ~~shall~~ MUST not exceed ninety days each, and, in the case of multiple parties, the total period of all extensions ~~shall~~ MUST not exceed one hundred eighty days.

(14) ~~No~~ A person may NOT file a civil action in a district court in this state based on an alleged discriminatory or unfair practice prohibited by ~~parts 4 to 7 of this article~~ PARTS 5 TO 7 OF THIS ARTICLE 34 OR, IN CASES ALLEGING A DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICE PROHIBITED BY PART 4 OF THIS ARTICLE 34, IN A COURT OF COMPETENT JURISDICTION IN THE DISTRICT OR COUNTY IN WHICH THE ALLEGED DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICE OCCURRED without first exhausting the proceedings and remedies available to ~~him~~ THE PERSON under this part 3 unless ~~he~~ THE PERSON shows, in an action filed in the appropriate ~~district court~~, by clear and convincing evidence, ~~his~~ THE PERSON'S ill health, which is of such a nature that pursuing administrative remedies would not provide timely and reasonable relief and would cause irreparable harm.

SECTION 5. In Colorado Revised Statutes, **add 24-34-310** as follows:

24-34-310. Training and education programs for employers - commission to develop. IN ADDITION TO ANY EDUCATION AND OUTREACH DUTIES SPECIFIED IN SECTION 24-34-305, THE COMMISSION SHALL DEVELOP SAMPLE TRAINING AND EDUCATION PROGRAMS REGARDING THE PREVENTION OF HARASSMENT AND DISCRIMINATION IN THE WORKPLACE, BYSTANDER INTERVENTION, AND WORKPLACE CIVILITY. WITHIN SIX MONTHS AFTER THE EFFECTIVE DATE OF THIS SECTION, THE COMMISSION SHALL DEVELOP THE TRAINING AND EDUCATION PROGRAMS AND MAKE THE PROGRAMS AVAILABLE TO EMPLOYERS, AT NO COST, ON THE DIVISION'S WEBSITE AND IN OTHER MANNERS THAT ENABLE EMPLOYERS TO ACCESS THE PROGRAMS.

SECTION 6. In Colorado Revised Statutes, **add 24-34-400.2** as follows:

24-34-400.2. Legislative declaration. (1) THE GENERAL ASSEMBLY FINDS THAT:

(a) ALL COLORADANS SHOULD HAVE AN EQUAL OPPORTUNITY TO SUCCEED IN THE WORKPLACE AND ARE ENTITLED TO A WORKPLACE THAT IS FREE FROM DISCRIMINATION, HOSTILITY, OR HARASSMENT BASED ON THEIR PROTECTED STATUS;

(b) WHEN EMPLOYEES HAVE A SAFE WORKPLACE THAT IS FREE FROM HARASSMENT AND DISCRIMINATION, THOSE EMPLOYEES ARE MORE PRODUCTIVE AND ARE MORE INCLINED TO REMAIN IN THEIR JOBS, AND EMPLOYERS BENEFIT FROM INCREASED EMPLOYEE PRODUCTIVITY AND RETENTION;

(c) WHILE MANY EMPLOYERS HAVE MADE GREAT STRIDES IN IMPROVING WORKPLACE ENVIRONMENTS BY MAKING THEM FREE FROM HARASSMENT AND DISCRIMINATION SINCE THE FIRST ITERATION OF THIS PART 4 WAS ENACTED IN 1951, MANY EMPLOYEES IN THIS STATE STILL EXPERIENCE HARASSMENT AND DISCRIMINATION IN THE WORKPLACE, RESULTING IN MENTAL, PHYSICAL, AND ECONOMIC HARM;

(d) WITH REGARD TO SEXUAL HARASSMENT IN THE WORKPLACE, RECENT STUDIES AND REPORTS, INCLUDING THE 2018 HISCOX WORKPLACE HARASSMENT STUDY AND A 2020 ISSUE BRIEF FROM THE CENTER FOR WOMEN AND WORK IN THE RUTGERS SCHOOL OF MANAGEMENT AND LABOR RELATIONS

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ENTITLED "ECONOMIC IMPACTS OF SEXUAL HARASSMENT: COMBATING SEXUAL HARASSMENT CAN FURTHER GENDER EQUALITY", HAVE SHOWN THAT:

(I) BASED ON DATA FROM A STUDY ON HARASSMENT IN THE WORKPLACE CONDUCTED BY A SPECIAL TASK FORCE OF THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION, UP TO EIGHTY-FIVE PERCENT OF ALL WOMEN HAVE EXPERIENCED SOME FORM OF SEXUAL HARASSMENT WHILE AT WORK, AND, IN ABOUT TWELVE PERCENT OF CASES, THE HARASSMENT OCCURRED ON A DAILY OR WEEKLY BASIS;

(II) UP TO THIRTY-ONE PERCENT OF PEOPLE SAY THAT NO ACTION WAS TAKEN ON THEIR CLAIM OF SEXUAL HARASSMENT, EVEN THOUGH INCIDENTS OCCURRED FREQUENTLY; AND

(III) FIFTY-THREE PERCENT OF EMPLOYEES WHO EXPERIENCED SEXUAL HARASSMENT WERE TOO AFRAID TO REPORT THE UNWELCOME BEHAVIOR;

(e) IT IS CRITICAL THAT EMPLOYERS ENGAGE IN PREVENTIVE AND CORRECTIVE ACTIONS TO ELIMINATE WORKPLACE DISCRIMINATION AND HARASSMENT AND ENSURE A SAFE WORKPLACE ENVIRONMENT FOR ALL THEIR EMPLOYEES; AND

(f) COURTS SHOULD APPLY THE LAW CONSISTENTLY TO ALL WORKPLACES.

(2) ADDITIONALLY, THE GENERAL ASSEMBLY:

(a) FINDS THAT THE "SEVERE OR PERVASIVE" STANDARD CREATED BY COURTS TO DETERMINE IF HARASSMENT AT WORK IS A DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICE DOES NOT TAKE INTO ACCOUNT THE REALITIES OF THE WORKPLACE OR THE HARM THAT WORKPLACE HARASSMENT CAUSES; AND

(b) REJECTS THE "SEVERE OR PERVASIVE" STANDARD FOR PROOF OF WORKPLACE HARASSMENT IN FAVOR OF A STANDARD THAT PROHIBITS UNWELCOME HARASSMENT.

(3) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT:

(a) IT IS THE PUBLIC POLICY OF THE STATE TO ENCOURAGE:

(I) EMPLOYERS TO ADOPT EQUAL EMPLOYMENT OPPORTUNITY POLICIES TO PREVENT AND DISINCENTIVIZE ILLEGAL DISCRIMINATION AND HARASSMENT; AND

(II) THE FREE REPORTING, DISCUSSION, AND EXPOSURE OF DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICES IN ORDER TO BETTER PROTECT EMPLOYEES AND DISCOURAGE DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICES; AND

(b) ATTEMPTS TO INTERFERE WITH EMPLOYEES' ABILITY TO COMMUNICATE ABOUT AND REPORT ALLEGED DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICES ARE CONTRARY TO THE PUBLIC POLICY OF THE STATE.

SECTION 7. In Colorado Revised Statutes, 24-34-401, **amend** (2); and **add** (1.3), (1.5), (1.7), (4.5), and (6.3) as follows:

24-34-401. Definitions. As used in this part 4, unless otherwise defined in section 24-34-301 or unless the context otherwise requires:

(1.3) "CAREGIVER" MEANS AN INDIVIDUAL WHO PROVIDES DIRECT AND ONGOING CARE TO A MINOR CHILD OR CARE RECIPIENT.

(1.5) "CARE RECIPIENT" MEANS AN INDIVIDUAL WHO:

(a) (I) HAS A MENTAL OR PHYSICAL ILLNESS, INJURY, OR HEALTH CONDITION;

(II) NEEDS TO OBTAIN A MEDICAL DIAGNOSIS, CARE, OR TREATMENT FOR A MENTAL OR PHYSICAL ILLNESS, INJURY, OR HEALTH CONDITION; OR

(III) NEEDS TO OBTAIN PREVENTIVE MEDICAL CARE;

(b) IS A FAMILY MEMBER, AS DEFINED IN SECTION 8-13.3-503 (11), OF THE CAREGIVER OR RESIDES IN THE CAREGIVER'S HOUSEHOLD; AND

(c) RELIES ON THE CAREGIVER FOR MEDICAL CARE OR TO MEET THE NEEDS OF DAILY LIVING.

(1.7) "CHILD" MEANS A BIOLOGICAL, ADOPTED, OR FOSTER CHILD; A STEPCHILD; A LEGAL WARD; A CHILD OF A DOMESTIC PARTNER; OR A CHILD TO WHOM THE CAREGIVER STANDS IN LOCO PARENTIS.

(2) (a) "Employee" means any ~~person~~ INDIVIDUAL employed by an employer. ~~except a person in the domestic service of any person.~~

(b) (I) FOR PURPOSES OF THIS PART 4 ONLY, AN INDIVIDUAL WHO PERFORMS SERVICES FOR PAY FOR ANOTHER IS DEEMED AN EMPLOYEE, IRRESPECTIVE OF WHETHER THE COMMON-LAW RELATIONSHIP OF MASTER AND SERVANT EXISTS, UNLESS IT IS PROVED BY A PREPONDERANCE OF THE EVIDENCE THAT THE INDIVIDUAL IS:

(A) FREE FROM CONTROL AND DIRECTION IN THE PERFORMANCE OF THE SERVICE, BOTH UNDER THE CONTRACT FOR PERFORMANCE OF THE SERVICE AND IN FACT; AND

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(B) CUSTOMARILY ENGAGED IN AN INDEPENDENT TRADE, OCCUPATION, PROFESSION, OR BUSINESS RELATED TO THE SERVICE PERFORMED.

(II) FOR PURPOSES OF THIS PART 4 ONLY, TO PROVE THAT AN INDIVIDUAL IS NOT AN EMPLOYEE AND IS ENGAGED IN AN INDEPENDENT TRADE, OCCUPATION, PROFESSION, OR BUSINESS AND IS FREE FROM CONTROL AND DIRECTION IN THE PERFORMANCE OF THE SERVICE, THE PERSON FOR WHOM THE SERVICES ARE PERFORMED MUST SHOW BY A PREPONDERANCE OF THE EVIDENCE THAT:

(A) THE CONDITIONS SPECIFIED IN SECTION 8-70-115 (1)(c) AND (1)(d) HAVE BEEN SATISFIED; AND

(B) THE INDIVIDUAL PERFORMING THE SERVICES AND THE PERSON FOR WHOM THE SERVICES ARE PERFORMED EXECUTED A SIGNED, WRITTEN AGREEMENT UNDER WHICH THE PERSON FOR WHOM THE SERVICES ARE PERFORMED UNAMBIGUOUSLY AGREES THAT, DURING THE PERFORMANCE OF THE AGREEMENT, THE PERSON FOR WHOM THE SERVICES ARE PERFORMED WILL NOT DISCRIMINATE AGAINST OR HARASS THE INDIVIDUAL BECAUSE OF DISABILITY, RACE, CREED, COLOR, SEX, SEXUAL ORIENTATION, GENDER IDENTITY, GENDER EXPRESSION, MARITAL STATUS, CAREGIVER STATUS, RELIGION, AGE, NATIONAL ORIGIN, OR ANCESTRY.

(III) IF THE PERSON FOR WHOM THE SERVICES ARE PERFORMED SATISFIES THE REQUIREMENTS OF SUBSECTION (2)(b)(II) OF THIS SECTION, THE INDIVIDUAL PERFORMING THE SERVICES FOR THE PERSON WILL NOT BE DEEMED AN EMPLOYEE FOR PURPOSES OF THIS PART 4 ONLY. A DETERMINATION PURSUANT TO THIS SUBSECTION (2)(b) THAT AN INDIVIDUAL IS NOT AN EMPLOYEE FOR PURPOSES OF THIS PART 4 DOES NOT AFFECT THE RIGHTS OR LIABILITIES OF THE INDIVIDUAL PERFORMING SERVICES OR THE PERSON FOR WHOM THE SERVICES ARE PERFORMED UNDER THE AGREEMENT OR ANY OTHER LAW.

(4.5) (a) "HARASS" OR "HARASSMENT" MEANS TO SUBJECT AN INDIVIDUAL TO UNWELCOME VERBAL, WRITTEN, OR PHYSICAL CONDUCT, WHERE THE FOLLOWING FACTORS ARE MET:

(I) THE CONDUCT IS RELATED TO THE INDIVIDUAL'S DISABILITY, RACE, CREED, COLOR, SEX, SEXUAL ORIENTATION, GENDER IDENTITY, GENDER EXPRESSION, MARITAL STATUS, CAREGIVER STATUS, RELIGION, AGE, NATIONAL ORIGIN, OR ANCESTRY; AND

(II) (A) SUBMISSION TO THE CONDUCT IS MADE EITHER EXPLICITLY OR IMPLICITLY A TERM OR CONDITION OF THE INDIVIDUAL'S EMPLOYMENT;

(B) SUBMISSION TO OR REJECTION OF THE CONDUCT IS USED AS A BASIS FOR EMPLOYMENT DECISIONS AFFECTING THE INDIVIDUAL; OR

(C) WHEN TAKEN AS A WHOLE, THE CONDUCT WOULD BE OFFENSIVE TO A REASONABLE PERSON WITH THE SAME OR SIMILAR CHARACTERISTICS AS THE INDIVIDUAL SUBJECTED TO THE CONDUCT AND WAS OFFENSIVE TO THE INDIVIDUAL.

(b) WHETHER THE CONDUCT WOULD BE OFFENSIVE TO A REASONABLE PERSON WITH THE SAME OR SIMILAR CHARACTERISTICS AS THE INDIVIDUAL SUBJECTED TO THE CONDUCT MUST BE DETERMINED BY A REVIEW OF THE TOTALITY OF THE CIRCUMSTANCES OF THE CONDUCT, INCLUDING:

(I) THE TYPE OF CONDUCT;

(II) THE NATURE OF THE CONDUCT; AND

(III) THE FREQUENCY OF THE CONDUCT, RECOGNIZING THAT A SINGLE ACT OF HARASSMENT MAY BE OFFENSIVE TO A REASONABLE PERSON IN THE TOTALITY OF THE CIRCUMSTANCES.

(c) WHETHER THE CONDUCT WAS OFFENSIVE TO THE INDIVIDUAL MUST BE DETERMINED BY A REVIEW OF THE TOTALITY OF THE CIRCUMSTANCES OF THE CONDUCT, INCLUDING:

(I) THE IDENTITY OF THE INDIVIDUAL ENGAGING IN THE CONDUCT; AND

(II) WHETHER THE INDIVIDUAL WHO WAS SUBJECTED TO THE CONDUCT FELT EXPLICIT OR IMPLICIT PRESSURE TO CONDONE, ENCOURAGE, OR PARTICIPATE IN THE CONDUCT.

(6.3) "MINOR CHILD" MEANS A CHILD WHO IS UNDER EIGHTEEN YEARS OF AGE.

SECTION 8. In Colorado Revised Statutes, 24-34-402, **amend** (1) introductory portion, (1)(a), (1)(b), (1)(c), (1)(d), and (1)(f); and **add** (1)(j) and (1.5) as follows:

24-34-402. Discriminatory or unfair employment practices. (1) It shall be IS a discriminatory or unfair employment practice:

(a) (I) For an employer to refuse to hire, to discharge, to promote or demote, to harass during the course of employment, or to discriminate in matters of compensation, terms, conditions, or privileges of employment against any ~~person~~ INDIVIDUAL otherwise qualified because of disability, race, creed,

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color, sex, sexual orientation, MARITAL STATUS, CAREGIVER STATUS, religion, age, national origin, or ancestry; but, with regard to a disability, it is not a discriminatory or an unfair employment practice for an employer to act as provided in this ~~paragraph (a)~~ SUBSECTION (1)(a) if there is no reasonable accommodation that the employer can make with regard to the disability, the disability actually disqualifies the ~~person~~ INDIVIDUAL from the job, and the disability has a significant impact on the job. ~~For purposes of this paragraph (a), "harass" means to create a hostile work environment based upon an individual's race, national origin, sex, sexual orientation, disability, age, or religion. Notwithstanding the provisions of this paragraph (a), harassment is not an illegal act unless a complaint is filed with the appropriate authority at the complainant's workplace and such authority fails to initiate a reasonable investigation of a complaint and take prompt remedial action if appropriate.~~

(II) FOR A HARASSMENT CLAIM UNDER THIS SUBSECTION (1)(a):

(A) THE LEGAL STANDARD FOR HARASSMENT DOES NOT VARY BY TYPE OF WORKPLACE. IT IS IRRELEVANT THAT A PARTICULAR OCCUPATION MAY HAVE BEEN CHARACTERIZED BY A GREATER FREQUENCY OF DISCRIMINATORY COMMENTS OR CONDUCT IN THE PAST.

(B) THE CONDUCT DOES NOT NEED TO BE SEVERE OR PERVASIVE TO CONSTITUTE A DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICE UNDER THIS SUBSECTION (1)(a).

(C) IT SHALL BE AN AFFIRMATIVE DEFENSE IF AN EMPLOYER DEMONSTRATES THAT WHEN THE EMPLOYER KNEW OR SHOULD HAVE KNOWN OF THE HARASSMENT, THE EMPLOYER TOOK PROMPT, REASONABLE, REMEDIAL ACTION TO END THE HARASSMENT, DETER FUTURE HARASSERS, AND PROTECT EMPLOYEES.

(b) For an employment agency to refuse to list and properly classify for employment or to REFUSE TO refer an individual for employment in a known available job for which ~~such~~ THE individual is otherwise qualified because of disability, race, creed, color, sex, sexual orientation, MARITAL STATUS, CAREGIVER STATUS, religion, age, national origin, or ancestry or for an employment agency to comply with a request from an employer for referral of applicants for employment if the request indicates either directly or indirectly that the employer discriminates in employment on account of disability, race, creed, color, sex, sexual orientation, MARITAL STATUS, CAREGIVER STATUS, religion, age, national origin, or ancestry; but, with regard to a disability, it is not a discriminatory or an unfair employment practice for an employment agency to refuse to list and properly classify for employment or to refuse to refer an individual for employment in a known available job for which ~~such~~ THE individual is otherwise qualified if there is no reasonable accommodation that the employer can make with regard to the disability, the disability actually disqualifies the applicant from the job, and the disability has a significant impact on the job;

(c) For a labor organization to exclude any individual otherwise qualified for full membership rights in ~~such~~ THE labor organization, or to expel any ~~such~~ individual from membership in ~~such~~ THE labor organization, or to otherwise discriminate against any of its members in the full enjoyment of work opportunity because of disability, race, creed, color, sex, sexual orientation, MARITAL STATUS, CAREGIVER STATUS, religion, age, national origin, or ancestry;

(d) For any employer, employment agency, or labor organization to print or circulate or cause to be printed or circulated any statement, advertisement, or publication, or to use any form of CONTRACT OR application for employment, WORK, or membership, or to make any inquiry in connection with A POTENTIAL CONTRACT OR prospective employment, WORK, or membership that expresses, either directly or indirectly, any limitation, specification, or discrimination as to disability, race, creed, color, sex, sexual orientation, MARITAL STATUS, CAREGIVER STATUS, religion, age, national origin, or ancestry or intent to make any such limitation, specification, or discrimination, unless based ~~upon~~ ON a bona fide occupational qualification or required by and given to an agency of government for security reasons;

(f) For any employer, labor organization, joint apprenticeship committee, or vocational school providing, coordinating, or controlling apprenticeship programs or providing, coordinating, or controlling on-the-job training programs or other instruction, training, or retraining programs:

(I) To deny to or withhold from any qualified ~~person~~ INDIVIDUAL, because of disability, race, creed, color, sex, sexual orientation, MARITAL STATUS, CAREGIVER STATUS, religion, age, national origin, or ancestry, the right to be admitted to or participate in an apprenticeship training program, an

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on-the-job training program, or any other occupational instruction, training, or retraining program; but, with regard to a disability, it is not a discriminatory or an unfair employment practice to deny or withhold the right to be admitted to or participate in any such program if there is no reasonable accommodation that can be made with regard to the disability, the disability actually disqualifies the applicant from the program, and the disability has a significant impact on participation in the program;

(II) To discriminate against any qualified ~~person~~ INDIVIDUAL in pursuit of such programs or to discriminate against ~~such a person~~ THE INDIVIDUAL in the terms, conditions, or privileges of such programs because of disability, race, creed, color, sex, sexual orientation, MARITAL STATUS, CAREGIVER STATUS, religion, age, national origin, or ancestry; OR

(III) To print or circulate or cause to be printed or circulated any statement, advertisement, or publication, or to use any form of application for such programs, or to make any inquiry in connection with such programs that expresses, directly or indirectly, any limitation, specification, or discrimination as to disability, race, creed, color, sex, sexual orientation, MARITAL STATUS, CAREGIVER STATUS, religion, age, national origin, or ancestry or any intent to make any such limitation, specification, or discrimination, unless based on a bona fide occupational qualification;

(j) FOR AN EMPLOYER TO FAIL TO CONDUCT A REASONABLE INVESTIGATION OF AN EMPLOYEE'S COMPLAINT OF HARASSMENT, DISCRIMINATION, RETALIATION, OR ANY COMBINATION OF HARASSMENT, DISCRIMINATION, OR RETALIATION OR TO FAIL TO TAKE PROMPT, REASONABLE, REMEDIAL ACTION IN RESPONSE TO A COMPLAINT.

(1.5) WHEN AN EMPLOYEE CLAIMS THAT A SUPERVISOR HAS UNLAWFULLY HARASSED THAT EMPLOYEE, THE EMPLOYER CAN AVOID LIABILITY ONLY IF IT ESTABLISHES THAT:

(a) THE EMPLOYER HAS ESTABLISHED A PROGRAM THAT IS REASONABLY DESIGNED TO END THE HARASSMENT, DETER FUTURE HARASSERS, AND PROTECT EMPLOYEES FROM HARASSMENT;

(b) THE EMPLOYER HAS COMMUNICATED THE EXISTENCE AND DETAILS OF THE PROGRAM SPECIFIED IN SUBSECTION (1.5)(a) OF THIS SECTION TO BOTH ITS SUPERVISORY AND NONSUPERVISORY EMPLOYEES;

(c) NO EMPLOYEE HAS SUBMITTED A CHARGE OF RETALIATION FOR A COMPLAINT OF ALLEGED UNLAWFUL HARASSMENT WITH THE DIVISION OR THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION WITHIN THE PRIOR SIX YEARS; AND

(d) THE EMPLOYEE HAS UNREASONABLY FAILED TO TAKE ADVANTAGE OF THE EMPLOYER'S PROGRAM SPECIFIED IN SUBSECTION (1.5)(a) OF THIS SECTION, AS ESTABLISHED BY THE TOTALITY OF THE CIRCUMSTANCES.

SECTION 9. In Colorado Revised Statutes, **amend** 24-34-403 as follows:

24-34-403. Time limits on filing of charges. Any charge alleging a violation of this part 4 ~~shall~~ MUST be filed with the commission pursuant to section 24-34-306 within ~~six months~~ THREE HUNDRED DAYS after the alleged discriminatory or unfair employment practice occurred, and if IT IS not so filed, it ~~shall be~~ IS barred.

SECTION 10. In Colorado Revised Statutes, 24-34-405, **amend** (3)(a); and **repeal** (3)(g) as follows:

24-34-405. Relief authorized - short title. (3) (a) In addition to the relief available pursuant to subsection (2) of this section, ~~and except as provided in paragraph (g) of this subsection (3);~~ in a civil action brought by a plaintiff under this part 4 against a defendant who is found to have engaged in an intentional discriminatory or unfair employment practice, the plaintiff may recover compensatory and punitive damages as specified in this subsection (3). The court shall not award a plaintiff compensatory or punitive damages when the defendant is found to have engaged in an employment practice that is unlawful solely because of its disparate impact.

(g) ~~In a civil action involving a claim of discrimination based on age; the plaintiff is entitled only to the relief authorized in subsection (2) of this section and in 29 U.S.C. sec. 626 (b) and 29 U.S.C. sec. 216 (b) if the court finds that the defendant engaged in a discriminatory or unfair employment practice based on age. If, in addition to alleging discrimination based on age; the plaintiff alleges discrimination based on any other factor specified in section 24-34-402 (1); this paragraph (g) does not preclude a plaintiff from recovering the relief authorized by this section for that discrimination claim.~~

SECTION 11. In Colorado Revised Statutes, **add** 24-34-407 and 24-34-408 as follows:

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24-34-407. Nondisclosure agreements - requirements for enforcement - prior charges against an employer - access. (1) (a) ON AND AFTER THE EFFECTIVE DATE OF THIS SECTION, A PROVISION IN AN AGREEMENT BETWEEN AN EMPLOYER AND AN EMPLOYEE THAT LIMITS THE ABILITY OF AN EMPLOYEE TO DISCLOSE OR DISCUSS, EITHER ORALLY OR IN WRITING, ALLEGED DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICES, WHICH PROVISION IS REFERRED TO IN THIS SECTION AS A "NONDISCLOSURE PROVISION", IS VOID UNLESS:

- (I) THE NONDISCLOSURE PROVISION:
 - (A) WAS FIRST PROPOSED BY THE EMPLOYEE; AND
 - (B) APPLIES EQUALLY TO ALL PARTIES TO THE AGREEMENT;
- (II) AN ADDENDUM, SIGNED BY ALL PARTIES TO THE AGREEMENT AND ATTESTING TO COMPLIANCE WITH THIS SUBSECTION (1), IS ATTACHED TO THE AGREEMENT;

(III) THE NONDISCLOSURE PROVISION DOES NOT RESTRAIN THE EMPLOYEE FROM DISCLOSING THE UNDERLYING FACTS OF THE ALLEGED DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICE:

- (A) TO THE EMPLOYEE'S IMMEDIATE FAMILY, RELIGIOUS ADVISOR, MEDICAL OR MENTAL HEALTH PROVIDER, LEGAL COUNSEL, FINANCIAL ADVISOR, OR TAX PREPARER; OR
- (B) AS REQUIRED BY LAW; AND

(IV) THE AGREEMENT INCLUDES A CONDITION THAT ANY MATERIAL MISREPRESENTATION BY THE EMPLOYER OR THE INDIVIDUAL OR INDIVIDUALS WHO ENGAGED IN THE ALLEGED DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICE ABOUT THE COMPLAINING EMPLOYEE VOIDS THE NONDISCLOSURE PROVISION AND ANY ASSOCIATED LIQUIDATED DAMAGES FOR VIOLATIONS OF THE NONDISCLOSURE PROVISION, AS THE NONDISCLOSURE PROVISION APPLIES TO THE EMPLOYEE, BUT THE REMAINDER OF THE AGREEMENT REMAINS ENFORCEABLE.

(b) IN ANY CIVIL ACTION INVOLVING A CLAIM OF A DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICE, A PLAINTIFF MAY PRESENT EVIDENCE THAT THE EMPLOYER AGAINST WHOM THE ACTION WAS FILED ENTERED INTO ONE OR MORE AGREEMENTS THAT INCLUDED A NONDISCLOSURE PROVISION INVOLVING THE CONDUCT OF THE SAME INDIVIDUAL OR INDIVIDUALS WHO ARE ALLEGED IN THE ACTION TO HAVE ENGAGED IN THE DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICE. IF SUCH EVIDENCE IS PRESENTED, THE COURT SHALL ALLOW THE JURY TO CONSIDER THE EVIDENCE IN SUPPORT OF AN AWARD OF PUNITIVE DAMAGES.

(2) (a) UPON THE FILING OF A CHARGE OF A DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICE PURSUANT TO SECTION 24-34-306 (2), THE DIVISION SHALL PROVIDE TO THE CHARGING PARTY ANY OTHER CHARGES FILED WITH THE DIVISION AGAINST THE SAME RESPONDENT, INCLUDING THE RESPONDENT'S POSITION STATEMENT PROVIDED TO THE DIVISION IN RESPONSE TO A PREVIOUS CHARGE.

(b) BEFORE PROVIDING PRIOR CHARGES TO A CHARGING PARTY PURSUANT TO THIS SECTION, THE DIVISION SHALL REDACT THE NAME OF THE CHARGING PARTY IN ANY PREVIOUS CHARGE AGAINST THE SAME RESPONDENT.

24-34-408. Employer training requirements - records - notices to employees - rules - enforcement. (1) (a) (I) STARTING ONE YEAR AFTER THE EFFECTIVE DATE OF THIS SECTION, AN EMPLOYER WITH TWENTY OR MORE EMPLOYEES SHALL PROVIDE TRAINING AND EDUCATION TO ALL EMPLOYEES REGARDING HARASSMENT AND DISCRIMINATION PREVENTION, BYSTANDER INTERVENTION, AND CIVILITY IN THE WORKPLACE.

- (II) THE EMPLOYER SHALL PROVIDE THE TRAINING AND EDUCATION TO:
 - (A) NEW EMPLOYEES WITHIN ONE HUNDRED EIGHTY DAYS AFTER HIRE;

AND

- (B) TO ALL EMPLOYEES AT LEAST ANNUALLY.

(b) THE EMPLOYER SHALL INCLUDE AS PART OF THE TRAINING AND EDUCATION REQUIRED BY THIS SECTION THE NAMES OF AT LEAST TWO INDIVIDUALS OR POSITIONS WITHIN THE ORGANIZATION TO WHOM HARASSING OR DISCRIMINATORY CONDUCT SHOULD BE REPORTED.

(c) AN EMPLOYER MAY USE THE PROGRAMS DEVELOPED BY THE COMMISSION OR ANY OTHER TRAINING AND EDUCATION PROGRAMS THAT ADDRESS HARASSMENT AND DISCRIMINATION PREVENTION, BYSTANDER INTERVENTION, AND CIVILITY IN THE WORKPLACE.

(d) AN EMPLOYER SHALL MAINTAIN RECORDS, IN A FORM AND MANNER DETERMINED BY THE COMMISSION BY RULE, DEMONSTRATING COMPLIANCE WITH THIS SECTION. AN EMPLOYER SHALL MAINTAIN THE RECORDS FOR AT LEAST THREE YEARS AND SHALL MAKE THE RECORDS AVAILABLE TO THE

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DIVISION UPON REQUEST.

(e) EMPLOYERS WITH FEWER THAN TWENTY EMPLOYEES ARE ENCOURAGED TO PROVIDE THE TRAINING AND EDUCATION SPECIFIED IN THIS SUBSECTION (1) TO THEIR EMPLOYEES.

(2) (a) ALL EMPLOYERS SHALL INFORM EMPLOYEES, AT THE TIME OF HIRE, AND INCLUDE AS PART OF ANY EMPLOYEE HANDBOOK, MANUAL, OR OTHER MATERIALS OUTLINING THE TERMS AND CONDITIONS OF THE EMPLOYMENT RELATIONSHIP, THE FOLLOWING:

(I) THAT EMPLOYEES SHOULD EXPECT A WORKPLACE THAT IS FREE FROM HARASSMENT AND DISCRIMINATION;

(II) THE NAME AND CONTACT INFORMATION FOR THE INDIVIDUALS OR POSITIONS WITHIN THE ORGANIZATION TO WHOM AN EMPLOYEE IS TO REPORT ANY HARASSING OR DISCRIMINATORY CONDUCT; AND

(III) THE CONTACT INFORMATION FOR THE DIVISION FOR PURPOSES OF FILING A CHARGE IF THE EMPLOYEE IS NOT COMFORTABLE REPORTING TO THE ORGANIZATION'S DESIGNATED INDIVIDUAL.

(b) EMPLOYERS SHALL INCLUDE THE INFORMATION SPECIFIED IN SUBSECTION (2)(a) OF THIS SECTION ON A WRITTEN NOTICE POSTED IN A CONSPICUOUS PLACE IN THE EMPLOYER'S PLACE OF BUSINESS IN AN AREA ACCESSIBLE TO EMPLOYEES.

(3) UPON FINDING THAT AN EMPLOYER HAS FAILED TO COMPLY WITH THE REQUIREMENTS OF THIS SECTION, THE DIRECTOR MAY ORDER THE EMPLOYER TO PAY A FINE OF NO LESS THAN FIVE HUNDRED DOLLARS AND NO MORE THAN TEN THOUSAND DOLLARS PER VIOLATION.

(4) IN ANY CIVIL ACTION INVOLVING A CLAIM OF A DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICE, A PLAINTIFF MAY PRESENT EVIDENCE THAT THE EMPLOYER AGAINST WHOM THE ACTION WAS FILED FAILED TO COMPLY WITH THE TRAINING REQUIREMENTS SPECIFIED IN SUBSECTION (1) OF THIS SECTION. IF SUCH EVIDENCE IS PRESENTED, THE COURT SHALL ALLOW THE JURY TO CONSIDER THE EVIDENCE IN SUPPORT OF AN AWARD OF PUNITIVE DAMAGES.

SECTION 12. In Colorado Revised Statutes, 24-34-104, repeal (28)(a)(II) 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:

(II) ~~The Colorado civil rights division, including the Colorado civil rights commission, created in part 3 of this article 34;~~

SECTION 13. 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 2022 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 employment practices occurring on or after the applicable effective date of this act."

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **SB21-249** be referred to the Committee on Appropriations with favorable recommendation.

REREFER SB21-249

SB21-249

by Senator Fenberg and Donovan; also Representative Will and Tipper--Concerning the creation of an optional discounted parks and public lands access pass that is purchased at the time a motor vehicle is registered, and, in connection therewith, using the pass fees to finance a number of goals of the division of parks and wildlife related to increased conservation of, safety at, and access to state parks and public lands.

President Garcia moved for SB21-249 to be rereferred to Senate Finance from Senate Appropriations with unanimous consent of the Senate.

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INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR21-021 by Senator Danielson; also Representative Will--Concerning the general assembly's support of the state of Colorado's efforts to preserve the state's flora and fauna through the protection of wildlife habitat connectivity.

Laid over one day under Senate Rule 30(b).

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:

HB21-1164 by Representative Esgar and Garnett; also Senator **Zenzinger and Fenberg**--Concerning reductions in the property tax credits that apply to school districts' total program mill levies for purposes of funding the "Public School Finance Act of 1994".

Laid over until Wednesday, May 12, retaining its place on the calendar.

SB21-108 by Senator Story; also Representative Bennett and Cutter--Concerning gas pipeline safety, and, in connection therewith, increasing and clarifying the rule-making and enforcement authority of the public utilities commission.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 19 | NO | 15 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | E | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill **passed**.

Co-sponsor(s) added: Moreno, Pettersen, and Winter.

SB21-027 by Senator Pettersen and Danielson; also Representative Gonzales-Gutierrez and Tipper--Concerning emergency supplies for Colorado babies and families, and, in connection therewith, providing diapering essentials through diaper distribution centers and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 19 | NO | 15 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | E | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill **passed**.

Co-sponsor(s) added: Bridges, Buckner, Fenberg, Garcia, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Rodriguez, Story, and Winter.

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

THIRD READING OF BILLS -- FINAL PASSAGE

SB21-175

by Senator Jaquez Lewis and Gonzales; also Representative Caraveo and Kennedy-- Concerning the Colorado prescription drug affordability review board, and, in connection therewith, directing the board to review the affordability of certain drugs and establish upper payment limits for certain drugs; prohibiting certain entities from purchasing or reimbursing for any drug for distribution in the state at an amount that exceeds the upper payment limit established for the prescription drug; establishing penalties for violations; and making an appropriation.

Less than majority of those elected to the Senate having voted in the affirmative, Senator Smallwood was denied permission to offer a third reading amendment on a roll call vote requested by Minority Leader Holbert.

| YES | 17 | NO | 18 | EXCUSED | 0 | ABSENT | 0 |
|------------------|----|---------------------|----|------------------|---|-------------------|---|
| <u>Bridges</u> | N | <u>Gardner</u> | Y | <u>Lee</u> | N | <u>Simpson</u> | Y |
| <u>Buckner</u> | N | <u>Ginal</u> | Y | <u>Liston</u> | Y | <u>Smallwood</u> | Y |
| <u>Coleman</u> | N | <u>Gonzales</u> | N | <u>Lundeen</u> | Y | <u>Sonnenberg</u> | Y |
| <u>Cooke</u> | Y | <u>Hansen</u> | N | <u>Moreno</u> | N | <u>Story</u> | N |
| <u>Coram</u> | Y | <u>Hisey</u> | Y | <u>Pettersen</u> | N | <u>Winter</u> | N |
| <u>Danielson</u> | N | <u>Holbert</u> | Y | <u>Priola</u> | Y | <u>Woodward</u> | Y |
| <u>Donovan</u> | N | <u>Jaquez Lewis</u> | N | <u>Rankin</u> | Y | <u>Zenzinger</u> | Y |
| <u>Fenberg</u> | N | <u>Kirkmeyer</u> | Y | <u>Rodriguez</u> | N | <u>President</u> | N |
| <u>Fields</u> | N | <u>Kolker</u> | N | <u>Scott</u> | Y | | |

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 19 | NO | 16 | EXCUSED | 0 | ABSENT | 0 |
|------------------|----|---------------------|----|------------------|---|-------------------|---|
| <u>Bridges</u> | Y | <u>Gardner</u> | N | <u>Lee</u> | Y | <u>Simpson</u> | N |
| <u>Buckner</u> | Y | <u>Ginal</u> | Y | <u>Liston</u> | N | <u>Smallwood</u> | N |
| <u>Coleman</u> | Y | <u>Gonzales</u> | Y | <u>Lundeen</u> | N | <u>Sonnenberg</u> | N |
| <u>Cooke</u> | N | <u>Hansen</u> | Y | <u>Moreno</u> | Y | <u>Story</u> | Y |
| <u>Coram</u> | N | <u>Hisey</u> | N | <u>Pettersen</u> | Y | <u>Winter</u> | Y |
| <u>Danielson</u> | Y | <u>Holbert</u> | N | <u>Priola</u> | N | <u>Woodward</u> | N |
| <u>Donovan</u> | Y | <u>Jaquez Lewis</u> | Y | <u>Rankin</u> | N | <u>Zenzinger</u> | N |
| <u>Fenberg</u> | Y | <u>Kirkmeyer</u> | N | <u>Rodriguez</u> | Y | <u>President</u> | Y |
| <u>Fields</u> | Y | <u>Kolker</u> | Y | <u>Scott</u> | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill **passed**.

Co-sponsor(s) added: Bridges and Moreno.

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, HB21-1121 was laid over until Friday, May 14, retaining its place on the calendar, and SB21-137 was laid over until Monday, May 10, retaining its place on the calendar.

COMMITTEE OF REFERENCE REPORTS

Appropriations

After consideration on the merits, the Committee recommends that **SB21-087** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 21, after line 23 insert:

"SECTION 14. Appropriation. (1) For the 2021-22 state fiscal year, \$409,949 is appropriated to the department of labor and employment. This appropriation is from the employment support fund created in section 8-77-109 (1)(b)(I), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) \$371,667 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 4.4 FTE; and

(b) \$38,282 for the purchase of legal services.

(2) For the 2021-22 state fiscal year, \$38,282 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 0.2 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of labor and employment."

Re-number succeeding section accordingly.

Page 1, line 101, strike "RIGHTS." and substitute "RIGHTS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-088** 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 3 insert:

"(c) THE MAXIMUM AMOUNTS THAT MAY BE RECOVERED FROM PUBLIC EMPLOYEES OR PUBLIC ENTITIES DESCRIBED IN SECTION 24-10-114 APPLY TO A CLAIM BROUGHT AGAINST A PUBLIC EMPLOYEE OR PUBLIC ENTITY PURSUANT TO THIS PART 12."

Page 11, before line 9 insert:

"SECTION 3. Appropriation. (1) For the 2021-22 state fiscal year, \$1,198,355 is appropriated to the department of personnel. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$52,967 for use by risk management services for personal services, which amount is based on an assumption that risk management services will require an additional 0.9 FTE;

(b) \$7,550 for use by risk management services for operating expenses; and

(c) \$1,137,838 for use by risk management services for the purchase of liability legal services.

(2) For the 2021-22 state fiscal year, \$1,137,838 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of personnel under subsection (1)(c) of this section and is based on an assumption that the department of law will require an additional 5.9 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 102, strike "MINOR." and substitute "MINOR, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1084** 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 **HB21-1116** 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 **HB21-1122** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-009** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 8, after line 4 insert:

"SECTION 5. Appropriation. (1) For the 2021-22 state fiscal year, \$4,125,347 is appropriated to the department of health care policy and financing. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$232,463 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 3.4 FTE;

(b) \$36,400 for use by the executive director's office for operating expenses;

(c) \$1,061,596 for Medicaid management information system maintenance and projects;

(d) \$273,792 for Colorado benefits management systems, operating and contract expenses;

(e) \$699,001 for county administration;

(f) \$1,822,095 for use by other medical services for reproductive health care for individuals not eligible for Medicaid.

(2) For the 2021-22 state fiscal year, \$273,792 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 health care policy and financing under subsection (1)(d) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of health care policy and financing."

Renumber succeeding section accordingly.

Page 1, line 104, strike "PARTICIPANTS." and substitute "PARTICIPANTS AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-025** 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 24 insert:

"SECTION 3. Appropriation. (1) For the 2021-22 state fiscal year, \$272,956 is appropriated to the department of health care policy and financing for use by the executive director's office. This appropriation consists of \$253,117 from the general fund and \$19,839 from local funds. To implement this act, the office may use this appropriation as follows:

(a) \$59,384 from the general fund for personal services, which amount is based on an assumption that the office will require an additional 1.8 FTE;

(b) \$4,450 from the general fund for operating expenses;

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(c) \$102,963 from the general fund for Medicaid management information system maintenance and projects;

(d) \$56,562 from the general fund, which is subject to the "(M)" notation as defined in the annual general appropriation act for the same fiscal year, for Colorado benefits management systems, operating and contract expenses;

(e) \$29,758 from the general fund, which is subject to the "(M)" notation as defined in the annual general appropriation act for the same fiscal year, for county administration; and

(f) \$19,839 from local funds for county administration.

(2) For the 2021-22 state fiscal year, the general assembly anticipates that the department of health care policy and financing will receive \$1,648,336 in federal funds to implement this act. The appropriation in subsection (1) of this section is based on the assumption that the department will receive this amount of federal funds to be used as follows:

(a) \$59,384, which amount is subject to the "(I)" notation as defined in the annual general appropriation act for the same fiscal year, for use by the executive director's office for personal services;

(b) \$4,450, which amount is subject to the "(I)" notation as defined in the annual general appropriation act for the same fiscal year, for use by the executive director's office for operating expenses;

(c) \$926,660, which amount is subject to the "(I)" notation as defined in the annual general appropriation act for the same fiscal year, for Medicaid management information systems maintenance and projects;

(d) \$509,052 for Colorado benefits management systems, operating and contract expenses; and

(e) \$148,790 for county administration.

(3) For the 2021-22 state fiscal year, \$565,614 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 health care policy and financing under subsections (1)(d) and (2)(d) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of health care policy and financing."

Amend the Health and Human Services Committee Report, dated March 24, 2021, page 2, line 11, strike "PLAN." and substitute "PLAN, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

Appropriations

After consideration on the merits, the Committee recommends that **SB21-057** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-076** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, strike lines 8 through 15 and substitute:

"(III) THE DEPARTMENT SHALL SET THE FEE IMPOSED IN SUBSECTION (2)(b)(I) OF THIS SECTION TO:

(A) OFFSET THE DIRECT AND INDIRECT COSTS OF ADMINISTERING THE ELECTRONIC TRANSMISSION OF REGISTRATION, LIEN, AND TITLING INFORMATION IN ACCORDANCE WITH THIS SECTION; AND

(B) COLLECT ONE MILLION SIX HUNDRED THIRTY-ONE THOUSAND SEVEN HUNDRED NINETY-TWO DOLLARS BY JUNE 30, 2023. IF THE AMOUNT IS NOT COLLECTED BY JUNE 30, 2023, THE DEPARTMENT SHALL SET THE FEE TO COLLECT THE REMAINING AMOUNT BY DECEMBER 31, 2023.

(IV) THE DEPARTMENT SHALL REMIT ALL FEES COLLECTED UNDER THIS SUBSECTION (2)(b) TO THE STATE TREASURER, WHO SHALL CREDIT:

(A) ONE MILLION SIX HUNDRED THIRTY-ONE THOUSAND SEVEN HUNDRED NINETY-TWO DOLLARS OF THE FEES TO THE GENERAL FUND; AND

(B) ALL OTHER MONEY COLLECTED FROM THE FEES TO THE ELECTRONIC TRANSACTIONS FUND.

(V) THE DEPARTMENT SHALL SPECIFY TO THE STATE TREASURER THE PERCENTAGE OF THE FEES THAT COVERS THE ADMINISTRATION OF ELECTRONIC TRANSMISSION OF REGISTRATION, LIEN, AND TITLING INFORMATION IN ACCORDANCE WITH THIS SECTION, AND THE STATE TREASURER SHALL CREDIT

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THAT PERCENTAGE OF THE FEES TO THE ELECTRONIC TRANSACTION FUND IN ACCORDANCE WITH SUBSECTION (2)(b)(IV)(B) OF THIS SECTION.

(VI) SUBSECTIONS (2)(b)(III)(B), (2)(b)(IV)(A), AND (2)(b)(V) OF THIS SECTION AND THIS SUBSECTION (2)(b)(VI) ARE REPEALED, EFFECTIVE JULY 1, 2024."

Page 5, before line 1 insert:

"SECTION 2. Appropriation. (1) For the 2021-22 state fiscal year, \$1,631,792 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) \$363,488 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 5.2 FTE;

(b) \$44,625 for use by the executive director's office for operating expenses related to administration and support;

(c) \$705,600 for DRIVES maintenance and support;

(d) \$108,826 for use by the division of motor vehicles for personal services related to vehicle services, which amount is based on an assumption that the department will require an additional 1.7 FTE;

(e) \$15,100 for use by the division of motor vehicles for operating expenses related to vehicle services; and

(f) \$394,153 for license plate ordering.

(2) For the 2021-22 state fiscal year, \$394,153 is appropriated to the department of corrections for use by the division of correctional industries. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(f) of this section. To implement this act, the division may use this appropriation for operating expenses."

Re-number succeeding section accordingly.

Page 1, line 103, strike "VEHICLES." and substitute "VEHICLES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-091** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-129** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend the State, Veterans, & Military Affairs Committee Report, dated March 18, 2021, page 1, line 14, after "NONPROFIT" insert "OR EDUCATIONAL".

Page 1, line 16, after "NONPROFIT" insert "OR EDUCATIONAL".

Amend printed bill, page 4, after line 4 insert:

"SECTION 2. Appropriation. For the 2021-22 state fiscal year, \$1,681,600 General Fund is appropriated to the department of human services for use by the office behavioral health. This appropriation is from the general fund. To implement this act, the office may use this appropriation for the veteran suicide prevention pilot program."

Re-number succeeding section accordingly.

Page 1 of the printed bill, line 102, strike "VETERANS." and substitute "VETERANS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-131** 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 11, after line 13 insert:

"SECTION 4. Appropriation. (1) For the 2021-22 state fiscal year, \$45,890 is appropriated to the department of labor and employment for use by the division of unemployment insurance. This appropriation is from the employment support fund created in section 8-77-109 (1)(b)(I), C.R.S., and is based on an assumption that the division will require an additional 0.3 FTE. To implement this act, the division may use this appropriation for program costs.

(2) For the 2021-22 state fiscal year, \$14,053 is appropriated to the department of human services. This appropriation consists of \$5,000 from the general fund and \$9,053 from the records and reports fund created in section 19-1-307 (2.5)(b), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) \$5,000 from the general fund for adult protective services; and

(b) \$9,053 from the records and reports fund for use by the executive director's office for the administrative review unit, which amount is based on an assumption that the unit will require an additional 0.1 FTE.

(3) For the 2021-22 state fiscal year, \$3,393 is appropriated to the department of personnel for use by the Colorado state archives. This appropriation is from the general fund, and is based on an assumption that the state archives will require an additional 0.1 FTE. To implement this act, the state archives may use this appropriation for personal services."

Renumber succeeding section accordingly.

Page 1, line 102, strike "AGENCIES." and substitute "AGENCIES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-138** 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 the Judiciary Committee Report, dated March 24, 2021, page 1, strike lines 2 through 5, and substitute:

"Page 4, line 7, strike "(1) and (2);" and substitute "(1);".

Page 4, strike lines 19 through 27.

Page 5, strike lines 1 through 14.

Renumber succeeding sections accordingly."

Amend printed bill, page 5, line 18, strike "MAY" and substitute "SHALL".

Page 5 of the printed bill, line 23, after "SYSTEM." insert "AS A PART OF THE PILOT PROGRAM, THE DEPARTMENT SHALL PROVIDE A SCREENING EVALUATION FOR A BRAIN INJURY FOR ALL OFFENDERS AT ONE CORRECTIONAL INSTITUTION."

Page 8 of the printed bill, after line 27 insert:

"SECTION 6. Appropriation. (1) For the 2021-22 state fiscal year, \$143,265 is appropriated to the department of corrections for use by institutions. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$61,715 for personal services related to the mental health subprogram, which amount is based on an assumption that the department will require an additional 0.9 FTE;

(b) \$11,550 for operating expenses related to the mental health subprogram; and

(c) \$70,000 for medical contract services related to the mental health subprogram."

Renumber succeeding section accordingly.

Page 1 of the printed bill, line 102, strike "INJURY." and substitute "INJURY, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

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Appropriations

After consideration on the merits, the Committee recommends that **SB21-154** 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 the Senate Finance Committee Report dated April 28, 2021, page 13, after line 12 insert:

"SECTION 4. Appropriation. (1) For the 2021-22 state fiscal year, \$5,687,692 is appropriated to the department of human services for use by the office of behavioral health. This appropriation is from the 988 crisis hotline cash fund created in section 27-64-104 (1), C.R.S and is based on an assumption that the office will require an additional 1.9 FTE. To implement this act, the office may use this appropriation for the 988 crisis hotline.

(2) For the 2021-22 state fiscal year, \$74,566 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) \$1,600 for use by the executive director's office for personal services related to administration and support;

(b) \$45,000 for tax administration IT system (GenTax) support;

(c) \$1,966 for IDS print production; and

(d) \$26,000 for use by the taxation business group for operating expenses related to taxation services.

(3) For the 2021-22 state fiscal year, \$1,966 is appropriated to the department of personnel. This appropriation is from reappropriated funds received from the department of revenue under subsection (2)(c) of this section. To implement this act, the department of personnel may use this appropriation to provide document management services for the department of revenue."

Re-number succeeding section accordingly.

Amend printed bill, 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 **SB21-156** 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 20 insert:

"SECTION 2. Appropriation. For the 2021-22 state fiscal year, \$865,583 is appropriated to the department of public safety for use by the division of homeland security and emergency management. This appropriation is from the general fund and is based on an assumption that the division will require an additional 0.5 FTE. To implement this act, the division may use this appropriation for program administration related to the office of preparedness. Any money appropriated in this section not expended prior to July 1, 2022, is further appropriated to the department for the 2022-23 state fiscal year for the same purpose."

Re-number succeeding section accordingly.

Page 1, line 104 strike "CARE." and substitute "CARE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-193** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 13, after line 20 insert:

"SECTION 12. Appropriation. (1) For the 2021-22 state fiscal year, \$148,783 is appropriated to the department of corrections for use by institutions. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$100,926 for personal services related to the medical services subprogram, which amount is based on an assumption that the department will

require an additional 1.3 FTE; and
(b) \$47,857 for operating expenses related to the medical services subprogram.

(2) For the 2021-22 state fiscal year, \$50,215 is appropriated to the department of public health and environment for use by the health facilities and emergency medical services division. This appropriation is from the general fund. To implement this act, the department may use this appropriation for administration and operations."

Re-number succeeding section accordingly.

Page 1, line 102, strike "PERIOD." and substitute "PERIOD, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB21-194 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 3, strike "PARTICIPATION." and substitute "PARTICIPATION, AND NO LATER THAN JULY 1, 2022.

(c) IF PERMISSIBLE UNDER FEDERAL LAW, AN ELIGIBLE INDIVIDUAL WITHIN THE POSTPARTUM PERIOD MAY RESUME COVERAGE UNDER THE MEDICAL ASSISTANCE PROGRAM UPON IMPLEMENTATION OF THIS SECTION."

Page 8, strike line 18 and substitute "PARTICIPATION, AND NO LATER THAN JULY 1, 2022.

(c) IF PERMISSIBLE UNDER FEDERAL LAW, AN ELIGIBLE INDIVIDUAL WITHIN THE POSTPARTUM PERIOD MAY RESUME COVERAGE UNDER THE PLAN UPON IMPLEMENTATION OF THIS SECTION."

Page 8, before line 19 insert:

"SECTION 10. Appropriation. (1) For the 2021-22 state fiscal year, \$77,993 is appropriated to the department of health care policy and financing. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$23,928 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 0.7 FTE;

(b) \$3,640 for use by the executive director's office for operating expenses;

(c) \$21,251 for Medicaid management information system maintenance and projects;

(d) \$29,174, which is subject to the "(M)" notation as defined in the annual general appropriation act for the same fiscal year, for Colorado benefits management systems, operating and contract expenses;

(2) For the 2021-22 state fiscal year, the general assembly anticipates that the department of health care policy and financing will receive \$481,379 in federal funds to implement this act. The appropriation in subsection (1) of this section is based on the assumption that the department will receive this amount of federal funds to be used as follows:

(a) \$23,927, which amount is subject to the "(D)" notation as defined in the annual general appropriation act for the same fiscal year, for use by the executive director's office for personal services;

(b) \$3,640, which amount is subject to the "(I)" notation as defined in the annual general appropriation act for the same fiscal year, for use by the executive director's office for operating expenses;

(c) \$191,254, which amount is subject to the "(I)" notation as defined in the annual general appropriation act for the same fiscal year, for Medicaid management information system maintenance and projects;

(d) \$262,558 for Colorado benefits management systems, operating and contract expenses;

(3) For the 2021-22 state fiscal year, \$291,732 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 health care policy and financing under subsections (1)(d) and (2)(d) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of health care policy and

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financing.

(4) For the 2021-22 state fiscal year, \$82,243 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 0.5 FTE. To implement this act, the division may use this appropriation for maternal and child health."

Renumber succeeding section accordingly.

Page 1, line 101, strike "HEALTH." and substitute "HEALTH, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB21-236 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 April 22, 2021, page 1, strike line 9 and substitute "award AND SHALL PRIORITIZE MAKING MULTIPLE SMALLER GRANT AWARDS."

Page 2 of the report, line 3, strike "AND".

Page 2 of the report, line 6, strike "LEARNERS." and substitute "LEARNERS; AND

(g) APPLICANTS WHOSE PRIMARY INDUSTRY AND AREA OF BUSINESS IS OTHER THAN CHILD CARE."

Amend printed bill, page 2, before line 2 insert:

"SECTION 1. In Colorado Revised Statutes, 26-6-801, amend (2)(a) as follows:

26-6-801. Legislative declaration. (2) (a) Therefore, the general assembly finds it is a matter of statewide concern that we take immediate action to save and protect our child care infrastructure. ~~Doing so~~ INFRASTRUCTURE, INCLUDING OFFERING A WIDE RANGE OF CHILD CARE OPTIONS, INCLUDING BUT NOT LIMITED TO PUBLIC AND PRIVATE CHILD CARE CENTERS, DAY CARE CENTERS, SCHOOL-AGE CHILD CARE CENTERS, BEFORE- AND AFTER-SCHOOL PROGRAMS, NURSERY SCHOOLS, KINDERGARTENS, PRESCHOOLS, CHURCH DAY CARE CENTERS, DAY CAMPS, SUMMER CAMPS, FACILITIES FOR CHILDREN WITH INTELLECTUAL AND DEVELOPMENTAL DISABILITIES, AND OTHER FACILITIES DESCRIBED IN SECTION 26-6-102 (5). SUPPORTING THIS MIXED DELIVERY OF CHILD CARE enables the state to invest in its children's futures, advance gender equity in the home and the workplace, and rebuild an economy that works for all Coloradans. When Colorado families have access to child care, everyone benefits."

Renumber succeeding sections accordingly.

Page 6 of the printed bill, strike lines 4 through 6 and substitute:

"(a) APPLICANTS THAT SERVE A HIGH PERCENTAGE OF EMPLOYEES WITH WAGES BELOW THE AREA'S MEDIAN INCOME;"

Page 19 of the printed bill, line 14, strike "\$4,200,000" and substitute "\$62,540,912".

Page 19 of the printed bill, strike lines 19 through 25 and substitute:

"(a) \$35,000,000 for the child care sustainability grant program created in section 26-6-802 (2), C.R.S., which amount is based on an assumption that the office will require an additional 1.0 FTE. Any money appropriated in this subsection (2)(a) not expended prior to July 1, 2022, is further appropriated for use by the office of early childhood for the 2022-23 state fiscal year for the same purposes;

(b) \$16,800,000 for the community innovation and resilience for care and learning equity (CIRCLE) grant program created in section 26-6-807 (2), C.R.S., which amount is based on an assumption that the office will require an additional 1.0 FTE. Any money appropriated in this subsection (2)(b) not expended prior to July 1, 2022, is further appropriated for use by the office of early childhood for the 2022-23 state fiscal year for the same purposes;

(c) \$7,200,000 for the early care and education recruitment and

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retention grant and scholarship program created in section 26-6-805 (2), C.R.S., which amount is based on an assumption that the office will require an additional 4.0 FTE;

(d) \$3,000,000 for the child care teacher salary grant program created in section 26-6-806 (2), C.R.S., which amount is based on an assumption that the office will require an additional 1.0 FTE; and

(e) \$540,912 for the administration, monitoring, compliance, and reporting requirements associated with the money appropriated in this subsection (2), which amount is based on an assumption that the office will require an additional 4.0 FTE.

(3) For the 2021-22 state fiscal year, \$30,167,425 is appropriated to the department of human services for use by the office of early childhood. This appropriation is from federal funds from child care development funds. The office of early childhood may use this appropriation as follows:

(a) \$23,845,252 for the child care assistance program;

(b) \$4,000,000 for child care grants for quality and availability and federal targeted funds requirements, which amount is based on an assumption that the office will require an additional 2.0 FTE;

(c) \$2,150,000 for the early childhood mental health consultation program created in section 26-6.5-402 (1)(a), C.R.S., which amount is based on an assumption that the office will require an additional 1.0 FTE; and

(d) \$172,173 for the administration, monitoring, compliance, and reporting requirements associated with the money appropriated in this subsection (3), which amount is based on an assumption that the office will require an additional 2.0 FTE."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-238** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 29, after line 24 insert:

"SECTION 5. Appropriation - adjustments to 2021 long bill. To implement this act, the cash funds appropriation from the southwest chief rail line economic development, rural tourism, and infrastructure repair and maintenance fund created in section 43-4-1002 (1), C.R.S., made in the annual general appropriation act for the 2021-22 state fiscal year to the department of transportation for use by the southwest chief and front range passenger rail commission is decreased by \$62,954, and the related FTE is decreased by 0.6 FTE."

Renumber succeeding sections accordingly.

Page 1, line 105, strike "SYSTEM AND" and substitute "SYSTEM,".

Page 1, line 106, strike "DISTRICT." and substitute "DISTRICT, AND REDUCING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-239** 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, line 11, strike "Appropriation." and substitute "Appropriation. (1)".

Page 6, after line 17 insert:

"(2) For the 2021-22 state fiscal year, \$5,741 is appropriated to the department of labor and employment for use by the division of unemployment insurance. This appropriation is from the general fund. To implement this act, the division may use this appropriation for program costs."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-246** 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 **SB21-250** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 82, after line 12 insert:

"SECTION 84. Appropriation. (1) For the 2021-22 state fiscal year, \$306,500 is appropriated to the department of state for use by the information technology division. This appropriation is from the department of state cash fund created in section 24-21-104 (3)(b), C.R.S. To implement this act, the division may use this appropriation as follows:

- (a) \$276,500 for personal services; and
- (b) \$30,000 for hardware/software maintenance."

Renumber succeeding sections accordingly.

Page 1, line 102, strike "ELECTIONS." and substitute "ELECTIONS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

MESSAGE FROM THE HOUSE

Monday, May 17, 2021

Mr. President:

The Speaker has appointed Representatives Weissman, Chair, Larson, and Woodrow as House conferees on the First Conference Committee on SB21-017.

MESSAGE FROM THE GOVERNOR

Appointment

Letters of designation and appointment from Governor Jared Polis were read and assigned to committees as follows:

ORDERED:

That the following named persons be and they are hereby appointed and reappointed to the:

MEMBERS
PARKS AND WILDLIFE COMMISSION

for terms expiring July 1, 2022:

Luke B. Schafer of Craig, Colorado, who was previously appointed to serve as a member at large, to now serve as a member at large, and as a resident living west of the Continental Divide;

Carrie Besnette Hauser of Glenwood Springs, Colorado, who was previously reappointed to serve as a representative of outdoor recreation and utilization of parks resources agriculture, to now serve as a representative of outdoor recreation and utilization of parks resources agriculture, and as a resident living west of the Continental Divide;

for terms expiring July 1, 2024:

Duke Phillips IV of Colorado Springs, Colorado, as a representative of agriculture, appointed;

James Jay Tutchton of Hasty, Colorado, as a representative of a non-profit organization that promotes conservation and recognizes non-consumptive wildlife use, appointed;

Dallas Laveme May of Lamar, Colorado, as a representative of agriculture,

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appointed.

GIVEN under my hand and the Executive Seal of the State of Colorado, this second day of July. 2020.

(Signed)
Jared Polis, Governor
Committee on Agriculture and Natural Resources

DELIVERY TO THE GOVERNOR

To the Governor for signature on Thursday, May 06, 2021, at 3:30 P.M.:
SB21-059, 135, 160, 178, and 198.

SIGNING OF BILLS

The President has signed: SB21-205.

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1084, 1116; SB21-129, 138, 154, and 239 were made Special Orders at 12:07 p.m.

Committee of the Whole

The hour of 12:07 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.

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:

HB21-1084 by Representative Exum and Van Winkle; also Senator **Hisey**--Concerning the ability of certain individuals in the custody of the state department of human services to acquire legal authority to drive, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1116 by Representative Holtorf and Ortiz; also Senator **Liston and Garcia**--Concerning access to state parks by purple heart recipients.

Ordered revised and placed on the calendar for third reading and final passage.

SB21-129 by Senator Garcia; also Representative Ortiz--Concerning establishing a pilot program to reduce the suicide rate among veterans, and, in connection therewith, making an appropriation.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, March 18, page 293 and placed in members' bill files.)

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Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 7, page(s) 822-823 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-138 by Senator Coleman; also Representative Sandridge--Concerning measures to improve the support of persons in the criminal justice system with a brain injury, and, in connection therewith, making an appropriation.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 24, page(s) 344 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 7, page(s) 823-824 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-154 by Senator Kolker and Simpson; also Representative Cutter and Soper--Concerning the implementation of the 988 national suicide prevention lifeline network in Colorado, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 8, page(s) 459-461 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, April 29, page(s) 673-680 and placed in members' bill files.)

Amendment No. 3, Appropriations Committee Amendment.
(Printed in Senate Journal, May 7, page(s) 824 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-239 by Senator Kolker and Zenzinger; also Representative Amabile and Van Beber--Concerning the statewide communication system for referral to behavioral health services, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 27, page(s) 639-640 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 7, page(s) 828 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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-129 as amended, SB21-138 as amended, SB21-154 as amended, SB21-239 as amended; HB21-1084 and 1116.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

- SB21-266** by Senator(s) Gardner and Lee, Cooke, Fields, Lundeen, Rodriguez; also Representative(s) Weissman and Soper, Herod, Snyder, Van Winkle--Concerning the nonsubstantive revision of statutes in the Colorado Revised Statutes, as amended, and, in connection therewith, amending or repealing obsolete, imperfect, and inoperative law to preserve the legislative intent, effect, and meaning of the law. Judiciary
- SB21-267** by Senator(s) Hansen, Moreno, Rankin; also Representative(s) Herod, McCluskie, Ransom--Concerning the extension of the office of public guardianship. Appropriations

TRIBUTES

Honoring:

- Alpine Rescue Team -- By Senator Kerry Donovan
- Chaffee County Search and Rescue South -- By Senator Kerry Donovan
- Arapahoe Rescue Patrol -- By Senator Kerry Donovan
- Chaffee County Search and Rescue North -- By Senator Kerry Donovan
- Alamosa Volunteer Search and Rescue -- By Senator Kerry Donovan
- Delta County Search and Rescue -- By Senator Kerry Donovan
- Custer County Search and Rescue -- By Senator Kerry Donovan
- Dolores County Search and Rescue, Inc. -- By Senator Kerry Donovan
- Douglas County Search and Rescue -- By Senator Kerry Donovan
- El Paso County Search and Rescue -- By Senator Kerry Donovan
- Garfield County Search & Rescue, Inc. -- By Senator Kerry Donovan
- Grand County Search and Rescue -- By Senator Kerry Donovan
- La Plata County Search and Rescue -- By Senator Kerry Donovan
- Lake County Search and Rescue -- By Senator Kerry Donovan
- Larimer County Search and Rescue -- By Senator Kerry Donovan
- CSU Pueblo Search and Rescue -- By Senator Kerry Donovan
- Fremont Search and Rescue -- By Senator Kerry Donovan
- Mesa County Search and Rescue -- By Senator Kerry Donovan
- Mineral County Search and Rescue -- By Senator Kerry Donovan
- Moffat County Search and Rescue -- By Senator Kerry Donovan
- Ouray Mountain Rescue Team -- By Senator Kerry Donovan
- Park County Search and Rescue -- By Senator Kerry Donovan
- Rio Blanco County Search and Rescue -- By Senator Kerry Donovan
- Rio Grande Search and Rescue -- By Senator Kerry Donovan

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| Routt County Search and Rescue -- By Senator Kerry Donovan | 1 |
| Rocky Mountain Rescue of Boulder -- By Senator Kerry Donovan | 2 |
| San Miguel County Search and Rescue -- By Senator Kerry Donovan | 3 |
| Mountain Rescue Aspen -- By Senator Kerry Donovan | 4 |
| Upper San Juan Search and Rescue -- By Senator Kerry Donovan | 5 |
| Summit County Rescue Group -- By Senator Kerry Donovan | 6 |
| Teller County Search and Rescue -- By Senator Kerry Donovan | 7 |
| West Elk Mountain Search and Rescue -- By Senator Kerry Donovan | 8 |
| Vail Mountain Rescue Group -- By Senator Kerry Donovan | 9 |
| Montezuma County Search and Rescue -- By Senator Kerry Donovan | 10 |
| Southern Colorado Day -- By President Leroy M. Garcia, Senator Cleave | 11 |
| Simpson, Representative Daneya Esgar, Representative Donald Valdez, | 12 |
| Representative Richard Holtorf, and Representative Stephanie Luck | 13 |
| Lily Goudreau -- By Senator Paul Lundeen | 14 |
| Bob Dineen -- By Senator Jerry Sonnenberg | 15 |
| Al Gerace -- By Senator Jerry Sonnenberg | 16 |
| Nick Gray -- By Senator Jerry Sonnenberg | 17 |

On motion of Majority Leader Fenberg, the Senate adjourned until 10:00 a.m.,
Monday, May 10, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

87th Legislative Day Monday, May 10, 2021

Prayer 10
 By Senator Smallwood 11

Call to 12
 Order 13
 By the President at 10:00 a.m. 14

Roll Call 15
 Present--35 16

Quorum 17
 The President announced a quorum present. 18

 Senate in recess. Senate reconvened.

Pledge 19
 By Senator Kirkmeyer 20

Reading of 21
 the Journal 22
 On motion of Senator Kolker, reading of the Journal of Friday, May 7, 2021, was 23
 dispensed with and the Journal was approved as corrected by the Secretary. 24

SENATE SERVICES REPORT

Correctly Printed: SB21-266 and 267; SJR21-021. 25
Correctly Engrossed: SB21-129, 138, 154, and 239. 26
Correctly Reengrossed: SB21-027, 108, and 175. 27
Correctly Revised: HB21-1084 and 1116. 28

MESSAGE FROM THE HOUSE

May 7, 2021 29

Mr. President: 30

The House has passed on Third Reading and returns herewith SB21-092 and 171. 31

The House has passed on Third Reading and transmitted to the Revisor of Statutes 32
 HB21-1285, amended as printed in House Journal, May 5, 2021. 33

The House has passed on Third Reading and transmitted to the Revisor of Statutes 34
 HB21-1239, amended as printed in House Journal, May 6, 2021. 35

The House has passed on Third Reading and transmitted to the Revisor of Statutes; 36
 SB21-030, amended as printed in House Journal, May 6, 2021. 37

The House has voted not to concur in the Senate amendments to HB21-1016 and requests 38
 that a conference committee be appointed. The Speaker has appointed Representatives 39
 Ortiz, chairman, Lynch, and Tipper as House conferees on the First Conference 40
 Committee on HB21-1016. The bill is transmitted herewith. 41

The House has voted to concur in the Senate amendments to HB21-1103, 1117, 1222, 42

1067, 1227, 1059, 1133, and 1217 and has repassed the bills as so amended.

The House has adopted and returns herewith SJR21-019.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, HB21-1239 and 1285.
Without comment, as amended, SB21-030.

On motion of Majority Leader Fenberg, 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

SJR21-018 by Senator(s) Woodward; also Representative(s) Lynch--Concerning the designation of United States Highway 287 from the intersection of State Highway 66 to the intersection of State Highway 402 as the "SPC Gabriel David Conde Memorial Highway".

On motion of Senator Woodward, the resolution was read at length and **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, 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:

HB21-1084 by Representative(s) Exum and Van Winkle; also Senator(s) Hisey and Kolker--Concerning the ability of certain individuals in the custody of the state department of human services to acquire legal authority to drive, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Donovan, Ginal, Jaquez Lewis, Moreno, Priola, Smallwood, Story, Woodward, and Zenzinger.

HB21-1116 by Representative(s) Holtorf and Ortiz; also Senator(s) Liston and Garcia--Concerning access to state parks by purple heart recipients.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Coram, Danielson, Donovan, Fields, Gardner, Ginal, Gonzales, Hansen, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

SB21-129 by Senator(s) Garcia; also Representative(s) Ortiz--Concerning establishing a pilot program to reduce the suicide rate among 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Coram, Danielson, Donovan, Fenberg, Gardner, Ginal, Gonzales, Hansen, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

SB21-138 by Senator(s) Coleman; also Representative(s) Sandridge--Concerning measures to improve the support of persons in the criminal justice system with a brain injury, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Fenberg, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Priola, Story, and Winter.

SB21-154 by Senator(s) Kolker and Simpson; also Representative(s) Cutter and Soper--Concerning the implementation of the 988 national suicide prevention lifeline network 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Coram, Danielson, Fenberg, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Jaquez Lewis, Lee, Moreno, Pettersen, Priola, Rankin, Scott, Smallwood, Sonnenberg, Story, Winter, and Zenzinger.

SB21-239 by Senator(s) Kolker and Zenzinger; also Representative(s) Amabile and Van Beber--Concerning the statewide communication system for referral to behavioral health 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Fenberg, Garcia, Gardner, Ginal, Hansen, Hisey, Jaquez Lewis, Lee, Moreno, Pettersen, Rodriguez, Simpson, Story, and Winter.

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:

SB21-254 by Senator(s) Kirkmeyer and Zenzinger, Moreno, Woodward; also Representative(s) Lynch and Pico, Valdez D., Woodrow--Concerning the elimination of the obsolete advisory committee on the licensing of child care facilities.

Ordered engrossed and placed on the calendar for third reading and final passage.

HB21-1256 by Representative(s) Lontine; also Senator(s) Winter and Simpson--Concerning the promulgation of rules by the department of health care policy and financing as it relates to entities that deliver services predominately through telemedicine.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-254; HB21-1256

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:

- SB21-174** by Senator(s) Cooke and Ginal; also Representative(s) Bird and Carver--Concerning adoption of written policies by law enforcement agencies for constitutionally required peace officer credibility disclosure notifications.

Laid over until Tuesday, May 11, retaining its place on the calendar.

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- HB21-1235** by Representative(s) Bird and Benavidez; also Senator(s) Story--Concerning measures to improve public safety through the modification of the regulation of fireworks.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 29, page(s) 681 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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- SB21-169** by Senator(s) Buckner; --Concerning protecting consumers from unfair discrimination in insurance practices.

Laid over until Wednesday, May 12, retaining its place on the calendar.

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- HB21-1168** by Representative(s) Bacon and Ricks; also Senator(s) Kolker--Concerning historically underutilized businesses in local government procurement.

Ordered revised and placed on the calendar for third reading and final passage.

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- HB21-1015** by Representative(s) Carver and Tipper; also Senator(s) Lundeen and Ginal--Concerning security protections for certain criminal justice system personnel.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, May 6, page(s) 784 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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- SB21-137** by Senator(s) Pettersen; also Representative(s) Michaelson Jenet and Kennedy--Concerning the "Behavioral Health Recovery Act of 2021", and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 6, page(s) 439-441 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 708-710 and placed in members' bill files.)

Amendment No. 3(L.016), by Senator Pettersen.

Amend the Health & Human Services Committee Report dated April 5, 2021, page 1, after line 4 insert:

"Page 8, line 13, strike "ANY PERSON," and substitute "THE PARENT OF EACH CHILD ENROLLED IN THE MEDICAL ASSISTANCE PROGRAM,".

Page 8, line 14, strike "PERSON" and substitute "PARENT".

Page 8, line 15, strike "PERSON'S" and substitute "PARENT'S".

Page 2 of the committee report, line 19, strike "A LOCAL OR".

Amendment No. 4(L.020), by Senator Pettersen.

Amend printed bill, page 3, strike lines 4 and 5.

Page 4, strike lines 1 through 3 and substitute:

"SECTION 2. In Colorado Revised Statutes, 12-30-109, **repeal** (5) as follows:

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12-30-109. Prescribing opioids - limitations - definition - repeal.
 (5) ~~This section is repealed, effective September 1, 2021.~~"

Amendment No. 5(L.025), by Senator Pettersen.

Amend the Appropriations Committee Report, dated April 30, 2021, page 1, strike lines 1 through 7.

Amend the Health & Human Services Committee Report, dated April 5, 2021, strike lines 1 and 2 and substitute:

"Amend printed bill, page 4, strike lines 6 and 7 and substitute:

"23-21-808. Funding for pilot program. (1) (a) ~~For the 2019-20 and 2020-21 state fiscal years~~ YEAR 2021-22, AND EACH STATE FISCAL YEAR THEREAFTER, the general assembly".

Page 1 of the committee report, after line 3 insert:

"Amend printed bill, page 4, strike lines 20 and 21 and substitute ~~"Any unexpended or uncommitted money remaining at the end of the 2020-21 fiscal year reverts to the marijuana tax cash fund."~~

Page 4 of the printed bill, line 22, strike **"amend"** and substitute **"repeal"**.

Page 4 of the printed bill, strike lines 24 and 25 and substitute:

"23-21-809. Repeal of part. ~~This part 8 is repealed, effective June 30, 2022.~~".

Amendment No. 6(L.027), by Senator Pettersen.

Amend the Appropriations Committee Report, dated April 30, 2021, page 2, strike lines 27 and 28 and substitute:

"Page 21 of the printed bill, strike lines 18 through 27."

Page 2 of the report, strike line 33 and substitute:

""SECTION 20. Appropriation. (1) For the 2021-22 state fiscal year, \$5,850,000 is".

Page 3 of the report, line 13, strike "(4)" and substitute "(2)" and strike "\$1,900,000" and substitute "\$750,000".

Page 3 of the report, line 18, after "expenses;" insert "and".

Page 3 of the report, strike line 19.

Page 3 of the report, line 20, strike "(c)" and substitute "(b)" and strike "training; and" and substitute "training."

Page 3 of the report, strike line 21.

Page 3 of the report, line 22, strike "(5)" and substitute "(3)" and strike "\$690,000" and substitute "\$190,000".

Page 3 of the report, strike lines 27 through 30.

Page 3 of the report, line 31, strike "(7)" and substitute "(4)" and strike "\$4,350,000" and substitute "\$3,750,000".

Page 3 of the report, strike lines 32 and 33 and substitute "the department of higher education from the marijuana tax".

Page 3 of the report, line 38, strike "(8)" and substitute "(5)".

Page 4 of the report, line 1, strike "(9)" and substitute "(6)".

Page 4 of the report, line 10, strike "(10)" and substitute "(7)".

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Page 4 of the report, line 12, strike "(9)" and substitute "(6)".

Amendment No. 7(L.029), by Senator Pettersen.

Amend the Appropriations Committee Report, dated April 30, 2021, page 2, line 33, strike "\$5,850,000" and substitute "\$6,050,000".

Page 3, line 10, strike "and".

Page 3, lines 11 and 12, strike "programs for recovery residence certification;" and substitute "programs; and
(e) \$200,000 for recovery residence certification."

Amendment No. 8(L.031), by Senator Fields.

Amend printed bill, page 5, line 21, after "INDIVIDUALS." insert "RURAL REHABILITATION SPECIALISTS SHALL BE CULTURALLY RESPONSIVE AND TRAUMA-INFORMED."

Page 15, line 12, strike "PRACTICES." and insert "PRACTICES, INCLUDING BEST PRACTICES FOR PROVIDING CULTURALLY RESPONSIVE AND TRAUMA-INFORMED CARE."

Page 16, line 8, strike "BASED." and substitute "BASED, CULTURALLY RESPONSIVE, AND TRAUMA-INFORMED."

Page 19, line 8, strike "GROUPS." and substitute "GROUPS, INCLUDING THE DELIVERY OF RECOVERY SUPPORT SERVICES BY CULTURALLY RESPONSIVE AND TRAUMA-INFORMED PROFESSIONALS."

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:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-137 as amended; HB21-1235 as amended, HB21-1168, HB21-1015 as amended

Laid over until 05/11/2021: SB21-174

Laid over until 05/12/2021: SB21-169

CHANGE IN SPONSORSHIP

Upon announcement of President Garcia, Senator Winter was added as a Senate joint prime sponsor on SB21-137 with Senator Pettersen.

CONSIDERATION OF RESOLUTIONS

SJR21-021 by Senator(s) Danielson; also Representative(s) Will--Concerning the general assembly's support of the state of Colorado's efforts to preserve the state's flora and fauna through the protection of wildlife habitat connectivity.

Laid over until Monday, May 17, retaining its place on the calendar.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Garcia, Chair, Rodriguez, and Gardner as Senate conferees on the first conference committee on **HB21-1016**.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Friday, May 7, 2021, at 1:00 P.M.:
SB21-205.

MESSAGE FROM THE GOVERNOR

Thursday May, 06, 2021

Colorado Senate
The 73rd 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:

SB21-067 Strengthening Civics Education
Approved on Thursday, May 06, 2021 at 1:25 P.M.

SB21-099 Sunset License Plate Disability Support Act
Approved on Thursday, May 06, 2021 at 1:39 P.M.

SB21-153 Department of Corrections Offender Identification Assistance Program
Approved on Thursday, May 06, 2021 at 1:40 P.M.

SB21-192 Housing Mentors In Youthful Offender Facility
Approved on Thursday, May 06, 2021 at 1:55 P.M.

Sincerely,
(signed)
Jared Polis
Governor

Friday May, 7, 2021

Colorado Senate
The 73rd 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

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have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

SB21-093 Sunset Continue Healthcare Infections Advisory Committee
Approved on Friday, May 07, 2021 at 4:05 P.M.

SB21-097 Sunset Continue Medical Transparency Act
Approved on Friday, May 07, 2021 at 4:05 P.M.

SB21-133 Donated Alcohol Beverages For Special Events
Approved on Friday, May 07, 2021 at 4:05 P.M.

SB21-139 Coverage For Telehealth Dental Service
Approved on Friday, May 07, 2021 at 4:05 P.M.

SB21-179 Colorado Opportunity Scholarship Initiative Advisory Board
Approved on Friday, May 07, 2021 at 4:05 P.M.

SB21-195 Notarization Of Certain Probate Documents
Approved on Friday, May 07, 2021 at 4:05 P.M.

Sincerely,
(signed)
Jared Polis
Governor

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR21-019.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Legislative Council After consideration on the merits, the Committee recommends that **HB21-1011** be referred to the Committee of the Whole with favorable recommendation.

Legislative Council After consideration on the merits, the Committee recommends that **HB21-1248** be referred to the Committee on Appropriations with favorable recommendation.

MESSAGE FROM THE HOUSE

May 10, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1232, 1274, 1012, 1014, 1030, 1085, 1110, 1166, and 1228, amended as printed in House Journal, May 7, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1293 and 1284.

The House has passed on Third Reading and returns herewith SB21-162, 022, and 104.

The House has adopted the First Report of the First Conference Committee on SB21-077, as printed in House Journal, May 3, 2021, and has repassed the bill as so amended. The bill is returned herewith.

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The House has adopted the First Report of the First Conference Committee on HB21-1115, as printed in House Journal, May 5, 2021, and has repassed the bill as amended.

The House has postponed indefinitely SB21-132. The bill is returned herewith.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1284 and 1293.

Without comment, as amended, HB21-1012, 1014, 1030, 1085, 1110, 1166, 1228, 1232, and 1274.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- HB21-1012** by Representative(s) Rich and Mullica; also Senator(s) Pettersen and Coram--Concerning expansion of the prescription drug monitoring program to track information regarding all prescription drugs prescribed in Colorado.
Finance
- HB21-1014** by Representative(s) Michaelson Jenet and Baisley; also Senator(s) Danielson--Concerning the ability of a person to voluntarily disclose disability information to the department of revenue, and, in connection therewith, making an appropriation.
Transportation & Energy
- HB21-1030** by Representative(s) McCluskie and McKean, Baisley, Bird, Bockenfeld, Carver, Catlin, Cutter, Kennedy, Kipp, Larson, Lontine, Michaelson Jenet, Pelton, Rich, Roberts, Sandridge, Soper, Titone, Van Winkle, Will, Young; also Senator(s) Buckner and Cooke, Danielson, Fenberg, Kirkmeyer, Kolker, Liston, Priola, Rankin, Story, Zenzinger--Concerning expanding the peace officers behavioral health support grant program to include community partnerships, and, in connection therewith, making an appropriation.
Local Government
- HB21-1085** by Representative(s) McCluskie and Larson; also Senator(s) Bridges and Smallwood--Concerning secure transportation for an individual in behavioral health crisis, and, in connection therewith, making an appropriation.
Local Government
- HB21-1110** by Representative(s) Ortiz, Bacon, Caraveo, Duran, Michaelson Jenet, Roberts, Titone, Woodrow; also Senator(s) Danielson--Concerning adding language to relevant Colorado statutes related to persons with disabilities to strengthen protections against discrimination on the basis of disability, and, in connection therewith, making an appropriation.
Judiciary
- HB21-1162** by Representative(s) Valdez A. and Cutter, Amabile, Bernett, Hooton, Kipp, Sirota, Woodrow; also Senator(s) Gonzales and Garcia--Concerning the management of plastic products, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs
- HB21-1166** by Representative(s) Young and Will; also Senator(s) Ginal--Concerning training providers across the state in cross-system behavioral health crisis response as it relates to persons with intellectual and developmental disabilities, and, in connection therewith, making an appropriation.
Health & Human Services
- HB21-1228** by Representative(s) Froelich; also Senator(s) Smallwood and Winter--Concerning oversight of court personnel who are regularly involved in cases related to domestic matters, and, in connection therewith, making an appropriation.
Judiciary

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- HB21-1238** by Representative(s) Bernett, Kennedy; also Senator(s) Hansen--Concerning the modernization of gas energy efficiency programs.
Transportation & Energy

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- HB21-1239** by Representative(s) Kipp and Boesenecker; also Senator(s) Rodriguez--Concerning adding protections for consumers who purchase certain items, and, in connection therewith, establishing requirements regarding the execution and enforcement of dating service contracts and automatic renewal contracts.
Business, Labor, & Technology

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- HB21-1285** by Representative(s) Benavidez and Herod; also Senator(s) Jaquez Lewis and Buckner--Concerning the allocation of general fund money to provide support to creative arts industries, and, in connection therewith, making an appropriation.
Local Government

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed the following House documents:
 HB21-1008, 1013, 1044, 1045, 1046, 1055, 1057, 1090, 1095, 1107, 1108, 1112, 1114, 1151, 1160, 1167, 1188, 1190, 1193, 1207, 1223, 1226, 1241; HJR21-1007.

The President has signed: SB21-143, 147, and 226.

On motion of Senator Gonzales, the Senate adjourned until 9:00 a.m., Tuesday, May 11, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

88th Legislative Day Tuesday, May 11, 2021

- Prayer 10
By the chaplain, Rabbi Eliot J. Baskin, Temple Emmanuel, Denver 11
- Call to Order 12
By the President at 9:00 a.m. 13
- Roll Call 14
Present--32 15
Excused--3, Rankin, Smallwood, Winter 16
Present later--Winter 17
- Quorum 18
The President announced a quorum present. 19
- Pledge 20
By Senator Kirkmeyer 21
- Reading of the Journal 22
On motion of Senator Kolker, reading of the Journal of Monday, May 10, 2021, was 23
dispensed with and the Journal was approved as corrected by the Secretary. 24

SENATE SERVICES REPORT

- Correctly Engrossed:** SB21-137 and 254; SJR21-018. 31
- Correctly Reengrossed:** SB21-129, 138, 154, and 239. 32
- Correctly Revised:** HB21-1015, 1168, 1235, and 1256. 33
- Correctly Rerevised:** HB21-1084 and 1116. 34
- Correctly Enrolled:** SB21-022, 092, 104, 162, and 171; SJR21-019. 35

**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:

SB21-254 by Senator(s) Kirkmeyer and Zenzinger, Moreno, Woodward; also Representative(s) Lynch and Pico, Valdez D., Woodrow--Concerning the elimination of the obsolete advisory committee on the licensing of child care facilities.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cooke, Coram, Gardner, Ginal, Holbert, Lundeen, Priola, Scott, and Sonnenberg.

HB21-1256 by Representative(s) Lontine; also Senator(s) Winter and Simpson--Concerning the promulgation of rules by the department of health care policy and financing as it relates to entities that deliver services predominately through telemedicine.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Garcia, Ginal, Gonzales, Hisey, Jaquez Lewis, Kirkmeyer, Lee, Liston, Lundeen, Pettersen, Priola, Scott, and Sonnenberg.

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:

HB21-1235 by Representative(s) Bird and Benavidez; also Senator(s) Story--Concerning measures to improve public safety through the modification of the regulation of fireworks.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 20 | NO | 13 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Gonzales and Winter.

HB21-1168 by Representative(s) Bacon and Ricks; also Senator(s) Kolker--Concerning historically underutilized businesses in local government procurement.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 21 | NO | 12 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Garcia, Gonzales, Hansen, Moreno, Pettersen, and Winter.

HB21-1015 by Representative(s) Carver and Tipper; also Senator(s) Lundeen and Ginal--Concerning security protections for certain criminal justice system personnel.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cooke, Donovan, Garcia, Gardner, Hansen, Hisey, Holbert, Kirkmeyer, Kolker, Liston, Moreno, Priola, Rodriguez, Scott, Simpson, and Woodward.

SB21-137 by Senator(s) Pettersen and Winter; also Representative(s) Michaelson Jenet and Kennedy--Concerning the "Behavioral Health Recovery Act of 2021", 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 | 7 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Coram, Danielson, Donovan, Fields, Gardner, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Moreno, Priola, Simpson, Story, and Zenzinger.

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:

HB21-1259 by Representative(s) Bacon; also Senator(s) Fields and Sonnenberg--Concerning the process for funding local education providers for extended learning opportunities to address disrupted learning.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1221 by Representative(s) Cutter and Young; also Senator(s) Coram--Concerning measures to prevent bullying in public schools.

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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1259, HB21-1221

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:

SB21-174 by Senator(s) Cooke and Ginal; also Representative(s) Bird and Carver--Concerning adoption of written policies by law enforcement agencies for constitutionally required peace officer credibility disclosure notifications.

Laid over until Thursday, May 13, retaining its place on the calendar.

SB21-087 by Senator(s) Danielson, Fields, Pettersen; also Representative(s) McCormick and Caraveo, Duran, Kennedy, McLachlan, Sirota, Woodrow, Young--Concerning agricultural workers' rights.

Laid over until Wednesday, May 12, retaining its place on the calendar.

SB21-009 by Senator(s) Jaquez Lewis, Buckner, Danielson, Gonzales, Kolker, Pettersen, Rodriguez; also Representative(s) Caraveo, Benavidez, Duran, Gonzales-Gutierrez, Hooton, Jodeh, Lontine, Michaelson Jenet, Mullica, Ortiz, Titone, Valdez D., Valdez A., Woodrow--Concerning the creation of a reproductive health care program, and, in connection therewith, providing contraceptive methods and counseling services to participants and making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 7, page(s) 820 and placed in members' bill files.)

Amendment No. 2(L.001), by Senator Jaquez Lewis.

Amend printed bill, page 5, strike line 27.

Page 6, strike lines 1 and 2 and substitute:

"(3) UPON THE PARTICIPANT'S INITIAL AND FOLLOW-UP VISITS TO THE PARTICIPANT'S PROVIDER, AND UNLESS THE PARTICIPANT REQUESTS A SHORTER PERIOD OF TIME, THE PROGRAM SHALL COMPLY WITH THE FEDERAL CENTERS FOR DISEASE CONTROL AND PREVENTION'S SELECTED PRACTICE RECOMMENDATIONS FOR CONTRACEPTIVE USE BY ENSURING THE PARTICIPANT IS OFFERED AT LEAST A ONE-YEAR SUPPLY OF EITHER:".

Page 7, line 19, strike "TWELVE-MONTH" and substitute "ONE-YEAR".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-025 by Senator(s) Pettersen and Coram; also Representative(s) Tipper and Will--Concerning family planning services for individuals whose income does not exceed the state's current effective income level for pregnant women under the children's basic health plan, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 25, page(s) 355 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 7, page(s) 821 and placed in members' bill files.)

Amendment No. 3(L.002), by Senator Pettersen.

Amend Health & Human Services Committee Report, dated March 24, 2021, page 1, strike lines 11 through 21.

Page 2 of the committee report, strike lines 1 and 2 and substitute:

"Page 4, strike lines 10 through 24 and substitute:

"(b) "FAMILY-PLANNING-RELATED SERVICES" MEANS SERVICES PROVIDED IN A FAMILY PLANNING SETTING AS PART OF OR AS A FOLLOW-UP TO A FAMILY PLANNING VISIT, INCLUDING:

(I) MEDICALLY NECESSARY EVALUATIONS OR PREVENTIVE SERVICES, SUCH AS TOBACCO UTILIZATION SCREENING, COUNSELING, TESTING, AND CESSATION SERVICES;

(II) CERVICAL CANCER SCREENING AND PREVENTION;

(III) DIAGNOSIS OR TREATMENT OF A SEXUALLY TRANSMITTED INFECTION OR SEXUALLY TRANSMITTED DISEASE AND MEDICATION AND SUPPLIES TO PREVENT A SEXUALLY TRANSMITTED INFECTION OR SEXUALLY TRANSMITTED DISEASE; AND

(IV) ANY OTHER MEDICAL DIAGNOSIS, TREATMENT, OR PREVENTIVE SERVICE THAT IS ROUTINELY PROVIDED PURSUANT TO A FAMILY PLANNING VISIT.

(c) "FAMILY PLANNING SERVICES" MEANS ALL SERVICES COVERED BY THE FEDERAL TITLE X FAMILY PLANNING PROGRAM, REGARDLESS OF AN INDIVIDUAL'S AGE, SEX, OR GENDER IDENTITY, OR THE AGE, SEX, OR GENDER IDENTITY OF THE INDIVIDUAL'S PARTNER, INCLUDING BUT NOT LIMITED TO:

(I) ALL CONTRACEPTION, AS DEFINED IN SECTION 2-4-401 (1.5);

(II) HEALTH-CARE AND COUNSELING SERVICES FOCUSED ON PREVENTING, DELAYING, OR PLANNING FOR A PREGNANCY;

(III) FOLLOW-UP VISITS TO EVALUATE OR MANAGE PROBLEMS ASSOCIATED WITH CONTRACEPTIVE METHODS;

(IV) STERILIZATION SERVICES, REGARDLESS OF AN INDIVIDUAL'S SEX;

AND

(V) BASIC FERTILITY SERVICES."

Reletter succeeding subsection accordingly."

Amendment No. 4(L.003), by Senator Pettersen.

Amend printed bill, page 5, line 24, strike "SECTION." and substitute "SECTION, INCLUDING RULES ESTABLISHING THE SPECIFIC FAMILY-PLANNING-RELATED SERVICES AND FAMILY PLANNING SERVICES IDENTIFIED IN SUBSECTIONS (1)(b) AND (1)(c) OF THIS SECTION. PRIOR TO PROMULGATING THE RULES, THE STATE

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DEPARTMENT SHALL ENGAGE IN A STAKEHOLDER PROCESS THAT ATTEMPTS TO INCLUDE INDIVIDUALS WHO HAVE RECEIVED FAMILY PLANNING SERVICES THROUGH THE STATE'S MEDICAL ASSISTANCE PROGRAM OR THE CHILDREN'S BASIC HEALTH PLAN, REPRESENTATIVES OF CONSUMER ADVOCACY ORGANIZATIONS, AND FAMILY PLANNING PROVIDERS. THE STAKEHOLDERS MUST BE DIVERSE WITH REGARD TO RACE, ETHNICITY, IMMIGRATION STATUS, AGE, ABILITY, SEXUAL ORIENTATION, GENDER IDENTITY, OR GEOGRAPHIC REGION OF THE STATE."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-057 by Senator(s) Winter and Gonzales, Bridges; also Representative(s) Gray and Gonzales-Gutierrez--Concerning requirements for private education lenders.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, April 22, page(s) 604-607 and placed in members' bill files.)

Amendment No. 2(L.018), by Senator Winter.

Amend printed bill, page 20, line 2, strike "THE" and substitute "FOR PRIVATE EDUCATION LOANS REFERRED TO COLLECTIONS ON OR AFTER THE EFFECTIVE DATE OF THIS PART 2, THE".

Page 20, line 9, change the semicolon to a period and add "THE COLLECTION AGENCY MAY RELY ON ACCOUNT NUMBERS PROVIDED BY THE LENDER."

Page 20, line 10, strike "AT THE TIME OF DEFAULT;" and substitute "WHEN THE PRIVATE EDUCATION LOAN WAS REFERRED TO COLLECTIONS;"

Page 20, line 11, strike "A SCHEDULE OF ALL TRANSACTIONS CREDITED OR DEBITED TO" and substitute "FOR PRIVATE EDUCATION LOANS REFERRED TO COLLECTIONS ON OR AFTER THE EFFECTIVE DATE OF THIS PART 2, A LOG OF ALL PAYMENTS MADE ON THE STUDENT LOAN ACCOUNT;"

Page 20, strike line 12.

Page 20, line 18, after "ALL" insert "NONPRIVILEGED".

Page 20, line 19, after "LENDER" insert "OR COLLECTION AGENCY".

Page 20, line 27, after "FURNISHES" insert "THE FOLLOWING INFORMATION".

Page 21, line 1, change the colon to a semicolon and add "AND, FOR LOANS REFERRED TO COLLECTIONS BEFORE THE EFFECTIVE DATE OF THIS PART 2, THE COLLECTION AGENCY SHALL HAVE THIRTY DAYS TO ACQUIRE THE INFORMATION FROM THE PRIVATE EDUCATION LENDER:"

Page 21, line 10, strike "AT DEFAULT;" and substitute "WHEN THE PRIVATE EDUCATION LOAN WAS REFERRED TO COLLECTIONS;"

Page 21, line 15, change the semicolon to a period and add "THE COLLECTION AGENCY MAY RELY ON INFORMATION PROVIDED BY THE LENDER."

Page 21, line 22, strike "BY" and substitute "ON".

Page 21, line 23, strike "LOAN BORROWER," and substitute "LOAN,"

Page 22, line 7, strike "A LOG OF ALL COLLECTION ATTEMPTS MADE IN THE" and substitute "(I) A LOG OF ALL COLLECTION ATTEMPTS MADE BY THE COLLECTION AGENCY IN THE"

Page 22, strike lines 9 through 12 and substitute "TIME OF ALL CALLS AND LETTERS; AND

(II) FOR PRIVATE EDUCATION LOANS REFERRED TO COLLECTIONS ON OR AFTER THE EFFECTIVE DATE OF THIS PART 2, COPIES OF ALL SETTLEMENT LETTERS OR, IN THE ALTERNATIVE, A STATEMENT THAT THE COLLECTION AGENCY HAS NOT ATTEMPTED TO SETTLE OR OTHERWISE RENEGOTIATE THE DEBT;"

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Page 22, line 19, strike everything after the period.

Page 22, strike lines 20 through 27.

Page 23, strike lines 1 through 9 and substitute "IF THE PRIVATE EDUCATION LOAN BORROWER DISPUTES THE OWNERSHIP OR ASSIGNMENT OF THE LOAN, THE COLLECTION AGENCY SHALL BEAR THE BURDEN OF ESTABLISHING THE UNBROKEN CHAIN OF OWNERSHIP, BEGINNING WITH THE TRUE ORIGINAL LENDER TO THE FIRST SUBSEQUENT LOAN HOLDER AND EACH ADDITIONAL LOAN HOLDER."

Page 23, line 22, strike "COLLECTION AGENCY" and substitute "DEBT BUYER".

Page 24, line 10, strike "COMMENCING" and substitute "THAT, ON OR AFTER THE EFFECTIVE DATE OF THIS PART 2, COMMENCES".

Page 24, line 17, strike "FIRST PARTIAL OR MISSED PAYMENT;" and substitute "PARTIAL OR MISSED PAYMENT THAT LED TO THE REFERRAL OF THE PRIVATE EDUCATION LOAN TO COLLECTIONS;"

Page 25, line 1, strike "A" and substitute "(a) FOR LITIGATION PROCEEDINGS COMMENCED ON OR AFTER THE EFFECTIVE DATE OF THIS PART 2, A".

Page 25, after line 4 insert:

"(b) FOR LITIGATION PROCEEDINGS COMMENCED BEFORE THE EFFECTIVE DATE OF THIS PART 2, THE COURT SHALL NOT ENTER A JUDGMENT UNTIL THE COLLECTION AGENCY IS PROVIDED AN OPPORTUNITY TO SUBMIT PROOF OF COMPLIANCE WITH SECTION 5-20-212."

Amendment No. 3(L.019), by Senator Winter.

Amend the Finance Committee Report, dated April 21, 2021, page 5, line 1, after the period add "A COLLECTION AGENCY THAT, IN GOOD FAITH, ATTEMPTS TO VALIDATE THE IDENTITY OF THE BORROWER AND SENDS THE INFORMATION REQUIRED BY THIS SECTION IN CONJUNCTION WITH THE NOTICE REQUIRED BY 15 U.S.C. 1692g (a) IS DEEMED TO HAVE VERIFIED THE IDENTITY OF THE BORROWER FOR PURPOSES OF THIS SECTION."

Page 6, line 6, after "5" insert "OR 15 U.S.C. 1692k".

Amendment No. 4(L.020), by Senator Bridges.

Amend the Finance Committee Report, dated April 21, 2021, page 4, strike lines 12 through 16 and substitute:

"Page 19 of the bill, strike lines 23 through 27.

Page 20 of the bill, strike line 1 and substitute:

"(1) (a) UNLESS THE PRIVATE EDUCATION LOAN BORROWER HAS INVOKED HIS OR HER RIGHT TO CEASE COMMUNICATION WITH THE COLLECTION AGENCY, A COLLECTION AGENCY ATTEMPTING TO COLLECT A PRIVATE EDUCATION LOAN SHALL PROVIDE THE FOLLOWING INFORMATION, IN ADDITION TO ANY OTHER INFORMATION REQUIRED UNDER APPLICABLE FEDERAL OR STATE LAW, TO THE PRIVATE EDUCATION LOAN BORROWER IN THE DEBT COLLECTION COMMUNICATION IMMEDIATELY FOLLOWING THE COMMUNICATION CONFIRMING THE CORRECT IDENTITY OF THE PRIVATE EDUCATION LOAN BORROWER AND AT ANY OTHER TIME THE PRIVATE EDUCATION LOAN BORROWER SO REQUESTS:"

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-131 by Senator(s) Gonzales, Jaquez Lewis, Rodriguez; also Representative(s) Gonzales-Gutierrez, Benavidez, Caraveo, Ortiz--Concerning measures to protect personal identifying information kept by state agencies, and, in connection therewith, making an appropriation.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, March 17, page(s) 268 and placed in members' bill files.)

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Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 7, page(s) 823 and placed in members' bill files.)

Amendment No. 3(L.003), by Senator Gonzales.

Amend the State, Veterans, & Military Affairs Committee Report, dated March 16, 2021, page 1, strike line 5.

Amendment No. 4(L.004), by Senator Gonzales.

Amend printed bill, page 5, after line 15 insert:

"(2) "PUBLICLY AVAILABLE INFORMATION" MEANS INFORMATION THAT IS AVAILABLE TO THE PUBLIC ONLINE, IN PERSON, OR THROUGH A REQUEST FOR RECORDS UNDER PART 2 OR PART 3 OF ARTICLE 72 OF THIS TITLE 24."

Re-number succeeding subsections accordingly.

Page 6, line 8, strike "NOT AVAILABLE TO THE PUBLIC" and substitute "THAT IS NOT PUBLICLY AVAILABLE INFORMATION".

Page 7, line 6, strike "OTHERWISE AVAILABLE TO THE PUBLIC," and substitute "PUBLICLY AVAILABLE INFORMATION,".

Amendment No. 5(L.007), by Senator Gonzales.

Amend printed bill, page 10, line 14, strike "(7)(a)" and substitute "(7)(a), (7)(b)(I), and (7)(b)(IV)".

Page 11, after line 2 insert:

"(b) Notwithstanding subsection (7)(a) of this section, only upon obtaining a completed requester release form under section 42-1-206 (1)(b), the department may allow inspection of the information referred to in subsection (7)(a) of this section for the following uses:

(I) For use by any government agency, including any court or law enforcement agency, in carrying out its functions, or any private person or entity acting on behalf of a federal, state, or local agency in carrying out its functions; EXCEPT THAT THIS SUBSECTION (7)(b)(I) DOES NOT APPLY TO A REQUEST MADE FOR THE PURPOSE OF INVESTIGATING FOR, PARTICIPATING IN, COOPERATING WITH, OR ASSISTING IN FEDERAL IMMIGRATION ENFORCEMENT, INCLUDING ENFORCEMENT OF CIVIL IMMIGRATION LAWS, 8 U.S.C. SEC. 1325, AND 8 U.S.C. SEC. 1326, EXCEPT AS REQUIRED BY FEDERAL OR STATE LAW OR AS REQUIRED TO COMPLY WITH A COURT-ISSUED SUBPOENA, WARRANT, OR ORDER;

(IV) For use in connection with any civil, criminal, administrative, or arbitral proceeding in any federal, state, or local court or agency or before any self-regulatory body, including the service of process, investigation in anticipation of litigation, and the execution or enforcement of judgments and orders, or pursuant to an order of a federal, state, or local court; EXCEPT THAT THIS SUBSECTION (7)(b)(IV) DOES NOT APPLY TO A REQUEST MADE FOR THE PURPOSE OF INVESTIGATING FOR, PARTICIPATING IN, COOPERATING WITH, OR ASSISTING IN FEDERAL IMMIGRATION ENFORCEMENT, INCLUDING ENFORCEMENT OF CIVIL IMMIGRATION LAWS, 8 U.S.C. SEC. 1325, AND 8 U.S.C. SEC. 1326, EXCEPT AS REQUIRED BY FEDERAL OR STATE LAW OR AS REQUIRED TO COMPLY WITH A COURT-ISSUED SUBPOENA, WARRANT, OR ORDER;"

Amendment No. 6(L.009), by Senator Gonzales.

Amend printed bill, page 6, line 21, strike "DUTIES." and substitute "DUTIES, OR TO VERIFY A PERSON'S ELIGIBILITY FOR A GOVERNMENT FUNDED PROGRAM FOR HOUSING OR ECONOMIC DEVELOPMENT IF VERIFICATION IS A NECESSARY CONDITION OF THE GOVERNMENT FUNDING."

Page 6, line 24, strike "DUTIES:" and substitute "DUTIES, OR TO VERIFY A PERSON'S ELIGIBILITY FOR A GOVERNMENT FUNDED PROGRAM FOR HOUSING OR ECONOMIC DEVELOPMENT IF VERIFICATION IS A NECESSARY CONDITION OF THE GOVERNMENT FUNDING:"

Page 8, after line 24 insert:

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"(g) A REQUEST FROM A GOVERNMENT ENTITY FOR PURPOSES OF DETERMINING A PERSON'S ELIGIBILITY FOR A GOVERNMENT FUNDED PROGRAM FOR HOUSING OR ECONOMIC DEVELOPMENT."

Amendment No. 7(L.010), by Senator Gonzales.

Amend printed bill, page 11, line 4, after "portion" insert "and (3.5)(b)".

Page 11, after line 13 insert:

"(3.5) (b) Nothing in this subsection (3.5) shall prevent the department from sharing any information with a criminal justice agency as defined in section 24-72-302 (3); ~~C.R.S.~~ EXCEPT THAT THIS SUBSECTION (3.5) DOES NOT APPLY TO A REQUEST MADE FOR THE PURPOSE OF INVESTIGATING FOR, PARTICIPATING IN, OR ASSISTING IN FEDERAL IMMIGRATION ENFORCEMENT, INCLUDING ENFORCEMENT OF CIVIL IMMIGRATION LAWS, 8 U.S.C. SEC. 1325 AND 8 U.S.C. SEC. 1326, EXCEPT AS REQUIRED BY FEDERAL LAW OR STATE LAW OR AS REQUIRED TO COMPLY WITH A COURT-ISSUED SUBPOENA, WARRANT, OR ORDER."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-193 by Senator(s) Buckner; also Representative(s) Herod--Concerning the protection of a pregnant person's rights during the perinatal period, and, in connection therewith, making an appropriation.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, April 23, page(s) 609-610 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, May 7, page(s) 825 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.)

SB21-194 by Senator(s) Buckner; also Representative(s) Herod--Concerning maternal health, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.

(Printed in Senate Journal, April 15, page(s) 541-542 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, May 7, page(s) 825-826 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-246 by Senator(s) Fenberg; --Concerning measures to encourage beneficial electrification, and, in connection therewith, directing the public utilities commission and Colorado utilities to promote compliance with current environmental and labor standards.

Amendment No. 1, Transportation & Energy Committee Amendment.

(Printed in Senate Journal, April 29, page(s) 686-688 and placed in members' bill files.)

Amendment No. 2(L.009), by Senator Fenberg.

Amend printed bill, page 9, line 5, strike "APRIL" and substitute "JULY".

Page 9, line 9, strike "A" and substitute "BENEFICIAL ELECTRIFICATION PLANS MAY BE COMBINED WITH OTHER DEMAND-SIDE MANAGEMENT STRATEGICISSUES OR TRANSPORTATION ELECTRIFICATION PLANS, AS APPLICABLE, BUT A".

Page 11, line 7, strike "AND".

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Page 11, line 9, after the semicolon add "AND".

Page 11, after line 9 insert:

"(IV) THE INCREMENTAL LOAD ATTRIBUTABLE TO BENEFICIAL ELECTRIFICATION;"

Page 13, line 1, after "(6)" insert "(a)".

Page 13, after line 14 insert:

"(b) THE BENEFICIAL ELECTRIFICATION STRATEGIC ISSUES FILING MAY BE COMBINED WITH OTHER DEMAND-SIDE MANAGEMENT STRATEGIC ISSUES OR RELATED FILINGS AS APPROPRIATE, AND AN INVESTOR-OWNED GAS UTILITY MAY FILE WITH THE COMMISSION AN APPLICATION FOR A BENEFICIAL ELECTRIFICATION PLAN FOR REGULATED ACTIVITIES TO SUPPORT BENEFICIAL ELECTRIFICATION AS PART OF SUCH A PROCEEDING OR AS A SEPARATE APPLICATION. A BENEFICIAL ELECTRIFICATION PLAN FILED BY AN INVESTOR-OWNED GAS UTILITY IS ELIGIBLE FOR THE SAME TREATMENT AS A BENEFICIAL ELECTRIFICATION PLAN FILED BY AN INVESTOR-OWNED ELECTRIC UTILITY PURSUANT TO THIS SECTION."

Amend the Transportation and Energy Committee Report, dated April 29, 2021, page 3, line 14, strike "COSTS" and substitute "COSTS, ON A CURRENT BASIS."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-250 by Senator(s) Fenberg and Gonzales; also Representative(s) Lontine and Caraveo-- Concerning modifications to certain statutes governing the conduct of elections, and, in connection therewith, making an appropriation.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, May 4, page(s) 764-765 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 7, page(s) 828 and placed in members' bill files.)

Amendment No. 3(L.009), by Senator Fenberg.

Amend printed bill, page 18, line 5, strike "WITHIN" and substitute "NO LESS THAN".

Amendment No. 4(L.008), by Senator Fenberg.

Amend printed bill, page 73, after line 16 insert:

"(c) NOTHING IN THIS SECTION LIMITS OR PROHIBITS THE INCIDENTAL DISPLAY OF BUTTONS, SHIRTS, HATS, OR OTHER APPAREL THAT SUPPORT VARIOUS CAUSES OR POLITICAL ISSUES BY INDIVIDUALS WHO ARE TRAVELING THROUGH CORRIDORS SUBJECT TO THE ONE-HUNDRED FOOT ELECTIONEERING RESTRICTION SPECIFIED IN SUBSECTION (1)(a) OF THIS SECTION SEEKING ACCESS TO AREAS OTHER THAN POLLING LOCATIONS ON CAMPUSES OF STATE INSTITUTIONS OF HIGHER EDUCATION."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-076 by Senator(s) Scott and Bridges; also Representative(s) Valdez A. and Larson--Concerning the funding of a system for electronic transactions made by third-party providers related to the regulation of vehicles, and, in connection therewith, making an appropriation.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, February 16, page(s) 78 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 7, page(s) 821-822 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. | 1 2 3 4 |
| HB21-1211 | by Representative(s) Amabile, Bacon, Caraveo, Hooton, Michaelson Jenet; also Senator(s) Lee--Concerning regulations for restrictive housing in local jails. Laid over until Wednesday, May 12, retaining its place on the calendar. | 5 6 7 8 9 |
| SB21-088 | by Senator(s) Danielson and Fields; also Representative(s) Michaelson Jenet and Soper--Concerning establishing a civil cause of action for sexual misconduct against a minor. Laid over until Wednesday, May 12, retaining its place on the calendar. | 10 11 12 13 14 15 |
| HB21-1122 | by Representative(s) Froelich and Larson; also Senator(s) Kolker--Concerning establishing a commission to improve first responder interactions with persons with disabilities, and, in connection therewith, making an appropriation. Laid over until Wednesday, May 12, retaining its place on the calendar. | 16 17 18 19 20 21 22 |
| SB21-091 | by Senator(s) Liston and Rodriguez, Coleman; also Representative(s) Bird and Larson, Lynch, Van Beber--Concerning limitations on credit transaction charges. Laid over until Wednesday, May 12, retaining its place on the calendar. | 23 24 25 26 27 28 |
| SB21-156 | by Senator(s) Garcia; also Representative(s) Mullica--Concerning the creation of a pilot grant program for the use of nurses in 911 dispatch to help divert incoming 911 calls that do not require emergency medical service to other types of medical care. Laid over until Wednesday, May 12, retaining its place on the calendar. | 29 30 31 32 33 34 35 |
| SB21-236 | by Senator(s) Story and Sonnenberg; also Representative(s) Tipper and Van Beber--Concerning increasing the capacity of quality early childhood education through grant programs, and, in connection therewith, making an appropriation. Laid over until Wednesday, May 12, retaining its place on the calendar. | 36 37 38 39 40 41 42 |
| SB21-238 | by Senator(s) Garcia and Zenzinger, Priola, Simpson, Bridges, Buckner, Coleman, Coram, Donovan, Fenberg, Fields, Jaquez Lewis, Lee, Story, Winter; also Representative(s) Esgar and Gray--Concerning the front range passenger rail district, and, in connection therewith, creating the district for the purpose of planning, designing, developing, financing, constructing, operating, and maintaining a passenger rail system and specifying the territory, governing structure, powers, and duties of the district. Laid over until Wednesday, May 12, retaining its place on the calendar. | 43 44 45 46 47 48 49 50 51 52 |
| AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE | | 53 54 55 |
| SB21-193 | by Senator(s) Buckner; also Representative(s) Herod--Concerning the protection of a pregnant person's rights during the perinatal period, 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.009) to SB21-193, did pass, and that SB21-193, as amended, did pass. Amend printed bill, page 3, strike lines 7 through 13 and substitute: "SECTION 3. In Colorado Revised Statutes, 15-18-104, amend (2) as follows: 15-18-104. Declaration as to medical treatment. (2) In the case of a declaration of a qualified patient known to the attending physician to be pregnant, a medical evaluation shall be made as to whether the fetus is viable. | 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 |

If the fetus is viable, the declaration shall be given no force or effect until the patient is no longer pregnant, UNLESS THE QUALIFIED PATIENT HAS EXPRESSLY PROVIDED THAT THE DECLARATION REMAIN IN EFFECT WHILE THE PATIENT IS PREGNANT WITH A VIABLE FETUS."

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | E |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | E | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | E | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

- Passed on second reading: SB21-009 as amended, SB21-025 as amended, SB21-057 as amended, SB21-131 as amended, SB21-193 as amended, SB21-194 as amended, SB21-246 as amended, SB21-250 as amended, SB21-076 as amended
- Laid over until 05/12/2021: SB21-087, HB21-1211, SB21-088, HB21-1122, SB21-091, SB21-156, SB21-236, SB21-238
- Laid over until 05/13/2021: SB21-174

CHANGE IN SPONSORSHIP

Upon announcement of President *Pro Tempore* Donovan, Senator Coram was added as a Senate joint prime sponsor on SB21-025 with Senator Pettersen and Senator Bridges was added as a Senate joint prime sponsor on SB21-076 with Senator Scott.

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Tuesday, May 11, was laid over until Wednesday, May 12, retaining its place on the calendar.

- Consideration of House Amendments to Senate Bills: SB21-030
- Consideration of Governor's Appointments - Consent Calendar:
 - Private Occupational School Board: Jessica Houtz, Barbara Kearns
 - Colorado Educational and Cultural Facilities Authority Board of Directors: Morris Price
- Consideration of Conference Committee Reports: SB21-077

MESSAGE FROM THE HOUSE

May 11, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1214, 1150, 1278, 1291, and 1287, amended as printed in House Journal, May 10, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1277.

The House has passed on Third Reading and returns herewith SB21-191 and 142.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1277.

Without comment, as amended, HB21-1150, 1214, 1278, 1287, and 1291.

MESSAGE FROM THE GOVERNOR

Monday, May, 10, 2021

Colorado Senate
The 73rd 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:

SB21-006 Human Remains Natural Reduction Soil
Approved on Monday, May 10, 2021 at 4:25 P.M.

SB21-152 Rule Review Bill
Approved on Monday, May 10, 2021 at 4:30 P.M.

Sincerely,
(signed)
Jared Polis
Governor

May 10, 2021

The Honorable Colorado General Assembly
State Capitol
200 E. Colfax Ave.
Denver, CO 80203

Dear Honorable Members of the Colorado General Assembly:

Today, I signed into law House Bill, HB 21-1048, "Concerning a requirement that retail establishments accept United States Currency."

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House Bill 21-1048 ("HB 21-1048") requires retail businesses that offer goods or services to accept cash in order to purchase those goods or services. This new requirement only applies to establishments that accept payment in person, and transactions that require a security deposit or a credit card number to cover unforeseen damages or expenses are not subject to the requirements of HB 21-1048. The penalty for violating the provisions of this bill is a class 2 petty offense, which is punishable by a fine of up to \$250.

I appreciate the sponsors' and stakeholders' efforts to pass HB 21-1048, but am concerned about the long-term implications and implementation for the criminal penalty created in this bill. The liability established in this bill is too vague as written. Again, the bill states that a violation is a class 2 petty offense punishable by a fine of up to \$250. As comparison, other class 2 petty offenses include selling cigarettes to a minor, operating a motorboat when under 16 years of age, or failure to extinguish a campfire. In all of these cases, the defendant is clearly established. However, it is unclear who would be charged with the petty offense created by HB 21-1048. Does it apply to the retail establishment? The manager on duty? The individual at the counter who refuses to accept the cash? This type of ambiguity is unhelpful and may render this bill practically unenforceable. I have concerns that the language could cause confusion amongst retail establishments, their employees, and consumers as they partake in these transactions and welcome clarification in future legislation.

In addition, I would caution the General Assembly against the creation of new criminal penalties as the Colorado Commission on Criminal and Juvenile Justice (CCJJ) continues its work to complete new sentencing guidelines. While we will have an opportunity to address this in the future, it is important to be thoughtful about the creation of new criminal penalties.

While I am signing the bill into law, I am also requesting the General Assembly to do the following:

1. Introduce legislation that further clarifies whom the penalty applies to, to ensure streamlined implementation. Other states and cities that have enacted similar legislation have laid out clear penalties and enforcement.
2. Evaluate the impact of this legislation on retail establishments, local governments, future payment methods, and consumers in the next five to ten years, by adding a sunset.

We thank the sponsors and stakeholders for their hard work on this topic and appreciate their consideration.

Sincerely,
(signed)
Jared Polis
Governor

COMMITTEE OF REFERENCE REPORTS

Health & Human Services

After consideration on the merits, the Committee recommends that **HB21-1247** 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

After consideration on the merits, the Committee recommends that **HB21-1272** 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 1, after "INCLUDE" insert "COMPLAINTS ABOUT".

Page 7, line 11, strike "19-3.3-103." and substitute "19-3.3-103 (1)(a)(II)(B).".

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 confirmed:

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MEMBERS OF THE
HEALTH INSURANCE AFFORDABILITY
ENTERPRISE BOARD

effective immediately for terms expiring September 24, 2022:

Venetia Marshall of Castle Pines, Colorado, to serve as a representative employed by a carrier, appointed;

Stephanie Einfeld of Steamboat Springs, Colorado, to serve as a representative of primary care health care providers who does not represent a carrier, appointed;

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, appointed;

Maria Madrid 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;

Shawn Satterfield of Evergreen, Colorado, to serve as a representative of a business that purchases or otherwise provides health insurance for its employees, appointed;

effective immediately for terms expiring September 24, 2024:

Amanda Massey of Centennial, Colorado, to serve as a representative of statewide association of health benefits plans, appointed;

Rebecca Gillett of Centennial, 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;

Reyna Hetlage of Denver, Colorado, to serve as a representative of a health care advocacy organization, appointed;

Linda Thorpe of Atwood, Colorado, to serve as a representative of a rural, critical access, or independent hospital, 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 confirmed:

MEMBERS OF THE
PINNACOL ASSURANCE
BOARD OF DIRECTORS

effective January 1, 2021 for a term expiring January 1, 2024:

Akasha Absher of Denver, Colorado, to serve as an employer whose liability is insured by Pinnacol, occasioned by the resignation of Fiona Elizabeth Arnold of Denver, Colorado, 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 confirmed:

MEMBER OF THE
PINNACOL ASSURANCE
BOARD OF DIRECTORS

for a term expiring January 1, 2022:

Jesus Salazar of Denver, Colorado to serve as an employer whose liability is insured by Pinnacol Assurance, occasioned by the resignation of Jeffrey L. Cummings of Arvada, Colorado, appointed.

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Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB21-1195** be referred to the Committee on Finance with favorable recommendation.

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Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB21-1050** be referred to the Committee on Appropriations with favorable recommendation.

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Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB21-1109** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

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Amend reengrossed bill, strike everything below the enacting clause and substitute:

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SECTION 1. In Colorado Revised Statutes, 24-34-104, **amend** (25)(a)(VI) as follows:

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24-34-104. General assembly review of regulatory agencies and functions for repeal, continuation, or reestablishment - legislative declaration - repeal. (25) (a) The following agencies, functions, or both, are scheduled for repeal on September 1, 2024:

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(VI) The functions of the broadband deployment board created in section ~~40-15-509.5~~ 24-37.5-118;

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SECTION 2. In Colorado Revised Statutes, **add with amended and relocated provisions** 24-37.5-118 as follows:

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24-37.5-118. [Formerly 40-15-509.5] Broadband service - report - broadband deployment board - broadband administrative fund - creation - rules - legislative declaration - definitions - repeal. (1) **Short title.** This section shall be known and may be cited as THE SHORT TITLE OF THIS SECTION IS the "Connect Colorado to Enhance Economic Development, Telehealth, Education, and Safety Act".

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(2) The general assembly hereby finds, determines, and declares that to promote the state policy of providing universal access to broadband service, as set forth in section 40-15-502 (4), it may be necessary to provide financial assistance through additional support mechanisms if competition for local exchange services fails to deliver broadband service throughout the state. "Advanced service" includes "broadband service" for purposes of this section only.

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(3) The commission may allocate the ~~Colorado~~ high cost support mechanism ~~established under section 40-15-208 and referred to in this section as the "HCSM"~~, for the deployment of broadband service in unserved areas of the state pursuant to this section and section 40-15-208 only. The commission may fund the deployment of broadband service in unserved areas of the state through use of the HCSM surcharge and surcharge rate in effect on January 1, 2018. Pursuant to subsection (4) of this section and consistent with sections 40-15-207 and 40-15-208, the commission shall determine funds available for broadband deployment and the administration of the board as prescribed in section 40-15-208 or from the HCSM money that it determines is no longer required by the HCSM to support universal basic service, AS THAT TERM IS DEFINED IN SECTION 40-15-102 (3), through an effective competition determination. ~~The AN HCSM THIRD-PARTY CONTRACTOR SHALL MAINTAIN AND HOLD THE money available for broadband deployment shall be maintained by the HCSM third-party contractor and held~~ in a separate account from money used for basic voice service. Money held for broadband deployment shall not be disbursed for basic voice service, and money held for basic voice service shall not be disbursed for broadband deployment. The commission shall only disburse money for broadband deployment grants from the HCSM as directed by the board. Nothing in this section increases any surcharge rate charged to help fund the HCSM.

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(4) ~~(a)~~ There is hereby created in the state treasury the broadband administrative fund, referred to in this section as the "fund". The fund consists of all money allocated from the HCSM for the administration of the board and all money that the general assembly may appropriate to the fund. The money in the fund is subject to annual appropriation by the general assembly for the purposes set forth in this section. All interest earned from the investment of money in the fund is credited to the fund. All money not expended at the end of ~~the~~ ANY STATE fiscal year remains in the fund and does not revert to the

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general fund or any other fund. 1

~~(b) Repealed.~~ 2

(5) (a) There is hereby created in the ~~department of regulatory agencies~~ OFFICE the broadband deployment board, referred to in this section as the "board". The board is an independent board created to implement and administer the deployment of broadband service in unserved areas. The ~~department of regulatory agencies~~ OFFICE shall staff the board. The board has the powers and duties specified in this section. 3-7

(b) (I) (A) The board consists of sixteen members, fifteen of whom are voting members. The members of the board shall be selected on the basis of their knowledge of and interest in broadband service and shall serve for four-year terms. A member of the board shall not serve more than two consecutive full four-year terms. 8-13

(B) THIS SUBSECTION (5)(b)(I) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2021. 14-15

(II) (A) COMMENCING ON SEPTEMBER 1, 2021, THE BOARD CONSISTS OF ELEVEN VOTING MEMBERS. THE MEMBERS OF THE BOARD SHALL BE SELECTED ON THE BASIS OF THEIR KNOWLEDGE OF AND INTEREST IN BROADBAND SERVICE AND SHALL SERVE FOR FOUR-YEAR TERMS. A MEMBER OF THE BOARD SHALL NOT SERVE MORE THAN TWO CONSECUTIVE FULL FOUR-YEAR TERMS; EXCEPT THAT THE LIMIT ON TERMS OF OFFICE DOES NOT APPLY TO THE BOARD MEMBER REPRESENTING THE OFFICE. 16-22

(B) AN APPOINTING AUTHORITY MAY APPOINT A BOARD MEMBER SEATED ON THE BOARD ON AUGUST 31, 2021, TO CONTINUE SERVING ON THE BOARD ON AND AFTER SEPTEMBER 1, 2021, FOR THE REMAINDER OF THE BOARD MEMBER'S EXISTING TERM AS OF AUGUST 31, 2021, IF THE BOARD MEMBER MEETS THE BOARD MEMBERSHIP CRITERIA SET FORTH IN SUBSECTION (7)(d) OF THIS SECTION AND THE BOARD MEMBER'S CONTINUED MEMBERSHIP ON THE BOARD DOES NOT ENLARGE THE MEMBERSHIP OF THE BOARD AUTHORIZED UNDER SUBSECTION (5)(b)(II)(A) OF THIS SECTION. IF OTHERWISE ELIGIBLE FOR REAPPOINTMENT, THE BOARD MEMBER MAY BE APPOINTED FOR AN ADDITIONAL TERM AFTER SEPTEMBER 1, 2021. THIS SUBSECTION (5)(b)(II)(B) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2024. 23-33

~~(c)~~ (6) (a) No more than eight voting members of any one major political party may serve on the board at the same time. Members of the board are entitled to seventy-five dollars per diem for attendance at official meetings plus actual and necessary expenses incurred in the conduct of official business. Members of the board shall be appointed as follows: 34-38

(I) At least one member from the commission; one member from the Colorado office of economic development and international trade in the office of the governor; one member from the department of local affairs, created in section 24-1-125; ~~C.R.S.~~; and one member from the office, ~~of information technology, created in section 24-37.5-103, C.R.S.~~, as appointed by the governor. The governor shall select three of these four appointees to serve as voting members of the board. 39-45

(II) Three voting members representing local entities: 46

(A) One of whom is a county commissioner, as appointed by the president of the senate in consultation with Colorado Counties, Inc.; 47-48

(B) One of whom is a mayor or city councilperson, as appointed by the speaker of the house of representatives in consultation with the Colorado Municipal League; and 49-51

(C) One of whom is any other representative of a local entity and who has a background in broadband service and expertise in rural economic development, education, or telemedicine, as appointed by the minority leader of the senate; 52-55

(III) Seven voting members representing the broadband industry: 56

(A) One of whom represents a wireless provider, as appointed by the minority leader of the house of representatives; 57-58

(B) One of whom represents a wireline provider, as appointed by the minority leader of the senate; 59-60

(C) One of whom represents a broadband satellite provider, as appointed by the governor; 61-62

(D) One of whom represents a cable provider, as appointed by the president of the senate; 63-64

(E) One of whom represents a rural local exchange carrier, as appointed by the governor; 65-66

(F) One of whom represents a competitive local exchange carrier, as appointed by the speaker of the house of representatives; and 67-68

(G) One of whom represents a cable provider serving rural areas, as 69

appointed by the president of the senate; and 1

(IV) Two voting members of the public: 2

(A) One of whom resides in an unserved area of the western slope of 3

the state, as appointed by the speaker of the house of representatives; and 4

(B) One of whom resides in an unserved area of the eastern slope of the 5

state, as appointed by the minority leader of the house of representatives. 6

~~(C) (Deleted by amendment, L. 2018.)~~ 7

(b) THIS SUBSECTION (6) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2021. 8

~~(d)~~ (7) (a) The board shall meet as often as necessary to carry out its 9

duties as defined in this section. 10

~~(e)~~ (b) The term of any member of the board who misses more than two 11

consecutive regular board meetings without good cause shall be terminated, and 12

~~his or her~~ THE MEMBER'S successor shall be appointed in the manner provided 13

for appointments under this section. 14

~~(f)~~ (c) (I) If a board member has a conflict of interest with respect to any 15

matter addressed by the board, including a financial interest in the matter, the 16

member shall recuse himself or herself from any discussion or decisions on the 17

matter. 18

(II) (A) A board member appointed pursuant to subsection ~~(5)(c)(f);~~ 19

~~(5)(c)(II), or (5)(c)(IV)~~ (6)(a)(I), (6)(a)(II), OR (6)(a)(IV) of this section is not 20

deemed to have a conflict of interest merely by virtue of residing in or 21

representing an unserved area or an area that is the subject of an application 22

before the board. 23

(B) A board member appointed pursuant to subsection ~~(5)(c)(III)~~ 24

(6)(a)(III) of this section is deemed to have a conflict of interest with respect to 25

an application filed by an entity that the board member represents; however, if 26

such application is filed, the board member may still participate in discussions 27

about other applications before the board, but shall not vote on those other 28

applications. 29

(III) THIS SUBSECTION (7)(c) IS REPEALED, EFFECTIVE SEPTEMBER 1, 30

2021. 31

(d) COMMENCING ON SEPTEMBER 1, 2021, AT LEAST THREE MEMBERS 32

OF THE BOARD MUST BE AFFILIATED WITH ONE OF THE TWO MAJOR POLITICAL 33

PARTIES AND AT LEAST THREE MEMBERS MUST BE AFFILIATED WITH THE OTHER 34

MAJOR POLITICAL PARTY, WITH EACH MEMBER HAVING BEEN REGISTERED WITH 35

THEIR POLITICAL PARTY FOR AT LEAST ONE YEAR. AT LEAST THREE MEMBERS 36

OF THE BOARD MUST BE UNAFFILIATED WITH EITHER OF THE MAJOR POLITICAL 37

PARTIES, HAVING BEEN UNAFFILIATED FOR AT LEAST ONE YEAR. MEMBERS OF 38

THE BOARD ARE ENTITLED TO SEVENTY-FIVE DOLLARS PER DIEM FOR 39

ATTENDANCE AT OFFICIAL MEETINGS PLUS ACTUAL AND NECESSARY EXPENSES 40

INCURRED IN THE CONDUCT OF OFFICIAL BUSINESS. MEMBERS OF THE BOARD 41

SHALL BE APPOINTED AS FOLLOWS: 42

(I) ONE VOTING MEMBER FROM THE OFFICE, APPOINTED BY THE 43

GOVERNOR; 44

(II) THREE VOTING MEMBERS REPRESENTING LOCAL ENTITIES: 45

(A) ONE OF WHOM IS A COUNTY COMMISSIONER FROM THE EASTERN 46

PLAINS OF THE STATE, APPOINTED BY THE PRESIDENT OF THE SENATE; 47

(B) ONE OF WHOM IS A COUNTY COMMISSIONER FROM THE WESTERN 48

SLOPE OF THE STATE, APPOINTED BY THE SPEAKER OF THE HOUSE OF 49

REPRESENTATIVES; AND 50

(C) ONE OF WHOM REPRESENTS A RURAL CITY OR TOWN AS A MAYOR OR 51

CITY COUNCILPERSON, AS APPOINTED BY THE GOVERNOR. AS USED IN THIS 52

SUBSECTION (7)(d)(II)(C), "RURAL" HAS THE MEANING SET FORTH IN SECTION 53

24-32-3603 (3)(a). 54

(III) FIVE VOTING MEMBERS REPRESENTING THE BROADBAND INDUSTRY: 55

(A) ONE OF WHOM REPRESENTS A WIRELESS PROVIDER, APPOINTED BY 56

THE PRESIDENT OF THE SENATE; 57

(B) ONE OF WHOM REPRESENTS A WIRELINE PROVIDER, APPOINTED BY 58

THE SPEAKER OF THE HOUSE OF REPRESENTATIVES; 59

(C) ONE OF WHOM REPRESENTS A BROADBAND SATELLITE PROVIDER, 60

APPOINTED BY THE MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES; 61

(D) ONE OF WHOM REPRESENTS A CABLE PROVIDER, APPOINTED BY THE 62

MINORITY LEADER OF THE SENATE; AND 63

(E) ONE OF WHOM REPRESENTS A RURAL WIRELINE PROVIDER, 64

APPOINTED BY THE MINORITY LEADER OF THE SENATE; AND 65

(IV) TWO VOTING MEMBERS OF THE PUBLIC: 66

(A) ONE OF WHOM RESIDES IN AN UNSERVED AREA OF THE WESTERN 67

SLOPE OF THE STATE, APPOINTED BY THE GOVERNOR; AND 68

(B) ONE OF WHOM RESIDES IN AN UNSERVED AREA OF THE EASTERN 69

PLAINS OF THE STATE, APPOINTED BY THE MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES.

(e) COMMENCING ON SEPTEMBER 1, 2021:

(I) IF A BOARD MEMBER HAS A CONFLICT OF INTEREST WITH RESPECT TO ANY MATTER ADDRESSED BY THE BOARD, INCLUDING A FINANCIAL INTEREST IN THE MATTER, THE MEMBER SHALL RECUSE HIMSELF OR HERSELF FROM ANY DISCUSSION OR DECISIONS ON THE MATTER;

(II) A BOARD MEMBER APPOINTED PURSUANT TO SUBSECTION (7)(d)(I), (7)(d)(II), OR (7)(d)(IV) OF THIS SECTION IS NOT DEEMED TO HAVE A CONFLICT OF INTEREST MERELY BY VIRTUE OF RESIDING IN OR REPRESENTING AN UNSERVED AREA, A CRITICALLY UNSERVED AREA, OR AN AREA THAT IS THE SUBJECT OF AN APPLICATION BEFORE THE BOARD; AND

(III) A BOARD MEMBER APPOINTED PURSUANT TO SUBSECTION (7)(d)(III) OF THIS SECTION IS DEEMED TO HAVE A CONFLICT OF INTEREST WITH RESPECT TO AN APPLICATION FILED BY AN ENTITY THAT THE BOARD MEMBER REPRESENTS; HOWEVER, IF SUCH APPLICATION IS FILED, THE BOARD MEMBER MAY STILL PARTICIPATE IN DISCUSSIONS ABOUT OTHER APPLICATIONS BEFORE THE BOARD BUT SHALL NOT VOTE ON THOSE OTHER APPLICATIONS.

~~(g)~~ (f) In the event of a tie vote of the board, the application, appeal, proposition, or other matter being voted upon fails.

(g) COMMENCING ON SEPTEMBER 1, 2021, SIX MEMBERS OF THE BOARD CONSTITUTE A QUORUM.

~~(6) Repealed:~~

~~(7)~~ (8) The board shall provide notice to and requests for proposals from incumbent providers, incumbent broadband providers, and local entities about the board's purpose to deploy broadband service in unserved areas. The board shall ensure that both the manner and amount of notice provided under this subsection ~~(7)~~ (8) are adequate and equitable for all potentially eligible applicants.

~~(8)~~ (9) The board shall direct the commission to transfer money, in a manner consistent with this section, from the HCSM account DEDICATED for broadband deployment ~~established in the HCSM~~ PURSUANT TO SUBSECTION (3) OF THIS SECTION to approved grant applicants. The board shall develop criteria for awarding money for new projects to deploy broadband in unserved areas, including:

(a) (I) Developing a project application process that places the burden on an eligible applicant to demonstrate that its proposed project meets the project eligibility criteria established in this subsection ~~(8)~~ (9), including a requirement that the proposal concern a new project, and not a project already in progress, and a requirement to prove that the area to be served by the proposed project is an unserved area.

(II) To prove that the area to be served is an unserved area, the applicant:

(A) Must submit a map and a list of household addresses demonstrating the insufficient availability of broadband service in the area to the board; the board of county commissioners, city council, or other local entity with authority over the area to be served; and all incumbent providers or incumbent broadband providers that provide broadband internet service or broadband service in the area proposed to be served in the application; and

(B) May submit to the board EITHER the written certification of a local entity as described in subsection ~~(8)(a)(III)~~ (9)(a)(III) of this section OR A STATISTICALLY REPRESENTATIVE NUMBER OF SPEED TESTS PERFORMED IN ACCORDANCE WITH SUBSECTION (9)(a)(VII) OF THIS SECTION.

(III) As additional evidence of the insufficient availability of broadband service in the area that an applicant proposes to serve, the applicant may request from a local entity with jurisdiction over the area proposed to be served a written certification that the area is an unserved area. The local entity shall not provide written certification until after the local entity has:

(A) Provided public notice, including notification to any incumbent provider, if any, and held a hearing on the issue; and

(B) Collected, solicited, and reviewed any quantitative data that it deems appropriate regarding the availability of broadband service in the area that the applicant proposes to serve. A local entity must collect, solicit, and review quantitative data in accordance with rules adopted by the ~~executive director of the department of regulatory agencies~~ CHIEF INFORMATION OFFICER, in consultation with the ~~office of information technology created in section 24-37.5-103 and~~ the board, regarding standards concerning quantitative data.

(IV) The board shall establish a notice and comment period of at least sixty days within which any interested party, including a local entity with

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jurisdiction over the area proposed to be served, whether or not the entity provided a written certification as described in subsection ~~(8)(a)(II)~~ (9)(a)(III) of this section, may review and comment on the application.

(V) (A) THE BOARD SHALL DEVELOP A REQUEST FOR PROPOSAL PROCESS UNDER WHICH, FOR EACH CALENDAR YEAR, THE BOARD RESERVES UP TO SIXTY PERCENT OF THE HCSM MONEY ALLOCATED FOR BROADBAND DEPLOYMENT TO AWARD GRANTS TO PROPOSED PROJECTS THAT SERVE CRITICALLY UNSERVED AREAS IDENTIFIED BY THE OFFICE, INCLUDING ANY CRITICALLY UNSERVED AREAS WITHIN THE BOUNDARIES OF AN INDIAN RESERVATION LOCATED WITHIN THE STATE.

(B) AT THE END OF EACH CALENDAR YEAR, ANY OF THE RESERVED MONEY NOT AWARDED THROUGH THE REQUEST FOR PROPOSAL PROCESS REMAINS AVAILABLE FOR DISTRIBUTION THROUGH THE EXISTING GRANT APPLICATION PROCESS.

(C) ALL APPLICATION AND APPEAL PROCESSES AND CRITERIA SET FORTH IN THIS SUBSECTION (9) APPLY TO THE REQUEST FOR PROPOSAL PROCESS; EXCEPT THAT THE REQUIREMENT TO PROVE THAT AN AREA TO BE SERVED BY A PROPOSED PROJECT IS AN UNSERVED AREA AS SET FORTH IN SUBSECTION (9)(a)(I) OF THIS SECTION DOES NOT APPLY AND SUBSECTIONS (9)(a)(II), (9)(a)(III), (9)(b), AND (9)(d) OF THIS SECTION DO NOT APPLY. SUBSECTION (9)(e)(II) OF THIS SECTION ONLY APPLIES TO THE REQUEST FOR PROPOSAL PROCESS IN THE LIMITED MANNER INDICATED IN THAT SUBSECTION.

(D) THE BOARD, IN IMPLEMENTING THE REQUEST FOR PROPOSAL PROCESS, NEED NOT COMPLY WITH THE "PROCUREMENT CODE", ARTICLES 101 TO 112 OF THIS TITLE 24.

(E) THIS SUBSECTION (9)(a)(V) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2024.

(VI) (A) ON OR BEFORE NOVEMBER 1, 2021, THE OFFICE SHALL DEVELOP AND SUBMIT TO THE BOARD ONE OR MORE MAPS IDENTIFYING THE CRITICALLY UNSERVED AREAS IN THE STATE. THE BOARD SHALL UTILIZE THE MAPS SUBMITTED WHEN REVIEWING ANY APPLICATION OR APPEAL PURSUANT TO THIS SECTION.

(B) WITH REGARD TO THE REQUEST FOR PROPOSAL PROCESS SET FORTH IN SUBSECTION (9)(a)(V) OF THIS SECTION, BASED ON THE MAPS SUBMITTED, THE BOARD SHALL CHOOSE CRITICALLY UNSERVED AREAS FOR WHICH THE BOARD SHALL SOLICIT PROPOSED PROJECT BIDS TO SERVE THOSE AREAS. IN CHOOSING THE CRITICALLY UNSERVED AREAS FOR WHICH THE BOARD WILL SOLICIT PROPOSED PROJECT BIDS, THE BOARD SHALL STRIVE TO ENSURE GEOGRAPHIC DIVERSITY AMONG THE AREAS CHOSEN. THIS SUBSECTION (9)(a)(VI)(B) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2024.

(VII) IF AN APPLICANT FILING AN APPLICATION OR AN APPELLANT FILING AN APPEAL PURSUANT TO SUBSECTION (9)(k)(III) OF THIS SECTION SUBMITS, AS PART OF THE APPLICATION OR APPEAL, A SPEED TEST PERFORMED ON AN INCUMBENT PROVIDER'S NETWORK, THE SPEED TEST SHALL BE PERFORMED IN ACCORDANCE WITH INDUSTRY-STANDARD SPEED-TEST PROTOCOLS AS IDENTIFIED BY THE FCC.

(b) Developing a methodology for determining whether a proposed project will serve unserved areas. The board's methodology must give substantial weight to a local entity's written certification on the issue of whether the area to be served is an unserved area.

(c) Denying funding for applications that overbuild areas receiving federal sources of high cost support or federal broadband grants for construction of a broadband network that will be completed within twenty-four months after the date that the applicant filed the application so as to maximize the total available state and federal support for rural broadband development. An incumbent broadband provider receiving federal funds must submit to the board an affidavit from a company officer that the build-out will be completed within the twenty-four-month period. Upon completion of the project, an incumbent broadband provider will provide documentation to the board that demonstrates that the unserved addresses meet the minimum download and upload speeds established in the FCC's definition of high-speed internet access or broadband. If the incumbent broadband provider fails to meet the commitment made in the affidavit filed, the board may award a grant to another provider to provide service for the addresses that remain unserved.

~~(c-5)~~ (d) Denying funding for overbuilding of existing broadband networks in order to maximize the total available support for financing rural broadband development;

~~(d)~~ (e) Ensuring that a proposed project includes:

(l) Access to measurable speeds of at least ten megabits per second

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downstream and one megabit per second upstream or measurable speeds at least equal to the FCC's definition of high-speed internet access or broadband, whichever is faster;

(II) (A) EXCEPT AS PROVIDED IN SUBSECTION (9)(e)(II)(B) OF THIS SECTION, independent funding secured for at least twenty-five percent of the total cost of the proposed project. ~~and~~

(B) THE BOARD MAY AUTHORIZE A PROPOSED PROJECT AWARDED GRANT MONEY PURSUANT TO SUBSECTION (9)(a)(V) OF THIS SECTION TO SECURE A LESSER AMOUNT OF INDEPENDENT FUNDING IF THE PROPOSED PROJECT MEETS THE CRITERIA SET FORTH IN THIS SUBSECTION (9) AND THE AMOUNT OF INDEPENDENT FUNDING SECURED IS THE HIGHEST AMOUNT OF INDEPENDENT FUNDING PROPOSED AMONG MULTIPLE PROPOSALS TO SERVE THE AREA TO BE SERVED BY THE PROPOSED PROJECT. THIS SUBSECTION (9)(e)(II)(B) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2024.

(III) A requirement to utilize any award granted from the ~~fund~~ HCSM ACCOUNT DEDICATED TO BROADBAND DEPLOYMENT PURSUANT TO SUBSECTION (3) OF THIS SECTION for infrastructure purposes only and not for operations;

~~(f)~~ (f) Providing additional consideration for proposed projects that ~~include~~ INCLUDES at least some of the following factors:

(I) Proposed projects that provide service to residential and business addresses that lack broadband internet service at measurable speeds of at least ten megabits per second downstream and one megabit per second upstream;

(II) Proposed projects that are endorsed by local entities interested in obtaining broadband internet service in unserved areas of the state;

(III) Proposed projects that have speeds of at least ten megabits per second downstream and one megabit per second upstream or measurable speeds at least equal to the FCC's definition of high-speed internet access or broadband, whichever is faster;

(IV) Proposed projects for which the applicant has an established record of operation in the area of the grant application; ~~and~~

(V) Proposed projects providing last-mile broadband service, which is defined as the portion of broadband service that delivers an internet connection to an end user; ~~that lacks access to broadband service at measurable speeds greater than fifty-six kilobits per second;~~ AND

(VI) PROPOSED PROJECTS THAT PROVIDE DISCOUNTED BROADBAND SERVICE TO LOW-INCOME HOUSEHOLDS;

~~(f)~~ (g) Providing an assessment of the following factors:

(I) Whether the proposed project will provide services via a licensed or unlicensed means of transmission;

(II) The cost-effectiveness of the proposed project's proposed method for expanding broadband internet service into unserved areas; and

(III) The reliability of the network providing broadband services;

~~(g)~~ (h) (I) With regard to an applicant that has submitted a proposed project to the board, affording each incumbent provider in the area that is not providing access to a broadband network in the unserved area a right of first refusal regarding the implementation of a project in the unserved area.

(II) If an incumbent provider proposes a project for the area, the incumbent provider commits to providing access to a broadband network:

(A) Within one year after the applicant's submission of a proposed project;

(B) At demonstrated downstream and upstream speeds equal to or faster than the speeds indicated in the applicant's proposed project; and

(C) At a cost per household in the area to be served that is equal to or less than the cost per household indicated in the applicant's proposed project.

~~(h)~~ (i) Ensuring that broadband service grant awards are not provided in areas other than unserved areas;

~~(i)~~ (j) In the case of a franchise agreement, ensuring that broadband service grant awards are not provided in areas with a population density large enough to require service under an existing franchise agreement;

~~(j)~~ (k) Establishing a grant award process that:

(I) Allows an applicant to apply for grants on multiple projects in a given year if the applicant makes a separate application for each project. The board may approve more than one of the applicant's projects within a single year.

(II) Ensures the geographically equitable distribution of grant awards;

(III) Provides for an appeals process for any party aggrieved by an award or denial of grant money, whether exercising a right of first refusal, having filed any comments regarding the initial grant application, or both. If a provider of broadband service or a broadband network that alleges funding

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provided pursuant to this section will overbuild the provider's broadband network, the provider is an aggrieved party with standing to appeal under this subsection ~~(8)(j)(III)~~ (9)(k)(III).

(IV) Requires the board to consider appeals alleging that the application area is no longer unserved because federal support improves a broadband network for service locations that are adjacent to the area receiving the federal award and are within the application area;

~~(*)~~ (I) Establishing reporting and accountability requirements for a project receiving financial support from the ~~fund~~ HCSM ACCOUNT DEDICATED TO BROADBAND DEPLOYMENT PURSUANT TO SUBSECTION (3) OF THIS SECTION, including contractual requirements that:

(I) The applicant secure a performance bond for the project, as appropriate;

(II) The applicant demonstrate an ability to provide broadband service at a reasonable cost per household in the area to be served by the proposed project;

(III) The applicant demonstrate an ability to complete the proposed project within a reasonable time, not to exceed two years, unless delayed by a government entity; ~~and~~

(IV) Prohibit an applicant from using grant award ~~moneys~~ MONEY to offer, provide, or sell broadband services in an area not meeting the definition of unserved area;

(V) THE APPLICANT, ON AN ANNUAL BASIS UNTIL THE GRANT MONEY HAS BEEN FULLY EXPENDED, REPORT TO THE BOARD ON THE FOLLOWING:

(A) THE NUMBER OF HOMES AND BUSINESSES THAT THE APPLICANT'S GRANT-SUPPORTED BROADBAND NETWORK SERVES;

(B) THE NUMBER OF ADDITIONAL HOMES AND BUSINESSES THAT THE APPLICANT EXPECTS TO SERVE THROUGH THE GRANT-SUPPORTED BROADBAND NETWORK WITHIN THE FOLLOWING YEAR; AND

(C) THE SPEED TIERS, ADVERTISED RATES, AND SERVICES THAT THE APPLICANT OFFERS TO CUSTOMERS THROUGH THE GRANT-SUPPORTED BROADBAND NETWORK, INCLUDING SPEED TIERS, RATES, AND OTHER SERVICES THAT THE APPLICANT OFFERS TO LOW-INCOME HOUSEHOLDS; AND

(VI) THE APPLICANT, AFTER THE GRANT MONEY HAS BEEN FULLY EXPENDED, PROVIDE THIRD-PARTY PERFORMANCE-TESTING CERTIFICATION, BASED ON FCC-APPROVED PERFORMANCE-TESTING PROTOCOLS, THAT THE PROJECT MEETS THE ORIGINAL DESIGN OF, AND PROVIDES THE MEASURABLE SPEEDS, RATES, AND SERVICES SET FORTH IN, THE APPLICATION;

(m) (I) COMMENCING IN THE GRANT FUNDING CYCLE THAT BEGINS IMMEDIATELY AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (9)(m), REQUIRING AN APPLICANT, OR AN APPELLANT FILING AN APPEAL PURSUANT TO SUBSECTION (9)(k)(III) OF THIS SECTION, TO SUBMIT, IN THE FORM AND MANNER DETERMINED BY THE OFFICE OR, IF THE FCC ADOPTS REGULATIONS REQUIRING THE SUBMISSION OF GRANULAR COVERAGE DATA, IN THE FORM AND MANNER REQUIRED BY THE FCC, GRANULAR COVERAGE DATA TO THE OFFICE. IF THE FCC ADOPTS SUCH REGULATIONS, THE OFFICE SHALL NOT IMPOSE ANY GRANULAR COVERAGE DATA SUBMISSION REQUIREMENTS THAT ARE MORE ONEROUS OR LESS STRINGENT THAN THE REQUIREMENTS SET FORTH IN THE FCC'S REGULATIONS. UPON REQUEST OF THE BOARD, THE OFFICE SHALL INFORM THE BOARD IF AN APPLICANT HAS SUBMITTED THE GRANULAR COVERAGE DATA IN ACCORDANCE WITH THIS SUBSECTION (9)(m).

(II) GRANULAR COVERAGE DATA SUBMITTED PURSUANT TO THIS SUBSECTION (9)(m) IS NOT A PUBLIC RECORD AS DEFINED IN, AND IS NOT SUBJECT TO PUBLIC DISCLOSURE UNDER, THE "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF THIS TITLE 24.

(III) AS USED IN THIS SUBSECTION (9)(m), "GRANULAR COVERAGE DATA" MEANS MAPPING DATA PRESENTED IN THE FORM OF A COVERAGE POLYGON OR LOCATION COORDINATES THAT REFLECTS:

(A) THE MAXIMUM DOWNLOAD AND UPLOAD SPEEDS AVAILABLE IN EACH AREA;

(B) THE TECHNOLOGY USED TO PROVIDE THE SERVICE; AND

(C) A DIFFERENTIATION AMONG RESIDENTIAL-ONLY, BUSINESS-ONLY, AND RESIDENTIAL-AND-BUSINESS BROADBAND SERVICES.

~~(8.3)~~ (10) (a) The board shall periodically review the websites of the federal trade commission and the FCC to determine whether either of those federal agencies has issued a final order or entered into a settlement or consent decree regarding any:

(I) Applicant seeking broadband deployment grant money from the board; or

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(II) Internet service provider, as defined in section 40-15-209 (4)(b), to which the board has awarded broadband deployment grant money.

(b) The board shall review any order or decree described in subsection ~~(8.3)~~(a)(10)(a) of this section to determine whether the internet service provider that is the subject of the order or decree has engaged in conduct prohibited by section 40-15-209 (1)(a) to (1)(d). The board shall deny the application of any applicant subject to such a federal order or decree and shall inform the commission pursuant to section 40-15-209 (2)(a) about any internet service provider awarded broadband deployment grant money that is subject to such an order or decree.

~~(8.5)~~ (11) (a) The board shall deny an application that contains an area that does not meet the definition of unserved area and shall grant an appeal to an incumbent broadband provider that demonstrates, by a preponderance of the evidence, that an area covered by an application does not meet the definition of unserved area.

(b) If all other application requirements remain met, an application may be amended at any time to remove from the application coverage of an area that does not meet the criteria established pursuant to this section. Alternatively, the board may award a partial grant for an area that does meet the criteria.

~~(9)~~ (12) (a) The board shall report annually to the transportation and ~~energy~~ LOCAL GOVERNMENT committee and the business affairs and labor committee in the house of representatives and to the ~~agriculture, natural resources,~~ TRANSPORTATION and energy committee and business, labor, and technology committee in the senate, or their successor committees, on the projects supported by money from the HCSM account dedicated to broadband deployment PURSUANT TO SUBSECTION (3) OF THIS SECTION in a given year, including information on:

- (I) The number of projects;
- (II) The location of each project;
- (III) The amount of funding received for each project; and
- (IV) A description of each project.

(b) Notwithstanding section 24-1-136 (11), ~~C.R.S.~~, the report required under this subsection ~~(9)~~ (12) continues indefinitely.

~~(10)~~ (13) Local entities are encouraged to cooperate with respect to timelines and permit fees concerning projects in their geographic area.

~~(10.5)~~ (14) (a) The board may apply for OR OTHERWISE RECEIVE federal funding of broadband deployment projects and programs. IF THE BOARD RECEIVES ANY FEDERAL FUNDING, THE BOARD SHALL UTILIZE THE REQUEST FOR PROPOSAL PROCESS ESTABLISHED UNDER, OR SUBSTANTIALLY SIMILAR TO THE PROCESS ESTABLISHED UNDER, SUBSECTION (9)(a)(V) OF THIS SECTION TO DISTRIBUTE THE FEDERAL FUNDS AS SOON AS PRACTICABLE, SO LONG AS SUCH PROCESS COMPLIES WITH FEDERAL REQUIREMENTS FOR USE OF THE FUNDS AND THE FUNDS ARE USED FOR CRITICALLY UNSERVED AREAS.

(b) The HCSM third-party contractor shall maintain any federal money awarded for broadband deployment in a separate account of the HCSM that is dedicated to allocating federal broadband deployment money. The commission is authorized to disburse any money from the account as directed by the board.

~~(b) (I) Following the model of New York's petition for expedited waiver, the board shall immediately petition the FCC for a waiver from the auction rules that prohibit a state entity from applying for connect America fund phase II auction money to allow the board itself to allocate auction money for broadband deployment projects approved by the board;~~

~~(II) After submitting the petition to the FCC, the board may:~~

~~(A) File any additional documentation that the FCC requires of the board in considering the board's petition; and~~

~~(B) Coordinate with the FCC to develop any conditions that the FCC might require to grant the petition;~~

~~(III) If the FCC grants the board's petition and awards the board auction money:~~

~~(A) The HCSM third-party contractor shall maintain any federal money awarded from the auction in the separate account of the HCSM described in subsection (10.5)(a) of this section; and~~

~~(B) The commission is authorized to disburse the federal money in that account for broadband deployment grants as directed by the board;~~

~~(IV) The board may coordinate with the FCC to comply with any conditions established by the FCC in granting the petition. If any such FCC conditions impose project eligibility, application process, award criteria, or other requirements that are distinct from the requirements set forth in this section or established by the board pursuant to this section, the commission~~

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may, by rule and in consultation with the board, establish requirements that comply with the FCC's conditions, except that any requirements established by the commission by rule pursuant to this subsection (10.5)(b) must apply only to broadband deployment projects that are eligible to receive auction money.

(c) As used in this subsection (10.5):

(I) "Auction rules" refers to the FCC's rules in 47 CFR 54.309 to 54.316, which rules concern the implementation of the connect America fund phase II auction.

(II) "Connect America fund phase II auction" or "auction" refers to a ten-year auction of federal money through which the FCC will allocate money, by means of a competitive bidding process, to telecommunications providers who commit to providing voice and broadband service in high-cost areas of the nation in accordance with the FCC's auction rules.

(III) "New York's petition for expedited waiver" refers to a petition that the state of New York filed with the FCC seeking a waiver from the FCC's auction rules with regard to the rules' limitation prohibiting state entities from applying for federal money through the auction. The FCC granted the waiver request on January 26, 2017, thus authorizing the state of New York to directly receive and allocate auction money to broadband projects within the state.

(10.6)(a)(I) Following the model of New York's petition for expedited waiver, the board, on or before January 1, 2019, shall petition the FCC for a waiver from the FCC's rules concerning the remote areas fund to seek FCC authorization for the board to itself allocate remote areas fund money for broadband deployment projects in Colorado.

(II) After submitting the petition to the FCC, the board may:

(A) File any additional documentation that the FCC requires of the board in considering the board's petition; and

(B) Coordinate with the FCC to develop any conditions that the FCC might require to grant the petition.

(b) If the FCC denies the board's petition, the board shall not file a new petition or otherwise subsequently apply for money from the remote areas fund.

(c) If the FCC grants the board's petition:

(I) The HCSM third-party contractor shall maintain any federal money awarded through the remote areas fund in a separate account of the HCSM that is dedicated to allocating the federal money in compliance with any conditions established by the FCC in granting the petition;

(II) The commission is authorized to disburse the federal money in that account for broadband deployment grants as authorized by the board and in compliance with any conditions established by the FCC in granting the petition; and

(III) The board is authorized to coordinate with the FCC to comply with any conditions established by the FCC in granting the petition. If any such FCC conditions impose project eligibility, application process, award criteria, or other requirements that are distinct from the requirements set forth in this section or established by the board pursuant to this section, the commission may, by rule and in consultation with the board, establish requirements that comply with the FCC's conditions, except that any requirements established by the commission by rule pursuant to this subsection (10.6) must apply only to broadband deployment projects that are eligible to receive the federal remote areas fund money.

(d) As used in this subsection (10.6):

(I) "Auction rules" refers to the FCC's rules in 47 CFR 54.309 to 54.316, which rules concern the implementation of the connect America fund phase II auction.

(II) "Connect America fund" refers to the federal universal service high-cost program that allows eligible telecommunications providers to recover some of their costs from the federal government for providing voice and broadband service in high-cost areas.

(III) "Connect America phase II auction" refers to a ten-year auction of federal money through which the FCC will allocate money through a competitive bidding process to telecommunications providers who commit to providing voice and broadband service in high-cost areas of the nation in accordance with the FCC's auction rules.

(IV) "New York's petition for expedited waiver" refers to a petition that the state of New York filed with the FCC seeking a waiver from the FCC's auction rules, which waiver the FCC granted on January 26, 2017.

(V) "Remote areas fund" refers to a fund created by the FCC as part of its connect America fund to facilitate broadband deployment in extremely high-cost areas of the nation.

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~~(10.7)~~ (15) The board shall make every effort to ensure that a project funded pursuant to this section does not overbuild any project supported or approved by the department of local affairs.

~~(10.9)~~ (16) As used in this section:

(a) "BROADBAND" OR "BROADBAND SERVICE" HAS THE MEANING SET FORTH IN SECTION 40-15-102 (3.3).

(b) "BROADBAND INTERNET SERVICE" HAS THE MEANING SET FORTH IN SECTION 40-15-102 (3.5).

(c) "BROADBAND NETWORK" HAS THE MEANING SET FORTH IN SECTION 40-15-102 (3.7).

(d) "COMMISSION" MEANS THE PUBLIC UTILITIES COMMISSION CREATED IN SECTION 40-2-101.

(e) "COMPETITIVE LOCAL EXCHANGE CARRIER" MEANS A LOCAL EXCHANGE PROVIDER THAT IS NOT THE INCUMBENT LOCAL EXCHANGE CARRIER IN AN IDENTIFIED EXCHANGE AREA.

(f) "CRITICALLY UNSERVED", WHEN USED TO DESCRIBE A HOUSEHOLD OR AREA, MEANS A HOUSEHOLD OR AREA THAT LACKS ACCESS TO AT LEAST ONE NONSATELLITE PROVIDER OF BROADBAND SERVICE DELIVERED AT MEASURABLE SPEEDS OF EITHER AT LEAST TEN MEGABITS PER SECOND DOWNSTREAM AND ONE MEGABIT PER SECOND UPSTREAM OR AT MEASURABLE SPEEDS AT LEAST EQUAL TO ONE-HALF OF THE MINIMUM MEASURABLE SPEEDS THAT QUALIFY AS BROADBAND UNDER THE FCC DEFINITION AND ROUNDED UP TO THE NEAREST WHOLE NUMBER, WHICHEVER IS FASTER.

(g) ~~40-15-102 (6.7)~~ "Eligible applicant" means an applicant seeking grant funding for a proposed broadband project under THIS section ~~40-15-509.5~~ with a sufficient business track record to indicate that the applicant's operations will be sustainable after receiving infrastructure support under THIS section. ~~40-15-509.5~~. The term is limited to for-profit entities; except that a nonprofit telephone cooperative, including its affiliates and subsidiaries, or a nonprofit rural electric association that existed on May 10, 2014, qualifies as an "eligible applicant". The term is not limited to a current recipient of high cost support mechanism funds.

(h) "FCC" MEANS THE FEDERAL COMMUNICATIONS COMMISSION.

(i) "HIGH COST SUPPORT MECHANISM" OR "HC SM" MEANS THE SUPPORT MECHANISM CREATED PURSUANT TO SECTION 40-15-208.

~~(a)~~ (j) "Incumbent broadband provider" means a provider that offers broadband internet service over a broadband network in an area covered by an application filed pursuant to this section.

(k) "INCUMBENT PROVIDER" HAS THE MEANING SET FORTH IN SECTION 40-15-102 (9.5).

(l) ~~40-15-102 (10.5)~~ "Infrastructure" means the facilities or equipment used in the deployment of broadband service.

(m) ~~40-15-102 (17.5)~~ (I) "Local entity" means elected members of a county or municipal government OR THE ELECTED MEMBERS OF A METROPOLITAN DISTRICT THAT LIES WHOLLY WITHIN THE UNINCORPORATED PART OF A COUNTY.

(II) ~~For purposes of~~ AS USED IN this subsection ~~(17.5)~~; (16)(m):

(A) "METROPOLITAN DISTRICT" HAS THE MEANING SET FORTH IN SECTION 32-1-103 (10).

(B) "Municipal government" means a home rule or statutory city, town, or city and county or a territorial charter city.

~~(b)~~ (m) "Overbuild" or "overbuilding" means providing a broadband network to a household or households that:

(I) At the time of application, either have access to a broadband network or have received federal sources of high cost support or federal broadband grants to provide access to a broadband network; and

(II) Account for twenty percent or more of the total household or households to be served by a proposed wireless project.

(n) "UNSERVED AREA" HAS THE MEANING SET FORTH IN SECTION 40-15-102 (32).

~~(11)~~ (17) This section is repealed, effective September 1, 2024. Before its THE repeal, the powers, duties, and functions of the board regarding the deployment of broadband services into unserved areas are scheduled for review in accordance with section 24-34-104.

SECTION 3. In Colorado Revised Statutes, 24-72-202, **add** (6)(b)(XV) as follows:

24-72-202. Definitions. As used in this part 2, unless the context otherwise requires:

(6) (b) "Public records" does not include:

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(XV) GRANULAR COVERAGE DATA, AS DEFINED IN AND SUBMITTED TO THE OFFICE OF INFORMATION TECHNOLOGY PURSUANT TO SECTION 24-37.5-118 (9)(m).

SECTION 4. In Colorado Revised Statutes, 40-15-102, **repeal** (6.5) as follows:

40-15-102. Definitions. As used in this article 15, unless the context otherwise requires:

(6.5) ~~"Distributed equitably" means that distribution by the commission of high cost support mechanism funding to eligible providers shall be accomplished using regulatory principles that are neutral in their effect, that do not favor one class of providers over another, and that do not cause any eligible telecommunications provider to experience a reduction in its high cost support mechanism support revenue requirement based upon commission rules that are not applicable to other telecommunications providers.~~

SECTION 5. In Colorado Revised Statutes, 6-26-101, **amend** (1) as follows:

6-26-101. Complaints to federal trade commission - attorney general to provide guidance. (1) The attorney general or the attorney general's designee, in collaboration with the broadband deployment board created in section ~~40-15-509.5 (5)~~ 24-37.5-118, shall develop written guidance for consumers seeking to file a complaint with the federal trade commission to allege that an internet service provider, as defined in section 40-15-209 (4)(b), has engaged in any practice that violates federal law regarding interference with the open internet.

SECTION 6. In Colorado Revised Statutes, 40-15-208, **amend** (2)(a)(I)(B) as follows:

40-15-208. High cost support mechanism - Colorado high cost administration fund - creation - purpose - operation - rules - report - repeal. (2) (a) (I) The commission is hereby authorized to establish a mechanism for the support of universal service, also referred to in this section as the "high cost support mechanism", which must operate in accordance with rules adopted by the commission. The primary purpose of the high cost support mechanism is to provide financial assistance as a support mechanism to:

(B) Provide access to broadband service in unserved areas pursuant to this section and section ~~40-15-509.5~~ 24-37.5-118 only.

SECTION 7. In Colorado Revised Statutes, 40-15-209, **amend** (1) introductory portion, (2)(a), and (2)(c) as follows:

40-15-209. Net neutrality conditions for internet service providers to receive high cost support mechanism money - definitions. (1) Except as provided in subsection (3) of this section, an internet service provider that is otherwise eligible to receive money through a grant from the broadband deployment board pursuant to section ~~40-15-509.5~~ 24-37.5-118 or through any state fund established to help finance broadband deployment is not eligible to receive that money if the internet service provider:

(2) (a) If the commission learns from the broadband deployment board that a federal agency has issued a final order or entered into a settlement or consent decree regarding, or a court of competent jurisdiction has issued a final judgment against, an internet service provider and that the board has determined from the order, decree, or judgment that the internet service provider has engaged in conduct specified in subsection (1) of this section, the commission shall issue a written order to the internet service provider requiring the internet service provider to fully refund any money that the internet service provider received in the twenty-four months preceding the board's determination from the high cost support mechanism pursuant to a grant awarded by the broadband deployment board under section ~~40-15-509.5~~ 24-37.5-118.

(c) The third-party contractor that maintains the high cost support mechanism shall allocate any money refunded to the high cost support mechanism pursuant to this subsection (2) to the high cost support mechanism account dedicated to broadband deployment, which account is described in section ~~40-15-509.5 (3)~~ 24-37.5-118 (3).

SECTION 8. In Colorado Revised Statutes, 40-15-502, **amend** (5)(a) as follows:

40-15-502. Expressions of state policy. (5) **Universal service support mechanisms.** (a) In order to accomplish the goals of universal basic service, universal access to advanced service under section ~~40-15-509.5~~ 24-37.5-118, and any revision of the definition of basic service under subsection (2) of this section, the commission shall create a system of support mechanisms to assist in the provision of basic service and advanced service in high-cost areas. The commission shall fund these support mechanisms equitably

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and on a nondiscriminatory, competitively neutral basis through assessments, which may include a rate element, on all telecommunications providers in Colorado. A provider's eligibility to receive support for basic service under the support mechanisms is conditioned upon the provider's offering basic service throughout an entire support area.

SECTION 9. Repeal of provisions being relocated in this act. In Colorado Revised Statutes, **repeal** 40-15-102 (6.7), (10.5), and (17.5) and 40-15-509.5.

SECTION 10. Applicability. This act applies to applications filed on or after the effective date of this act.

SECTION 11. 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 102, after "THEREWITH," insert "MOVING THE BOARD FROM THE DEPARTMENT OF REGULATORY AGENCIES TO THE OFFICE OF INFORMATION TECHNOLOGY,".

Finance

After consideration on the merits, the Committee recommends that **SB21-260** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 15, line 12, strike "21-____," and substitute "21-260,".

Page 44, line 4, strike "TWENTY-NINE" and substitute "FORTY-SEVEN".

Page 45, line 12, strike "21-____," and substitute "21-260,".

Page 46, line 2, strike "21-____," and substitute "21-260,".

Page 80, line 15, strike "21-____," and substitute "21-260,".

Page 80, line 21, strike "21-____," and substitute "21-260,".

Page 90, line 27, strike "21-____," and substitute "21-260,".

Page 91, line 3, strike "21-____," and substitute "21-260,".

Page 91, line 19, after "EFFICIENCY" insert "AND CURRENT FUEL EFFICIENCY FOR THE MOST FUEL-EFFICIENT MOTOR VEHICLES".

Page 91, line 23, after "EFFICIENCY" insert "AND FUTURE FUEL EFFICIENCY FOR THE MOST FUEL-EFFICIENT MOTOR VEHICLES".

Page 144, strike lines 15 through 18 and substitute:

"(VIII) (A) FOR ANY REGISTRATION PERIOD THAT BEGINS ON OR AFTER JANUARY 1, 2022, BUT BEFORE JANUARY 1, 2023, THE AMOUNT OF EACH ROAD SAFETY SURCHARGE IMPOSED PURSUANT TO SUBSECTION (1)(a)(I) OF THIS SECTION IS REDUCED BY ELEVEN DOLLARS AND TEN CENTS.

(B) FOR ANY REGISTRATION PERIOD THAT BEGINS ON OR AFTER JANUARY 1, 2023, BUT BEFORE JANUARY 1, 2024, THE AMOUNT OF EACH ROAD SAFETY SURCHARGE IMPOSED PURSUANT TO SUBSECTION (1)(a)(I) OF THIS SECTION IS REDUCED BY FIVE DOLLARS AND FIFTY-FIVE CENTS."

Page 147, strike line 10.

Page 147, line 11 strike "created." and substitute:

"(2) (a) (I) The SCOPE OF THE EXISTING statewide bridge enterprise is hereby created IN THIS SUBSECTION (2)(a)(I) IN 2009 IS HEREBY EXPANDED TO INCLUDE BOTH DESIGNATED BRIDGE PROJECTS AND SURFACE TRANSPORTATION INFRASTRUCTURE PROJECTS FOR TUNNELS, AND THE NAME OF THE EXPANDED ENTERPRISE IS THE STATEWIDE BRIDGE AND TUNNEL ENTERPRISE."

Page 159, line 17, strike "TWO AND ONE-HALF MILLION" and substitute "TWO MILLION FIVE HUNDRED THOUSAND".

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Page 165, line 1, strike "(d)" and substitute "(e)".
 Page 165, line 22, strike "(e)" and substitute "(f)".
 Page 167, line 3, strike "(5)" and substitute "(6)".
 Renumber succeeding subsections accordingly.
 Page 197, line 3, strike "21- _____" and substitute "21-260".
 Page 197, line 5, strike "21- _____" and substitute "21-260".
 Page 197, line 7, strike "21- _____" and substitute "21-260".
 Page 197, line 10, strike "act" and substitute "act,".
 Page 197, line 11, strike "law" and substitute "law, in which case section 43-4-1103 (2)(a)(IV)".

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Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

May 11, 2021

Mr. President:

The House has adopted and returns herewith SJR21-016.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SJR21-022 by Senator(s) Cooke and Ginal; also Representative(s) McKean and Bird--Concerning declaring the week of May 9-15, 2021, as Police Week, and, in connection therewith, declaring May 15, 2021, as Peace Officers' Memorial Day.

Laid over until Friday, May 14, 2021.

SJR21-023 by Senator(s) Donovan; --Concerning Colorado "Public Lands Day", and, in connection therewith, recognizing May 15, 2021, as the fifth annual "Public Lands Day" in Colorado.

Laid over until Wednesday, May 12, 2021.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB21-268 by Senator(s) Zenzinger and Lundeen; also Representative(s) McLachlan and McCluskie-- Concerning the financing of public schools, and, in connection therewith, making an appropriation.
 Education

HB21-1232 by Representative(s) Roberts and Jodeh, Mullica, Amabile, Bernett, Caraveo, Cutter, Duran, Gonzales-Gutierrez, Hooton, Kennedy, Kipp, McCluskie, McCormick, Ortiz, Ricks, Sirota, Tipper, Valdez A., Weissman, Woodrow; also Senator(s) Donovan, Bridges, Danielson, Gonzales, Jaquez Lewis, Pettersen, Story, Winter--Concerning the establishment of a

standardized health benefit plan to be offered in Colorado, and, in connection therewith,
making an appropriation.
Health & Human Services

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DELIVERY TO THE GOVERNOR

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To the Governor for signature on Wednesday, May 11, 2021, at 4:55P.M.:
SB21-143, 147, and 226.

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

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The President has signed: SJR21-016.

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On motion of Senator Lee, the Senate adjourned until 9:00 a.m., Wednesday, May 12,
2021.

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Approved:

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Leroy M. Garcia
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-third General Assembly
STATE OF COLORADO
 First Regular Session

89th Legislative Day Wednesday, May 12, 2021

Prayer By Senator Sonnenberg 10-11

Call to Order By the President at 9:00 a.m. 12-13

Roll Call Present--34 14-15
 Excused--1, Holbert 16-17
 Present later--1, Holbert 18-19
 Remote--1, Scott 20-21

Quorum The President announced a quorum present. 22-23

Pledge By Senator Kirkmeyer 24-25

Reading of the Journal On motion of Senator Kolker, reading of the Journal of Tuesday, May 11, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. 26-27

SENATE SERVICES REPORT

Correctly Printed: SB21-268; SJR21-022 and 023. 33

Correctly Engrossed: SB21-009, 025, 057, 076, 131, 193, 194, 246, and 250. 34

Correctly Reengrossed: SB21-137 and 254. 35

Correctly Revised: HB21-1221 and 1259. 36

Correctly Rerevised: HB21-1015, 1168, 1235, and 1256. 37

Correctly Enrolled: SB21-142 and 191. 38

COMMITTEE OF REFERENCE REPORTS

Appropriations After consideration on the merits, the Committee recommends that **SB21-014** be **postponed indefinitely**. 44-45

Appropriations After consideration on the merits, the Committee recommends that **SB21-200** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. 46-47

Amend printed bill, page 22, after line 20 insert: 48-49

"SECTION 7. Appropriation. (1) For the 2021-22 state fiscal year, \$1,132,993 is appropriated to the department of public health and environment for use by administration and support. This appropriation is from the general fund. To implement this act, the division may use this appropriation as follows: 50-51

- (a) \$332,482 for health, life, and dental; 52
- (b) \$4,027 for short-term disability; 53
- (c) \$118,437 for amoritization equalization disbursement; 54
- (d) \$118,437 for supplemental amoritization equalization disbursement; 55
- (e) \$319,020 for the purchase of legal services; and 56
- (f) \$240,590 for the purchase of information technology services. 57

(2) For the 2021-22 state fiscal year, \$3,179,861 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 58-59

division may use this appropriation as follows:

(a) \$2,089,072 for personal services related to stationary sources, which amount is based on an assumption that the division will require an additional 31.0 FTE; and

(b) \$1,090,789 for operating expenses related to stationary sources.

(3) For the 2021-22 state fiscal year, \$319,020 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)(e) of this section and is based on an assumption that the department of law will require an additional 1.7 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.

(4) For the 2021-22 state fiscal year, \$240,590 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 public health and environment under subsection (1)(f) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of public health and environment.

(5) For the 2021-22 state fiscal year, \$88,351 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 0.9 FTE. To implement this act, the office may use this appropriation for program costs."

Renumber succeeding sections accordingly.

Page 1, line 103, strike "GASES AND" and substitute "GASES,".

Page 1, line 105, strike "COMMUNITIES." and substitute "COMMUNITIES, AND MAKING AN APPROPRIATION.".

Appropriations

After consideration on the merits, the Committee recommends that **SB21-265** 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 **SB21-260** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 33, line 7, after the period add "UPON RECEIPT OF SUCH REIMBURSEMENT, THE COLORADO ENERGY OFFICE SHALL INSTRUCT THE STATE TREASURER TO TRANSFER FROM THE ENERGY FUND TO THE GENERAL FUND THE AMOUNT NEEDED TO FULLY REPAY THE AMOUNT OF ANY GENERAL FUND MONEY APPROPRIATED TO THE ENERGY FUND FOR THE PURPOSE OF FUNDING THE LOAN MADE PURSUANT TO THIS SUBSECTION (5)(b) PLUS THE INTEREST INCLUDED IN THE REIMBURSEMENT.".

Page 65, line 24, after the period add "UPON RECEIPT OF SUCH REIMBURSEMENT, THE DEPARTMENT SHALL REMIT TO THE STATE TREASURER FOR CREDITING TO THE GENERAL FUND THE AMOUNT NEEDED TO FULLY REPAY THE AMOUNT OF ANY GENERAL FUND MONEY APPROPRIATED TO THE DEPARTMENT FOR THE PURPOSE OF FUNDING THE LOAN MADE PURSUANT TO THIS SUBSECTION (5)(b) PLUS THE INTEREST INCLUDED IN THE REIMBURSEMENT.".

Page 197, after line 1 insert:

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1 "SECTION 52. Appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting for the fiscal year beginning July 1, 2021. Section
2 of SB 21-205, amend Part IV (1)(C), as follows:

3 Section 2. **Appropriation.**

4 **PART IV**

5 **GOVERNOR - LIEUTENANT GOVERNOR - STATE PLANNING AND BUDGETING**

6
7 **(1) OFFICE OF THE GOVERNOR**

8 **(C) Colorado Energy Office**

| | | | |
|------------------------------|------------|-----------|----------------------------------|
| 9 Program Administration | 6,257,311 | 2,625,625 | 3,631,686(I) |
| 10 | (24.8 FTE) | | |
| 11 Electric Vehicle Charging | | | |
| 12 Station Grants | 1,036,204 | | 1,036,204^a |
| 13 | | | 1,036,204 |
| 14 Legal Services | 486,329 | 433,951 | 52,378(I) |
| 15 Vehicle Lease Payments | 13,182 | 13,182 | |
| 16 Leased Space | 218,835 | 218,835 | |
| 17 Indirect Cost Assessment | 153,808 | 37,763 | 116,045(I) |
| 18 | <hr/> | | |
| | 8,165,669 | | |

19
20 ^a This amount shall be from the Electric Vehicle Grant Fund created in Section 24-38.5-103 (1)(a), C.R.S. THIS AMOUNT IS SHOWN FOR INFORMATIONAL PURPOSES ONLY BECAUSE THE
21 ELECTRIC VEHICLE GRANT FUND IS CONTINUOUSLY APPROPRIATED TO THE OFFICE PURSUANT SECTION 24-38.5-103 (2)(a), C.R.S.

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TOTALS PART IV

(GOVERNOR-

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GOVERNOR- STATE

PLANNING AND

BUDGETING)

| | | | | | |
|----------------------|---------------------|---------|---------------------------------|----------------------|--------------------------------|
| <u>\$365,384,731</u> | <u>\$57,569,143</u> | <u></u> | <u>\$16,648,484^a</u> | <u>\$284,399,642</u> | <u>\$6,767,462^b</u> |
|----------------------|---------------------|---------|---------------------------------|----------------------|--------------------------------|

^a Of this amount, ~~\$7,300,000~~ \$8,336,204 contains an (I) notation.

^b This amount contains an (I) notation.

1 **SECTION 53. Appropriation.** (1) For the 2021-22 state fiscal year, \$125,599,957 is appropriated
2 to the department of transportation. This appropriation consists of \$259,957 from the state highway fund
3 created in section 43-1-219, C.R.S., and \$125,340,000 from the multimodal transportation options and
4 mitigation fund created in section 43-4-1103 (1)(a), C.R.S. To implement this act, the department may use
5 this appropriation as follows:

6 (a) \$259,957 from the state highway fund for administration, which amount is based on an
7 assumption that the division will require an additional 3.0 FTE; and

8 (b) \$125,340,000 from the multimodal transportation options and mitigation fund for multimodal
9 transportation projects.

10 (2) For the 2021-22 state fiscal year, \$1,104,661 is appropriated to the department of revenue. This
11 appropriation consists of \$1,082,480 from the general fund and \$22,181 from the license plate cash fund
12 created in section 42-3-301 (1)(b), C.R.S. To implement this act, the department may use this appropriation
13 as follows:

14 (a) \$109,135 general fund for use by the executive director's office for personal services related to
15 administration and support, which amount is based on an assumption that the office will require an additional
16 1.8 FTE;

17 (b) \$259,875 general fund for use by the taxation business group for tax administration IT system
18 (GenTax) support related to administration;

19 (c) \$231,020 general fund for use by the taxation business group for personal services related to
20 taxation services, which amount is based on an assumption that the group will require an additional 3.5 FTE;

21 (d) \$70,250 general fund for use by the taxation business group for operating expenses related to
22 taxation services;

23 (e) \$412,200 general fund for use by the division of motor vehicles for DRIVES maintenance and
24 support; and

25 (f) \$22,181 from the license plate cash fund for use by the division of motor vehicles for license plate
26 ordering.

27 (3) For the 2021-22 state fiscal year, \$100,491 is appropriated to the energy fund created in section
28 24-38.5-102.4, C.R.S. This appropriation is from the general fund. The office of the governor is responsible
29 for the accounting related to this appropriation.

30 (4) For the 2021-22 state fiscal year, \$1,669,333 is appropriated to the department of public health
31 and environment. This appropriation is from the general fund. To implement this act, the department may
32 use this appropriation for transfer to the clean fleet enterprise initial expenses fund for startup costs.

33 (5) For the 2021-22 state fiscal year, \$504,583 is appropriated to the department of law and is based
34 on the assumption that the department will require an additional 2.6 FTE. Of this appropriation, \$191,412
35 is from reappropriated funds received from the department of transportation under subsection (1)(a) of this
36 section and is based on an assumption that the department of law will require an additional 1.0 FTE;
37 \$100,491 is from reappropriated funds received from the office of the governor under subsection (3) of this
38 section and is based on an assumption that the department of law will require an additional 0.5 FTE; and
39 \$212,680 is from reappropriated funds received from the department of public health and environment under
40 subsection (4) of this section and is based on an assumption that the department of law will require an
41 additional 1.1 FTE. To implement this act, the department of law may use this appropriation to provide legal
42 services for the department of transportation, office of the governor, and department of public health and
43 environment."

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45 Renumber succeeding sections accordingly.

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47 Page 1, line 109, strike "USE; AND" and substitute "USE;".

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49 Page 1, line 110, strike "IMPROVEMENTS." and substitute "IMPROVEMENTS, AND MAKING AN
50 APPROPRIATION."

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| State, Veterans, & Military Affairs | After consideration on the merits, the Committee recommends that HB21-1071 be referred to the Committee on <u>Finance</u> with favorable recommendation. | 1 2 3 4 5 6 |
| Local Government | After consideration on the merits, the Committee recommends that HB21-1028 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 7 8 9 10 |
| Local Government | After consideration on the merits, the Committee recommends that HB21-1225 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 11 12 13 14 |
| Local Government | After consideration on the merits, the Committee recommends that HB21-1271 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 15 16 17 |
| | Amend reengrossed bill, page 12, line 18, strike "AND". | 18 19 |
| | Page 12, line 23, strike "AFFORDABILITY." and substitute: | 20 21 |
| | "AFFORDABILITY; AND (VII) THE EXTENT TO WHICH RACIAL EQUITY IS ASSESSED IN LOCAL GOVERNMENT LAND USE PLANS, POLICIES, AND REGULATIONS RELATED TO HOUSING." | 22 23 24 25 26 27 |
| | Page 18, line 17, after "COMMUNITIES," insert "INCLUDING A RACIAL EQUITY IMPACT ASSESSMENT,". | 28 29 30 31 |
| Local Government | After consideration on the merits, the Committee recommends that SB21-242 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 32 33 34 35 |
| | Amend printed bill, page 3, line 6, after the period add "LOCAL GOVERNMENTS AND NONPROFIT ORGANIZATIONS THAT ARE AWARDED GRANTS OR LOANS UNDER THIS SUBSECTION (2)(d)(VII) ARE ENCOURAGED TO RENT, ACQUIRE, OR RENOVATE UNDERUTILIZED HOTELS, UNDERUTILIZED MOTELS, AND OTHER UNDERUTILIZED PROPERTIES THAT ARE MINORITY-OWNED OR WOMEN-OWNED BUSINESSES, THAT HAVE ANNUAL REVENUES UNDER FIVE MILLION DOLLARS, OR THAT QUALIFY AS DISADVANTAGED BUSINESS ENTERPRISES AS DEFINED IN PART 23 OF TITLE 49 OF THE CODE OF FEDERAL REGULATIONS, AS AMENDED." | 36 37 38 39 40 41 42 43 44 45 |
| State, Veterans, & Military Affairs | After consideration on the merits, the Committee recommends that SB21-256 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 46 47 48 49 |
| | Amend printed bill, page 3, line 25, after " permitted. " insert "(1)". | 50 51 |
| | Page 4, after line 11, insert: | 52 53 54 |

"(2) NOTHING IN THIS SECTION REQUIRES THE COLORADO BUREAU OF INVESTIGATION TO CONSIDER ANYTHING OTHER THAN STATE OR FEDERAL LAW IN ITS BACKGROUND APPROVAL PROCESS AND DETERMINATIONS."

Page 6, line 6, strike "EDUCATION" and substitute "EDUCATION, INCLUDING THE BOARD OF DIRECTORS OF THE AURARIA HIGHER EDUCATION CENTER,".

Page 6, line 10, strike "JURISDICTION." and substitute "JURISDICTION, OR FOR A SPECIAL DISTRICT, IN A BUILDING OR SPECIFIC AREA UNDER THE DIRECT CONTROL OR MANAGEMENT OF THE DISTRICT, INCLUDING A BUILDING OR FACILITY MANAGED PURSUANT TO AN AGREEMENT BETWEEN THE DISTRICT AND A CONTRACTOR."

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- SB21-269** by Senator(s) Winter and Smallwood; also Representative(s) Michaelson Jenet and Van Beber--Concerning licensing respite child care centers.
Health & Human Services
- HB21-1150** by Representative(s) Jodeh; also Senator(s) Gonzales--Concerning the creation of the Colorado office of new Americans.
Finance
- HB21-1214** by Representative(s) Weissman and Bacon; also Senator(s) Coleman and Lee--Concerning increased eligibility for procedures to reduce collateral sanctions experienced by defendants, and, in connection therewith, making an appropriation.
Finance
- HB21-1284** by Representative(s) Valdez A. and Van Winkle; also Senator(s) Hansen and Priola--Concerning modifications to the limitation on the aggregate amount of fees that may be assessed by governmental bodies for the installation of active solar energy systems, and, in connection therewith, extending the repeal date of the limitation.
Local Government

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:

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HB21-1259 by Representative(s) Bacon; also Senator(s) Fields and Sonnenberg--Concerning the process for funding local education providers for extended learning opportunities to address disrupted learning.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Coram, Danielson, Donovan, Fenberg, Garcia, Gardner, Ginal, Hansen, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Lundeen, Moreno, Pettersen, Priola, Rankin, Scott, Simpson, Smallwood, Story, Winter, and Woodward.

HB21-1221 by Representative(s) Cutter and Young; also Senator(s) Coram--Concerning measures to prevent bullying in public schools.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 1 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Danielson, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Scott, Smallwood, Story, Winter, Woodward, 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:

HB21-1164 by Representative(s) Esgar and Garnett; also Senator(s) Zenzinger and Fenberg--Concerning reductions in the property tax credits that apply to school districts' total program mill levies for purposes of funding the "Public School Finance Act of 1994".

Laid over until Friday, May 14, retaining its place on the calendar.

SB21-009 by Senator(s) Jaquez Lewis, Buckner, Danielson, Gonzales, Kolker, Pettersen, Rodriguez; also Representative(s) Caraveo, Benavidez, Duran, Gonzales-Gutierrez, Hooton, Jodeh, Lontine, Michaelson Jenet, Mullica, Ortiz, Titone, Valdez D., Valdez A., Woodrow-- Concerning the creation of a reproductive health care program, and, in connection therewith, providing contraceptive methods and counseling services to participants 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Fenberg, Fields, Ginal, Hansen, Lee, Moreno, Story, Winter, and Zenzinger.

(For further action, see Reconsideration of SB21-009.)

SB21-025 by Senator(s) Pettersen and Coram; also Representative(s) Tipper and Will--Concerning family planning services for individuals whose income does not exceed the state's current effective income level for pregnant women under the children's basic health plan, 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Fields, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Rodriguez, Story, Winter, and Zenzinger.

SB21-057 by Senator(s) Winter and Gonzales, Bridges; also Representative(s) Gray and Gonzales-Gutierrez--Concerning requirements for private education lenders.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 20 | NO | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Danielson, Garcia, Ginal, Hansen, Lee, Moreno, Pettersen, Rodriguez, and Story.

SB21-131 by Senator(s) Gonzales, Jaquez Lewis, Rodriguez; also Representative(s) Gonzales-Gutierrez, Benavidez, Caraveo, Ortiz--Concerning measures to protect personal identifying information kept by state agencies, 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Fields, Ginal, Hansen, Kolker, Lee, Moreno, Pettersen, Story, and Winter.

SB21-193

by Senator(s) Buckner; also Representative(s) Herod--Concerning the protection of a pregnant person's rights during the perinatal period, 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 | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Danielson, Fields, Ginal, Gonzales, Hansen, Lee, Moreno, Pettersen, Story, and Winter.

SB21-194

by Senator(s) Buckner; also Representative(s) Herod--Concerning maternal health, 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 | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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, Fields, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Story, Winter, and Zenzinger.

SB21-246 by Senator(s) Fenberg; also Representative(s) Valdez A. and Froelich--Concerning measures to encourage beneficial electrification, and, in connection therewith, directing the public utilities commission and Colorado utilities to promote compliance with current environmental and labor standards.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 21 | NO | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Gonzales, Hansen, Jaquez Lewis, Lee, Moreno, Pettersen, Priola, Story, and Winter.

SB21-250 by Senator(s) Fenberg and Gonzales; also Representative(s) Lontine and Caraveo--Concerning modifications to certain statutes governing the conduct of elections, 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 | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Fields, Garcia, Ginal, Hansen, Jaquez Lewis, Lee, Moreno, Pettersen, Story, and Winter.

SB21-076 by Senator(s) Scott and Bridges; also Representative(s) Valdez A. and Larson--Concerning the funding of a system for electronic transactions made by third-party providers related to the regulation of vehicles, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | N | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Hansen, Holbert, Kolker, and Moreno.

RECONSIDERATION OF SB21-009

SB21-009 by Senator(s) Jaquez Lewis, Buckner, Danielson, Gonzales, Kolker, Pettersen, Rodriguez; also Representative(s) Caraveo, Benavidez, Duran, Gonzales-Gutierrez, Hooton, Jodeh, Lontine, Michaelson Jenet, Mullica, Ortiz, Titone, Valdez D., Valdez A., Woodrow--Concerning the creation of a reproductive health care program, and, in connection therewith, providing contraceptive methods and counseling services to participants and making an appropriation.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Third Reading of Bills - Final Passage, on **SB21-009**.

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:

SB21-009 by Senator(s) Jaquez Lewis, Buckner, Danielson, Gonzales, Kolker, Pettersen, Rodriguez; also Representative(s) Caraveo, Benavidez, Duran, Gonzales-Gutierrez, Hooton, Jodeh, Lontine, Michaelson Jenet, Mullica, Ortiz, Titone, Valdez D., Valdez A., Woodrow-- Concerning the creation of a reproductive health care program, and, in connection therewith, providing contraceptive methods and counseling services to participants and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 20 | NO | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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 Moreno, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Moreno 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:

SB21-087 by Senator(s) Danielson, Fields, Pettersen; also Representative(s) McCormick and Caraveo, Duran, Kennedy, McLachlan, Sirota, Woodrow, Young--Concerning agricultural workers' rights.

Laid over until Thursday, May 13, retaining its place on the calendar.

SB21-156 by Senator(s) Garcia; also Representative(s) Mullica--Concerning the creation of a pilot grant program for the use of nurses in 911 dispatch to help divert incoming 911 calls that do not require emergency medical service to other types of medical care, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.

(Printed in Senate Journal, March 25, page(s) 356-357 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, May 7, page(s) 824-825 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-236 by Senator(s) Story and Sonnenberg; also Representative(s) Tipper and Van Beber--Concerning increasing the capacity of quality early childhood education through grant programs, and, in connection therewith, making an appropriation.

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, April 23, page(s) 611 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, May 7, page(s) 826-827 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-238 by Senator(s) Garcia and Zenzinger, Priola, Simpson, Bridges, Buckner, Coleman, Coram, Donovan, Fenberg, Fields, Jaquez Lewis, Lee, Story, Winter; also Representative(s) Esgar and Gray--Concerning the front range passenger rail district, and, in connection therewith, creating the district for the purpose of planning, designing, developing, financing, constructing, operating, and maintaining a passenger rail system, specifying the territory, governing structure, powers, and duties of the district, and reducing an appropriation.

Amendment No. 1, Transportation & Energy Committee Amendment.

(Printed in Senate Journal, April 28, page(s) 655 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, May 7, page(s) 827 and placed in members' bill files.)

Amendment No. 3(L.006), by Senator Zenzinger.

Amend printed bill, page 7, line 13, after "DIRECTORS," insert "ALL OF WHOM SHALL REPRESENT THE RESIDENTS OF THE DISTRICT,".

Page 7, line 14, after "(a)" insert "(I)".

Page 7, strike lines 15 through 18 and substitute "BY THE SENATE. THE DIRECTORS APPOINTED BY THE GOVERNOR SHALL SUPPORT THE PURPOSES OF THE DISTRICT AS OUTLINED IN SUBSECTION (2) OF THIS SECTION, AND MUST COLLECTIVELY HAVE PROFESSIONAL EXPERIENCE OR EXPERTISE IN THE FOLLOWING AREAS:

- (A) TRANSPORTATION OR PUBLIC FINANCE;
 - (B) SUPPORTING A STATEWIDE EMPLOYEE ORGANIZATION;
 - (C) PASSENGER RAIL SYSTEM DEVELOPMENT OR OPERATIONS; AND
 - (D) ENVIRONMENTAL CONSERVATION.
- (II) IN ADDITION TO THE REQUIREMENTS SET FORTH IN SUBSECTION

(1)(a)(I) OF THIS SECTION, AT LEAST ONE OF THE DIRECTORS APPOINTED BY THE GOVERNOR MUST BE A RESIDENT OF A COUNTY, CITY AND COUNTY, OR MUNICIPALITY THROUGH WHICH LIGHT OR COMMUTER RAIL SERVICE WAS PLANNED AS PART OF THE VOTER-APPROVED FASTRACKS TRANSIT EXPANSION PROGRAM OF THE REGIONAL TRANSPORTATION DISTRICT BUT HAS NOT BEEN CONSTRUCTED.

(III) THE GOVERNOR SHALL MAKE."

Page 7, strike line 24 and substitute "DIRECTORS OTHER THAN THE DIRECTOR WHO IS A RESIDENT OF A COUNTY, CITY AND COUNTY, OR MUNICIPALITY THROUGH WHICH LIGHT OR COMMUTER RAIL SERVICE WAS PLANNED AS PART OF THE VOTER-APPROVED FASTRACKS TRANSIT EXPANSION PROGRAM OF THE REGIONAL TRANSPORTATION DISTRICT BUT HAS NOT BEEN CONSTRUCTED ARE TWO YEARS. THE REQUIREMENT THAT ONE DIRECTOR BE SUCH A RESIDENT EXPIRES AFTER TWO FOUR-YEAR TERMS HAVE BEEN SERVED BY A DIRECTOR WHO MEETS THE REQUIREMENT."

Page 8, line 7, strike "THREE" and substitute "FOUR".

Page 8, line 9, strike "SEVEN HUNDRED FIFTY" and substitute "FIVE HUNDRED".

Page 8, line 11, strike "GOVERNMENTS," and substitute "GOVERNMENTS AND THE NORTH FRONT RANGE METROPOLITAN PLANNING ORGANIZATION,".

Page 8, strike lines 13 and 14.

Reletter succeeding sub-subparagraphs accordingly.

Page 8, strike lines 19 and 20 and substitute:

"(II) A DIRECTOR APPOINTED PURSUANT TO SUBSECTION (1)(b)(I) OF THIS SECTION MUST BE OR MUST HAVE BEEN AN APPOINTED REPRESENTATIVE TO THE BOARD OF DIRECTORS OF THE APPOINTING AUTHORITY AND MUST REPRESENT OR MUST HAVE REPRESENTED A MEMBER JURISDICTION OF THE APPOINTING AUTHORITY THAT IS WHOLLY OR PARTLY INCLUDED WITHIN THE DISTRICT. WHEN APPOINTING SUCH A DIRECTOR, ONLY MEMBERS OF THE BOARD OF DIRECTORS OF THE APPOINTING AUTHORITY WHO REPRESENT A MEMBER JURISDICTION OF THE APPOINTING AUTHORITY THAT IS WHOLLY OR INCLUDED WITHIN THE DISTRICT MAY VOTE ON THE APPOINTMENT. THE APPOINTING AUTHORITIES FOR SUCH DIRECTORS SHALL MAKE INITIAL".

Page 8, line 24, strike "ONE" and substitute "TWO".

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Page 8, line 26, after "APPOINTED" insert "BY EACH METROPOLITAN PLANNING ORGANIZATION".

Page 8 line 27 and page 9, line 1, strike "THE DIRECTOR APPOINTED PURSUANT TO SUBSECTION (1)(b)(I)(C) OF THIS SECTION,".

Page 9, line 2, strike "(1)(b)(I)(E)" and substitute "(1)(b)(I)(D)".

Page 9, line 2, after the period add "BY A TWO-THIRDS VOTE OF ITS MEMBERS, THE SENATE MAY REMOVE ANY MEMBER OF THE BOARD APPOINTED PURSUANT TO SUBSECTION (1)(a) OF SUBSECTION (1)(b) OF THIS SECTION FOR CAUSE.".

Amendment No. 4(L.008), by Senator Zenzinger.

Amend printed bill, page 23, line 22, after the period add "BEFORE SUBMITTING A QUESTION TO ESTABLISH ANY DISTRICT TAX TO THE REGISTERED ELECTORS OF THE DISTRICT, THE DISTRICT SHALL:

(a) PUBLISH A PROPOSED SERVICE DEVELOPMENT PLAN, AN OPERATING PLAN, AND A DETAILED FINANCING PLAN. THE SERVICE DEVELOPMENT PLAN MUST IDENTIFY THE ROUTE AND PHASING OF THE PASSENGER RAIL SYSTEM TO BE FUNDED BY THE TAX. THE FINANCING PLAN MUST IDENTIFY COMMITTED AND POTENTIAL FINANCIAL PARTNERS, INCLUDING BUT NOT LIMITED TO THE REGIONAL TRANSPORTATION DISTRICT, THE FEDERAL GOVERNMENT, AMTRAK, AND PRIVATE PARTNERS; AND

(b) ADOPT A RESOLUTION CERTIFYING THAT THE DISTRICT HAS MADE EVERY REASONABLE EFFORT TO SECURE FEDERAL FUNDING TO SUPPORT THE DEVELOPMENT, FINANCING, CONSTRUCTION, OPERATION, OR MAINTENANCE OF THE PASSENGER RAIL SYSTEM."

Amendment No. 5(L.009), by Senator Zenzinger.

Amend printed bill, page 28, after line 2 insert:

"32-22-117. Reporting - auditing. (1) NO LATER THAN JANUARY 31, 2024, AND NO LATER THAN EACH JANUARY 31 THEREAFTER, THE DISTRICT SHALL PUBLISH AND PRESENT AT A JOINT MEETING OF THE TRANSPORTATION AND LOCAL GOVERNMENT COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND THE TRANSPORTATION AND ENERGY COMMITTEE OF THE SENATE, OR THEIR SUCCESSOR COMMITTEES, A COMPREHENSIVE ANNUAL REPORT OF ITS ACTIVITIES FOR THE PRIOR DISTRICT FISCAL YEAR. THE DISTRICT SHALL ALSO PRESENT THE REPORT TO EACH METROPOLITAN PLANNING ORGANIZATION AND RURAL TRANSPORTATION PLANNING ORGANIZATION THAT APPOINTS MEMBERS TO THE BOARD PURSUANT TO SECTION 32-22-104 (1)(b)(I).

(2) IF THE VOTERS OF THE DISTRICT APPROVE AND THE DISTRICT LEVIES A TAX THROUGHOUT THE DISTRICT AS AUTHORIZED BY THIS ARTICLE 22, THE STATE AUDITOR SHALL CONDUCT A COMPREHENSIVE FINANCIAL AUDIT OF THE DISTRICT ONCE EVERY TWO YEARS. THE DISTRICT SHALL PAY THE STATE AUDITOR FOR THE COSTS OF EACH AUDIT."

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Amendment No. 6(L.010), by Senator Zenzinger.

Amend printed bill, page 4, line 19, strike "AGREEMENT," and substitute "AGREEMENT".

Page 4, strike line 20.

Page 4, line 24, strike "CONSTRUCTION, OPERATION, OR MAINTENANCE" and substitute "CONSTRUCTION".

Page 4, line 27, strike "PROVIDING" and substitute "CONSTRUCTING".

Page 14, line 14, strike "AND".

Page 14, after line 14 insert:

"(B) THE POWER TO CONTRACT WITH THIRD PARTIES FOR THE OPERATION OF PASSENGER RAIL SERVICE; AND".

Page 14, line 15, strike "(B)" and substitute "(C)".

Amendment No. 7(L.011), by Senator Zenzinger.

Amend printed bill, page 6, after line 17 insert:

"(3) SUBJECT TO THE ENVIRONMENTAL REVIEW PROCESS REQUIRED BY THE "NATIONAL ENVIRONMENTAL POLICY ACT OF 1969", 42 U.S.C. SEC. 4321 ET SEQ., AND A COMPLETE ALTERNATIVES ANALYSIS, THE PREFERRED ALIGNMENT FOR THE NORTHERN SEGMENT OF THE MAIN NORTH-SOUTH PASSENGER RAIL LINE IS THROUGH THE NORTHWEST RAIL CORRIDOR. THE DISTRICT SHALL PRIORITIZE THE INITIATION OF CONSTRUCTION AND COMPLETION OF THAT CORRIDOR."

Re-number succeeding subsection accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB21-1211 by Representative(s) Amabile, Bacon, Caraveo, Hooton, Michaelson Jenet; also Senator(s) Lee--Concerning regulations for restrictive housing in local jails.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, May 7, page(s) 807-809 and placed in members' bill files.)

Amendment No. 2(L.018), by Senator Lee.

Amend the Judiciary Committee Report, dated May 6, 2021, page 3, line 12, after the first "A" insert "MOTION FOR".

As amended, ordered revised and placed on the calendar for third reading and final passage.

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HB21-1122 by Representative(s) Froelich and Larson; also Senator(s) Kolker and Ginal--Concerning establishing a commission to improve first responder interactions with persons with disabilities, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 27, page(s) 640 and placed in members' bill files.)

Amendment No. 2(L.013), by Senator Kolker.

Amend reengrossed bill, page 3, line 16, strike "ORGANIZATION;" and substitute "ORGANIZATION, ONE OF WHOM ALSO REPRESENTS THE INTERESTS OF SENIORS OR AN AGING ADVOCACY ORGANIZATION;"

Page 4, line 9, after "CULTURAL," insert "AGE,"

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1011 by Representative(s) Caraveo; also Senator(s) Gonzales and Moreno--Concerning the expansion of multilingual ballot access for electors in the state, and, in connection therewith, making an appropriation.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 23, page(s) 614 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB21-091 by Senator(s) Liston and Rodriguez, Coleman; also Representative(s) Bird and Larson, Lynch, Van Beber--Concerning limitations on credit transaction charges.

Amendment No. 1(L.004), by Senator Liston and Rodriguez.

Amend printed bill, page 2, line 2, strike "(1)" and substitute "(1); and **add** (3) and (4)".

Page 2, line 4, after "**transactions -**" insert "**enforcement -**".

Page 2, after line 18 insert:

"(3) IF A SELLER OR LESSOR VIOLATES THIS SECTION, EACH INDIVIDUAL CONSUMER AGGRIEVED BY THE VIOLATION MAY ENFORCE THE VIOLATION AS AN EXCESS CHARGE PURSUANT TO SECTION 5-5-201.

(4) ANY CONTRACT OR AGREEMENT THAT A SELLER OR LESSOR ENTERS INTO ON OR AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (4) THAT PERTAINS TO THE PROCESSING OF CREDIT OR CHARGE CARDS MUST COMPLY WITH THIS SECTION."

Amendment No. 2(L.005), by Senator Liston and Rodriguez.

Amend printed bill, page 2, line 4, strike "**definition.**" and substitute "**definitions.**".

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Page 2, strike lines 9 through 11 and substitute "payment by cash, check, or similar means IN ACCORDANCE WITH SUBSECTION (1)(c) OF THIS SECTION."

Page 2, strike lines 16 through 18 and substitute:

"(c) A SELLER OR LESSOR MAY IMPOSE A SURCHARGE PURSUANT TO EITHER SUBSECTION (1)(c)(I) OR (1)(c)(II) AS FOLLOWS:

(I) AN AMOUNT NOT TO EXCEED TWO PERCENT OF THE TOTAL COST TO THE BUYER OR LESSEE FOR THE SALES OR LEASE TRANSACTION. A SELLER OR LESSOR THAT IMPOSES A SURCHARGE ON CREDIT OR CHARGE CARDS SHALL POST SIGNAGE AT THE SELLER'S OR LESSOR'S PREMISES IN A MANNER THAT IS VISIBLE TO CUSTOMERS OR, FOR A SALES OR LEASE TRANSACTION MADE ONLINE, DISPLAY BEFORE AN ONLINE CUSTOMER'S COMPLETION OF THE SALES OR LEASE TRANSACTION IN A MANNER THAT IS VISIBLE TO THE ONLINE CUSTOMER, THE FOLLOWING LANGUAGE:

TO COVER THE COST OF PROCESSING A CREDIT OR CHARGE CARD TRANSACTION, AND PURSUANT TO SECTION 5-2-212, COLORADO REVISED STATUTES, A SELLER OR LESSOR MAY IMPOSE A PROCESSING SURCHARGE IN AN AMOUNT NOT TO EXCEED 2% OF THE TOTAL PAYMENT MADE FOR GOODS OR SERVICES PURCHASED OR LEASED BY USE OF A CREDIT OR CHARGE CARD. A SELLER OR LESSOR SHALL NOT IMPOSE A PROCESSING SURCHARGE ON PAYMENTS MADE BY USE OF A DEBIT CARD OR REDEMPTION OF A GIFT CARD.

(II) (A) AN AMOUNT NOT TO EXCEED THE MERCHANT DISCOUNT FEE THAT THE SELLER OR LESSOR INCURS IN PROCESSING THE SALES OR LEASE TRANSACTION. THE SELLER'S OR LESSOR'S SERVICE PROVIDER SHALL CALCULATE THE SURCHARGE AT AN AMOUNT NOT TO EXCEED THE ACTUAL AMOUNT PAID TO THE PROCESSOR OR SERVICE PROVIDER TO PROCESS THE TRANSACTION.

(B) A SELLER OR LESSOR SHALL POST SIGNAGE AT THE SELLER'S OR LESSOR'S PREMISES IN A MANNER THAT IS VISIBLE TO CUSTOMERS OR, FOR A SALES OR LEASE TRANSACTION MADE ONLINE, DISPLAY BEFORE AN ONLINE CUSTOMER'S COMPLETION OF THE SALES OR LEASE TRANSACTION IN A MANNER THAT IS VISIBLE TO THE ONLINE CUSTOMER, THE FOLLOWING LANGUAGE:

TO COVER THE COST OF PROCESSING A CREDIT OR CHARGE CARD TRANSACTION, AND PURSUANT TO SECTION 5-2-212, COLORADO REVISED STATUTES, A SELLER OR LESSOR MAY IMPOSE A PROCESSING SURCHARGE IN AN AMOUNT NOT TO EXCEED THE MERCHANT DISCOUNT FEE THAT THE SELLER OR LESSOR INCURS IN PROCESSING THE SALES OR LEASE TRANSACTION. A SELLER OR LESSOR SHALL NOT IMPOSE A PROCESSING SURCHARGE ON PAYMENTS MADE BY USE OF A DEBIT CARD OR REDEMPTION OF A GIFT CARD.

(C) THE SERVICE PROVIDER SHALL PROVIDE THE SELLER OR LESSOR WITH THE MEANS TO MAKE THE DISCLOSURE REQUIRED BY THIS SUBSECTION (1)(c)(II).

(d) FOR ANY GOODS OR SERVICES PURCHASED OR LEASED THROUGH PAYMENT BY CREDIT OR CHARGE CARD, THE SELLER, LESSOR, OR SERVICE PROVIDER SHALL PROVIDE AS A SEPARATE LINE ITEM ON THE CUSTOMER'S RECEIPT THE SURCHARGE AMOUNT IMPOSED PURSUANT TO SUBSECTION (1)(c) OF THIS SECTION.

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(e) A SELLER OR LESSOR MAY IMPOSE ONLY A SINGLE CREDIT OR CHARGE CARD SURCHARGE PER SALES OR LEASE TRANSACTION PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION.

(f) A SELLER OR LESSOR SHALL NOT IMPOSE A SURCHARGE IF A CUSTOMER ELECTS TO PAY FOR GOODS OR SERVICES BY:

(I) USING A DEBIT CARD, WHETHER OR NOT A PERSONAL IDENTIFICATION NUMBER IS USED;

(II) PROCESSING A PAYMENT AS A DEBIT PAYMENT; OR

(III) REDEEMING A GIFT CARD.

(1): ~~(e) (g) For purposes of this section,~~ AS USED IN THIS SUBSECTION

(I) "Charge card" includes those cards pursuant to which unpaid balances are payable on demand.

(II) "MERCHANT DISCOUNT FEE" MEANS THE ACTUAL FEE, EXPRESSED AS A PERCENTAGE OR FIXED AMOUNT OF THE TOTAL TRANSACTION AMOUNT, THAT A SELLER OR LESSOR PAYS ITS PROCESSOR OR SERVICE PROVIDER TO PROCESS THE TRANSACTION."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-169

by Senator(s) Buckner; also Representative(s) Ricks and Esgar--Concerning protecting consumers from unfair discrimination in insurance practices.

Amendment No. 1, Business, Labor & Technology Committee Amendment.

(Printed in Senate Journal, May 4, page(s) 749-751 and placed in members' bill files.)

Amendment No. 2(L.008), by Senator Buckner.

Amend the Business, Labor, and Technology Committee Report, dated May 3, 2021, page 4, after line 14 insert:

"(6) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, NOTHING IN THIS SECTION REQUIRES AN INSURER TO COLLECT FROM AN APPLICANT OR POLICYHOLDER THE RACE, COLOR, NATIONAL OR ETHNIC ORIGIN, RELIGION, SEX, SEXUAL ORIENTATION, OR GENDER IDENTITY OF AN INDIVIDUAL."

Re-number succeeding subsection accordingly.

Amendment No. 3(L.009), by Senator Buckner.

Amend the Business, Labor, and Technology Committee Report, dated May 3, 2021, page 4, after line 14 insert:

"(6) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, THIS SECTION DOES NOT APPLY TO:

(a) TITLE INSURANCE, AS DEFINED IN SECTION 10-11-102 (8); OR

(b) BONDS EXECUTED BY QUALIFIED SURETY COMPANIES PURSUANT TO PART 3 OF ARTICLE 4 OF THIS TITLE 10."

Re-number succeeding subsection accordingly.

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Amendment No. 4(L.010), by Senator Buckner.

Amend the Business, Labor, and Technology Committee Report, dated May 3, 2021, page 3, strike lines 36 through 38 and substitute:

"(c) DOCUMENTS, MATERIALS, AND OTHER INFORMATION IN THE POSSESSION OR CONTROL OF THE DIVISION THAT ARE OBTAINED BY, CREATED BY, OR DISCLOSED TO THE COMMISSIONER OR ANY OTHER PERSON PURSUANT TO THIS SECTION OR ANY RULES ADOPTED PURSUANT TO THIS SECTION ARE RECOGNIZED AS PROPRIETARY AND CONTAINING TRADE SECRETS. ALL SUCH DOCUMENTS, MATERIALS, AND OTHER INFORMATION ARE CONFIDENTIAL AND PRIVILEGED; ARE NOT SUBJECT TO DISCLOSURE UNDER THE "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF TITLE 24, OR OTHER OPEN RECORDS, FREEDOM OF INFORMATION, SUNSHINE, OR SIMILAR LAW OF THIS STATE; ARE NOT SUBJECT TO SUBPOENA; AND ARE NOT SUBJECT TO DISCOVERY OR ADMISSIBLE IN EVIDENCE IN ANY PRIVATE CIVIL ACTION. HOWEVER, THE COMMISSIONER MAY USE THE DOCUMENTS, MATERIALS, OR OTHER INFORMATION IN THE FURTHERANCE OF ANY REGULATORY OR LEGAL ACTION BROUGHT AS PART OF THE COMMISSIONER'S OFFICIAL DUTIES. THE COMMISSIONER SHALL NOT OTHERWISE MAKE THE DOCUMENTS, MATERIALS, OR OTHER INFORMATION PUBLIC WITHOUT THE PRIOR WRITTEN CONSENT OF THE INSURER FROM WHICH THE DOCUMENTS, MATERIALS, OR OTHER INFORMATION WAS OBTAINED. THE COMMISSIONER MAY MAKE DATA PUBLICLY AVAILABLE IN AN AGGREGATED OR DE-IDENTIFIED FORMAT IN A MANNER DEEMED APPROPRIATE BY THE COMMISSIONER."

Amendment No. 5(L.011), by Senator Smallwood.

Amend the Business, Labor, and Technology Committee Report, dated May 3, 2021, page 2, line 19, strike "NOTWITHSTANDING" and substitute "IN ADDITION TO THE METHODS AND PRACTICES PROHIBITED PURSUANT TO".

Amendment No. 6(L.013), by Senator Smallwood.

Amend the Business, Labor, and Technology Committee Report, dated May 3, 2021, page 4, after line 14 insert:

"(6) (a) IN THE REPORT SUBMITTED BY THE DEPARTMENT OF REGULATORY AGENCIES TO THE LEGISLATIVE COMMITTEES OF REFERENCE DURING THE FIRST TWO WEEKS OF THE 2023 REGULAR LEGISLATIVE SESSION, PURSUANT TO PART 2 OF ARTICLE 7 OF TITLE 2, THE DIVISION SHALL INCLUDE INFORMATION CONCERNING ANY CHANGES IN INSURANCE RATES THAT HAVE RESULTED FROM THE PROHIBITIONS DESCRIBED IN SUBSECTION (1) OF THIS SECTION.

(b) THIS SUBSECTION (6) IS REPEALED, EFFECTIVE JULY 1, 2023."

Renumber succeeding subsection accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

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SB21-088 by Senator(s) Danielson and Fields; also Representative(s) Michaelson Jenet and Soper--
Concerning establishing a civil cause of action for sexual misconduct against a minor, and,
in connection therewith, making an appropriation.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 12, page(s) 229-230 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 7, page(s) 819-820 and placed in members' bill files.)

Amendment No. 3(L.027), by Senator Danielson.

Amend printed bill, page 11, before line 9 insert:

"**SECTION 3.** In Colorado Revised Statutes, 24-10-106, **amend** (1)(i);
and **add** (1)(j) as follows:

24-10-106. Immunity and partial waiver. (1) A public entity shall be
immune from liability in all claims for injury which lie in tort or could lie in tort
regardless of whether that may be the type of action or the form of relief chosen
by the claimant except as provided otherwise in this section. Sovereign
immunity is waived by a public entity in an action for injuries resulting from:

(i) An action brought pursuant to section 13-21-128; ~~C.R.S.~~ OR

(j) AN ACTION BROUGHT PURSUANT TO PART 12 OF ARTICLE 20 OF TITLE
13, WHETHER THE CONDUCT ALLEGED OCCURRED BEFORE, ON, OR AFTER
JANUARY 1, 2022.

SECTION 4. In Colorado Revised Statutes, 24-10-109, **add** (7) as
follows:

24-10-109. Notice required - contents - to whom given - limitations.

(7) THE NOTICE REQUIRED PURSUANT TO THIS SECTION DOES NOT APPLY TO
CLAIMS MADE PURSUANT TO THE WAIVER OF GOVERNMENTAL IMMUNITY
DESCRIBED IN SECTION 24-10-106 (1)(j) AND ANY ACTION BROUGHT PURSUANT
TO PART 12 OF ARTICLE 20 OF TITLE 13 THERETO IS NOT BARRED UNDER THIS
SECTION."

Re-number succeeding section accordingly.

Amendment No. 4(L.028), by Senator Danielson.

Amend printed bill, page 4, after line 24, insert:

"(2) "AGENT" MEANS A PERSON WHO, SUBJECT TO THE CONTROL OF
ANOTHER PERSON OR ORGANIZATION, ACTS FOR, OR ON BEHALF OF, THE OTHER
PERSON OR ORGANIZATION."

Re-number succeeding subsections accordingly.

Amendment No. 5(L.029), by Senator Danielson.

Amend printed bill, page 4, line 27, strike "(a)" and after "MEANS" insert "A
PUBLIC ENTITY OR".

Page 5, line 3, strike "(I)" and substitute "(a)".

Page 5, line 5, strike "(II)" and substitute "(b)".

Page 5, line 8, strike "(III)" and substitute "(c)".

Page 5, strike lines 10 and 11.

Amendment No. 6(L.030), by Senator Danielson.

Amend printed bill, page 5, line 23, strike "AN" and substitute "A FIRST DEGREE MISDEMEANOR OR A FELONY".

Page 5, line 24, after the first "OR" insert "A FELONY OFFENSE DESCRIBED".

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

SB21-088 by Senator(s) Danielson and Fields; also Representative(s) Michaelson Jenet and Soper-- Concerning establishing a civil cause of action for sexual misconduct against a minor, and, in connection therewith, making an appropriation.

Senator Lundeen moved to amend the report of the Committee of the Whole to show that the following Lundeen floor amendment, (L.032) to SB21-088, did pass.

Amend printed bill, page 4, after line 26 insert:

"(3) "INSURER" MEANS ANY INSURER THAT IS NOW, OR WAS IN THE PAST, AUTHORIZED TO DO INSURANCE BUSINESS IN COLORADO OR IS CONDUCTING, OR HAS IN THE PAST CONDUCTED, INSURANCE BUSINESS IN COLORADO, INCLUDING WITHOUT LIMITATION ANY EXCESS AND NONADMITTED SURPLUS LINES INSURER."

Re-number succeeding subsections accordingly.

Page 7, line 17, after "IS" insert "OR WAS".

Page 11, after line 8 insert:

"13-20-1208. Indemnification of actor or organization against public policy. (1) IT IS CONTRARY TO THE PUBLIC POLICY OF THE STATE OF COLORADO FOR AN INSURER TO DEFEND OR INDEMNIFY:

(a) AN ACTOR WHO COMMITTED SEXUAL MISCONDUCT AGAINST OR FOR ANY CLAIM ALLEGING LIABILITY FOR INJURIES ARISING FROM SEXUAL MISCONDUCT PURSUANT TO THIS PART 12; OR

(b) ANY MANAGING ORGANIZATION OR ITS EMPLOYEE, AGENT, OR VOLUNTEER, OR ANY PUBLIC ENTITY OR PUBLIC EMPLOYEE, AGAINST OR FOR ANY CLAIM ALLEGING LIABILITY FOR INJURIES ARISING FROM SEXUAL MISCONDUCT WHERE BUT FOR APPLICATION OF THIS PART 12, IN AN ACTION FOR DAMAGES ARISING OUT OF FACTS THAT, IF ALLEGED UNDER A COMMON LAW CAUSE OF ACTION, WOULD BE TIME BARRED.

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(2) A PROVISION ACTUALLY OR ALLEGEDLY IN AN INSURANCE POLICY THAT REQUIRES AN INSURER TO PROVIDE A DEFENSE TO, OR TO INDEMNIFY, ANY CLAIM DESCRIBED IN SUBSECTION (1) OF THIS SECTION IS VOID AS AGAINST PUBLIC POLICY AND UNENFORCEABLE."

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Gardner moved to amend the report of the Committee of the Whole to show that the following Gardner floor amendment, (L.034) to SB21-088, did pass.

Amend printed bill, page 10, after line 18 insert:

"13-20-1207. Limitations on judgments - definition. (1) THE MAXIMUM AMOUNT THAT MAY BE RECOVERED FOR AN INJURY UNDER THIS PART 12 FROM ONE OR MORE DEFENDANTS THAT ARE NOT PUBLIC ENTITIES IS:

(a) FOR AN INJURY TO ONE PERSON, THE SUM OF THREE HUNDRED EIGHTY-SEVEN THOUSAND DOLLARS, ADJUSTED FOR INFLATION; AND

(b) FOR AN INJURY TO TWO OR MORE PERSONS, THE SUM OF ONE MILLION NINETY-THREE THOUSAND DOLLARS, ADJUSTED FOR INFLATION; EXCEPT THAT A PERSON MAY NOT RECOVER IN EXCESS OF THE AMOUNT SET FORTH IN SUBSECTION (1)(a) OF THIS SECTION.

(2) (a) THE SECRETARY OF STATE SHALL ADJUST LIMITATIONS ON DAMAGES SET FORTH IN SUBSECTION (1) OF THIS SECTION FOR INFLATION AS OF JANUARY 1, 2022, AND AS OF JANUARY 1 OF EACH YEAR THEREAFTER. THE ADJUSTMENTS MADE PURSUANT TO THIS SUBSECTION (2) MUST BE ROUNDED UPWARD OR DOWNWARD TO THE NEAREST TEN-DOLLAR INCREMENT.

(b) THE SECRETARY OF STATE SHALL CERTIFY THE ADJUSTED LIMITATION ON DAMAGES WITHIN FOURTEEN DAYS AFTER THE APPROPRIATE INFORMATION IS AVAILABLE, AND SUCH ADJUSTED LIMITATION ON DAMAGES SHALL BE THE LIMITATION APPLICABLE TO ALL CLAIMS FOR RELIEF THAT ACCRUE ON OR AFTER JANUARY 1, 2022.

(c) AS USED IN THIS SUBSECTION (2), "INFLATION" MEANS THE ANNUAL PERCENTAGE CHANGE IN THE UNITED STATES DEPARTMENT OF LABOR BUREAU OF LABOR STATISTICS CONSUMER PRICE INDEX FOR DENVER-BOULDER FOR ALL ITEMS AND ALL URBAN CONSUMERS, OR ITS SUCCESSOR INDEX.

(3) A MANAGING ORGANIZATION IS NOT LIABLE, EITHER DIRECTLY OR BY INDEMNIFICATION, FOR PUNITIVE OR EXEMPLARY DAMAGES.

(4) FOR THE PURPOSES OF SUBSECTION (1) OF THIS SECTION, AN ASSIGNMENT OR SUBROGATION TO RECOVER DAMAGES PAID OR PAYABLE FOR

AN INJURY DOES NOT GIVE RISE TO A SEPARATE INJURY.

(5) NOTHING IN THIS SECTION PERMITS THE RECOVERY OF DAMAGES FOR AN ACTION AUTHORIZED PURSUANT TO PART 2 OF ARTICLE 21 OF THIS TITLE 13 IN AN AMOUNT IN EXCESS OF THE AMOUNTS SPECIFIED IN ARTICLE 21 OF THIS TITLE 13."

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 | 17 | NO | 18 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | Y |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Holbert moved to amend the report of the Committee of the Whole to show that the following amendment to SB21-088 did pass.

Amend the Appropriations Committee Report, dated May 7, 2021, page 1, strike lines 2 through 5 and substitute:

""(C) THE LIMITATION ON JUDGMENTS SET FORTH IN SECTION 24-10-114(1) DO NOT APPLY TO A CLAIM BROUGHT AGAINST A PUBLIC EMPLOYEE OR PUBLIC ENTITY PURSUANT TO THIS PART 12."."

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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-156 as amended, SB21-236 as amended, SB21-238 as amended, SB21-091 as amended, SB21-169 as amended, SB21-088 as amended; HB21-1211 as amended, HB21-1122 as amended, HB21-1011 as amended

Laid over until 05/13/2021: SB21-087

CONSIDERATION OF RESOLUTIONS

SJR21-023 by Senator(s) Donovan; also Representative(s) McCluskie--Concerning Colorado "Public Lands Day", and, in connection therewith, recognizing May 15, 2021, as the fifth annual "Public Lands Day" in Colorado.

Laid over until Friday, May 14, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-030 by Senator(s) Holbert; also Representative(s) Van Winkle and Titone--Concerning criminal theft of rental property.

Senator Holbert moved that the Senate concur in House amendments to **SB21-030**, as printed in House journal, May 6, page(s) 1104. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 Fenberg, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
PRIVATE OCCUPATIONAL SCHOOL BOARD

for a term expiring July 1, 2022:

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, occasioned by the resignation Christopher Reister of Littleton, Colorado, appointed.

effective July 1, 2020 for a term expiring July 1, 2024:

Barbara A. Kearns of Thornton, Colorado, to serve as a representative of a private occupational school, reappointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBER OF THE
COLORADO EDUCATIONAL AND CULTURAL
 FACILITIES AUTHORITY BOARD OF DIRECTORS

for a term expiring June 30, 2021:

Morris Price of Denver, Colorado, and Democrat, and occasioned by the resignation of William Thomas Pound of Castle Pines, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB21-077 by Senator(s) Gonzales; also Representative(s) Benavidez and Kipp--Concerning the elimination of verification of an individual's lawful presence in the United States as a requirement for individual credentialing.

Senator Gonzales moved for the adoption of the first report of the first conference committee on **SB21-077**, as printed in Senate journal, May 3, page(s) 747. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Petterson | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Petterson | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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

May 12, 2021
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1007, 1194, 1257, 1094, 1215, 1198, 1261, 1268, and 1273, amended as printed in House Journal, May 11, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1243.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-021 and 064, amended as printed in House Journal, May 11, 2021.

The House has passed on Third Reading and returns herewith SB21-015 and 058.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1243.

Without comment, as amended, HB21-1007, 1094, 1194, 1198, 1215, 1257, 1261, 1268, and 1273.
Without comment, as amended, SB21-021 and 064.

MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

May 6, 2021

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
BOARD OF ASSESSMENT APPEALS

for terms expiring July 1, 2021:

John Frederick De Rungs of Denver, Colorado, reappointed;

Ann Louesa Maricle of Denver, Colorado reappointed;

Amy J. Williams, MAI of Hayden, Colorado, a member engaged in agriculture, reappointed;

Valerie Carissa Bartell of Longmont, Colorado, reappointed;

Samuel McCullough Forsyth of Louisville, Colorado, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 5/7/21

Andrew Carpenter, Assistant Secretary of the Senate

Committee on Business, Labor, and Technology

Senate in recess. Senate reconvened.

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COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **SB21-249** be referred to the Committee on Appropriations with favorable recommendation.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- HB21-1007** by Representative(s) Sullivan and Ortiz; also Senator(s) Danielson and Rodriguez-- Concerning a state apprenticeship registration program in the department of labor and employment, and, in connection therewith, making an appropriation.
Business, Labor, & Technology
- HB21-1094** by Representative(s) Daugherty and Van Beber; also Senator(s) Zenzinger and Rankin-- Concerning the transition of youth in Colorado's foster care system to successful adulthood, and, in connection therewith, making an appropriation.
Health & Human Services
- HB21-1194** by Representative(s) Tipper and Ricks; also Senator(s) Moreno--Concerning creation of the immigration legal defense fund, and, in connection therewith, making an appropriation.
Judiciary
- HB21-1198** by Representative(s) Jodeh; also Senator(s) Buckner and Kolker--Concerning health-care billing requirements for indigent patients receiving services not reimbursed through the Colorado indigent care program, and, in connection therewith, establishing procedures before initiating collections proceedings against a patient and making and reducing appropriations.
Health & Human Services
- HB21-1243** by Representative(s) Will and Valdez D.; also Senator(s) Donovan and Rankin--Concerning the establishment of funding for the program to reintroduce and manage gray wolves in the state from sources other than hunting and fishing license fees.
Agriculture & Natural Resources
- HB21-1257** by Representative(s) Garnett and Neville; also Senator(s) Garcia--Concerning the recognition of veterans in relation to certain parks within the state capitol complex, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs
- HB21-1261** by Representative(s) Catlin and Cutter; also Senator(s) Coram and Ginal--Concerning the extension of the sales and use tax exemption for beetle kill wood products, and, in connection therewith, making an appropriation.
Finance

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HB21-1273 by Representative(s) Cutter; also Senator(s) Kolker--Concerning requiring the department of education to prepare an annual report relating to the total number of school psychologists licensed and employed by a school district, and, in connection therewith, making an appropriation.
Education

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HB21-1274 by Representative(s) Titone; also Senator(s) Zenzinger and Hisey--Concerning the beneficial use of unused state-owned real property, and, in connection therewith, directing the department of personnel to inventory such property and use such property to promote affordable housing, child care, residential mental and behavioral health care, and renewable energy development.
State, Veterans, & Military Affairs

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HB21-1277 by Representative(s) Valdez D. and Will; also Senator(s) Liston and Pettersen--Concerning definitions for reimbursement of final disposition expenses of eligible assistance recipients.
State, Veterans, & Military Affairs

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HB21-1278 by Representative(s) Exum; also Senator(s) Sonnenberg--Concerning meeting requirements for the boards of special districts.
Local Government

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HB21-1291 by Representative(s) Van Winkle and Exum; also Senator(s) Winter--Concerning allowing an agent of an insurer to obtain certain branded titles for vehicles that have been declared a total loss.
Transportation & Energy

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-008, 100, 155, 171, and 188.

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On motion of Senator Donovan, the Senate adjourned until 9:00 a.m., Thursday, May 13, 2021.

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Approved:

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Leroy M. Garcia
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-third General Assembly
STATE OF COLORADO
 First Regular Session

 90th Legislative Day

 Thursday, May 13, 2021

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|------------------------|--|----|
| Prayer | By Senator Bridges | 10 |
| Call to Order | By the President at 9:00 a.m. | 11 |
| Roll Call | Present--35 Remote--1, Fields | 12 |
| Quorum | The President announced a quorum present. | 13 |
| Pledge | By Senator Kirkmeyer | 14 |
| Reading of the Journal | On motion of Senator Kolker, reading of the Journal of Wednesday, May 12, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 15 |

SENATE SERVICES REPORT

Correctly Printed: SB21-269.
Correctly Engrossed: SB21-088, 091, 156, 169, 236, and 238.
Correctly Reengrossed: SB21-009, 025, 057, 076, 131, 193, 194, 246, and 250.
Correctly Revised: HB21-1011, 1122, and 1211.
Correctly Rerevised: HB21-1221, and 1259.
Correctly Enrolled: SB21-015, 030, 058, and 077; SJR21-016.

COMMITTEE OF REFERENCE REPORTS

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|-----------|--|----|
| Judiciary | After consideration on the merits, the Committee recommends that SB21-266 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 43 |
| Judiciary | After consideration on the merits, the Committee recommends that HB21-1064 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 44 |
| Judiciary | After consideration on the merits, the Committee recommends that HB21-1142 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. | 45 |
| | Amend reengrossed bill, page 6, strike lines 8 through 10 and substitute: | 46 |
| | "(II) THE SHOWUP LOCATION MUST BE AS WELL-LIT AS PRACTICABLE WITH AN UNOBSTRUCTED VIEW OF THE PERSON SUBJECT TO THE SHOWUP;" | 47 |
| | Page 7, line 14, strike "(3)(e)" and substitute "(3)(d)". | 48 |
| | Page 7, line 24, strike "CLEAR AND UNOBSTRUCTED". | 49 |
| | Page 8, line 2, strike "(3)(e)" and substitute "(3)(d)". | 50 |

Page 8, line 14, strike "were" and substitute "shall be".

Page 8, strike lines 15 through 24 and substitute the following:

"(b) THE COURT SHALL CONSIDER ANY FAILURE BY LAW ENFORCEMENT TO COMPLY WITH THE REQUIREMENTS OF THIS SECTION WITH RESPECT TO ANY CHALLENGE TO A SHOWUP IDENTIFICATION."

Reletter succeeding paragraphs accordingly.

Page 8, line 27, strike "(3)(e)" and substitute "(3)(d)".

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB21-1264** be referred to the Committee on Appropriations with favorable recommendation.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB21-1263** 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 appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
PINNACOL ASSURANCE BOARD OF DIRECTORS

effective January 1, 2021 for a term expiring January 1, 2026:

Barbara Mellman Davis of Denver, Colorado, to serve as the representative with experience in finance or investments, but not an employer whose liability insurance is insured by Pinnacol, reappointed.

Finance

After consideration on the merits, the Committee recommends that **HB21-1024** be referred to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **HB21-1027** be referred to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **HB21-1141** be referred to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **HB21-1201** be referred to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **HB21-1216** be referred to the Committee on Business, Labor, & Technology with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **SB21-251** be referred to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **SB21-257** 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 SB21-245 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 1 2 3 |
| | Amend printed bill, page 3, line 27, strike "AND". | 4 5 |
| | Page 4, strike line 1 and substitute "AT THE DIRECTION OF A CORONER;" | 6 7 |
| | Page 4, line 24, strike "COORDINATION AMONG" and substitute "AND DEVELOP A SUSTAINABLE STRUCTURE FOR COORDINATION AMONG THE STATE OF COLORADO," | 8 9 10 11 |
| | Page 4, line 27, strike "STATE" and substitute "FEDERAL". | 12 13 |
| | Page 5, line 12, strike "EQUIPMENT;" and substitute "EQUIPMENT AND OPERATE BACKCOUNTRY SEARCH AND RESCUE TEAMS;" | 14 15 16 |
| | Page 13, strike lines 9 through 17 and substitute: | 17 18 |
| | "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." | 19 20 21 22 |
| Agriculture & Natural Resources | After consideration on the merits, the Committee recommends that HB21-1260 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 23 24 25 26 |
| | Amend reengrossed bill, page 2, after line 21 insert: | 27 28 29 |
| | "SECTION 2. In Colorado Revised Statutes, 37-60-106.3, amend (6)(c) as follows: | 30 31 32 |
| | 37-60-106.3. State water plan - legislative declaration - grant program. (6) Water plan implementation grant program. The board may approve grants pursuant to the following requirements: | 33 34 35 |
| | (c) Grant money must amount to no more than fifty percent of the total cost of an individual project, and the total money from all board funding sources must not exceed seventy-five percent of the total cost of an individual project THE BOARD SHALL ESTABLISH CRITERIA THAT REQUIRE MATCHING FUNDS OF AT LEAST TWENTY-FIVE PERCENT; EXCEPT THAT THE BOARD MAY AWARD GRANTS IN 2021 AND 2022 WITH REDUCED MATCHING FUND REQUIREMENTS." | 36 37 38 39 40 41 42 |
| | Re-number succeeding sections accordingly. | 43 44 45 |
| Agriculture & Natural Resources | After consideration on the merits, the Committee recommends that HB21-1262 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 46 47 48 49 |
| Health & Human Services | After consideration on the merits, the Committee recommends that HB21-1237 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 50 51 52 53 54 |
| Health & Human Services | After consideration on the merits, the Committee recommends that HB21-1206 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 55 56 57 58 59 |
| | Amend reengrossed bill, page 3, line 8, after "MEMBER ADVOCATES," insert "PACE PROVIDERS OPERATING PURSUANT TO SECTION 25.5-5-412," | 60 61 62 |
| 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: | 63 64 65 66 67 |

MEMBER OF THE
SOLID AND HAZARDOUS WASTE COMMISSION

for a term expiring August 1, 2023:

Mark Keyes of Severance, Colorado, to serve as a member of the regulated industry and as a Democrat, 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
SOLID AND HAZARDOUS WASTE COMMISSION

for a term expiring August 1, 2022:

Matthew Chrisp of Sterling, Colorado, to serve as a representative of the government community and as an Unaffiliated, and occasioned by the resignation of Stephen Gillette of Berthoud, Colorado, appointed;

for terms expiring August 1, 2023:

Charles Adams of Lakewood, Colorado, to serve as a member of the regulated industry and as an Unaffiliated, reappointed;

Andrea Trujillo Guajardo of Lakewood, Colorado, to serve as a representative of the public at large and as a Democrat, appointed.

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:

SB21-156

by Senator(s) Garcia; also Representative(s) Mullica--Concerning the creation of a pilot grant program for the use of nurses in 911 dispatch to help divert incoming 911 calls that do not require emergency medical service to other types of medical care, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

SB21-236

by Senator(s) Story and Sonnenberg; also Representative(s) Tipper and Van Beber--
Concerning increasing the capacity of quality early childhood education through grant
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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Danielson, Donovan, Fenberg, Fields, Garcia, Ginal, Gonzales, Hansen, Hisey, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Priola, Rodriguez, Scott, Smallwood, Winter, Woodward, and Zenzinger.

SB21-238

by Senator(s) Garcia and Zenzinger, Priola, Simpson, Bridges, Buckner, Coleman, Coram, Donovan, Fenberg, Fields, Jaquez Lewis, Lee, Story, Winter; also Representative(s) Esgar and Gray--Concerning the front range passenger rail district, and, in connection therewith, creating the district for the purpose of planning, designing, developing, financing, constructing, operating, and maintaining a passenger rail system, specifying the territory, governing structure, powers, and duties of the district, and reducing 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.014), by Senator Zenzinger.

Amend engrossed bill, page 9, line 6, strike "EIGHT" and substitute "TEN".

Page 10, line 7, after "WHOLLY" insert "OR PARTLY".

Page 10, line 19, strike the second "OF" and substitute "OR".

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Danielson, Ginal, Gonzales, Hansen, Moreno, Pettersen, and Rodriguez.

HB21-1211 by Representative(s) Amabile, Bacon, Caraveo, Hooton, Michaelson Jenet; also Senator(s) Lee--Concerning regulations for restrictive housing in local jails.

A majority of those elected to the Senate having voted in the affirmative, Senator Lee was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.019), by Senator Lee.

Amend revised bill, page 16, strike lines 8 through 22 and substitute:

"SECTION 3. In Colorado Revised Statutes, 27-60-106, **add** (6) as follows:

27-60-106. Jail-based behavioral health services program - purpose - created - funding. (6) SUBJECT TO AVAILABLE APPROPRIATIONS, NOTHING IN THIS SECTION PROHIBITS PROGRAM FUNDS FROM BEING USED TO MEET THE REQUIREMENTS OUTLINED IN SECTIONS 17-26-303 AND 17-26-304 FOR LOCAL JAILS, AS DEFINED IN SECTION 17-26-302 (2), BY PROVIDING ADDITIONAL STAFFING, TRAINING, ROBUST BEHAVIORAL HEALTH SERVICES AND SUPPORTS, OR FACILITY CHANGES. ANY FACILITY CHANGES MUST BE APPROVED BY THE OFFICE OF BEHAVIORAL HEALTH BEFORE FUNDS MAY BE EXPENDED."

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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, Moreno, Pettersen, Rodriguez, Story, Winter, and Zenzinger.

HB21-1122 by Representative(s) Froelich and Larson; also Senator(s) Kolker and Ginal--Concerning establishing a commission to improve first responder interactions with persons 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 | 29 | NO | 6 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Fields, Garcia, Gonzales, Hansen, Hisey, Lee, Moreno, Pettersen, Story, Winter, and Woodward.

HB21-1011 by Representative(s) Caraveo; also Senator(s) Gonzales and Moreno--Concerning the expansion of multilingual ballot access for electors 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 | 24 | NO | 11 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Fenberg, Fields, Garcia, Ginal, Hansen, Jaquez Lewis, Kolker, Lee, Pettersen, Story, Winter, and Zenzinger.

SB21-091 by Senator(s) Liston and Rodriguez, Coleman; also Representative(s) Bird and Larson, Lynch, Van Beber--Concerning limitations on credit transaction charges.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 31 | NO | 4 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | N | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 Holbert.

SB21-169 by Senator(s) Buckner; also Representative(s) Ricks and Esgar--Concerning protecting consumers from unfair discrimination in insurance practices.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 21 | NO | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Fields, Moreno, and Story.

SB21-088 by Senator(s) Danielson and Fields; also Representative(s) Michaelson Jenet and Soper--Concerning establishing a civil cause of action for sexual misconduct against 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 | 31 | NO | 4 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Fenberg, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Rodriguez, Story, and Winter.

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:

HB21-1247 by Representative(s) Jackson and McKean; also Senator(s) Danielson--Concerning allowing the department of public health and environment to award a percentage of the total value of an annual contract to a grantee of a grant program of the department upon the execution or renewal of the annual contract.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1272 by Representative(s) Cutter and Bradfield; also Senator(s) Danielson--Concerning enhancing supports to the office of the child protection ombudsman in its role concerning child protections.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, May 11, page(s) 858 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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1247, HB21-1272 as amended

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB21-174 and SB21-087) of Thursday, May 13, was laid over until Friday, May 14, retaining its place on the calendar.

CONSIDERATION OF RESOLUTIONS

SJR21-020 by Senator(s) Hisey; also Representative(s) Luck--Concerning the designation of the overpass of State Highway 115 that crosses over United States Highway 50 in Fremont County, Colorado, as the "Deputy Sheriff Jason Schwartz Memorial Bridge".

Laid over until Thursday, May 20, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-021 by Senator(s) Buckner and Hisey, Cooke, Danielson, Liston, Pettersen, Rankin, Story, Woodward; also Representative(s) Young and Carver, Arndt, Bacon, Duran, Gray, Jodeh, Kipp, Ortiz, Titone, Valdez D., Van Beber, Woodrow--Concerning the enactment of the "Audiology and Speech-language Pathology Interstate Compact", and, in connection therewith, making an appropriation.

Senator Buckner moved that the Senate concur in House amendments to **SB21-021**, as printed in House journal, May 11, page(s) 1217. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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: Fields and Moreno.

SB21-064 by Senator(s) Garcia and Cooke; also Representative(s) Mullica--Concerning criminalizing retaliation against an elected official, and, in connection therewith, making an appropriation.

Senator Cooke moved that the Senate concur in House amendments to **SB21-064**, as printed in House journal, May 11, page(s) 1217. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Fenberg, the following Governor's appointments were confirmed by a roll call vote:

Upon request of Senator Smallwood, **Shawn Satterfield**, was severed from the Governor's appointments to the Health Insurance Affordability Enterprise Board of Thursday, May 13, 2021 and was voted on individually.

MEMBERS OF THE HEALTH INSURANCE AFFORDABILITY ENTERPRISE BOARD

effective immediately for terms expiring September 24, 2022:

Venetia Marshall of Castle Pines, Colorado, to serve as a representative employed by a carrier, appointed;

Stephanie Einfeld of Steamboat Springs, Colorado, to serve as a representative of primary care health care providers who does not represent a carrier, appointed;

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, appointed;

Maria Madrid 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;

effective immediately for terms expiring September 24, 2024:

Amanda Massey of Centennial, Colorado, to serve as a representative of statewide association of health benefits plans, appointed;

Rebecca Gillett of Centennial, 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;

Reyna Hetlage of Denver, Colorado, to serve as a representative of a health care advocacy organization, appointed;

Linda Thorpe of Atwood, Colorado, to serve as a representative of a rural, critical access, or independent hospital, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBER OF THE
HEALTH INSURANCE AFFORDABILITY ENTERPRISE BOARD

Shawn Satterfield of Evergreen, Colorado, to serve as a representative of a business that purchases or otherwise provides health insurance for its employees, appointed.

| YES | 18 | NO | 17 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | N | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | N | Scott | N | | |

On motion of Senator Rodriguez, the following Governor's appointments were confirmed by a roll call vote:

MEMBER OF THE
PINNACOL ASSURANCE BOARD OF DIRECTORS

effective January 1, 2021 for a term expiring January 1, 2024:

Akasha Absher of Denver, Colorado, to serve as an employer whose liability is insured by Pinnacol, occasioned by the resignation of Fiona Elizabeth Arnold of Denver, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBER OF THE
PINNACOL ASSURANCE BOARD OF DIRECTORS

for a term expiring January 1, 2022:

Jesus Salazar of Denver, Colorado to serve as an employer whose liability is insured by Pinnacol Assurance, occasioned by the resignation of Jeffrey L. Cummings of Arvada, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MESSAGE FROM THE HOUSE

May 13, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1266, 1077, and 1208, amended as printed in House Journal, May 12, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-101, amended as printed in House Journal, May 12, 2021.

The House has passed on Third Reading and returns herewith SB21-082, 115, and 136.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, HB21-1077, 1208, and 1266.

Without comment, as amended, SB21-101.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Local
Government

After consideration on the merits, the Committee recommends that **SB21-252** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 4, strike "**24-48.5-316.**" and substitute "**24-48.5-317.**"

Page 3, after line 18 insert:

"(f) "LOCAL GOVERNMENT" MEANS A COUNTY, MUNICIPALITY, CITY AND COUNTY, SPECIAL DISTRICT, OR SCHOOL DISTRICT."

Page 5, line 20, strike "AND" and substitute "OR".

Page 6, line 25, strike "CONTINUALLY" and substitute "CONTINUOUSLY".

Page 8, line 13, strike "24-48.5-316." and substitute "24-48.5-317."

Page 8, strike lines 14 through 21.

Renumber succeeding section accordingly.

Transportation & Energy

After consideration on the merits, the Committee recommends that **SB21-261** be referred to the Committee of the Whole with favorable recommendation.

Local Government

After consideration on the merits, the Committee recommends that **SB21-262** be referred to the Committee of the Whole with favorable recommendation.

Education

After consideration on the merits, the Committee recommends that **SB21-268** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 15, lines 1 and 2, strike "LOCATING OR OPERATING A SCHOOL" and substitute "AUTHORIZING A FULL-TIME SCHOOL OR AN ADDITIONAL LOCATION OF AN EXISTING SCHOOL THAT IS PHYSICALLY LOCATED".

Page 15, line 8, before "OPERATING" insert "AUTHORIZED OR".

Page 17, after line 24 insert:

"SECTION 18. In Colorado Revised Statutes, 24-6-402, amend (2)(c)(IV) as follows:

24-6-402. Meetings - open to public - legislative declaration - definitions. (2) (c) (IV) For purposes of this section, "local public body" includes municipalities, counties, school ~~boards~~ DISTRICTS, and special districts."

Renumber succeeding sections accordingly.

Education

After consideration on the merits, the Committee recommends that **HB21-1234** be referred to the Committee on Appropriations with favorable recommendation.

Education

After consideration on the merits, the Committee recommends that **SB21-255** 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 15 through 19 and substitute:

"(3) AN ELIGIBLE GRANT RECIPIENT IS:

(a) A LOCAL EDUCATION PROVIDER IF IT HAS FIFTY PERCENT OR MORE STUDENTS ENROLLED WHO ARE ELIGIBLE FOR FREE OR REDUCED-COST LUNCH PURSUANT TO THE FEDERAL "RICHARD B. RUSSELL NATIONAL SCHOOL LUNCH ACT", 42 U.S.C. SEC. 1751 ET SEQ.;

(b) THE COLORADO SCHOOL FOR THE DEAF AND THE BLIND, CREATED AND EXISTING PURSUANT TO SECTION 22-80-102 (1)(a); OR

(c) AN APPROVED FACILITY SCHOOL, AS DEFINED IN SECTION 22-2-402 (1)."

Page 2, lines 20 through 21, strike "LOCAL EDUCATION PROVIDER" and substitute "GRANT RECIPIENT".

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Page 2, lines 22 through 23, strike "LOCAL EDUCATION PROVIDER" and substitute "GRANT RECIPIENT".

Page 2, lines 24 through 25, strike "LOCAL EDUCATION PROVIDER" and substitute "GRANT RECIPIENT".

Page 2, lines 26 through 27, strike "LOCAL EDUCATION PROVIDER." and substitute "GRANT RECIPIENT".

Page 3, lines 2 through 3, strike "A LOCAL EDUCATION PROVIDER" and substitute "AN ELIGIBLE GRANT RECIPIENT".

Page 3, lines 8 through 9, strike "LOCAL EDUCATION PROVIDER THAT RECEIVED A GRANT PURSUANT TO THIS SECTION" and substitute "GRANT RECIPIENT".

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- SB21-270** by Senator(s) Bridges and Hisey; --Concerning an increase in the alcohol beverage production limits for a retail establishment licensed to produce alcohol beverages on its premises.
Business, Labor, & Technology
- SB21-271** by Senator(s) Gonzales and Gardner; --Concerning the adoption of the 2021 recommendations of the Colorado criminal and juvenile justice commission regarding sentencing for offenses.
Judiciary
- HB21-1077** by Representative(s) Benavidez and Bird; also Senator(s) Gonzales and Moreno-- Concerning the creation of the legislative oversight committee concerning tax policy, and, in connection therewith, making an appropriation.
Finance
- HB21-1208** by Representative(s) Cutter and Gray; also Senator(s) Priola and Winter--Concerning the creation of an enterprise that is exempt from the requirements of section 20 of article X of the state constitution to administer a fee-based natural disaster mitigation grant program.
Finance
- HB21-1215** by Representative(s) Holtorf and Ortiz; also Senator(s) Hisey and Lee--Concerning the expansion of the justice reinvestment crime prevention initiative, and, in connection therewith, creating a small business grant program for justice-system-involved persons and making an appropriation.
Judiciary
- HB21-1266** by Representative(s) Jackson, Bacon, Benavidez, Caraveo, Cutter, Duran, Exum, Gonzales-Gutierrez, Gray, Jodeh, Kennedy, Kipp, Ortiz, Sirota, Titone, Valdez A., Woodrow; also Senator(s) Winter and Buckner--Concerning efforts to redress the effects of environmental injustice on disproportionately impacted communities, and, in connection therewith, making an appropriation.
Finance
- HB21-1268** by Representative(s) Titone and Will; also Senator(s) Hansen and Simpson--Concerning a requirement that Colorado institutions of higher education study potential uses of emerging technologies to more effectively manage Colorado's water supply, and, in connection therewith, making an appropriation conditioned on the receipt of matching funds from gifts, grants, and donations.
Agriculture & Natural Resources
- HB21-1287** by Representative(s) Gonzales-Gutierrez and Soper; also Senator(s) Gonzales--Concerning measures related to permitting parties to certain proposed legal relationships under title 14, Colorado Revised Statutes, to satisfy certain requirements without having to appear in person.
State, Veterans, & Military Affairs

HB21-1293 by Representative(s) Snyder and Larson; also Senator(s) Woodward--Concerning a modification to the threshold below which a bank need not use a credentialed appraiser to appraise property reflected in its balance sheet.
 Business, Labor, & Technology

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-022, 092, 104, 142, 162, and 191; HB21-1051, 1056, 1091, 1099, 1132, 1139, 1186, 1212, and 1249.

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DELIVERY TO THE GOVERNOR

To the Governor for signature on Thursday, May 13, 2021, at 1:00 p.m.:
 SB21-008, 100, 155, 171, and 188.

To the Governor for signature on Thursday, May 13, 2021, at 3:40 p.m.:
 SB21-022, 092, 104, 142, 162, and 191.

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On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Friday, May 14, 2021.

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Approved:

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Leroy M. Garcia
 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-third General Assembly
STATE OF COLORADO
 First Regular Session

91st Legislative Day Friday, May 14, 2021

Prayer By Senator Cooke

Call to Order By the President at 9:00 a.m.

Roll Call Present--34
 Excused--1, Fields
 Excused later--2, Bridges, Scott
 Remote--2, Jaquez Lewis, Scott

Quorum The President announced a quorum present.

Pledge By Senator Kirkmeyer

Reading of the Journal On motion of Senator Kolker, reading of the Journal of Thursday, May 13, 2021, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB21-270 and 271.
Correctly Reengrossed: SB21-088, 091, 156, 169, 236, and 238.
Correctly Revised: HB21-1247 and 1272.
Correctly Rerevised: HB21-1011, 1122, and 1211.
Correctly Enrolled: SB21-021, 064, 082, 115, and 136.

COMMITTEE OF REFERENCE REPORTS

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **HB21-1181** 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 4 insert:

"(4) "ELIGIBLE ENTITY" MEANS A PUBLIC, GOVERNMENTAL, OR PRIVATE ENTITY, INCLUDING:

(a) AN AGRICULTURAL PRODUCER, A GROUP OF AGRICULTURAL PRODUCERS, OR AN AGRICULTURAL PRODUCER COOPERATIVE;

(b) AN INDIAN TRIBE;

(c) A NONPROFIT ENTITY OF A TYPE LISTED IN 26 U.S.C. SEC. 501 (c), AS AMENDED;

(d) A CHARITABLE ORGANIZATION AS DEFINED IN SECTION 6-16-103 (1);

(e) AN ACADEMIC OR A RESEARCH INSTITUTION OR A SUBDIVISION OF THE INSTITUTION;

(f) THE UNITED STATES OR ANY CORPORATION OR AGENCY CREATED OR DESIGNED BY THE UNITED STATES;

(g) THE STATE OF COLORADO OR ANY OF ITS AGENCIES OR POLITICAL SUBDIVISIONS, INCLUDING A CONSERVATION DISTRICT CREATED UNDER ARTICLE 70 OF THIS TITLE 35 OR A WATER CONSERVANCY DISTRICT;

(h) AN ACEQUIA DITCH CORPORATION OR AN UNINCORPORATED ACEQUIA DITCH ASSOCIATION, AS EITHER IS DESCRIBED IN SECTION 7-42-101.5;

AND

(i) A DITCH CORPORATION AS DESCRIBED IN SECTION 7-42-101."

Renumber succeeding subsections accordingly.

Page 5, strike lines 10 through 12 and substitute "PRODUCER, OR OTHER TYPES OF UNDERSERVED AGRICULTURAL".

Page 6, strike lines 18 through 20 and substitute "RECIPIENT, AND PURPOSE."

Page 9, strike lines 5 and 6 and substitute "SOIL HEALTH ADVISORY COMMITTEE IS HEREBY CREATED. THE COMMISSIONER SHALL APPOINT NO LESS THAN NINE BOARD MEMBERS TO THE COMMITTEE."

Page 9, strike lines 23 and 24 and substitute:

"(H) TWO REPRESENTATIVES WHO ARE BOARD MEMBERS OF THE COLORADO ASSOCIATION OF CONSERVATION DISTRICTS OR ITS SUCCESSOR ORGANIZATION; AND"

Page 10, after line 9 insert:

"(c) THE COLORADO CONSERVATION BOARD, CREATED IN ARTICLE 60 OF TITLE 37, SHALL APPOINT TWO REPRESENTATIVES TO BE MEMBERS OF THE ADVISORY COMMITTEE."

Reletter succeeding paragraphs accordingly.

Page 10, line 14, strike "ONCE" and substitute "FOUR TIMES".

Page 10, strike lines 20 and 21.

Reletter succeeding paragraphs accordingly.

Page 11, line 15, after "(2)(a)(III)(H)" insert "AND (2)(c)".

Page 11, line 18, strike "DEPARTMENT" and substitute "DEPARTMENT; AND".

Page 11, strike lines 19 through 21.

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **SB21-234** 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 3 through 8 and substitute:

"(I) PROVIDING MONEY FOR AGRICULTURAL WATER PROJECTS, INCLUDING MATCHING FUNDS FOR STATE OR FEDERAL GRANTS;"

Renumber succeeding subparagraphs accordingly.

Page 4, after line 13 insert:

"(c) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, BY JULY 1, 2021, THE DEPARTMENT SHALL DISTRIBUTE FIFTEEN THOUSAND DOLLARS FROM THE FUND TO EACH CONSERVATION DISTRICT FORMED PURSUANT TO ARTICLE 70 OF THIS TITLE 35."

Page 4, line 21, strike "general fund." and substitute "agriculture and drought resiliency fund created in section 35-1-114 (2)(a), C.R.S."

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **HB21-1242** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 2, line 5, strike "**cash fund -**".

Page 2, after line 7 insert:

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"(I) SEVERE DROUGHTS, AS WELL AS UNADDRESSED WATER DEMANDS ASSOCIATED WITH URBAN GROWTH, WILL ADD PRESSURE TO COLORADO'S ALREADY STRAINED WATER SUPPLY IN ALL OF COLORADO'S WATERSHEDS;"

Renumber succeeding subparagraphs accordingly.

Page 2, line 14, strike "ECOSYSTEMS;" and substitute "ECOSYSTEMS BUT THEY CANNOT SHOULDER THE BURDEN OF WATER SCARCITY WITHOUT ADDRESSING WATER-SAVING MEASURES BEING IMPLEMENTED AND SUSTAINED IN URBAN AREAS;"

Page 2, line 16, strike "RESILIENCY" and substitute "RESILIENCY, CONSERVE OUR WATER SUPPLIES, PROVIDE AN ECONOMIC BASE FOR RURAL COMMUNITIES;"

Page 3, line 2, strike "PROGRAMS;" and substitute "PROGRAMS WITHOUT NEGATIVELY IMPACTING THE OVERALL RURAL ECONOMIC VIABILITY OF AGRICULTURAL OPERATIONS AND RURAL COMMUNITIES;"

Page 3, line 15, after the first period insert "THE OFFICE SHALL ADVISE THE COMMISSIONER, THE COLORADO AGRICULTURAL VALUE-ADDED DEVELOPMENT BOARD CREATED IN SECTION 35-75-203, OTHER STATE AGENCIES, AND THE GOVERNOR ON THE IMPACT TO AGRICULTURE OF DROUGHT AND CLIMATE POLICIES AND PROGRAMS."

Page 3, line 23, strike "COLORADO." and substitute "COLORADO AND MEMBERS OF THE COLORADO WATER CONSERVATION BOARD CREATED IN SECTION 37-60-102."

Page 5, strike lines 5 through 27.

Page 6, strike lines 1 through 8.

Page 6, after line 8 insert:

"SECTION 2. In Colorado Revised Statutes, 35-75-204, **amend** (1) as follows:

35-75-204. Duties of board - agriculture value-added grants, loans and loan guarantees, and equity investments. (1) The board has the power to make grants, loans and loan guarantees, and equity investments to any person, including eligible agricultural value-added cooperatives, as defined in section 35-75-202 (4), for new or ongoing agricultural projects and research that add value to Colorado agricultural products and aid the economy of rural Colorado communities AND FOR AGRICULTURAL PROJECTS THAT WILL REDUCE ENERGY COSTS FOR AGRICULTURAL PRODUCERS OR BUSINESSES. The board also has the power to fund market promotion activities of the department pursuant to section 35-75-205 (2)(f)."

Renumber succeeding sections accordingly.

Page 6 line 19, strike "DROUGHT AND CLIMATE RESILIENCY CASH" and substitute "VALUE-ADDED CASH".

Page 6, line 20, strike "35-1-114." and substitute "35-75-205 (1)."

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **SB21-235** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 15, strike "**rules.**" and substitute "**rules - repeal.**"

Page 3, line 18, change the comma to a period.

Page 3, strike lines 19 through 25.

Page 4, line 4, strike "PURPOSES" and substitute "PURPOSE".

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Page 4, after line 19 insert:

"(IV) THIS SUBSECTION (1)(ff) IS REPEALED, EFFECTIVE DECEMBER 31, 2022."

Page 4, line 20, after "35-75-205," insert "amend (1); and".

Page 4, line 23, after "created -" insert "definition -".

Page 4, line 24, strike "(4) (a)" and substitute "(1) (a) Moneys MONEY received by the board from public or private gifts, grants, or donations or from any other source shall be forwarded to the state treasurer and shall be credited to the agriculture value-added cash fund, which fund is hereby created. Moneys MONEY in the fund are IS continuously appropriated to the board and shall be used for the purpose of preparing criteria and reviewing applications as provided in section 35-75-204 and for financial or technical assistance to agricultural projects, project concepts, and research as approved by the board. All interest earned on the investment of moneys MONEY in the fund shall be credited to the fund. The board may provide or facilitate grants, loans and loan guarantees, and equity investments for agricultural projects, project concepts, or research; except that such grants, loans and loan guarantees, and equity investments shall be limited to two million dollars per project AND, OF THE MONEY TRANSFERRED TO THE FUND PURSUANT TO SUBSECTION (4)(a) OF THIS SECTION, THE BOARD SHALL ALLOCATE AT LEAST ONE HUNDRED FIFTY THOUSAND DOLLARS TO RESEARCH, GUIDANCE, TECHNICAL ASSISTANCE, FEASIBILITY STUDIES, AND PROJECTS RELATED TO AGRIVOLTAICS. Grants, loans and loan guarantees, and equity investments may only be provided to feasible projects and for an amount that is the least amount necessary to cause the project to occur, as determined by the board. The board may structure the grants, loans and loan guarantees, and equity investments in a way that facilitates the project and also provides for a compensatory return on investment or loan payment to the board based on the risk of the project. Any moneys MONEY credited to the agriculture value-added cash fund and unexpended at the end of any given fiscal year shall remain in the fund and shall not revert to the general fund or any other fund.

(b) AS USED IN THIS SECTION, "AGRIVOLTAICS" MEANS ONE OR MORE SOLAR ENERGY GENERATION FACILITIES CO-LOCATED ON THE SAME PARCEL OF LAND AS AGRICULTURAL PRODUCTION, INCLUDING CROP PRODUCTION, GRAZING, APIARIES, OR OTHER PRODUCTION OF AGRICULTURAL COMMODITIES FOR SALE IN THE RETAIL OR WHOLESALE MARKET.

(4) (a)".

Page 6, line 14, strike "2022." and substitute "2022, and, of the total amount expended by that date, the department shall expend at least \$1,000,000 in grants to conservation districts."

On motion of Majority Leader Fenberg, 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

SJR21-022 by Senator(s) Cooke and Ginal; also Representative(s) McKean and Bird--Concerning declaring the week of May 9-15, 2021, as Police Week, and, in connection therewith, declaring May 15, 2021, as Peace Officers' Memorial Day.

On motion of Senator Cooke, selected portions of the resolution were read at length and the resolution was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Coram, Danielson, Donovan, Fenberg, Garcia, Gardner, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

The Senate observed a moment of silence and the chimes were rung.

Senate in recess. Senate reconvened.

SJR21-023 by Senator(s) Donovan; also Representative(s) McCluskie--Concerning Colorado "Public Lands Day", and, in connection therewith, recognizing May 15, 2021, as the fifth annual "Public Lands Day" in Colorado.

On motion of Senator Donovan, the resolution was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Fenberg, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

MESSAGE FROM THE HOUSE

May 14, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1255, 1005, and 1251, amended as printed in House Journal, May 13, 2021.

COMMITTEE OF REFERENCE REPORTS

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1006** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1010** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1021** 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 **HB21-1073** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1087** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1128** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1145** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1180** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1200** 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 **HB21-1219** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-146** 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 26, after line 7 insert:

"SECTION 15. Appropriation - adjustments to 2021 long bill.

(1) To implement this act, appropriations made in the annual general appropriation act for the 2021-22 state fiscal year to the department of corrections are adjusted as follows:

(a) The general fund appropriation for use by management for payments to in-state private prisons related to the external capacity subprogram is decreased by \$2,815,470; and

(b) The general fund appropriation for use by institutions for external medical services related to the medical services subprogram is decreased by \$314,630.

(2) For the 2021-22 state fiscal year, \$1,630,801 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) \$22,923 for use by management for personal services related to the executive director's office subprogram, which amount is based on an assumption that the department will require an additional 0.5 FTE;

(b) \$6,450 for use by management for operating expenses related to the

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- executive director's office subprogram;
 - (c) \$30,307 for the purchase of legal services;
 - (d) \$150 for use by management for operating expenses related to the inspector general subprogram;
 - (e) \$8,700 for use by institutions for operating expenses related to the superintendents subprogram;
 - (f) \$66,641 for use by institutions for personal services related to the case management subprogram, which amount is based on an assumption that the department will require an additional 0.9 FTE;
 - (g) \$6,700 for use by institutions for operating expenses related to the case management subprogram;
 - (h) \$51,224 for use by institutions for personal services related to the mental health subprogram, which amount is based on an assumption that the department will require an additional 0.5 FTE;
 - (i) \$6,450 for use by institutions for operating expenses related to the mental health subprogram;
 - (j) \$1,800 for use by support services for operating expenses related to the communications subprogram;
 - (k) \$150 for use by support services for operating expenses related to the training subprogram;
 - (l) \$1,600 for use by support services for operating expenses related to the information systems subprogram;
 - (m) \$229,220 for use by support services for payments to OIT related to the information systems subprogram;
 - (n) \$48,734 for use by community services for personal services related to the parole subprogram, which amount is based on an assumption that the department will require an additional 0.9 FTE;
 - (o) \$191,647 for use by community services for operating expenses related to the parole subprogram;
 - (p) \$389,196 for use by community services for insurance payments related to the parole subprogram;
 - (q) \$359,659 for use by community services for parolee supervision and support services related to the parole subprogram;
 - (r) \$158,052 for use by community services for wrap-around services program related to the parole subprogram;
 - (s) \$44,498 for use by the parole board for personal services, which amount is based on an assumption that the department will require an additional 0.9 FTE; and
 - (t) \$6,700 for use by the parole board for operating expenses.
- (3) For the 2021-22 state fiscal year, \$30,307 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of corrections under subsection (2)(c) of this section and is based on an assumption that the department of law will require an additional 0.2 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of corrections.
- (4) For the 2021-22 state fiscal year, \$229,220 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 (2)(m) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of corrections.
- (5) For the 2021-22 state fiscal year, \$157,760 is appropriated to the judicial department for use by the office of the state public defender. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:
- (a) \$142,470 for personal services, which amount is based on an assumption that the department will require an additional 1.8 FTE; and
 - (b) \$15,290 for operating expenses.
- (6) For the 2021-22 state fiscal year, \$50,000 is appropriated to the department of human services for use by adult assistance programs. This appropriation is from the general fund. To implement this act, the department may use this appropriation for the Colorado commission on aging."

Renumber succeeding section accordingly.

Page 1, line 101, strike "OUTCOMES." and substitute "OUTCOMES, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING AN APPROPRIATION."

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Appropriations

After consideration on the merits, the Committee recommends that **SB21-158** 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, strike lines 25 through 27.

Page 13, strike lines 1 through 18.

Re-number succeeding sections accordingly.

Page 14, after line 7 insert:

"SECTION 9. Appropriation. For the 2021-22 state fiscal year, \$400,000 is appropriated to the Colorado health service corps fund created in section 25-1.5-506(1), C.R.S. This appropriation is from the General Fund. The department of public health and environment is responsible for the accounting related to this appropriation."

Re-number succeeding section accordingly

Page 1, line 105, strike "STATE." and substitute "STATE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-180** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Finance Committee Report, dated April 21, 2021, page 3, after line 27 insert:

"SECTION 2. Appropriation. For the 2021-22 state fiscal year, \$139,775 is appropriated to the department of public health and environment for use by the division of environmental health and sustainability. This appropriation is from the general fund and is based on an assumption that the division will require an additional 0.5 FTE. To implement this act, the division may use this appropriation for the recycling resources economic opportunity program."

Re-number succeeding section accordingly.

Page 3 of the Committee Report, strike line 35 and substitute "PACKAGING, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-190** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-199** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the State, Veterans, & Military Affairs Committee report, dated April 22, 2021, page 4, strike lines 2 and 3 and substitute:

"SECTION 11. Appropriation. (1) For the 2021-22 state fiscal year, \$178,627 is appropriated to the department of human services. This appropriation consists of \$47,768 from the general fund and \$130,859 from federal child care development funds. To implement this act, the department may use this appropriation as follows:

(a) \$72,377, which consists of \$19,355 from the general fund and \$53,022 from federal child care development funds, for use by the office of information technology services for Colorado trails; and

(b) \$106,250, which consists of \$28,413 from the general fund and \$77,837 from federal child care development funds, for use by the office of early childhood for child care licensing and administration.

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(2) For the 2021-22 state fiscal year, \$83,881 is appropriated to the department of revenue for use by the taxation business group. This appropriation is from the general fund. To implement this act, the taxation business group may use this appropriation for tax administration IT system (GenTax) support.

SECTION 12. Effective date. This act takes effect on July 1, 2022; except that section 1 takes effect upon passage."

Renumber succeeding section accordingly."

Amend the printed bill, page 1, line 102, strike "OPPORTUNITIES." and substitute "OPPORTUNITIES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-229** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-240** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 11, strike "FIFTEEN" and substitute "TWENTY".

Page 4, line 4, strike "\$15,000,000" and substitute "\$20,000,000".

Appropriations

After consideration on the merits, the Committee recommends that **SB21-241** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-243** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-248** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 8, after line 20 insert:

"SECTION 2. Appropriation. For the 2021-22 state fiscal year, \$165,890 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of agriculture from the Colorado agricultural future loan program cash fund created in section 35-1.2-105 (1), C.R.S., and is based on an assumption that the department of law will require an additional 0.9 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of agriculture."

Renumber succeeding section accordingly.

Page 1, line 103, strike "AGRICULTURE AND" and substitute "AGRICULTURE,".

Page 1, line 106, strike "PROGRAM." and substitute "PROGRAM, AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-249** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 17, after line 10 insert:

"SECTION 9. Appropriation. (1) For the 2021-22 state fiscal year, \$502,646 is appropriated to the department of natural resources for use by the

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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, which amount is based on an assumption that the division will require an additional 2.4 FTE.

(2) For the 2021-22 state fiscal year, \$106,200 is appropriated to the department of revenue for use by the division of motor vehicles. This appropriation is from reappropriated funds received from the department of natural resources under subsection (1) of this section. To implement this act, the division may use this appropriation for DRIVES maintenance and support."

Renumber succeeding section accordingly.

Page 1, line 107, strike "LANDS." and substitute "LANDS; AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-253** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 4, after line 26 insert:

SECTION 4. Appropriation. (1) For the 2021-22 state fiscal year, \$5,481 is appropriated to the department of revenue for use by the division of motor vehicles. This appropriation consists of \$5,400 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., and \$81 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) \$5,400 from the Colorado DRIVES vehicle services account in the highway users tax fund for DRIVES maintenance and support; and (b) \$81 from the license plate cash fund for license plate ordering."

Renumber succeeding section accordingly.

Page 1, line 104, strike "DISABILITIES." and substitute "DISABILITIES AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-267** 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 **SB21-268** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 19, line 9, strike "\$1,706,537" and substitute "\$2,200,444".

Page 19, line 17, strike "and".

Page 19, line 20, strike "0.3 FTE." and substitute "0.3 FTE; and

(e) \$493,907 for the local accountability systems grant program, which amount is based on an assumption that the department will require an additional 0.4 FTE.

SECTION 24. Appropriation. (1) For the 2021-22 state fiscal year, \$5,500,000 is appropriated to the department of education. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) \$2,500,000 for the K-5 social and emotional health pilot program, which amount is based on an assumption that the department will require an additional 1.0 FTE; and

(b) \$3,000,000 for the behavioral health care professional matching grant program.

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SECTION 25. Appropriation. (1) For the 2021-22 state fiscal year, \$2,000,000 is appropriated to the mill levy equalization fund created in section 22-30.5-513.1 (2)(a), C.R.S. This appropriation is from the general fund. The department of education is responsible for the accounting related to this appropriation.

(2) For the 2021-22 state fiscal year, \$2,000,000 is appropriated to the department of education. This appropriation is from reappropriated funds in the mill levy equalization fund under subsection (1) of this section. To implement this act, the department may use the appropriation for CSI mill levy equalization."

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:

HB21-1247 by Representative(s) Jackson and McKean; also Senator(s) Danielson--Concerning allowing the department of public health and environment to award a percentage of the total value of an annual contract to a grantee of a grant program of the department upon the execution or renewal of the annual contract.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Moreno.

HB21-1272 by Representative(s) Cutter and Bradfield; also Senator(s) Danielson--Concerning enhancing supports to the office of the child protection ombudsman in its role concerning child protections.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 31 | NO | 3 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Garcia, Ginal, Kolker, Pettersen, and Story.

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:

HB21-1164 by Representative(s) Esgar and Garnett; also Senator(s) Zenzinger and Fenberg-- Concerning reductions in the property tax credits that apply to school districts' total program mill levies for purposes of funding the "Public School Finance Act of 1994".

Laid over until Monday, May 17, retaining its place on the calendar.

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of General Orders--Second Reading of Bills.

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:

HB21-1121 by Representative(s) Jackson and Jodeh, Caraveo, Weissman, Sirota; also Senator(s) Gonzales, Story--Concerning protections for residential tenants related to actions by landlords.

Laid over until Tuesday, May 18, retaining its place on the calendar.

SB21-174 by Senator(s) Cooke and Ginal; also Representative(s) Bird and Carver--Concerning adoption of written policies by law enforcement agencies for constitutionally required peace officer credibility disclosure notifications.

Laid over until Monday, May 17, retaining its place on the calendar.

SB21-260 by Senator(s) Fenberg and Winter, Priola; also Representative(s) Garnett and Gray-- Concerning the sustainability of the transportation system in Colorado, and, in connection therewith, creating new sources of dedicated funding and new state enterprises to preserve, improve, and expand existing transportation infrastructure, develop the modernized infrastructure needed to support the widespread adoption of electric motor vehicles, and mitigate environmental and health impacts of transportation system use; and expanding authority for regional transportation improvements.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, May 11, page(s) 871-872 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 12, page(s) 876-879 and placed in members' bill files.)

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Amendment No. 3(L.024), by Senator Fenberg and Winter.

Amend printed bill, page 28, line 16, strike "PHYSICAL ADDRESS" and substitute "LOCATION".

Page 33, line 23, strike "ENTERPRISE".

Page 33, strike line 24.

Page 33, line 25, strike "OF THIS TITLE 24." and substitute "ENTERPRISE.".

Page 34, strike line 2 and substitute "SOLE-SOURCE CONTRACTS.".

Page 34, line 15, strike "AND".

Page 34, after line 15 insert:

"(g) TO PROMULGATE RULES FOR THE SOLE PURPOSE OF SETTING THE AMOUNT OF THE COMMUNITY ACCESS RETAIL DELIVERY FEE AT OR BELOW THE MAXIMUM AMOUNT AUTHORIZED IN THIS SECTION; AND".

Reletter succeeding paragraph accordingly.

Page 60, line 24, strike "PHYSICAL ADDRESS" and substitute "LOCATION".

Page 66, line 14, strike "ENTERPRISE,".

Page 66, strike line 15.

Page 66, line 16, strike "OF TITLE 24." and substitute "ENTERPRISE.".

Page 66, strike line 20 and substitute "SOLE-SOURCE CONTRACTS.".

Page 67, line 8, strike "AND".

Page 67, after line 8 insert:

"(h) TO PROMULGATE RULES FOR THE SOLE PURPOSE OF SETTING THE AMOUNTS OF THE CLEAN FLEET PER RIDE FEE AND THE CLEAN FLEET RETAIL DELIVERY FEE AT OR BELOW THE MAXIMUM AMOUNTS AUTHORIZED IN THIS SECTION; AND".

Reletter succeeding paragraph accordingly.

Page 116, line 20, strike "PHYSICAL ADDRESS" and substitute "LOCATION".

Page 168, line 18, strike "PHYSICAL ADDRESS" and substitute "LOCATION".

Page 174, line 20, strike "GOVERNING" and substitute "TO SET THE AMOUNT OF THE CLEAN TRANSIT RETAIL DELIVERY FEE AT OR BELOW THE MAXIMUM AMOUNT AUTHORIZED IN THIS SECTION AND TO GOVERN".

Page 174, line 22, strike "GRANTS" and substitute "GRANTS, LOANS, AND REBATES".

Page 185, line 10, strike "PHYSICAL ADDRESS" and substitute "LOCATION".

Page 190, line 13, strike "ENTERPRISE,".

Page 190, strike line 14.

Page 190, line 15, strike "OF TITLE 24." and substitute "ENTERPRISE.".

Page 190, strike line 19 and substitute and substitute "SOLE-SOURCE CONTRACTS.".

Page 191, line 7, strike "AND".

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Page 191, after line 7 insert:

"(h) TO PROMULGATE RULES FOR THE SOLE PURPOSE OF SETTING THE AMOUNTS OF THE AIR POLLUTION MITIGATION PER RIDE FEE AND THE AIR POLLUTION MITIGATION RETAIL DELIVERY FEE AT OR BELOW THE MAXIMUM AMOUNTS AUTHORIZED IN THIS SECTION; AND".

Reletter succeeding paragraph accordingly.

Amendment No. 4(L.023), by Senator Fenberg and Winter.

Amend printed bill, page 7, line 18, strike "communities and" and substitute "communities,".

Page 7, line 19, strike "roadways;" and substitute "roadways, and, as documented in multiple peer-reviewed scientific studies, communities where many of the residents are Black or Hispanic;".

Page 39, line 11, after "add" insert "(1)(g.5) and".

Page 39, after line 17 insert:

"(g.5) "REVITALIZING MAIN STREETS PROGRAM" MEANS THE DEPARTMENT OF TRANSPORTATION'S GRANT PROGRAM TO SUPPORT COMMUNITIES ACROSS THE STATE AS THEY BUILD AND IMPROVE MULTIMODAL INFRASTRUCTURE IN A WAY THAT SAFELY CONNECTS COLORADANS TO THE COMMUNITY-FOCUSED DOWNTOWNS WHERE THEY LIVE, WORK, DINE, AND SHOP.".

Page 44, lines 14 and 15, strike "PROGRAM OF THE DEPARTMENT OF TRANSPORTATION." and substitute "PROGRAM.".

Page 44, lines 26 and 27, "PROGRAM OF THE DEPARTMENT OF TRANSPORTATION." and substitute "PROGRAM.".

Page 45, lines 18 and 19 strike "PROGRAM OF THE DEPARTMENT OF TRANSPORTATION" and substitute "PROGRAM.".

Page 46, lines 10 and 11, strike "PROGRAM OF THE DEPARTMENT OF TRANSPORTATION." and substitute "PROGRAM.".

Page 50, after line 15 insert:

"(3) THE REQUIREMENTS OF THIS SECTION APPLY ONLY TO A PUBLIC PROJECT INVOLVING INFRASTRUCTURE THAT IS PART OF THE STATE HIGHWAY SYSTEM, AS DESCRIBED IN SECTION 43-2-201 (1).".

Page 80, line 12, strike "study" and substitute "report".

Page 81, strike line 6 and substitute:

"(2) THE STAFF OF THE COMMISSION SHALL REPORT".

Page 81, line 10, strike "CERTIFICATED" and substitute "AUTHORIZED".

Page 81, lines 12 and 13, strike "THE COMMISSION SHALL REPORT THE RESULTS OF THE STUDY" and substitute "THE STAFF OF THE COMMISSION SHALL REPORT ITS FINDINGS".

Page 125, line 15, strike "AUTHORITY." and substitute "AUTHORITY AND TO THE REGIONAL TRANSPORTATION DISTRICT CREATED IN SECTION 32-9-105 IF THE REGIONAL TRANSPORTATION DISTRICT INCLUDES OR BORDERS ANY OF THAT TERRITORY. IF THE TRANSPORTATION PLANNING ORGANIZATION IS REQUIRED TO PROVIDE A COPY OF THE RESOLUTION FOR COMMENT TO THE REGIONAL TRANSPORTATION DISTRICT, IT SHALL ALSO COLLABORATE WITH THE DISTRICT AND ENSURE THAT THE DISTRICT'S SERVICES ARE TAKEN INTO CONSIDERATION

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AND PROTECTED WHEN THE ORGANIZATION PLANS TO EXERCISE AND EXERCISES THE POWERS OF AN AUTHORITY."

Page 158, line 15, strike "(2)(a)(I) introductory portion," and substitute "(2)(a),"

Page 158, lines 16 and 17, strike "(1)(b), (2)(a)(II), (2)(a)(III)," and substitute "(1)(b)".

Page 159, after line 10 insert:

(A) Eighty-five percent to the commission for local multimodal projects; and

(B) Fifteen percent to the commission for state multimodal projects that are selected by the commission."

Amendment No. 5(L.072), by Senator Zenzinger.

Amend printed bill, page 72, strike lines 14 through 22 and substitute:

"(IX) TO REDUCE HEALTH DISPARITIES IN DISPROPORTIONATELY IMPACTED COMMUNITIES RESULTING FROM INCREASED EXPOSURE TO MOTOR VEHICLE FLEET EMISSIONS;"

Renumber succeeding subparagraphs accordingly.

Page 93, line 27, strike "CONGESTION" and substitute "CONGESTION, ADDRESS MOBILITY, AND IMPROVE TRAVEL TIME RELIABILITY"

Page 94, lines 4 and 5, strike "IN THE AREAS WHERE THE PROJECTS ARE LOCATED," and substitute "ADJACENT TO PROJECTS,"

Page 94, line 15, after "PLANNING," insert "MODELING AND OTHER".

Page 94, line 18, strike "TO," and substitute "TO AND SHALL TO THE EXTENT PRACTICABLE BE EXECUTED CONCURRENTLY WITH,"

Page 94, line 19, strike "REQUIREMENTS," and substitute "REQUIREMENTS OR PROCESSES,"

Page 95, line 25, strike "THE" and substitute "EFFECTIVE AS OF JULY 1, 2022, THE".

Page 96, line 2, after the first "FOR" insert "REGIONALLY SIGNIFICANT".

Page 96, line 7, strike "SECTION," and substitute "SECTION AND WITH OPPORTUNITIES FOR PUBLIC INVOLVEMENT,"

Page 96, line 11 and 12, strike "AS ISSUED BY THE AIR QUALITY CONTROL COMMISSION" and substitute "ISSUED".

Page 96, line 21, strike "TRANSPORTATION CAPACITY PROJECTS;" and substitute "REGIONALLY SIGNIFICANT TRANSPORTATION CAPACITY PROJECTS ALONGSIDE TRAFFIC MODELING;"

Page 97, strike lines 4 through 16 and substitute:

(a) USE ENVIRONMENTAL PROTECTION AGENCY APPROVED MODELS TO DETERMINE AIR POLLUTANT EMISSIONS IMPACTS FOR THE PLANNED PROJECT AND PROVIDE MONITORING AND MEASUREMENT OF CRITERIA POLLUTANTS PRIOR TO CONSTRUCTION;

(b) DEVELOP AND IMPLEMENT A PARTICULATE MATTER CONSTRUCTION PLAN TO PROVIDE CONTINUOUS MONITORING AND TRANSPARENT PUBLIC REPORTING OF CONCENTRATIONS, PUBLIC ALERTS ISSUED AS SOON AS POSSIBLE WHEN EXCEEDANCE EVENTS OCCUR, AND ACTION PLANS TO ADDRESS EMISSION LEVELS ON CONSTRUCTION PROJECTS PRIOR TO EXCEEDANCES WITH PARTICULAR FOCUS ON DISPROPORTIONATELY IMPACTED COMMUNITIES; AND

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(c) DEVELOP AND IMPLEMENT A PLAN TO MITIGATE AIR QUALITY IMPACTS ON COMMUNITIES, INCLUDING BUT NOT LIMITED TO DISPROPORTIONATELY IMPACTED COMMUNITIES ADJACENT TO THE PROJECT WITH PARTICULAR FOCUS WHERE FEASIBLE ON MITIGATION OF FINE PARTICULATE MATTER POLLUTION.

(4.5) WITH THE EXCEPTION OF THE INTERSTATE HIGHWAY 270 CORRIDOR IMPROVEMENT PROJECT, THE REQUIREMENTS OF SUBSECTIONS (4)(a) AND (4)(c) OF THIS SECTION DO NOT APPLY TO ANY PROJECTS THAT HAVE, ON OR BEFORE JULY 1, 2022, A SIGNED RECORD OF DECISION, FINDING OF NO SIGNIFICANT IMPACT, OR CATEGORICAL EXCLUSIONS AS PROVIDED BY THE NATIONAL ENVIRONMENTAL POLICY ACT."

Page 97, line 18, after "IN" insert "REGIONALLY SIGNIFICANT".

Page 97, line 21, strike "SHALL" and substitute "SHALL, WITH OPPORTUNITY FOR PUBLIC INPUT,".

Amendment No. 6(L.076), by Senator Zenzinger.

Amend printed bill, page 106, line 21, strike "SYSTEM;" and substitute "SYSTEM, WITH A PRIORITY PLACED ON PROJECTS THAT ARE DESIGNATED AS TEN-YEAR VISION PROJECTS ON THE DEPARTMENT'S TEN-YEAR VISION PROJECT LIST;".

Amendment No. 7(L.026), by Senator Zenzinger.

Amend printed bill, page 93, after line 6, insert:

"SECTION 27. In Colorado Revised Statutes, 42-4-307, add (16) as follows:

42-4-307. Powers and duties of the department of public health and environment - division of administration - automobile inspection and readjustment program - basic emissions program - enhanced emissions program - clean screen program. (16) PRIOR TO JULY 1, 2022, THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT SHALL SEEK APPROVAL FROM THE ENVIRONMENTAL PROTECTION AGENCY TO MODIFY THE STATE IMPLEMENTATION PLAN TO EXPAND THE TESTING EXEMPTION FOR NEW VEHICLES TO TEN MODEL YEARS. IF THE ENVIRONMENTAL PROTECTION AGENCY APPROVES THE REQUEST, THE COMMISSION SHALL ADOPT A RULE EXPANDING THE TESTING EXEMPTION FOR NEW VEHICLES TO TEN MODEL YEARS WITHIN TWELVE MONTHS FOLLOWING THE APPROVAL. IN ADDITION, THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT SHALL SEEK APPROVAL FROM THE ENVIRONMENTAL PROTECTION AGENCY TO EXPAND THE TESTING EXEMPTION FOR PLUG-IN HYBRID ELECTRIC MOTOR VEHICLES TO TWELVE MODEL YEARS."

Renumber succeeding sections accordingly,

Page 197, line 10, strike "49" and substitute "50".

Amendment No. 8(L.080), by Senator Winter and Priola.

Amend printed bill, page 45, strike lines 1 through 4 and substitute:

"(d) (I) ON EACH JULY 1 FROM JULY 1, 2024, THROUGH JULY 1, 2028, THE STATE TREASURER SHALL TRANSFER ONE HUNDRED MILLION DOLLARS FROM THE GENERAL FUND TO THE STATE HIGHWAY FUND; AND

(b) ON EACH JULY 1 FROM JULY 1, 2029, THROUGH JULY 1, 2031, THE STATE TREASURER SHALL TRANSFER EIGHTY-TWO MILLION FIVE HUNDRED THOUSAND DOLLARS FROM THE GENERAL FUND TO THE STATE HIGHWAY FUND."

Amendment No. 9(L.064), by Senator Priola.

Amend printed bill, page 26, after line 18 insert:

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"(6) "ELECTRIC MOTOR VEHICLE CHARGING INFRASTRUCTURE" MEANS ELECTRIC VEHICLE CHARGING SYSTEMS AND OTHER ELECTRICAL EQUIPMENT INSTALLED ON SITE TO SUPPORT ELECTRIC MOTOR VEHICLE CHARGING INCLUDING BUT NOT LIMITED TO BATTERY ENERGY STORAGE SYSTEMS."

Renumber succeeding subsections accordingly.

Page 167, after line 5 insert:

"(6) "ELECTRIC MOTOR VEHICLE CHARGING INFRASTRUCTURE" MEANS ELECTRIC VEHICLE CHARGING SYSTEMS AND OTHER ELECTRICAL EQUIPMENT INSTALLED ON SITE TO SUPPORT ELECTRIC MOTOR VEHICLE CHARGING INCLUDING BUT NOT LIMITED TO BATTERY ENERGY STORAGE SYSTEMS."

Renumber succeeding subsections accordingly.

Page 176, lines 22 and 23, strike "CHARGING INFRASTRUCTURE FOR ELECTRIC MOTOR VEHICLES" and substitute "ELECTRIC MOTOR VEHICLE CHARGING INFRASTRUCTURE".

Amendment No. 10(L.081), by Senator Gonzales.

Amend printed bill, page 45, after line 4 insert:

"(d.5) THE DEPARTMENT OF TRANSPORTATION SHALL EXPEND FIVE MILLION DOLLARS OF EACH TRANSFER FROM THE GENERAL FUND TO THE STATE HIGHWAY FUND MADE PURSUANT TO SUBSECTION (7)(d) OF THIS SECTION FROM JULY 1 2024 THROUGH JULY 1, 2028, SOLELY TO MITIGATE THE ENVIRONMENTAL AND HEALTH IMPACTS OF INCREASED AIR POLLUTION FROM MOTOR VEHICLE EMISSIONS IN NONATTAINMENT AREAS BY FUNDING PROJECTS THAT REDUCE VEHICLE MILES TRAVELED OR THAT DIRECTLY REDUCE AIR POLLUTION."

Amendment No. 11(L.086), by Senator Gonzales.

Amend printed bill, page 96, line 5, after "PROJECTS." insert "SUCH GUIDELINES AND PROCEDURES SHALL APPLY TO ADOPTION OF THE NEXT TEN-YEAR PLAN AND SUBSEQUENT PLANNING CYCLES AND SHALL FULLY EVALUATE THE POTENTIAL ENVIRONMENTAL AND HEALTH IMPACTS ON DISPROPORTIONATELY IMPACTED COMMUNITIES."

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.)

SB21-256 by Senator(s) Fenberg and Moreno; also Representative(s) Hooton and Daugherty, McCormick--Concerning permitting regulation of firearms by local governing bodies.

Laid over until Monday, May 17, retaining its place on the calendar.

SB21-087 by Senator(s) Danielson, Fields, Pettersen; also Representative(s) McCormick and Caraveo, Duran, Kennedy, McLachlan, Sirota, Woodrow, Young--Concerning agricultural workers' rights.

Laid over until Monday, May 17, retaining its place on the calendar.

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SB21-200 by Senator(s) Winter and Moreno; also Representative(s) Jackson--Concerning measures to further environmental protections, and, in connection therewith, adopting measures to reduce emissions of greenhouse gases and adopting protections for disproportionately impacted communities.

Laid over until Monday, May 17, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB21-260 by Senator(s) Fenberg and Winter, Priola; also Representative(s) Garnett and Gray--Concerning the sustainability of the transportation system in Colorado, and, in connection therewith, creating new sources of dedicated funding and new state enterprises to preserve, improve, and expand existing transportation infrastructure, develop the modernized infrastructure needed to support the widespread adoption of electric motor vehicles, and mitigate environmental and health impacts of transportation system use; and expanding authority for regional transportation improvements.

Senator Woodward moved to amend the report of the Committee of the Whole to show that SB21-260, as amended, was referred to the Senate Transportation and Energy Committee.

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 | 18 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | E | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | E | Kolker | N | Scott | E | | |

Senator Sonnenberg moved to amend the report of the Committee of the Whole to show that the following amendment to SB21-260 did pass.

Amend printed bill, page 103, line 16, after "amend" insert "(1)(b) introductory portion, (1)(b)(V),".

Page 103, strike line 18 and substitute:

"43-4-206. State allocation. (1) Except as otherwise provided in subsections (1)(b)(V), (2), and (3) of this section, after paying the costs of the Colorado state patrol and any other costs of the department, exclusive of highway construction, highway improvements, or highway maintenance, that are appropriated by the general assembly, money in the highway users tax fund shall be paid to the state highway fund and expended for the following purposes:

(b) Except as otherwise provided in subsection (2) of this section, all money in the state highway fund not required for the creation, maintenance, and application of the highway anticipation or sinking fund and all money in the state highway supplementary fund are is available to pay for:

(V) The construction, reconstruction, repairs, improvement, planning, supervision, and maintenance of the state highway system and other public highways, including any county and municipal roads and highways, together with the acquisition of rights-of-way and access rights for the same. Any proceeds of

lease-purchase agreements executed as required by section 24-82-1303 (2)(a) that are credited to the state highway fund pursuant to section 24-82-1303 (4)(b) and any amounts that are transferred to the state highway fund pursuant to section 24-75-219 (7) shall be used only for qualified federal aid highway projects that are included in the strategic transportation project investment program of the department of transportation and that are designated for tier 1 funding as ten-year development program projects on the department's development program project list, with at least twenty-five percent of the money being used for projects that are located in counties with populations of fifty thousand or less as of July 2015 as reported by the state demography office of the department of local affairs. No more than ninety percent of the proceeds shall be expended for highway purposes or highway-related capital improvements, and at least ten percent of the proceeds shall be expended for transit purposes or for transit-related capital improvements.

(2) (b) Notwithstanding section".

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 | 18 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | E | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | E | Kolker | N | Scott | E | | |

Senator Sonnenberg moved to amend the report of the Committee of the Whole to show that the following amendment so SB21-260 did pass.

Amend printed bill, page 45, strike lines 5 through 27.

Strike page 46.

Page 47, strike lines 1 through 23.

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 | 14 | NO | 18 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | E | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | E | Kolker | N | Scott | E | | |

Senator Lundeen moved to amend the report of the Committee of the Whole to show that the following Lundeen floor amendment, (L.028) to SB21-260, did pass.

Amend printed bill, page 197, strike lines 13 through 15 and substitute:

"SECTION 54. Refer to people under referendum. At the election held on November 8, 2022, the secretary of state shall submit this act by its ballot title to the registered electors of the state for their approval or rejection. Each elector voting at the election may cast a vote either "Yes/For" or "No/Against" on the following ballot title: "Shall there be a change to the Colorado Revised Statutes concerning the sustainability of the transportation system in Colorado, and, in connection therewith, creating new sources of dedicated funding and new state enterprises to preserve, improve, and expand existing transportation infrastructure, develop the modernized infrastructure needed to support the widespread adoption of electric motor vehicles, and mitigate environmental and health impacts of transportation system use; and expanding authority for regional transportation improvements?" 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 | 14 | NO | 18 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | E | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | E | Kolker | N | Scott | E | | |

Senator Kirkmeyer moved to amend the report of the Committee of the Whole to show that the following amendment to SB21-260 did pass.

Amend printed bill, page 33, strike lines 19 through 24.

Page 33, line 25, strike "OF THIS TITLE 24." and substitute:

"(d) TO ENSURE WHEN CONTRACTING WITH ANY PRIVATE ENTITY INCLUDING CONSULTANTS FOR PROFESSIONAL AND TECHNICAL ASSISTANCE, OFFICE SPACE, AND ADMINISTRATIVE SERVICES, ADVICE, AND OTHER SERVICES RELATED TO THE CONDUCT OF THE AFFAIRS OF THE ENTERPRISE THAT THE ENTERPRISE WILL MAKE EVERY EFFORT TO ASCERTAIN THAT HISTORICALLY UNDERUTILIZED BUSINESSES ARE GIVEN DUE CONSIDERATION AND APPROPRIATE ACCESS TO THE PROCUREMENT BID PROCESS."

Page 66, strike lines 10 through 15.

Page 66, line 16, "OF TITLE 24." and substitute:

"(d) TO ENSURE WHEN CONTRACTING WITH ANY PRIVATE ENTITY INCLUDING CONSULTANTS FOR PROFESSIONAL AND TECHNICAL ASSISTANCE, OFFICE SPACE, AND ADMINISTRATIVE SERVICES, ADVICE, AND OTHER SERVICES RELATED TO THE CONDUCT OF THE AFFAIRS OF THE ENTERPRISE THAT THE ENTERPRISE WILL MAKE EVERY EFFORT TO ASCERTAIN THAT HISTORICALLY UNDERUTILIZED BUSINESSES ARE GIVEN DUE CONSIDERATION AND APPROPRIATE ACCESS TO THE PROCUREMENT BID PROCESS."

Page 190, strike lines 9 through 14.

Page 190. line 15, "OF TITLE 24." and substitute:

"(d) TO ENSURE WHEN CONTRACTING WITH ANY PRIVATE ENTITY INCLUDING CONSULTANTS FOR PROFESSIONAL AND TECHNICAL ASSISTANCE, OFFICE SPACE, AND ADMINISTRATIVE SERVICES, ADVICE, AND OTHER SERVICES RELATED TO THE CONDUCT OF THE AFFAIRS OF THE ENTERPRISE THAT THE ENTERPRISE WILL MAKE EVERY EFFORT TO ASCERTAIN THAT HISTORICALLY UNDERUTILIZED BUSINESSES ARE GIVEN DUE CONSIDERATION AND APPROPRIATE ACCESS TO THE PROCUREMENT BID PROCESS."

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 | 18 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | E | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | E | Kolker | N | Scott | E | | |

Senator Woodward moved to amend the report of the Committee of the Whole to show that the following amendment to SB21-260 did pass.

Amend printed bill, after line 1 insert:

"SECTION 1. Short title. The short title of this act is the "Tax on Working Families Act".

Renumber succeeding sections accordingly.

Page 197, line 10, strike "49" and substitute "50".

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 | 18 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | E | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | E | Kolker | N | Scott | E | | |

Senator Woodward moved to amend the report of the Committee of the Whole to show that the following amendment to SB21-260 did pass.

Amend printed bill, after line 1 insert:

"SECTION 1. Short title. The short title of this act is

"Colorado's New Green Deal".

Renumber succeeding sections accordingly.

Page 197, line 10, strike "49" and substitute "50".

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 | 18 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | E | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | E | Kolker | N | Scott | E | | |

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 | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | E | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | E | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-260 as amended

Laid over until 05/17/2021: SB21-174, SB21-256, SB21-087, SB21-200

Laid over until 05/18/2021: HB21-1121

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:

SB21-265 by Senator(s) Zenzinger and Rankin; --Concerning a transfer from the general fund to the state highway fund.

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 | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | E | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | E | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-265

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-101 by Senator(s) Fields and Story, Ginal; also Representative(s) Caraveo and Williams-- Concerning the continuation of the registration of direct-entry midwives, and, in connection therewith, implementing the recommendations contained in the 2020 sunset report by the department of regulatory agencies and making an appropriation.

Senator Story moved that the Senate concur in House amendments to **SB21-101**, as printed in House journal, May 12, page(s) 1241. The motion was **adopted** by the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | E | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | E | | |

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | E | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | E | | |

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 Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB21-268 was made Special Orders at 3:38 P.M.

Committee of the Whole

The hour of 3:38 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:

SB21-268 by Senator(s) Zenzinger and Lundeen; also Representative(s) McLachlan and McCluskie-- Concerning the financing of public schools, and, in connection therewith, making an appropriation.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, May 13, page(s) 922 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 14, page(s) 934-935 and placed in members' bill files.)

Amendment No. 3(L.002), by Senator Bridges.

Amend printed bill, page 17, after line 24 insert:

"SECTION 18. In Colorado Revised Statutes, 24-90-120, **amend** (2) introductory portion, (2)(c), and (4)(a); and **add** (2)(e), (2)(f), and (6) as follows:

24-90-120. Colorado imagination library program - creation - request for proposal - state librarian duties - report - legislative declaration - definitions. (2) ~~Subject to available appropriations~~ NO LATER THAN DECEMBER 31, 2021, the state librarian in the department of education shall contract with a Colorado nonprofit organization for the creation and operation of the Colorado imagination library program. The contractor shall:

(c) Develop, promote, and coordinate a public awareness campaign ~~to make donors aware of the opportunity to donate to the affiliate program and~~ IN COORDINATION WITH THE DEPARTMENT OF EDUCATION TO ENSURE ALIGNMENT WITH THE "COLORADO READ ACT", PART 12 OF ARTICLE 7 OF TITLE 22, INCLUDING ANY PUBLIC AWARENESS CAMPAIGN FOR THE "COLORADO READ ACT", AND TO make the public aware of the opportunity to register eligible children to receive FREE books through the program; ~~and~~

(e) PROVIDE FOR A HIGH-QUALITY INDEPENDENT EVALUATION OF THE

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IMPACT OF THE PROGRAM ON CHILD AND FAMILY OUTCOMES, INCLUDING CHILD LITERACY AND PARENT AND FAMILY ENGAGEMENT; AND

(f) ESTABLISH A DISTRESSED AFFILIATE FUND USING GIFTS, GRANTS, OR DONATIONS TO HELP COUNTY-BASED AFFILIATE PROGRAMS THAT HAVE FINANCIAL DIFFICULTY MEETING THE COUNTY-BASED AFFILIATE PROGRAMS' FUNDING REQUIREMENTS.

(4) (a) The contractor, in operating the program pursuant to subsection (2) of this section, shall pay to the national nonprofit foundation fifty percent of the statewide cost to provide FREE books to eligible children enrolled in the program, as determined by the national nonprofit foundation. THE GENERAL ASSEMBLY SHALL ANNUALLY APPROPRIATE MONEY FROM THE GENERAL FUND TO THE DEPARTMENT OF EDUCATION FOR THE STATE LIBRARIAN TO DISTRIBUTE TO THE CONTRACTOR FOR THE STATE'S SHARE OF THE COST TO PROVIDE THE BOOKS.

(6) (a) IT IS THE INTENT OF THE GENERAL ASSEMBLY TO PROVIDE FULL FUNDING BY 2026 FOR ANY ELIGIBLE CHILD WHO WANTS PARTICIPATE IN THE PROGRAM.

(b) FOR THE 2022-23 STATE FISCAL YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE NINE HUNDRED SEVEN THOUSAND ONE HUNDRED FORTY DOLLARS FOR THE COLORADO IMAGINATION LIBRARY AND SHALL INCREASE THE APPROPRIATION IN SUBSEQUENT FISCAL YEARS AS NECESSARY TO MEET THE INTENTION OF THE GENERAL ASSEMBLY SET FORTH IN SUBSECTION (6)(a) OF THIS SECTION.

(c) TWENTY PERCENT OF MONEY APPROPRIATED FOR THE 2021-22 STATE FISCAL YEAR, AND TEN PERCENT OF MONEY APPROPRIATED FOR THE 2022-23 FISCAL YEAR AND EACH FISCAL YEAR THEREAFTER, MAY BE USED FOR THE CONTRACTOR OPERATING THE PROGRAM FOR DUTIES SET FORTH IN SUBSECTIONS (2)(a) TO (2)(f) OF THIS SECTION."

Renumber succeeding sections accordingly.

Amendment No. 4(L.009), by Senator Zenzinger.

Amend printed bill, page 17, after line 24 insert:

"SECTION 18. In Colorado Revised Statutes, amend 22-33-201.5 as follows:

22-33-201.5. Definitions. For purposes of AS USED IN this part 2, unless the context otherwise requires:

(1) "BEHAVIORAL MANAGEMENT PLAN" MEANS AN ACTION PLAN TO ADDRESS BEHAVIORAL, ATTENDANCE, AND TRUANCY ISSUES, INCLUDING APPROPRIATE SERVICES AND SUPPORTS THAT ARE DEVELOPED IN COORDINATION WITH STUDENTS, PARENTS, AND SCHOOL PERSONNEL.

(2) "CHRONIC ABSENTEEISM" MEANS A STUDENT IS ABSENT FOR ANY REASON, EXCUSED OR UNEXCUSED, TEN PERCENT OR MORE OF THE DAYS FOR WHICH THE STUDENT IS ENROLLED IN A PUBLIC SCHOOL DURING THE SCHOOL YEAR.

(+) (3) "Educational services" means any of the following types of services to provide instruction in the academic areas of reading, writing, mathematics, science, and social studies TO MEET STATE ACADEMIC STANDARDS, REDUCE COURSE FAILURE, AND INCREASE POSTSECONDARY AND WORKFORCE READINESS:

(a) Tutoring services, COURSE REMEDIATION, CREDIT RECOVERY, AND SUPPLEMENTAL EDUCATION SERVICES;

(b) Alternative educational programs; AND

(c) Career and technical education programs, WORK-BASED LEARNING OPPORTUNITIES, AND CONCURRENT ENROLLMENT.

(-) (4) "Facility school" means an approved facility school as defined in section 22-2-402 (1).

SECTION 19. In Colorado Revised Statutes, amend 22-33-202 as follows:

22-33-202. Identification of at-risk students - attendance issues - disproportionate discipline practices. (1) Each school district shall adopt policies to identify students IN PRE-KINDERGARTEN THROUGH TWELFTH GRADE who are at risk of suspension or expulsion from school. Students identified may include those who are truant, who have been or are likely to be declared habitually truant, or who are likely to be declared habitually disruptive

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DROPPING OUT OF SCHOOL DUE TO CHRONIC ABSENTEEISM AND DISCIPLINARY ACTIONS, INCLUDING CLASSROOM REMOVAL, SUSPENSION, AND EXPULSION. The school district shall provide students IN PRE-KINDERGARTEN THROUGH TWELFTH GRADE who are identified as at risk of ~~suspension or expulsion~~ DROPPING OUT OF SCHOOL DUE TO CHRONIC ABSENTEEISM OR DISCIPLINARY ACTIONS with a plan to provide the necessary support services to help them ~~avoid expulsion~~ REMAIN IN SCHOOL. The school district shall work with the student's parent or guardian in providing the services and may provide the services through agreements with appropriate local governmental agencies, appropriate state agencies, community-based organizations, and institutions of higher education entered into pursuant to section 22-33-204. ~~The failure of the school district to identify a student for participation in an expulsion-prevention program or the failure of such program to remediate a student's behavior shall not be grounds to prevent school personnel from proceeding with appropriate disciplinary measures or used in any way as a defense in an expulsion proceeding.~~

(2) Each school district may provide ATTENDANCE SUPPORTS, BEHAVIOR INTERVENTION, AND educational services to students IN PRE-KINDERGARTEN THROUGH TWELFTH GRADE who are identified as at risk of ~~suspension or expulsion from school~~ DROPPING OUT OF SCHOOL DUE TO CHRONIC ABSENTEEISM OR DISCIPLINARY ACTIONS, INCLUDING CLASSROOM REMOVAL, SUSPENSION, AND EXPULSION. Any school district that provides educational services to students IN PRE-KINDERGARTEN THROUGH TWELFTH GRADE who are at risk of ~~suspension or expulsion~~ DROPPING OUT OF SCHOOL DUE TO CHRONIC ABSENTEEISM OR DISCIPLINARY ACTIONS may apply for ~~moneys~~ MONEY through the expelled and at-risk student services grant program established in section 22-33-205 to assist in providing such ATTENDANCE SUPPORTS, BEHAVIOR INTERVENTION, AND educational services.

SECTION 20. In Colorado Revised Statutes, 22-33-203, **amend** (2) and (4) as follows:

22-33-203. Educational alternatives for expelled students.

(2) (a) Except as otherwise provided in ~~paragraph (b) of this subsection~~ (2) SUBSECTION (2)(b) OF THIS SECTION, upon request of a student or the student's parent or guardian, the school district shall provide, for any student who is expelled from the school district, any educational services that are deemed appropriate for the student by the school district. The educational services provided must be designed to enable the student to return to the school in which he or she was enrolled prior to expulsion, to successfully complete the high school equivalency examination, or to enroll in a nonpublic ~~nonparochial~~ school or in an alternative school, including but not limited to a charter school. ~~or a pilot school established pursuant to article 38 of this title.~~ The expelling school district shall determine the amount of credit the student must receive toward graduation for the educational services provided pursuant to this section.

(b) The educational services provided pursuant to this section are designed to provide a second chance for the student to succeed in achieving an education. While receiving educational services, a student may be suspended or expelled pursuant to the conduct and discipline code of the school district providing the educational services and the provisions of part 1 of this ~~article~~ ARTICLE 33. Except as required by federal law, the expelling school district is not required to provide educational services to any student who is suspended or expelled while receiving educational services pursuant to this section until the period of the suspension or expulsion is completed.

(c) (I) Educational services provided pursuant to this section shall be provided by the expelling school district; except that the expelling school district may provide educational services either directly or in cooperation with one or more other school districts, boards of cooperative services, charter schools, OR nonpublic ~~nonparochial~~ schools ~~or pilot schools established pursuant to article 38 of this title~~ under contract with the expelling school district. Any program of educational services provided by a nonpublic ~~nonparochial~~ school ~~shall be~~ IS subject to approval by the state board of education pursuant to section 22-2-107.

(II) Educational services may be provided by the school district through agreements entered into pursuant to section 22-33-204. The expelling school district need not provide the educational services on school district property. Any expelled student receiving educational services shall be included in the expelling school district's pupil enrollment as defined in section 22-54-103 (10).

(d) If an expelled student is receiving educational services delivered by a school district other than the expelling school district, by a charter school in

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a school district other than the expelling school district, by a board of cooperative services, OR by a nonpublic ~~nonparochial~~ school, ~~or by a pilot school pursuant to an agreement entered into pursuant to subparagraph (f) of paragraph (c) of this subsection (2)~~ the expelling school district shall transfer ninety-five percent of the district per-pupil revenues, as defined in section 22-30.5-112 (2)(a.5)(II) to the school district, charter school, nonpublic ~~nonparochial~~ school, OR board of cooperative services ~~or pilot school~~ that is providing educational services, reduced in proportion to the amount of time remaining in the school year at the time the student begins receiving educational services.

(e) Any school district, charter school, nonpublic ~~nonparochial~~ school, OR board of cooperative services ~~or pilot school~~ that is providing educational services to expelled students pursuant to this subsection (2) may apply for ~~moneys~~ MONEY through the expelled student services grant program established in section 22-33-205 to assist in providing educational services.

(4) In addition to the educational services required under this section, a student who is at risk of ~~suspension or expulsion~~ OF DROPPING OUT OF SCHOOL DUE TO CHRONIC ABSENTEEISM OR DISCIPLINARY ACTIONS or has been suspended or expelled, or the student's parent or guardian, may request any of the services provided by the school district through an agreement entered into pursuant to section 22-33-204, and the school district may provide such services.

SECTION 21. In Colorado Revised Statutes, 22-33-204, **amend** (1) and (3); and **add** (1.5) as follows:

22-33-204. Services for at-risk students - agreements with state agencies and community organizations. (1) Each school district, regardless of the number of students expelled by the district, may enter into agreements with appropriate local governmental agencies and, to the extent necessary, with the managing state agencies, including the department of human services and the department of public health and environment; with community-based nonprofit and faith-based organizations; with nonpublic ~~nonparochial~~ schools; with the department of military and veterans affairs and with public and private institutions of higher education to work with the student's parent or guardian to provide services to any student IN PRE-KINDERGARTEN THROUGH TWELFTH GRADE, or the student's family, who is identified as being at risk of ~~suspension or expulsion or who has been suspended or expelled~~ OF DROPPING OUT OF SCHOOL DUE TO CHRONIC ABSENTEEISM OR DISCIPLINARY ACTIONS. Any services provided pursuant to an agreement with a nonpublic ~~nonparochial~~ school are subject to approval by the state board of education pursuant to section 22-2-107. Services provided through such agreements may include, but are not limited to:

(a) ATTENDANCE SUPPORTS, BEHAVIOR INTERVENTIONS, AND educational services required to be provided ~~under~~ PURSUANT TO section 22-33-203 (2) and any educational services provided to ~~at-risk students identified~~ STUDENTS WHO ARE IDENTIFIED AS AT RISK OF DROPPING OUT OF SCHOOL DUE TO CHRONIC ABSENTEEISM OR DISCIPLINARY ACTIONS pursuant to section 22-33-202;

(b) Counseling services;

(c) Substance use disorder treatment programs;

(d) Family preservation services;

~~(e) and (f) (Deleted by amendment, L. 98, p. 570, § 3, effective April 30, 1998.)~~

(e) RESTORATIVE JUSTICE PRACTICES, AS DEFINED IN SECTION 22-32-144; AND

(f) ALTERNATIVES TO SUSPENSION SYSTEMS AND SUPPORTS.

(1.5) EACH SCHOOL DISTRICT, REGARDLESS OF THE NUMBER OF STUDENTS EXPELLED BY THE DISTRICT, MAY ENTER INTO AGREEMENTS WITH APPROPRIATE LOCAL GOVERNMENT AGENCIES AND, TO THE EXTENT NECESSARY, WITH THE MANAGING STATE AGENCIES AS DESCRIBED IN SUBSECTION (1) OF THIS SECTION TO PROVIDE SERVICES AND TECHNICAL ASSISTANCE TO EMPLOYEES TO SUPPORT STUDENTS WHO ARE IDENTIFIED AS AT RISK OF DROPPING OUT OF SCHOOL DUE TO CHRONIC ABSENTEEISM OR DISCIPLINARY ACTIONS. SERVICES AND TECHNICAL ASSISTANCE PROVIDED THROUGH SUCH AGREEMENTS MAY INCLUDE, BUT ARE NOT LIMITED TO:

(a) ATTENDANCE, DISCIPLINE, AND GRADING POLICIES AND PRACTICE REVIEW;

(b) TRAINING IN BEHAVIOR INTERVENTIONS AND CLASSROOM

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MANAGEMENT; AND

(c) EQUITY, DIVERSITY, AND INCLUSION TRAINING, INCLUDING ANTI-BIAS TRAINING.

(3) Each school district shall use a portion of its per-pupil revenues to provide services under agreements entered into pursuant to this section for each student who is at risk of suspension or expulsion or who is suspended or expelled FOR STUDENTS IN PRE-KINDERGARTEN THROUGH TWELFTH GRADE AT RISK OF DROPPING OUT OF SCHOOL DUE TO CHRONIC ABSENTEEISM OR DISCIPLINARY ACTION TO IMPLEMENT THE SUPPORTS AND SERVICES DESCRIBED IN SUBSECTION (1) OF THIS SECTION. In addition, the school district may use federal moneys, moneys MONEY, MONEY received from any other state appropriation, and moneys MONEY received from any other public or private grant to provide said services.

SECTION 22. In Colorado Revised Statutes, amend 22-33-205 as follows:

22-33-205. Services for expelled and at-risk students - grants - criteria. (1) (a) There is hereby established in the department of education the expelled and at-risk student services grant program, referred to in this section as the "program". The program shall provide PROVIDES grants to school districts, to charter schools, to alternative schools within school districts, to nonpublic nonparochial schools, to boards of cooperative services, AND to facility schools and to pilot schools established pursuant to article 38 of this title to assist them in providing educational services, and other services provided pursuant to section 22-33-204; to expelled students pursuant to section 22-33-203 (2); to students at risk of expulsion STUDENTS WHO ARE IDENTIFIED AS AT RISK OF DROPPING OUT OF SCHOOL DUE TO CHRONIC ABSENTEEISM OR DISCIPLINARY ACTION as identified pursuant to section 22-33-202 (1); and to truant students PURSUANT TO SECTIONS 22-33-107 (3) AND 22-33-108 (5). NONPUBLIC SCHOOLS MAY APPLY FOR A GRANT PURSUANT TO THIS SECTION ONLY TO FUND EDUCATIONAL SERVICES THAT HAVE BEEN APPROVED BY THE STATE BOARD PURSUANT TO SECTION 22-2-107.

(b) In addition to school districts, charter schools, alternative schools within school districts, nonpublic, nonparochial schools, boards of cooperative services, facility schools, and pilot schools, the department of military and veterans affairs may apply for a grant pursuant to the provisions of this section to assist the department with a program to provide educational services to expelled students, except that nonpublic, nonparochial schools may only apply for a grant pursuant to the provisions of this section to fund educational services that have been approved by the state board pursuant to section 22-2-107. The department shall follow application procedures established by the department of education pursuant to subsection (2) of this section. The department of education shall determine whether to award a grant to the department of military and veterans affairs and the amount of the grant.

(c) Grants awarded pursuant to this section shall be paid for out of any moneys MONEY appropriated to the department of education for implementation of the program.

(2) (a) The state board by rule shall establish application procedures by which a school district, a charter school, an alternative school within a school district, a nonpublic nonparochial school, a board of cooperative services, a facility school or a pilot school may annually apply for a grant under the program. At a minimum, the application shall include a plan for provision of educational services, including the type of educational services to be provided; the estimated cost of providing such educational services; and the criteria that will be used to evaluate the effectiveness of the educational services provided. THE STATE BOARD SHALL ADOPT RULES PURSUANT TO THE "STATE ADMINISTRATIVE PROCEDURE ACT", ARTICLE 4 OF TITLE 24, FOR THE IMPLEMENTATION OF THE PROGRAM, INCLUDING, BUT NOT LIMITED TO, RULES REGARDING:

(a) THE APPLICATION TIMELINE AND PROCEDURES BY WHICH A SCHOOL DISTRICT, A CHARTER SCHOOL, AN ALTERNATIVE SCHOOL WITHIN A SCHOOL DISTRICT, A NONPUBLIC SCHOOL, A BOARD OF COOPERATIVE SERVICES, OR A FACILITY SCHOOL MAY ANNUALLY APPLY FOR A GRANT UNDER THE PROGRAM;

(b) THE GRANT APPLICATION REQUIREMENTS, WHICH AT A MINIMUM MUST INCLUDE:

(I) A PLAN TO PROVIDE EDUCATIONAL SERVICES, ATTENDANCE SUPPORTS, AND BEHAVIOR INTERVENTIONS. THE PLAN MUST ADDRESS:

(A) DISPROPORTIONATE DISCIPLINE PRACTICES, CHRONIC ABSENTEEISM, AND

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ALTERNATIVES TO SUSPENSION AND EXPULSION; AND 1

(B) EFFECTIVE ATTENDANCE AND DISCIPLINE SYSTEMS, WHICH MAY 2
 INCLUDE MULTI-TIERED SYSTEMS OF SUPPORT, POSITIVE BEHAVIOR 3
 INTERVENTION MODELS, AND RESTORATIVE JUSTICE PRACTICES AS DESCRIBED 4
 IN SECTION 22-32-144; 5

(II) A DESCRIPTION OF THE SUPPORTS AND SERVICES TO BE PROVIDED, 6
 INCLUDING THE NUMBER OF STUDENTS SERVED AND HOW THE EFFECTIVENESS 7
 OF THE SUPPORTS AND SERVICES WILL BE DETERMINED AND MEASURED; AND 8

(III) THE TRAINING AND TECHNICAL ASSISTANCE PROVIDED TO ENSURE 9
 THE EFFECTIVE IMPLEMENTATION OF SUPPORTS, SERVICES, AND PROGRAMMING, 10
 WHICH MAY INCLUDE EQUITY, DIVERSITY, AND INCLUSION TRAINING; 11

~~(b)~~ (c) The state board shall CRITERIA to determine which of the 12
 applicants shall receive grants and the amount of each grant. In awarding grants, 13
 the state board shall consider the following criteria: 14

(I) ~~The costs incurred by the applicant in providing educational services~~ 15
~~to expelled or at-risk students pursuant to the provisions of this part 2 during the~~ 16
~~school year preceding the school year for which the grant is requested;~~ THE 17
 QUALITY OF STUDENT SUPPORTS AND SERVICES PROVIDED UNDER THE PLAN AND 18
 THE LIKELIHOOD THAT THE PLAN WILL ACHIEVE ITS INTENDED RESULTS, 19
 INCLUDING: 20

(A) INCREASING ACADEMIC SUCCESS; 21

(B) REDUCING CHRONIC ABSENTEEISM; 22

(C) DECREASING CONDUCT AND DISCIPLINE CODE VIOLATIONS; 23

(D) INCREASING AGE-APPROPRIATE AND DEVELOPMENTALLY 24
 APPROPRIATE DISCIPLINE METHODS; AND 25

(E) INCREASING STUDENT AND FAMILY ENGAGEMENT; 26

(II) (Deleted by amendment, L. 98, p. 570, § 4, effective April 30, 27
 1998.) 28

(III) The number of expelled, at-risk, or ~~truant~~ CHRONICALLY ABSENT 29
 students who are receiving ATTENDANCE AND BEHAVIOR INTERVENTIONS AND 30
 educational services through the applicant under agreements entered into 31
 pursuant to the provisions of this part 2 during the school year preceding the 32
 year for which the grant is requested; 33

(IV) ~~The quality of educational services to be provided by the applicant~~ 34
~~under the plan;~~ 35

(V) The cost-effectiveness of ~~the educational services to be provided~~ 36
~~under the plan,~~ INCLUDING THE AMOUNT OF FUNDING REQUESTED BY THE 37
 APPLICANT IN RELATION TO THE COST OF THE SUPPORTS AND SERVICES TO BE 38
 PROVIDED UNDER THE PLAN; 39

(VI) ~~The amount of funding received by the applicant in relation to the~~ 40
~~cost of the educational services provided under the plan~~ THE 41
 COST-EFFECTIVENESS AND QUALITY OF THE SERVICES DESCRIBED IN SECTION 42
 22-33-204 (1.5) TO BE PROVIDED BY THE APPLICANT UNDER THE PLAN TO 43
 EMPLOYEES WHO SUPPORT STUDENTS AT RISK OF DROPPING OUT OF SCHOOL DUE 44
 TO CHRONIC ABSENTEEISM OR DISCIPLINARY ACTION; and 45

(VII) If the applicant is seeking to renew a grant or has been awarded 46
 a grant pursuant to this section in the previous five years, the demonstrated 47
 effectiveness ~~of the educational services funded by the previous grant~~ OF 48
 SERVICES FUNDED BY THE PREVIOUS GRANT. 49

(3) The state board shall ~~annually award at least forty-five percent of~~ 50
~~any moneys appropriated for the program to applicants that provide educational~~ 51
~~services to students from more than one school district and at least one-half of~~ 52
 any increase in the appropriation for the program for the 2009-10 fiscal year to 53
 applicants that provide services and supports that are designed to reduce the 54
 number of truancy cases requiring court involvement and that also reflect the 55
 best interests of students and families. The services and supports shall include, 56
 but need not be limited to, alternatives to guardian ad litem representation in 57
 truancy proceedings. 58

(4) The department of education is authorized to retain up to one 59
 percent of any money appropriated for the program for the purpose of annually 60
 evaluating the program. The department of education is authorized and 61
 encouraged to retain up to an additional two percent of any money appropriated 62
 for the program for the purpose of partnering with organizations or agencies 63
 that provide services and supports that are designed to reduce the number of 64
 truancy cases requiring court involvement and that also reflect the best interests 65
 of students and families. ~~The services and supports shall include, but need not~~ 66
~~be limited to, alternatives to guardian ad litem representation in truancy~~ 67

proceedings. Notwithstanding section 24-1-136 (11)(a)(I), on or before January 1, 2006, and on or before January 1 each year thereafter, the department of education shall report to the education committees of the house of representatives and the senate, or any successor committees, the evaluation findings on the outcomes and the effectiveness of the program related to school attendance, attachment, and achievement. ~~The report shall also include specific information on the efficacy of services and supports that provide alternatives to court involvement and guardian ad litem representation in truancy proceedings.~~ AT A MINIMUM, THE REPORT MUST INCLUDE:

(a) SPECIFIC INFORMATION ON THE EFFICACY OF SERVICES AND SUPPORTS TO REDUCE TRUANCY COURT REFERRALS AND PROVIDE ALTERNATIVES TO TRUANCY COURT INVOLVEMENT;

(b) THE EFFECTIVENESS OF PROGRAM-RELATED ATTENDANCE, SUPPORTIVE SCHOOL DISCIPLINE, AND STUDENT ACHIEVEMENT, WHICH INCLUDE:

(I) ACADEMIC MEASURES, SUCH AS REDUCTION IN COURSE FAILURE, INCREASE IN GRADE POINT AVERAGE, AND ACCRUAL FOR CREDITS AT THE HIGH SCHOOL LEVEL;

(II) ATTENDANCE MEASURES, SUCH AS INCREASED ATTENDANCE RATES AND REDUCTIONS IN CHRONIC ABSENTEEISM;

(III) BEHAVIOR AND DISCIPLINE MEASURES, SUCH AS A DECLINE IN CLASSROOM REMOVAL, SUSPENSIONS, AND EXPULSION; A DECREASE IN EXCLUSIONARY DISCIPLINE ACTIONS; AND A REDUCTION IN REFERRALS TO LAW ENFORCEMENT, ARRESTS, AND TICKETING;

(IV) STUDENT ENGAGEMENT MEASURES, SUCH AS STUDENT AND PARENT ENGAGEMENT WITH THE SERVICES PROVIDED IN THE PLAN, PARTICIPATION IN PROGRAMS AND ACTIVITIES, AND THE NUMBER OF STUDENTS AND FAMILIES SERVED BY GRANT-FUNDED SERVICES;

(V) EFFICACY OF SERVICES AND SUPPORTS THAT ADDRESS DISPROPORTIONATE DISCIPLINE RATES AND THE CREATION OF AGE-APPROPRIATE AND DEVELOPMENTALLY APPROPRIATE DISCIPLINE SYSTEMS; AND

(VI) EFFECTIVENESS OF TRAINING AND TECHNICAL ASSISTANCE PROVIDED BY THE GRANT FUNDS."

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

On motion of Senator Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | E | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | E | Kolker | Y | Scott | E | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-268 as amended

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, HB21-1005, 1251, 1255.

MESSAGE FROM THE GOVERNOR

Thursday, May 13, 2021

Colorado Senate
The 73rd 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:

SB21-013 Reversing COVID-related Learning Loss
Approved on Thursday, May 13, 2021 at 11:48 A.M.

SB21-059 Juvenile Justice Code Reorganization
Approved on Thursday, May 13, 2021 at 12:05 P.M.

SB21-160 Modification To Local Government Election Codes
Approved on Thursday, May 13, 2021 at 11:50 A.M.

SB21-167 Regulation Of Child Care Centers
Approved on Thursday, May 13, 2021 at 11:43 A.M.

SB21-178 Extend Care Subfund Deadline For COVID-19 Programs
Approved on Thursday, May 13, 2021 at 11:50 A.M.

SB21-198 Repeal Capital Construction Education Fund Report Requirement
Approved on Thursday, May 13, 2021 at 11:50 A.M.

Sincerely,
(signed)
Jared Polis
Governor

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title and referred to the committee indicated:

SJR21-024 by Senator(s) Woodward and Lundeen, Cooke, Coram, Gardner, Hisey, Holbert, Kirkmeyer, Liston, Priola, Rankin, Scott, Simpson, Smallwood, Sonnenberg; also Representative(s) Geitner and Van Winkle, Baisley, Bockenfeld, Bradfield, Carver, Catlin, Hanks, Holtorf, Larson, Luck, Lynch, McKean, Neville, Pelton, Pico, Ransom, Rich, Sandridge, Soper, Van Beber, Will, Williams, Woog--Concerning terminating the governor's authority under the declared state of disaster emergency.
State, Veterans, & Military Affairs

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- SB21-272** by Senator(s) Hansen and Fenberg; --Concerning the operations of the public utilities commission, and, in connection therewith, modernizing the commission's statutory directives regarding distributed generation of electricity; requiring additional disclosure from intervenors in adversarial proceedings; and providing the commissioners with access to independent subject-matter experts.
Transportation & Energy
- SB21-273** by Senator(s) Lee and Moreno, Buckner, Coleman, Gonzales, Rodriguez; also Representative(s) Benavidez and Bacon--Concerning measures to increase public safety by minimizing custodial responses to low-level offenses.
Judiciary

TRIBUTES

- Honoring:
 - Fairview Boys' Soccer -- By Senator Stephen Fenberg
 - Lyle C. Kyle -- By President Leroy M. Garcia, Senator Stephen Fenberg, Senator Chris Holbert, Speaker Alec Garnett, Representative Daneya Esgar, and Representative Hugh McKean
 - Scott Siegfried -- By Senator Rhonda Fields

On motion of Majority Leader Fenberg, the Senate adjourned until 10:00 a.m., Monday, May 17, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

94th Legislative Day Monday, May 17, 2021

- Prayer By Senator Buckner
- Call to Order By the President at 10:00 a.m.
- Roll Call Present--35
Remote--1, Sonnenberg
- Quorum The President announced a quorum present.
- Pledge By Senator Liston
- Reading of the Journal On motion of Senator Simpson, reading of the Journal of Friday, May 14, 2021, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB21-272 and 273; SJR21-024.
Correctly Engrossed: SB21-260, 265, and 268; SJR21-022 and 023.
Correctly Rerevised: HB21-1247 and 1272.
Correctly Enrolled: SB21-101.

**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:

SB21-265 by Senator(s) Zenzinger and Rankin; also Representative(s) McCluskie--Concerning a transfer from the general fund to the state highway 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Coram, Danielson, Donovan, Garcia, Gardner, Ginal, Hisey, Holbert, Kirkmeyer, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, and Woodward.

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:

HB21-1164 by Representative(s) Esgar and Garnett; also Senator(s) Zenzinger and Fenberg--Concerning reductions in the property tax credits that apply to school districts' total program mill levies for purposes of funding the "Public School Finance Act of 1994".

Laid over until Thursday, May 20, retaining its place on the calendar.

SB21-260 by Senator(s) Fenberg and Winter, Priola; also Representative(s) Garnett and Gray-- Concerning the sustainability of the transportation system in Colorado, and, in connection therewith, creating new sources of dedicated funding and new state enterprises to preserve, improve, and expand existing transportation infrastructure, develop the modernized infrastructure needed to support the widespread adoption of electric motor vehicles, and mitigate environmental and health impacts of transportation system use; expanding authority for regional transportation improvements, and making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Fenberg was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.088), by Senator Fenberg.

Amend engrossed bill, page 46, line 23, strike "(b)" and substitute "(II)".

Page 46, line 27, strike "(d.5)" and substitute "(e)".

Page 47, line 3, strike "JULY 1 2024" and substitute "JULY 1, 2024".

Page 47, line 8, strike "(e)(I)" and substitute "(f)(I)".

Page 48, line 6, strike "(7)(e)" and substitute "(7)(f)".

Page 52, line 19, strike "43-2-201 (1)." and substitute "43-2-101 (1).".

Page 53, line 22, strike "ACTIVITIES." and substitute "ACTIVITIES; AND".

Page 54, line 24, strike "(b)" and substitute "(II)".

Page 54, line 27, strike "(I)" and substitute "(A)".

Page 55, line 3, strike "(II)" and substitute "(B)".

Page 55, line 4, strike "(III)" and substitute "(C)".

Page 55, line 8, strike "(c)" and substitute "(III)".

Page 57, line 22, strike "(d)" and substitute "(e)".

Page 58, line 15, strike "(e)" and substitute "(f)".

Page 61, line 25, strike "(I)" and substitute "(a)".

Page 62, line 2, strike "(II)" and substitute "(b)".

Page 62, line 5, strike "(III)" and substitute "(c)".

Page 101, line 1, strike "PROJECT" and substitute "PROJECT,".

Page 101, line 3, strike "(4.5)" and substitute "(5)".

Page 101, line 9, strike "(5)" and substitute "(6)".

Page 186, line 2, strike "(b)" and substitute "(c)".

Page 186, line 24, strike "(c)" and substitute "(d)".

Page 204, line 3, after "PURSUANT" insert "TO".

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Page 207, line 14, strike "and".

Page 1, line 110, strike "IMPROVEMENTS," and substitute "IMPROVEMENTS;".

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Senate in recess.

Senate reconvened.

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | N | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, and Story.

SB21-268 by Senator(s) Zenzinger and Lundeen; also Representative(s) McLachlan and McCluskie-- 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, and Woodward.

Upon request of Majority Leader Fenberg, **HB21-1142** was removed from the General Orders--Second Reading of Bills Consent Calendar of Monday, May 17, 2021 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Monday, May 17, 2021.

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:

SB21-266 by Senator(s) Gardner and Lee, Cooke, Fields, Lundeen, Rodriguez; also Representative(s) Weissman and Soper, Herod, Snyder, Van Winkle--Concerning the nonsubstantive revision of statutes in the Colorado Revised Statutes, as amended, and, in connection therewith, amending or repealing obsolete, imperfect, and inoperative law to preserve the legislative intent, effect, and meaning of the law.

Ordered engrossed and placed on the calendar for third reading and final passage.

HB21-1237 by Representative(s) Lontine and Rich, Amabile, Bradfield, Caraveo, Cutter, Kennedy, Michaelson Jenet, Ortiz, Ricks, Roberts, Will, Young; also Senator(s) Kirkmeyer and Moreno--Concerning the creation of a competitive pharmacy benefits manager marketplace.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-266; HB21-1237

On motion of Majority Leader Fenberg, 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 Rankin.

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:

SB21-174 by Senator(s) Cooke and Ginal; also Representative(s) Bird and Carver--Concerning adoption of written policies by law enforcement agencies for constitutionally required peace officer credibility disclosure notifications.

Laid over until Tuesday, May 18, retaining its place on the calendar.

SB21-087 by Senator(s) Danielson, Fields, Pettersen; also Representative(s) McCormick and Caraveo, Duran, Kennedy, McLachlan, Sirota, Woodrow, Young--Concerning agricultural workers' rights.

Laid over until Tuesday, May 18, retaining its place on the calendar.

SB21-200 by Senator(s) Winter and Moreno; also Representative(s) Jackson--Concerning measures to further environmental protections, and, in connection therewith, adopting measures to reduce emissions of greenhouse gases and adopting protections for disproportionately impacted communities.

Laid over until Tuesday, May 18, retaining its place on the calendar.

SB21-261 by Senator(s) Fenberg; --Concerning measures to increase the deployment of renewable energy generation facilities to meet Colorado's energy needs, and, in connection therewith, raising the allowable capacity of customer-sited renewable energy generation facilities and giving customers additional options for increasing the scale and flexibility of new installations.

Laid over until Tuesday, May 18, retaining its place on the calendar.

SB21-262 by Senator(s) Zenzinger and Gardner; also Representative(s) Bird and McKean--Concerning transparency for special districts.

Laid over until Wednesday, May 19, retaining its place on the calendar.

SB21-256 by Senator(s) Fenberg and Moreno; also Representative(s) Hooton and Daugherty, McCormick--Concerning permitting regulation of firearms by local governing bodies.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, May 12, page(s) 880-881 and placed in members' bill files.)

Amendment No. 2(L.008), by Senator Fenberg.

Amend State, Veterans, & Military Affairs Committee Report, dated May 11, 2021, page 1, strike line 6 and substitute:

"DETERMINATIONS.

(3) NOTHING IN THIS SECTION AUTHORIZES A LOCAL GOVERNMENT TO RESTRICT THE MANUFACTURE OR SALE OF ITEMS PURSUANT TO A UNITED STATES MILITARY OR LAW ENFORCEMENT PROCUREMENT CONTRACT."."

Amendment No. 3(L.007), by Senator Fenberg.

Amend printed bill, page 4, line 11, after the period insert: "A LOCAL ORDINANCE, REGULATION, OR OTHER LAW GOVERNING THE SALE, PURCHASE,

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TRANSFER, OR POSSESSION OF A FIREARM, AMMUNITION, OR FIREARM COMPONENT OR ACCESSORY MAY ONLY IMPOSE A CRIMINAL PENALTY FOR A VIOLATION UPON A PERSON WHO KNEW OR REASONABLY SHOULD HAVE KNOWN THAT THE PERSON'S CONDUCT WAS PROHIBITED."

Page 6, line 10, after the period insert: "AN ORDINANCE, RESOLUTION, OR OTHER REGULATION PROHIBITING A PERMITTEE FROM CARRYING A CONCEALED HANDGUN MAY ONLY IMPOSE A CRIMINAL PENALTY FOR A VIOLATION UPON A PERSON WHO KNEW OR REASONABLY SHOULD HAVE KNOWN THAT THE PERSON'S CONDUCT WAS PROHIBITED."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB21-1142 by Representative(s) Bacon; also Senator(s) Gonzales--Concerning measures related to eyewitness identification techniques, and, in connection therewith, requiring reporting data related to eyewitness techniques and regulating the use of showup identifications.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, May 13, page(s) 909-910 and placed in members' bill files.)

Amendment No. 2(L.011), by Senator Gonzales.

Amend the Judiciary Committee Report, dated May 12, 2021, page 1, strike line 8 and substitute:

"Page 8, line 14, strike "WERE" and substitute "MUST BE"."

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-256 as amended; HB21-1142 as amended
Laid over until 05/18/2021: SB21-174, SB21-087, SB21-200, SB21-261
Laid over until 05/19/2021: SB21-262

CONSIDERATION OF RESOLUTIONS

SJR21-021 by Senator(s) Danielson; also Representative(s) Will--Concerning the general assembly's support of the state of Colorado's efforts to preserve the state's flora and fauna through the protection of wildlife habitat connectivity.

Laid over until Monday, May 24, retaining its place on the calendar.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Fenberg, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE
PINNACOL ASSURANCE BOARD OF DIRECTORS

effective January 1, 2021 for terms expiring January 1, 2026:

Barbara Mellman Davis of Denver, Colorado, to serve as the representative with experience in finance or investments, but not an employer whose liability insurance is insured by Pinnacol, reappointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MEMBERS OF THE
SOLID AND HAZARDOUS WASTE COMMISSION

for a term expiring August 1, 2022:

Matthew Chrisp of Sterling, Colorado, to serve as a representative of the government community and as an Unaffiliated, and occasioned by the resignation of Stephen Gillette of Berthoud, Colorado, appointed;

for terms expiring August 1, 2023:

Charles Adams of Lakewood, Colorado, to serve as a member of the regulated industry and as an Unaffiliated, reappointed;

Andrea Trujillo Guajardo of Lakewood, Colorado, to serve as a representative of the public at large and as a Democrat, appointed.

for a term expiring August 1, 2023:

Mark Keyes of Severance, Colorado, to serve as a member of the regulated industry and as a Democrat, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MESSAGE FROM THE HOUSE

May 17, 2021
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1305, 1298, and 1299, amended as printed in House Journal, May 14, 2021.

The House has passed on Third Reading and returns herewith SB21-011.

MESSAGE FROM THE GOVERNOR

Friday, May 14, 2021

Colorado Senate
The 73rd 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:

SB21-135 Prohibit Certain Animals In Traveling Animal Act
Approved on Friday, May 14, 2021 at 9:35 A.M.

Sincerely,
(signed)
Jared Polis
Governor

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-015, 030, 058, 064, and 077.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

- Finance After consideration on the merits, the Committee recommends that **SB21-259** be referred to the Committee of the Whole with favorable recommendation.
- Finance After consideration on the merits, the Committee recommends that **HB21-1265** be referred to the Committee on Appropriations with favorable recommendation.
- Finance After consideration on the merits, the Committee recommends that **HB21-1012** be referred to the Committee on Appropriations with favorable recommendation.
- Finance After consideration on the merits, the Committee recommends that **HB21-1069** be referred to the Committee on Appropriations with favorable recommendation.
- Finance After consideration on the merits, the Committee recommends that **HB21-1261** be referred to the Committee on Appropriations with favorable recommendation.
- Finance After consideration on the merits, the Committee recommends that **HB21-1195** be referred to the Committee on Appropriations with favorable recommendation.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, HB21-1298, 1299, and 1305.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- HB21-1005** by Representative(s) Mullica and Caraveo; also Senator(s) Garcia--Concerning the establishment of the health care services reserve corps task force, and, in connection therewith, making an appropriation.
Health & Human Services
- HB21-1251** by Representative(s) Caraveo and Herod, Benavidez, Jackson, Jodeh, Mullica, Woodrow; also Senator(s) Fields and Gonzales--Concerning the appropriate use of ketamine upon a person in a prehospital setting.
Judiciary
- HB21-1255** by Representative(s) Duran and Gray; also Senator(s) Jaquez Lewis and Pettersen--Concerning procedures for a domestic abuser upon the issuance of a protection order, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, May 17th, 2021, at 4:00P.M.:
SB21-015, 030, 058, 064 and 077.

Journal Corrections:

May 6th, 2021 - Day 83:

- Page 783-802: Formatting corrections.
- Page 783 & 784, Headings: Inserted "rd".
- Page 783, Line 4: Replaced "Second" with "First".
- Page 783, Line 11: Removed "the".
- Page 784-802: Line number formatting corrections.
- Page 796, Line 65: Inserted section break.
- Page 801, Line 28 & 31: Inserted ".".

May 7th, 2021 - Day 84:

- Page 803-832: Formatting corrections.
- Page 803-832: Line number corrections.
- Page 803, Line 4: Replaced "Second" with "First".
- Page 803, Line 17: Inserted ", Danielson".
- Page 803, Line 19: Inserted "4,".
- Page 816, Line 49: Removed "*** ** * ** ** **".
- Page 819, Line 29: Inserted "be amended as follows, and as so amended,".
- Page 819, Line 55: Removed "*** ** * ** ** **".
- Page 828, Line 33: Inserted "Committee on Agriculture and Natural Resources".
- Page 828, Line 43: Inserted section break.
- Page 829, Line 51-52: Replaced ", and" with ","; replaced ", and" with ";".
- Page 829, Line 55: Replaced "Zenginer" with "Zenzinger".
- Page 829, Line 56: Replaced "of" with "for".
- Page 831, Line 35: Replaced "," with ";".
- Page 832, Line 17: Inserted weekly Tributes section.

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May 11th, 2021 - Day 88:

Page 873, Line 14: Inserted section break

Page 873, Line 16: Inserted "SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS The President has signed: SJR21-016."

May 12th, 2021 - Day 89:

Page 893, Line 35 & 53: Inserted "and Rodriguez".

Page 907, Line 32: Replaced "177" with "171".

May 14th, 2021 - Day 91:

Page 956, Line 17: Inserted weekly Tributes section.

On motion of Senator Zenzinger, the Senate adjourned until 9:00 a.m., Tuesday, May 18, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

95th Legislative Day Tuesday, May 18, 2021

Prayer By the chaplain, Rabbi Eliot Baskin, Together Colorado and the Rocky Mountain Rabbis and Cantors, Denver

Call to Order By the President *Pro Tempore* at 9:00 a.m.

Roll Call Present--34
Excused--1, Garcia

Quorum The President *Pro Tempore* announced a quorum present.

Pledge By Senator Liston

Reading of the Journal On motion of Senator Simpson, reading of the Journal of Monday, May 17, 2021, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Engrossed: SB21-256 and 266.
Correctly Reengrossed: SB21-260, 265, and 268.
Correctly Revised: HB21-1142 and 1237.
Correctly Enrolled: SB21-011.

COMMITTEE OF REFERENCE REPORTS

Health & Human Services After consideration on the merits, the Committee recommends that **HB21-1258** be referred to the Committee on Appropriations with favorable recommendation.

Upon request of Majority Leader Fenberg, **SB21-266** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Tuesday, May 18, 2021 and was placed at the end of the Third Reading of Bills Final Passage Calendar of Tuesday, May 18, 2021.

**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:

HB21-1237 by Representative(s) Lontine and Rich, Amabile, Bradfield, Caraveo, Cutter, Kennedy, Michaelson Jenet, Ortiz, Ricks, Roberts, Will, Young; also Senator(s) Kirkmeyer and Moreno--Concerning the creation of a competitive pharmacy benefits manager marketplace.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 27 | NO | 7 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

Co-sponsor(s) added: Bridges, Buckner, Ginal, Jaquez Lewis, and 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:

SB21-256 by Senator(s) Fenberg and Moreno; also Representative(s) Hooton and Daugherty, McCormick--Concerning permitting regulation of firearms by local governing bodies.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 19 | NO | 15 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Danielson, Fields, Gonzales, and Jaquez Lewis.

HB21-1142 by Representative(s) Bacon; also Senator(s) Gonzales--Concerning measures related to eyewitness identification techniques, and, in connection therewith, requiring reporting data related to eyewitness techniques and regulating the use of showup identifications.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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, Hansen, Lee, Moreno, Rodriguez, and Zenzinger.

SB21-266 by Senator(s) Gardner and Lee, Cooke, Fields, Lundeen, Rodriguez; also Representative(s) Weissman and Soper, Herod, Snyder, Van Winkle--Concerning the nonsubstantive revision of statutes in the Colorado Revised Statutes, as amended, and, in connection therewith, amending or repealing obsolete, imperfect, and inoperative law to preserve the legislative intent, effect, and meaning of the law.

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.002) , by Senator Gardner.

Amend engrossed bill, page 26, strike lines 4 through 19.

Renumber succeeding sections accordingly.

The amendment was **passed** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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 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:

HB21-1021 by Representative(s) Pelton and Caraveo, Cutter, Kennedy, Larson, Michaelson Jenet, Young; also Senator(s) Zenzinger and Hisey--Concerning supporting the peer support professional workforce, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1200 by Representative(s) Kipp and Rich; also Senator(s) Bridges and Lundeen--Concerning financial literacy standards for public schools, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

SB21-146 by Senator(s) Lee; also Representative(s) Bacon--Concerning measures to improve prison release outcomes.

Removed from the General Orders--Second Reading of Bills Consent Calendar of Tuesday, May 18, 2021 and placed at the end of the General Orders--Second Reading of Bills Calendar of Tuesday, May 18, 2021.

SB21-158 by Senator(s) Danielson and Pettersen; also Representative(s) Titone and Duran--Concerning modifications to the Colorado health service corps program administered by the department of public health and environment to expand the availability of geriatric care providers in shortage areas in the state.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 23, page(s) 325-326 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 14, page(s) 932 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-267 by Senator(s) Hansen, Moreno, Rankin; also Representative(s) Herod, McCluskie, Ransom--Concerning the extension of the office of public guardianship.

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-158 as amended, SB21-267; HB21-1021, HB21-1200

Laid over to the end of the General Orders -- Second Reading of Bills calendar, 05/18/2021: SB21-146

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:

- HB21-1121** by Representative(s) Jackson and Jodeh, Caraveo, Weissman, Sirota; also Senator(s) Gonzales, Story--Concerning protections for residential tenants related to actions by landlords.
- Laid over until Wednesday, May 19, retaining its place on the calendar.
- SB21-087** by Senator(s) Danielson, Fields, Pettersen; also Representative(s) McCormick and Caraveo, Duran, Kennedy, McLachlan, Sirota, Woodrow, Young--Concerning agricultural workers' rights.
- Laid over until Wednesday, May 19, retaining its place on the calendar.
- SB21-200** by Senator(s) Winter and Moreno; also Representative(s) Jackson--Concerning measures to further environmental protections, and, in connection therewith, adopting measures to reduce emissions of greenhouse gases and adopting protections for disproportionately impacted communities.
- Laid over until Wednesday, May 19, retaining its place on the calendar.
- SB21-190** by Senator(s) Rodriguez and Lundeen; --Concerning additional protection of data relating to personal privacy.
- Laid over until Thursday, May 20, retaining its place on the calendar.
- HB21-1006** by Representative(s) Esgar and Will; also Senator(s) Garcia and Hisey--Concerning fifth-day school week supplemental enrichment programs.
- Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 694 and placed in members' bill files.)
- As amended, ordered revised and placed on the calendar for third reading and final passage.
- HB21-1010** by Representative(s) Ricks and Gonzales-Gutierrez; also Senator(s) Fields--Concerning increasing the diversity of Colorado's educators in elementary and secondary public schools, and, in connection therewith, making an appropriation.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1073** by Representative(s) Van Beber and Michaelson Jenet; also Senator(s) Moreno and Kirkmeyer--Concerning the creation of a "support foster families" license plate, and, in connection therewith, making an appropriation.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1087** by Representative(s) Daugherty and Bradfield; also Senator(s) Danielson--Concerning authorizing education support professionals to participate in the teaching and learning conditions survey, and, in connection therewith, making an appropriation.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1128** by Representative(s) Michaelson Jenet, Bird, Esgar, Hooton, Kipp, Young; also Senator(s) Hansen and Winter, Story--Concerning the creation of a special license plate for end-of-life care, and, in connection therewith, making an appropriation.
- Ordered revised and placed on the calendar for third reading and final passage.

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HB21-1145 by Representative(s) Kipp and Soper; also Senator(s) Jaquez Lewis and Simpson-- Concerning the creation of a special license plate to support pollinators, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1180 by Representative(s) Valdez D. and Will; also Senator(s) Coram--Concerning measures to increase biomass utilization throughout the state.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, April 29, page(s) 683-684 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1219 by Representative(s) Esgar and Mullica; also Senator(s) Moreno and Buckner--Concerning a special license plate to recognize nurses in Colorado, and, in connection therewith, making an appropriation.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, May 6, page(s) 784 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB21-180 by Senator(s) Priola and Zenzinger; also Representative(s) Bird and Titone, Soper-- Concerning a report to be submitted to the general assembly by the department of public health and environment regarding post-consumer recycled content recommendations for packaging, and, in connection therewith, making an appropriation.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, March 23, page(s) 328 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, April 22, page(s) 603-604 and placed in members' bill files.)

Amendment No. 3, Appropriations Committee Amendment.
(Printed in Senate Journal, May 14, page(s) 932 and placed in members' bill files.)

Amendment No. 4(L.017), by Senator Priola.

Amend the Finance Committee Report, dated April 21, 2021, page 2, strike lines 36 and 37 and substitute "APPOINT MEMBERS TO THE COMMITTEE TO REPRESENT STAKEHOLDER GROUPS INCLUDING:".

Page 3, line 20, strike "AND".

Page 3, line 21, strike "ENVIRONMENT" and substitute "ENVIRONMENTAL".

Page 3, line 22, strike "COMMUNITIES." and substitute "COMMUNITIES; AND".

Page 3, after line 22 insert:

"(r) A TRADE ASSOCIATION REPRESENTING THE GLASS CONTAINER MANUFACTURING INDUSTRY."

Page 3, strike lines 23 and 24 and substitute:

"(4) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OR THE EXECUTIVE DIRECTOR'S DESIGNEE SHALL APPOINT A MEMBER OF THE".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-229 by Senator(s) Danielson and Story; also Representative(s) Amabile and McKean-- Concerning the creation of the rural jump-start zone grant program, and, in connection therewith, making an appropriation.

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- Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 699-700 and placed in members' bill files.)
- As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB21-240** by Senator(s) Danielson and Simpson; also Representative(s) Kipp and Catlin--Concerning the transfer of money from the general fund to the Colorado water conservation board construction fund for watershed protection programs, and, in connection therewith, making an appropriation.
- Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 14, page(s) 933 and placed in members' bill files.)
- As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB21-241** by Senator(s) Fields and Bridges; also Representative(s) Ricks and Daugherty--Concerning the creation of the small business accelerated growth program, and, in connection therewith, making an appropriation.
- Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, May 6, page(s) 785-786 and placed in members' bill files.)
- As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB21-243** by Senator(s) Moreno; also Representative(s) McCluskie--Concerning annual appropriations to the department of public health and environment.
- Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 712 and placed in members' bill files.)
- As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB21-248** by Senator(s) Donovan and Simpson; also Representative(s) McCormick and Holtorf--Concerning assistance for agriculture in Colorado, and, in connection therewith, establishing a loan program in the department of agriculture and transferring money from the general fund to a new agricultural future loan program cash fund to be used for the loan program.
- Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, May 6, page(s) 783-784 and placed in members' bill files.)
- Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 14, page(s) 933 and placed in members' bill files.)
- Amendment No. 3(L.003), by Senator Donovan.
- Amend printed bill, page 4, after line 6 insert:
- "(8) "FINANCIAL ENTITY" MEANS A BANK, NONDEPOSIT COMMUNITY DEVELOPMENT FINANCIAL INSTITUTION, BUSINESS DEVELOPMENT CORPORATION, OR OTHER ENTITY WITH WHICH THE DEPARTMENT CONTRACTS TO HELP ADMINISTER THE LOAN PROGRAM."
- Re-number succeeding subsections accordingly.
- Page 4, line 17, strike "PROGRAM AND," and substitute "PROGRAM."
- Page 4, strike lines 18 through 20.
- Page 4, line 22, after "SHALL" insert "DISTRIBUTE MONEY AS NECESSARY FROM THE FUND TO ONE OR MORE FINANCIAL ENTITIES, WHICH FINANCIAL ENTITIES SHALL USE THE MONEY TO".
- Page 4, line 25, strike "(8)" and substitute "(7)".

Page 5, line 2, after "SHALL" insert "DISTRIBUTE MONEY AS NECESSARY FROM THE FUND TO ONE OR MORE FINANCIAL ENTITIES, WHICH FINANCIAL ENTITIES SHALL USE THE MONEY TO".

Page 5, line 5, strike "(8)" and substitute "(7)".

Page 5, lines 18 and 19, strike "MAY CONTRACT WITH A NONPROFIT ORGANIZATION" and substitute "SHALL CONTRACT WITH ONE OR MORE FINANCIAL ENTITIES".

Page 5, strike lines 20 and 21 and substitute "ADMINISTER THE LOAN PROGRAM. THE".

Page 5, line 25, strike "FACT." and substitute "CONTRACT."

Page 5, strike lines 26 and 27.

Page 6, strike lines 1 through 11.

Re-number succeeding subsections accordingly.

Page 6, line 14, strike "(8)(a)" and substitute "(7)(c)(I)".

Page 6, line 18, strike "(8)" and substitute "(7)".

Page 6, line 23, strike "MUST SPECIFY:" and substitute "MUST:".

Page 6, after line 23 insert:

"(a) REQUIRE FINANCIAL ENTITIES THAT AWARD LOANS PURSUANT TO THIS SECTION TO ACCEPT LOAN APPLICATIONS FROM APPLICANTS AT ALL TIMES DURING THE YEAR; EXCEPT THAT SUCH FINANCIAL ENTITIES MAY BE REQUIRED TO ACCEPT WRITTEN APPLICATIONS ONLY DURING REGULAR OFFICE HOURS;

(b) ON AND AFTER JANUARY 1, 2023, TO THE EXTENT PRACTICABLE, PRIORITIZE THE PROVISION OF LOANS TO ELIGIBLE FARMERS OR RANCHERS WHO APPLY FOR LOANS FROM THE LOAN PROGRAM AND WHO:

(I) HAVE OWNED OR OPERATED A FARM OR RANCH FOR LESS THAN TEN YEARS; OR

(II) REPRESENT A POPULATION THAT IS UNDERSERVED OR UNDERREPRESENTED IN COLORADO AGRICULTURE; AND

(c) SPECIFY:".

Page 6, line 24, strike "(a)" and substitute "(I)".

Page 6, line 25, strike "(b)" and substitute "(II)".

Page 6, line 26, strike "(c)" and substitute "(III)".

Page 7, line 1, strike "(d)" and substitute "(IV)".

Page 7, line 2, strike "(e)" and substitute "(V)".

Page 7, line 3, strike "(f)" and substitute "(VI)".

Page 7, line 4, strike "(g)" and substitute "(VII)".

Page 7, line 7, strike "(I)" and substitute "(A)".

Page 7, line 8, strike "(II)" and substitute "(B)".

Page 7, line 10, strike "(III)" and substitute "(C)".

Page 7, line 12, strike "(IV)" and substitute "(D)".

Page 7, line 13, strike "(V)" and substitute "(E)".

Page 7, line 14, strike "(VI)" and substitute "(F)".

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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| SB21-199 | by Senator(s) Jaquez Lewis and Winter, Gonzales, Bridges, Kolker, Pettersen; also Representative(s) Esgar and Gonzales-Gutierrez, Amabile, Bacon, Caraveo, Herod, Hooton, Jodeh, Michaelson Jenet, Ricks, Titone, Woodrow--Concerning measures to remove barriers to certain public opportunities, and, in connection therewith, making an appropriation. | 1 2 3 4 5 6 |
| | <u>Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.</u> (Printed in Senate Journal, April 23, page(s) 612-614 and placed in members' bill files.) | 7 8 9 |
| | <u>Amendment No. 2, Appropriations Committee Amendment.</u> (Printed in Senate Journal, May 14, page(s) 932-933 and placed in members' bill files.) | 10 11 12 |
| | <u>Amendment No. 3(L.012), by Senator Priola.</u> | 13 14 |
| | Amend State, Veterans, & Military Affairs Committee Report, dated April 22, 2021, page 3, strike lines 21 through 31. | 15 16 17 |
| | Amend printed bill, page 10, strike lines 4 through 23. | 18 19 |
| | Renumber succeeding sections accordingly. | 20 21 |
| | As amended, ordered engrossed and placed on the calendar for third reading and final passage. | 22 23 24 25 |
| SB21-174 | by Senator(s) Cooke and Ginal; also Representative(s) Bird and Carver--Concerning adoption of written policies by law enforcement agencies for constitutionally required peace officer credibility disclosure notifications. | 26 27 28 29 |
| | <u>Amendment No. 1, Judiciary Committee Amendment.</u> (Printed in Senate Journal, April 5, page(s) 417-418 and placed in members' bill files.) | 30 31 32 |
| | <u>Amendment No. 2, Appropriations Committee Amendment.</u> (Printed in Senate Journal, April 23, page(s) 622-623 and placed in members' bill files.) | 33 34 35 |
| | <u>Amendment No. 3(L.006), by Senator Cooke.</u> | 36 37 |
| | Amend printed bill, page 2, line 10, strike "(1)(a)." and substitute "(2)(c).". | 38 39 |
| | Page 2 of the bill, strike lines 17 and 18 and substitute " procedures. (1) ON OR BEFORE JANUARY 1, 2022, EACH LAW ENFORCEMENT AGENCY AND DISTRICT ATTORNEY'S OFFICE SHALL ADOPT AND IMPLEMENT WRITTEN POLICIES AND PROCEDURES CONSISTENT WITH THE STATEWIDE MODEL FOR PEACE OFFICER CREDIBILITY DISCLOSURE NOTIFICATIONS CREATED AND RECOMMENDED BY THE PEACE OFFICER CREDIBILITY DISCLOSURE NOTIFICATION COMMITTEE ESTABLISHED IN SUBSECTION (2)(a) OF THIS SECTION. | 40 41 42 43 44 45 46 |
| | (2) (a) THERE IS HEREBY CREATED THE PEACE OFFICER CREDIBILITY DISCLOSURE NOTIFICATION COMMITTEE. THE PEACE OFFICER CREDIBILITY DISCLOSURE NOTIFICATION COMMITTEE MUST BE COMPRISED OF THE FOLLOWING MEMBERS AS APPOINTED BY THEIR RESPECTIVE ORGANIZATIONS: | 47 48 49 50 |
| | (I) A REPRESENTATIVE OF THE COLORADO DISTRICT ATTORNEYS' COUNCIL; | 51 52 |
| | (II) A REPRESENTATIVE FROM AN ORGANIZATION REPRESENTING POLICE OFFICERS; | 53 54 |
| | (III) A REPRESENTATIVE FROM AN ORGANIZATION REPRESENTING THE CHIEFS OF POLICE; | 55 56 |
| | (IV) A REPRESENTATIVE FROM AN ORGANIZATION REPRESENTING THE COUNTY SHERIFFS; | 57 58 |
| | (V) A COUNTY ATTORNEY DESIGNATED BY AN ORGANIZATION REPRESENTING COUNTIES; AND | 59 60 |
| | (VI) A CITY ATTORNEY DESIGNATED BY AN ORGANIZATION REPRESENTING MUNICIPALITIES. | 61 62 |
| | (b) THE PEACE OFFICER CREDIBILITY DISCLOSURE NOTIFICATION COMMITTEE MUST BE CO-CHAIRD BY THE REPRESENTATIVE FROM THE COLORADO DISTRICT ATTORNEYS' COUNCIL AND THE REPRESENTATIVE FROM THE ORGANIZATION REPRESENTING PEACE OFFICERS. THE CO-CHAIRS OF THE COMMITTEE SHALL SET THE DATES, TIMES, AND PROCEDURES FOR THE COMMITTEE MEETINGS AS DEEMED NECESSARY TO MEET THE REQUIREMENTS OF THIS SECTION. THE PEACE OFFICER CREDIBILITY DISCLOSURE NOTIFICATION COMMITTEE SHALL CREATE A STATEWIDE MODEL FOR PEACE OFFICER CREDIBILITY DISCLOSURE NOTIFICATIONS BY DECEMBER 1, 2021. | 63 64 65 66 67 68 69 70 71 |
| | (c) THE STATEWIDE MODEL FOR PEACE OFFICER CREDIBILITY | 72 |

DISCLOSURE NOTIFICATION POLICIES AND PROCEDURES MUST INCLUDE, BUT NEED NOT BE LIMITED TO:

(I) A PROMPT NOTIFICATION FROM A LAW ENFORCEMENT AGENCY TO THE DISTRICT ATTORNEY OF ANY SUSTAINED FINDING THAT A PEACE OFFICER HAS:

(A) KNOWINGLY MADE AN UNTRUTHFUL STATEMENT CONCERNING A MATERIAL FACT, KNOWINGLY OMITTED A MATERIAL FACT IN AN OFFICIAL CRIMINAL JUSTICE RECORD, OR KNOWINGLY OMITTED A MATERIAL FACT WHILE TESTIFYING UNDER OATH OR DURING AN INTERNAL AFFAIRS INVESTIGATION OR ADMINISTRATIVE INVESTIGATION AND DISCIPLINARY PROCESS;

(B) DEMONSTRATED A PATTERN OF BIAS BASED ON RACE, RELIGION, ETHNICITY, GENDER, SEXUAL ORIENTATION, AGE, DISABILITY, NATIONAL ORIGIN, OR ANY OTHER PROTECTED CLASS;

(C) BEEN CONVICTED OF ANY FELONY, ANY CRIME INVOLVING DISHONESTY, OR BEEN CHARGED IN A CRIMINAL PROCEEDING WITH ANY FELONY OR ANY CRIME INVOLVING DISHONESTY OR VIOLATED ANY POLICY OF THE LAW ENFORCEMENT AGENCY REGARDING DISHONESTY;

(D) VIOLATED THE CONSTITUTIONAL OR STATUTORY RIGHTS OF ANY OTHER PERSON; OR

(E) TAMPERED WITH OR FABRICATED EVIDENCE."

Page 3 of the bill, strike lines 1 through 17.

Page 4 of the bill, line 4, strike "(c)" and substitute "(d)" and strike "THE LAW" and substitute "THE STATEWIDE MODEL FOR PEACE OFFICER CREDIBILITY DISCLOSURE NOTIFICATIONS ESTABLISHED IN SUBSECTION (2)(c) OF THIS SECTION MUST REQUIRE THAT A LAW".

Page 4 of the bill, lines 9 and 10, strike "(1)(a) OF THIS SECTION; AND" and substitute "(2)(c)(I) OF THIS SECTION OR AN INVESTIGATION DESCRIBED IN SUBSECTION (2)(c)(II) OF THIS SECTION;".

Page 4 of the bill, line 12, strike "MAY BE" and substitute "IS".

Page 4 of the bill, after line 14 insert:

"(D) THE APPLICABLE STATUTORY PROVISION IDENTIFYING THE BASIS FOR THE CREDIBILITY DISCLOSURE NOTIFICATION AS SET FORTH IN SUBSECTIONS (2)(c)(I)(A) THROUGH (2)(c)(I)(E) OF THIS SECTION."

Page 4 of the bill, strike lines 15 through 27 and substitute:

"(II) THE STATEWIDE MODEL FOR PEACE OFFICER CREDIBILITY DISCLOSURE NOTIFICATIONS MUST PROVIDE A PROCESS TO NOTIFY THE INVOLVED PEACE OFFICER AT LEAST SEVEN CALENDAR DAYS PRIOR TO SENDING THE CREDIBILITY DISCLOSURE NOTIFICATION TO THE DISTRICT ATTORNEY'S OFFICE, IF PRACTICABLE."

Page 5 of the bill, strike lines 1 through 9.

Page 5 of the bill, line 10, strike "(a)" and strike "JANUARY" and substitute "FEBRUARY".

Page 5 of the bill, strike line 11 and substitute "SHALL MAKE AVAILABLE TO THE PUBLIC THE POLICIES AND PROCEDURES CREATED AND IMPLEMENTED PURSUANT TO SUBSECTION (2) OF THIS SECTION. THE POLICIES AND PROCEDURES MUST INCLUDE, BUT NEED NOT BE LIMITED TO, A PROCESS FOR A DISTRICT ATTORNEY TO:".

Page 5 of the bill, line 12, strike "(I)" and substitute "(a)" and strike "RECEIVING" and substitute "RECEIVE".

Page 5 of the bill, line 13, strike "(II)" and substitute "(b)" and strike "MAINTAINING" and substitute "MAINTAIN".

Page 5 of the bill, lines 14 and 15, strike "ALLEGATIONS AND SUSTAINED FINDINGS;" and substitute "THE CREDIBILITY DISCLOSURE NOTIFICATIONS IN SUBSECTIONS (2)(c)(I) AND (2)(c)(II) OF THIS SECTION;".

Page 5 of the bill, after line 15 insert:

"(c) DESCRIBE HOW MEMBERS OF THE PUBLIC CAN ACCESS THE

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DATABASE CREATED BY THE P.O.S.T. BOARD PURSUANT TO SECTION 24-31-303 (1)(r) CONCERNING PEACE OFFICERS WHO ARE SUBJECT TO CREDIBILITY DISCLOSURE NOTIFICATIONS. THE PROCEDURES MUST BE POSTED ON THE DISTRICT ATTORNEY'S OR COUNTY'S WEBSITE."

Page 5 of the bill, line 16, strike "(III)" and substitute "(d)", and strike "ESTABLISHING" and substitute "ESTABLISH" and before "NOTIFY" insert "TIMELY".

Page 5 of the bill, line 20, strike "(IV)" and substitute "(e)" and strike "REMOVING" and substitute "REMOVE" and after "NOTIFICATION" insert "RECORDS WHEN APPROPRIATE AND LAWFUL."

Page 5 of the bill, strike lines 21 through 27.

Page 6 of the bill, line 3, strike "FIVE" and substitute "FOUR".

Page 6 of the bill, line 4, strike "APPLICABLE" and substitute "CONTROLLING".

Page 6 of the bill, after line 7 insert:

SECTION 2. In Colorado Revised Statutes, 24-31-303, **amend** (1)(r) introductory portion, (1)(r)(III), and (1)(r)(IV); and **add** (1)(r)(V) as follows:

24-31-303. Duties - powers of the P.O.S.T. board. (1) The P.O.S.T. board has the following duties:

(r) Beginning on January 1, 2022, to create and maintain a database, IN A SEARCHABLE FORMAT TO BE PUBLISHED ON ITS WEBSITE, containing information related to a peace officer's:

(III) Decertification by the P.O.S.T. board; **and**

(IV) Termination for cause; **AND**

(V) ACTIONS AS DESCRIBED BY THE APPLICABLE STATUTORY PROVISION IDENTIFYING THE BASIS FOR THE CREDIBILITY DISCLOSURE NOTIFICATION AS SET FORTH IN SECTION 16-2.5-502 (2)(c)(I)."

Re-number succeeding section accordingly.

Amend the Senate Judiciary Committee Report, dated April 1, 2021, page 1, strike lines 6 through 9 and substitute:

"(II) A LAW ENFORCEMENT AGENCY'S OBLIGATION TO NOTIFY THE DISTRICT ATTORNEY'S OFFICE IN THE LAW ENFORCEMENT AGENCY'S JURISDICTION WHEN:".

Page 1 of the report, line 19, strike "DISCLOSURE PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION." and substitute "DISCLOSURE."

Page 1 of the report, after line 19 insert:

"(III) A PROCESS FOR A LAW ENFORCEMENT AGENCY TO PROMPTLY NOTIFY THE DISTRICT ATTORNEY OF SUCH A FINDING; **AND**

(IV) A PROCESS TO REMOVE A PEACE OFFICER'S CREDIBILITY DISCLOSURE NOTIFICATION FROM THE DISTRICT ATTORNEY'S CREDIBILITY DISCLOSURE NOTIFICATION RECORD IF APPROPRIATE AND LAWFUL."

Page 1 of the report, strike line 20.

Page 2 of the report, strike lines 1 through 6.

Page 2 of the report, strike lines 8 through 11.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-253 by Senator(s) Zenzinger and Danielson; also Representative(s) Carver and Michaelson Jenet--Concerning license plates for veterans who have disabilities, and, in connection therewith, creating a license plate to honor women veterans with disabilities.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, May 14, page(s) 934 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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SB21-146 by Senator(s) Lee; also Representative(s) Bacon--Concerning measures to improve prison release outcomes, and, in connection therewith, making and reducing an appropriation.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, May 7, page(s) 804-807 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 14, page(s) 930-931 and placed in members' bill files.)

Amendment No. 3(L.006), by Senator Lee.

Amend the Judiciary Committee Report, dated May 6, 2021, page 4, line 3, strike "PURUSANT" and substitute "PURSUANT".

Amend printed bill, page 26, line 3, after "voluntarily" insert "ASSIGNED TO WORK AT THE FACILITY, OR VOLUNTARILY".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-249 by Senator(s) Fenberg and Donovan, Bridges, Hansen; also Representative(s) Will and Tipper, Cutter--Concerning the creation of an optional discounted parks and public lands access pass that is purchased at the time a motor vehicle is registered, and, in connection therewith, using the pass fees to finance a number of goals of the division of parks and wildlife related to increased conservation of, safety at, and access to state parks and public lands; and making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 14, page(s) 933-934 and placed in members' bill files.)

Amendment No. 2(L.001), by Senator Gonzales.

Amend printed bill, page 12, after line 23 insert:

"SECTION 2. In Colorado Revised Statutes, 24-4-109, as added by House Bill 21-1266 add (4) as follows:

24-4-109. State engagement of disproportionately impacted communities - definition - repeal. (4) THE DIVISION OF PARKS AND WILDLIFE CREATED IN SECTION 33-9-104 SHALL, IN CONDUCTING PUBLIC OUTREACH REGARDING THE KEEP COLORADO WILD PASS PURSUANT TO SECTION 33-12-108 (7):

(a) INCLUDE OUTREACH TO AND ENGAGEMENT OF DISPROPORTIONATELY IMPACTED COMMUNITIES WITH A GOAL TO BUILD TRUST AND TRANSPARENCY, PROVIDE MEANINGFUL OPPORTUNITIES TO INFLUENCE PUBLIC POLICY, AND MODIFY PROPOSED STATE ACTION IN RESPONSE TO PUBLIC INPUT RECEIVED TO DECREASE ENVIRONMENTAL BURDENS OR INCREASE ENVIRONMENTAL BENEFITS FOR EACH DISPROPORTIONATELY IMPACTED COMMUNITY; AND

(b) ENGAGE DISPROPORTIONATELY IMPACTED COMMUNITIES IN ACCORDANCE WITH THE PROCEDURES SET FORTH IN SUBSECTION (3) OF THIS SECTION."

Re-number succeeding sections accordingly.

Page 17, strike line 12 and substitute "**applicability.** (1) Except as provided in subsection (2) of this section, this act takes effect at 12:01 a.m. on the day following".

Page 17, strike line 21 and substitute:

"(2) Section 2 takes effect only if House Bill 21-1266 becomes law, in which case section 2 takes effect on the effective date of this act or House Bill 21-1266, whichever is later.

(3) This act applies to conduct occurring on or after the applicable".

Amendment No. 3(L.003), by Senator Holbert.

Amend printed bill, page 7, after line 27 insert:

"(II) IF A PERSON DECLINES TO PAY THE PASS FEE OR OTHERWISE FAILS TO PAY THE PASS FEE, IT SHALL BE PRESUMED THAT THE PERSON WILL DECLINE

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TO PAY THE PASS FEE IN FUTURE YEARS IN WHICH THE PERSON REGISTERS THE MOTOR VEHICLE, AND THE DIVISION, IN COLLABORATION WITH THE DIVISION OF MOTOR VEHICLES IN THE DEPARTMENT OF REVENUE, SHALL DEVELOP AN OPT-IN PROVISION TO BE DISPLAYED ON ANY SUBSEQUENT NOTIFICATIONS SENT TO THE PERSON REGARDING THAT MOTOR VEHICLE.".

Re-number succeeding subparagraph accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-261 by Senator(s) Fenberg; --Concerning measures to increase the deployment of renewable energy generation facilities to meet Colorado's energy needs, and, in connection therewith, raising the allowable capacity of customer-sited renewable energy generation facilities and giving customers additional options for increasing the scale and flexibility of new installations.

Laid over until Wednesday, May 19, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB21-248 by Senator(s) Donovan and Simpson; also Representative(s) McCormick and Holtorf-- Concerning assistance for agriculture in Colorado, and, in connection therewith, establishing a loan program in the department of agriculture, transferring money from the general fund to a new agricultural future loan program cash fund to be used for the loan program, and making an appropriation.

Senator Simpson moved to amend the report of the Committee of the Whole to show that the following Donovan floor amendment, (L.003) to SB21-248, did not pass, and that the following new amendment did pass.

L.003

Amend printed bill, page 4, after line 6 insert:

"(8) "FINANCIAL ENTITY" MEANS A BANK, NONDEPOSIT COMMUNITY DEVELOPMENT FINANCIAL INSTITUTION, BUSINESS DEVELOPMENT CORPORATION, OR OTHER ENTITY WITH WHICH THE DEPARTMENT CONTRACTS TO HELP ADMINISTER THE LOAN PROGRAM.".

Re-number succeeding subsections accordingly.

Page 4, line 17, strike "PROGRAM AND," and substitute "PROGRAM.".

Page 4, strike lines 18 through 20.

Page 4, line 22, after "SHALL" insert "DISTRIBUTE MONEY AS NECESSARY FROM THE FUND TO ONE OR MORE FINANCIAL ENTITIES, WHICH FINANCIAL ENTITIES SHALL USE THE MONEY TO".

Page 4, line 25, strike "(8)" and substitute "(7)".

Page 5, line 2, after "SHALL" insert "DISTRIBUTE MONEY AS NECESSARY FROM THE FUND TO ONE OR MORE FINANCIAL ENTITIES, WHICH FINANCIAL ENTITIES SHALL USE THE MONEY TO".

Page 5, line 5, strike "(8)" and substitute "(7)".

Page 5, lines 18 and 19, strike "MAY CONTRACT WITH A NONPROFIT ORGANIZATION" and substitute "SHALL CONTRACT WITH ONE OR MORE FINANCIAL ENTITIES".

Page 5, strike lines 20 and 21 and substitute "ADMINISTER THE LOAN PROGRAM. THE".

Page 5, line 25, strike "FACT." and substitute "CONTRACT.".

Page 5, strike lines 26 and 27.

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Page 6, strike lines 1 through 11.

Reorder succeeding subsections accordingly.

Page 6, line 14, strike "(8)(a)" and substitute "(7)(c)(I)".

Page 6, line 18, strike "(8)" and substitute "(7)".

Page 6, line 23, strike "MUST SPECIFY:" and substitute "MUST:".

Page 6, after line 23 insert:

"(a) REQUIRE FINANCIAL ENTITIES THAT AWARD LOANS PURSUANT TO THIS SECTION TO ACCEPT LOAN APPLICATIONS FROM APPLICANTS AT ALL TIMES DURING THE YEAR; EXCEPT THAT SUCH FINANCIAL ENTITIES MAY BE REQUIRED TO ACCEPT WRITTEN APPLICATIONS ONLY DURING REGULAR OFFICE HOURS;

(b) ON AND AFTER JANUARY 1, 2023, TO THE EXTENT PRACTICABLE, PRIORITIZE THE PROVISION OF LOANS TO ELIGIBLE FARMERS OR RANCHERS WHO APPLY FOR LOANS FROM THE LOAN PROGRAM AND WHO:

(I) HAVE OWNED OR OPERATED A FARM OR RANCH FOR LESS THAN TEN YEARS; OR

(II) REPRESENT A POPULATION THAT IS UNDERSERVED OR UNDERREPRESENTED IN COLORADO AGRICULTURE; AND

(c) SPECIFY:".

Page 6, line 24, strike "(a)" and substitute "(I)".

Page 6, line 25, strike "(b)" and substitute "(II)".

Page 6, line 26, strike "(c)" and substitute "(III)".

Page 7, line 1, strike "(d)" and substitute "(IV)".

Page 7, line 2, strike "(e)" and substitute "(V)".

Page 7, line 3, strike "(f)" and substitute "(VI)".

Page 7, line 4, strike "(g)" and substitute "(VII)".

Page 7, line 7, strike "(I)" and substitute "(A)".

Page 7, line 8, strike "(II)" and substitute "(B)".

Page 7, line 10, strike "(III)" and substitute "(C)".

Page 7, line 12, strike "(IV)" and substitute "(D)".

Page 7, line 13, strike "(V)" and substitute "(E)".

Page 7, line 14, strike "(VI)" and substitute "(F)".

New Amendment

Amend printed bill, page 4, after line 6 insert:

"(8) "Financial entity" means a bank, nondeposit community development financial institution, business development corporation, or other entity with which the department contracts to help administer the loan program."

Reorder succeeding subsections accordingly.

Page 4, line 17, strike "**program and,**" and substitute "**program.**".

Page 4, strike lines 18 through 20.

Page 4, line 22, strike "**shall**" and substitute "**may**".

Page 4, line 25, strike "**subsection (8) of this section.**" and substitute "**subsection (7) of this section. The department may award the loans either directly or indirectly through the use of a financial entity.**".

Page 5, line 2, strike "**shall**" and substitute "**may**".

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| Page 5, line 5, strike " subsection (8) of this section. " and substitute " subsection (7) of this section. The department may award the loans either directly or indirectly through the use of a financial entity. " | 1 |
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| Page 5, lines 18 and 19, strike " a nonprofit organization " and substitute " one or more financial entities ". | 5 |
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| Page 5, line 21 strike " a nonprofit organization " and substitute " one or more financial entities ". | 8 |
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| Page 5, line 25, strike " fact. " and substitute " contract. ". | 11 |
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| Page 5, strike lines 26 and 27. | 13 |
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| Page 6, strike lines 1 through 11. | 15 |
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| Renumber succeeding subsections accordingly. | 17 |
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| Page 6, line 14, strike "(8)(a)" and substitute "(7)(c)(I)". | 19 |
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| Page 6, line 18, strike "(8)" and substitute "(7)". | 21 |
| | 22 |
| Page 6, line 23, strike " must specify: " and substitute " must: " | 23 |
| (a) Require the department and financial entities that award loans pursuant to this section to accept loan applications from applicants at all times during the year; except that the department and such financial entities may be required to accept written applications only during regular office hours; | 24 |
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| (b) On and after January 1, 2023, to the extent practicable, prioritize the provision of loans to eligible farmers or ranchers who apply for loans from the loan program and who: | 29 |
| | 30 |
| (I) Have owned or operated a farm or ranch for less than ten years; or | 31 |
| | 32 |
| (II) Represent a population that is underserved or underrepresented in Colorado agriculture; and | 33 |
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| (c) Specify: | 35 |
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| Page 6, line 24, strike "(a)" and substitute "(I)". | 38 |
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| Page 6, line 25, strike "(b)" and substitute "(II)". | 40 |
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| Page 6, line 26, strike "(c)" and substitute "(III)". | 42 |
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| Page 7, line 1, strike "(d)" and substitute "(IV)". | 44 |
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| Page 7, line 2, strike "(e)" and substitute "(V)". | 46 |
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| Page 7, line 3, strike "(f)" and substitute "(VI)". | 48 |
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| Page 7, line 4, strike "(g)" and substitute "(VII)". | 50 |
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| Page 7, line 7, strike "(I)" and substitute "(A)". | 52 |
| | 53 |
| Page 7, line 8, strike "(II)" and substitute "(B)". | 54 |
| | 55 |
| Page 7, line 10, strike "(III)" and substitute "(C)". | 56 |
| | 57 |
| Page 7, line 12, strike "(IV)" and substitute "(D)". | 58 |
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| Page 7, line 13, strike "(V)" and substitute "(E)". | 60 |
| | 61 |
| Page 7, line 14, strike "(VI)" and substitute "(F)". | 62 |
| | 63 |
| 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: | 64 |
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| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-180 as amended, SB21-229 as amended, SB21-240 as amended, SB21-241 as amended, SB21-243 as amended, SB21-248 as amended, SB21-199 as amended, SB21-174 as amended, SB21-253 as amended, SB21-146 as amended, SB21-249 as amended; HB21-1006 as amended, HB21-1010, HB21-1073, HB21-1087, HB21-1128, HB21-1145, HB21-1180 as amended, HB21-1219 as amended

Laid over until 05/19/2021: HB21-1121, SB21-087, SB21-200, SB21-261

Laid over until 05/20/2021: SB21-190

CHANGE IN SPONSORSHIP

Upon announcement of President *Pro Tempore* Donovan, Senator Zenzinger was added as a Senate joint prime sponsor on SB21-180 with Senator Priola.

MESSAGE FROM THE HOUSE

May 18, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1068, 1296, and 1171, amended as printed in House Journal, May 17, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-119, amended as printed in House Journal, May 17, 2021.

MESSAGE FROM THE GOVERNOR

Monday, May 17, 2021

Colorado Senate
The 73rd 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:

SB21-092 Sunset Surgical Assistants And Surgical Technologists
Approved on Monday, May 17, 2021 at 10:45 A.M.

SB21-100 Sunset Continue Council Higher Education Representatives
Approved on Monday, May 17, 2021 at 10:45 A.M.

SB21-104 Sunset Special Education Fiscal Advisory Committee
Approved on Monday, May 17, 2021 at 10:45 A.M.

SB21-143 Uniform Collaborative Law Act
Approved on Monday, May 17, 2021 at 10:45 A.M.

SB21-171 Uniform Fiduciary Income And Principal Act
Approved on Monday, May 17, 2021 at 10:45 A.M.

SB21-205 2021-22 Long Appropriations Bill
Approved on Monday, May 17, 2021 at 11:27 A.M.

SB21-226 Increase The General Fund Reserve
Approved on Monday, May 17, 2021 at 11:28 A.M.

Sincerely,
(signed)
Jared Polis
Governor

May 17, 2021

The Honorable Colorado Senate
Seventy-Third General Assembly
First Regular Session
State Capitol
200 E. Colfax Ave.
Denver, CO 80203

Dear 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 21-205 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, 2021, EXCEPT AS OTHERWISE NOTED.

Approved May 17, 2021 at 11:27 A.M.

The FY 2022-23 budget, a product of collaboration and teamwork with Colorado's leaders in the General Assembly, sets aside a record level of reserves to protect our future, restores significant cuts made to address the pandemic challenges, and fuels the recovery by investing in economic stimulus for businesses and households.

We especially want to thank the members of the General Assembly for these top priority items for Colorado included in my budget request:

Reserves: This budget sets aside the largest reserve on record, 13.4% of General Fund, to protect the State from unpredictable revenue swings as we recover from this global pandemic and economic shock, and help protect against future reductions to school funding, increases in fees, and cuts to our state safety-net in the next few years. History warns us that a recession will impact multiple budget years, and therefore saving for the future and increasing reserves will help us weather the longer-term impacts of the economic downturn.

Restoring reductions: This budget restores major reductions made to key areas in FY20-21 and ensures essential services across government, including education, healthcare, public health, and fire mitigation and response among others.

Economic Stimulus: This budget funds immediate economic stimulus that will bridge us to recovery, investing in jobs and growth that benefits small businesses and those hardest hit. This budget for next fiscal year makes room for a more than \$1 billion stimulus investment in the current fiscal year, including bills passed in the Special Session that contributed over \$300 million to support economic recovery, and the more than \$800 million currently being considered by the legislature as part of the Build Back Stronger package.

These priorities and more as detailed in Attachment 1 represent a budget with the right priorities for Colorado.

Lastly, Attachment 2 to this letter sets out the Administration's interpretation of footnotes and FTE in S.B. 21-205.

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,
(signed)
Jared Polis
Governor

Attachments

- 1. Select budget highlights
- 2. S.B. 21-205 Footnotes and FTE

Attachment 1: Budget Highlights

Department of Agriculture

- The budget devotes an additional \$79,869 in funds to expand hemp enforcement, which will maintain Colorado's position as a national leader for economic development and regulatory guidance in the hemp industry.

Department of Corrections

- The budget includes an increase of \$0.4M General Fund for transitional work programs for inmates.

Department of Education

- The budget (including a placeholder for the School Finance Act) increases State funding for K-12 public schools by almost \$600M, which represents a 14% increase over FY 2020-21 levels. This budget fully restores the cut that was made to public schools in FY 2020-21 and returns the Budget Stabilization Factor to the FY 2019-20 level of \$572M - reaching an all-time low as a percent of Total Program funding. In addition, this budget maintains a robust State Education Fund reserve of \$460M to cover the expected budget shortfall for education in FY 2022-23 and guard against an increase in the Budget Stabilization Factor. The budget provides a \$7M increase to restore cuts that were made in FY 2020-21, specifically the Charter School Institute (CSI) Mill Levy Equalization Fund, Quality Teacher Recruitment, K-5 Social and Emotional Health, and the School Counselor Corps Grant Program to support student financial aid completion. The budget also supports a State match for the Colorado Imagination Library Program, which will provide one free book per month to children from birth through age five. Finally, the budget includes a \$100M transfer from the Marijuana Tax Cash Fund to BEST cash grants for capital construction improvements

to public schools.

Department of Healthcare Policy and Financing

- This budget invests in new initiatives that will improve the health of Coloradans enrolled in Medicaid. For example, Medicaid members will be able to receive more services in their own homes through remote supports, thanks to a \$940,000 investment in new technologies. In addition, this budget devotes \$7.5M to modernize the eligibility and claims systems of multiple behavioral health programs by leveraging the department's existing IT systems; funds \$6.5M in initiatives to give more rural health care providers access to critical health information systems and analytics (in collaboration with the Governor's Office of eHealth Innovation); and increases by \$5.9M the department's efforts to address health care disparities through enhanced data transfers and analytics. The budget also funds an additional 667 enrollments into the Adult Comprehensive Waiver for individuals with intellectual and developmental disabilities, with a \$15.5M increase that will reduce the number of people on the waitlist to receive these important services. And this budget includes a 2.5 percent increase in provider reimbursement rates, which will increase payments by \$157.7M.

Department of Higher Education

- The budget provides a \$494M increase to restore operating support for institutions of higher education to the FY 2019-20 level. In addition, institutions received an overall increase in state funding for operating of 9.6% or \$81.8M. Financial aid was increased by \$18.5M for need based aid, including a \$1M increase for the evidence-based COSI program. The budget also caps resident undergraduate tuition growth to 3% except for the University of Northern Colorado. The budget provides \$2.9M increase to restore the cut that was made in FY 2020-21 to the Educator Loan Forgiveness Program established by S.B. 19-003 to pre-pay the full cost of one cohort of 100 teachers receiving 5 years of loan forgiveness per year.

Department of Human Services

- The budget provides \$8.2M to transfer the authority for Early Intervention direct services from the Department of Education to the Department of Human Services. It also increases funding for the Nurse Home Visitor Program, behavioral health crisis services for children and youth, the National School Lunch Program, and for SNAP outreach to increase SNAP enrollment and reduce food insecurity for SNAP-eligible Coloradans. Finally, the budget supports the implementation of the federal Family First Prevention and Services Act. These funds support investments in independent assessments to help ensure the most appropriate placement for children involved in the child welfare system, as well as continued investments in evaluation of programs that can prevent the need for out-of-home care in the first place.

Department of Labor and Employment

- The budget increases funding to support implementation of Colorado's Just Transition Plan, which will work with coal workers and communities across the State that are affected by the transition from coal-based power production by providing services such as training, job search assistance, and relocation support. Additionally, the budget provides increased funding to strengthen enforcement of Colorado labor laws by providing informational materials in additional languages and building on existing legal and software resources.

Department of Local Affairs

- The budget increases funding for the Law Enforcement Community Services (LECS) Grant Program to allow the program to make grants to improve community policing, training, and other policing services. The budget maintains funding for the Gray & Black Market Marijuana Enforcement Grant Program. Program changes this year will allow the State to better target funds for the prevention and enforcement of illegal marijuana cultivation in Colorado.

Department of Natural Resources

- The Long Bill budget increases funding at Colorado Parks & Wildlife by \$0.2M to support staff and operating costs for the new Fishers Peak State Park, as well as \$0.1M at Colorado Parks & Wildlife to support a staff person to coordinate Colorado's efforts to improve habitat connectivity and migration corridors for wildlife.

Department of Public Health and Environment

- The Long Bill budget takes a significant step towards streamlining the Department's disease control and public health capacity by making a net-zero reorganization of multiple divisions. The reorganization consolidates the existing Office of Emergency Preparedness and Response (OEPR), Division of Disease Control and Environmental Epidemiology (DCEED), and Laboratory Services Division (LAB) into a new Disease Control and Public Health Response (DCPHR) division and Office of HIV, Viral Hepatitis and Sexually Transmitted Infections. The budget also makes an increase of

\$1.1M and 10.5 FTE to expand health equity practices and staffing at the Department.

Department of Public Safety

- This budget includes \$4M for the Body-Worn Cameras for Law Enforcement Grant Program. The budget also includes an increase of \$1.3M to manage Colorado's procurement, storage, and distribution of Personal Protective Equipment (PPE), \$0.9M to maintain funding for the 5.0 FTE who assist rural law enforcement agencies in the investigation of illegal marijuana growing operations, and \$0.1M to perform facility inspections on a new behavioral health entity license type.

Department of Revenue

- This budget has \$2.5M to digitally transform the DMV, making key investments to make interacting with the State government more convenient and better aligned with the 21st century expectations of Coloradans. This budget also allows for the State Lottery to more effectively market in-state games, reduce inventories, and innovate products to create a better experience for players and send more money to Colorado's great outdoors!

Statewide

- The budget includes a 3 percent across-the-board (ATB) salary survey increase for all state employees.

Attachment 2: S.B. 21-205 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 2021-22 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, we have not vetoed any of the footnotes in S.B. 21-205.

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 have directed Executive Branch agencies to comply with the intent of the footnotes contained in S.B. 21-205 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. 21-205 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. 21-205 and without limitation by the bill's FTE authorizations.

Senate in recess.

Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

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| Trans- portation & Energy | After consideration on the merits, the Committee recommends that HB21-1238 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 1 2 3 4 5 6 7 8 9 |
| Trans- portation & Energy | After consideration on the merits, the Committee recommends that HB21-1245 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 |
| Trans- portation & Energy | After consideration on the merits, the Committee recommends that HB21-1291 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 15 16 17 18 19 |
| Trans- portation & Energy | After consideration on the merits, the Committee recommends that HB21-1253 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 20 21 22 23 24 |
| Local Government | After consideration on the merits, the Committee recommends that SB21-258 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 25 26 27 28 |
| Local Government | After consideration on the merits, the Committee recommends that SB21-263 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 29 30 31 32 33 |
| Local Government | After consideration on the merits, the Committee recommends that HB21-1085 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 34 35 36 37 |
| Local Government | After consideration on the merits, the Committee recommends that HB21-1267 be referred to the Committee of the Whole with favorable recommendation. | 38 39 40 41 |
| Local Government | After consideration on the merits, the Committee recommends that HB21-1030 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 42 43 44 45 46 |

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, HB21-1068, 1296, and 1171.
Without comment, as amended, SB21-119.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB21-274 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod, McCluskie--
Concerning a sustainable model that is not embedded in the child welfare system for serving
facility students, and, in connection therewith, making an appropriation.
Health & Human Services

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| SB21-275 | by Senator(s) Moreno and Rankin, Hansen; also Representative(s) McCluskie, Herod, Ransom--Concerning measures related to clarifying federal "Individuals with Disabilities Education Act" child find responsibilities between state agencies, and, in connection therewith, making an appropriation. Health & Human Services | 1 2 3 4 5 6 |
| SB21-276 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod and Ransom, McCluskie--Concerning residential placements for children with intellectual and developmental disabilities, and, in connection therewith, making an appropriation. Health & Human Services | 7 8 9 10 11 |
| SB21-277 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod, McCluskie--Concerning a funding model used to determine child welfare services allocations, and, in connection therewith, making an appropriation. Health & Human Services | 12 13 14 15 16 |
| SB21-278 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod, McCluskie--Concerning reimbursement for placement of children in out-of-home placement, and, in connection therewith, making an appropriation. Health & Human Services | 17 18 19 20 21 |
| HB21-1068 | by Representative(s) Michaelson Jenet and Titone, Weissman; also Senator(s) Moreno--Concerning health insurance coverage for an annual mental health wellness examination performed by a qualified mental health care provider, and, in connection therewith, making an appropriation. Health & Human Services | 22 23 24 25 26 27 |
| HB21-1171 | by Representative(s) Bradfield and Titone; also Senator(s) Buckner and Hisey--Concerning the creation of the kidney disease prevention and education task force, and, in connection therewith, making an appropriation. Health & Human Services | 28 29 30 31 32 |
| HB21-1296 | by Representative(s) Bird and Baisley, Bradfield, Gray, Larson, McKean, Sandridge, Snyder, Sullivan, Van Winkle; also Senator(s) Pettersen and Hisey, Lundeen, Rodriguez, Sonnenberg, Winter, Zenzinger--Concerning the codification of executive orders pertaining to limited gaming, and, in connection therewith, allowing license applicants to submit fingerprints after the initial submission of an application, eliminating the statutory limit on the number of players permitted in the game of blackjack, and allowing a casino operator to divide its lawful gaming space into more than two noncontiguous spaces. Local Government | 33 34 35 36 37 38 39 40 41 |
| HB21-1298 | by Representative(s) Amabile and Woodrow, McCormick; also Senator(s) Gonzales and Pettersen--Concerning the conditions under which a firearm transfer may be prohibited following a background check, and, in connection therewith, requiring approval of a firearm transfer prior to a transfer by a licensed dealer, establishing grounds for denying a transfer, and clarifying the process to appeal a denied transfer. State, Veterans, & Military Affairs | 42 43 44 45 46 47 48 |
| HB21-1299 | by Representative(s) Sullivan and Bacon, Amabile, McCormick; also Senator(s) Fields and Hansen--Concerning establishing an office of gun violence prevention, and, in connection therewith, making an appropriation. State, Veterans, & Military Affairs | 49 50 51 52 53 |
| HB21-1305 | by Representative(s) Michaelson Jenet and Pelton; also Senator(s) Winter--Concerning the practice of mental health professionals, and, in connection therewith, clarifying education and hours of practice required for licensure or certification as an addiction counselor; and establishing supervision privileges for certified and licensed addiction counselors. Health & Human Services | 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 |

MESSAGE FROM THE GOVERNOR

Tuesday, May 18, 2021

Colorado Senate
The 73rd 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:

SB21-008 Remove Junior From Certain College Names
Approved on Tuesday, May 18, 2021 at 12:47 P.M.

Sincerely,
(signed)
Jared Polis
Governor

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-021, 082, 101, 115, and 136.

Senate in recess. Senate reconvened.

Journal Correction:

May 6, 2021 - Day 83:
Page 784, Line 11 & 12: Replaced referral language with amended and referred language.
Page 783, Line 64 & 65: Replaced referral language with amended and referred language.

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Wednesday, May 19, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

 96th Legislative Day

 Wednesday, May 19, 2021

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|------------------------|---|----|
| Prayer | By Senator Coleman | 10 |
| Call to Order | By the President at 9:00 a.m. | 11 |
| Roll Call | Present--35 Excused Later--1, Cooke | 12 |
| Quorum | The President announced a quorum present. | 13 |
| Pledge | By Senator Liston | 14 |
| Reading of the Journal | On motion of Senator Simpson, reading of the Journal of Tuesday, May 18, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 15 |

SENATE SERVICES REPORT

Correctly Printed: SB21-274, 275, 276, 277, and 178.
Correctly Engrossed: SB21-146, 158, 174, 180, 199, 229, 240, 241, 243, 248, 249, 253, and 267.
Correctly Reengrossed: SB21-256 and 266.
Correctly Revised: HB21-1006, 1010, 1021, 1073, 1087, 1128, 1145, 1180, 1200, and 1219.
Correctly Rerevised: HB21-1142 and 1237.

COMMITTEE OF REFERENCE REPORTS

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|----------------|---|----|
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1028 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 44 |
| | Amend reengrossed bill, page 6, strike lines 8 through 14 and substitute: | 45 |
| | "SECTION 4. 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." | 46 |
| | Page 1, strike lines 105 and 106 and substitute " AFFORDABLE HOUSING. ". | 47 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1050 be referred to the Committee of the Whole with favorable recommendation. | 48 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1109 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 49 |
| | Amend reengrossed bill, page 18, before line 8 insert: | 50 |

"SECTION 5. Transfer of appropriation. (1) For the 2021-22 state fiscal year, \$202,504 of the appropriation made in the annual general appropriation act for the state fiscal year from the broadband administrative fund created in section 40-15-509.5 (4)(a), C.R.S., to the department of regulatory agencies for broadband deployment board administration is transferred to the office of the governor for use by the office of information technology. It is assumed that the office of the governor will require all of the FTE related to the department of regulatory agencies' appropriation. The office of the governor may use this appropriation to implement this act."

Renumber succeeding sections accordingly.

Page 1, line 105, strike "AND".

Page 1, line 108, strike "HOUSEHOLDS." and substitute "HOUSEHOLDS, AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1140** 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 **HB21-1225** 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 **HB21-1248** 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 2, after "members," insert "WITH A CONSIDERATION FOR GEOGRAPHIC DIVERSITY,".

Page 4, strike lines 3 and 4 and substitute:

"(a) ~~The executive director of the department of human services or his designee;~~ ONE PERSON FROM THE DEPARTMENT OF HUMAN SERVICES' DIVISION OF CHILD WELFARE, APPOINTED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HUMAN SERVICES;"

Page 4, line 9, strike "FOUR" and substitute "TWO".

Page 5, line 4, strike "TWO" and substitute "FOUR".

Page 5, line 7, before "HUMAN" insert "COUNTY COMMISSIONERS," and strike "DIRECTORS" and substitute "DIRECTORS,".

Page 5, line 8, strike "OFFICIALS;" and substitute "OFFICIALS, THREE OF WHOM MUST HAVE EXPERTISE IN HUMAN SERVICES OR CHILD WELFARE PRACTICE;"

Page 9, line 2, strike "PROGRAMS;" and substitute "PROGRAMS OR SERVICES IDENTIFIED IN THE FEDERAL TITLE IV-E PREVENTION SERVICES CLEARINGHOUSE AND PROGRAMS THAT ARE UNDER EVALUATION FOR PURPOSES OF PETITIONING THE FEDERAL GOVERNMENT FOR INCLUSION IN THE FEDERAL TITLE IV-E PREVENTION SERVICES CLEARINGHOUSE;"

Page 10, line 10, strike "STATE." and substitute "STATE; AND

(d) REIMBURSEMENT MONEY RECEIVED FOR PREVENTION SERVICES AND PROGRAMS IDENTIFIED IN THE FEDERAL TITLE IV-E CLEARINGHOUSE PURSUANT TO THE FEDERAL "FAMILY FIRST PREVENTION SERVICES ACT OF 2018". BEGINNING JULY 1, 2021, THE STATE DEPARTMENT SHALL TRANSMIT FEDERAL TITLE IV-E REIMBURSEMENTS FOR PREVENTION SERVICES TO THE STATE TREASURER WHO SHALL CREDIT THE REIMBURSEMENTS TO THE TRUST FUND.

(2) THE TRUST FUND SHALL CLAIM FEDERAL TITLE IV-E REIMBURSEMENT FOR ALL ELIGIBLE GRANTS FOR PREVENTION SERVICES ON THE FEDERAL TITLE IV-E PREVENTION SERVICES CLEARINGHOUSE."

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Page 10, line 11, strike "(2)" and substitute "(2) (3)".

Page 11, after line 3 insert:

"(2) THE DISTRIBUTION OF MONEY CREDITED TO THE TRUST FUND BY REIMBURSEMENT FOR PREVENTION SERVICES AND PROGRAMS IDENTIFIED IN THE FEDERAL TITLE IV-E PREVENTION SERVICES CLEARINGHOUSE MUST FUND PROGRAMS AND SERVICES THAT ALIGN WITH THE STATE'S PREVENTION STRATEGY, PURSUANT TO THE FEDERAL "FAMILY FIRST PREVENTION SERVICES ACT OF 2018", INCLUDING CONSIDERATION OF VARIABLE NEEDS AND RESOURCES ACROSS THE STATE AND DATA-DRIVEN APPROACHES, AND BE INFORMED BY THE STATE DEPARTMENT IN CONSULTATION WITH COUNTY DEPARTMENTS AND OTHER ENTITIES THAT DELIVER THE ELIGIBLE SERVICES OR PROGRAMS. ELIGIBLE SERVICES OR PROGRAMS MAY INCLUDE THOSE UNDER EVALUATION FOR THE PURPOSES OF PETITIONING THE FEDERAL GOVERNMENT FOR INCLUSION IN THE FEDERAL TITLE IV-E PREVENTION SERVICES CLEARINGHOUSE; EXCEPT THAT, IF THE SERVICE OR PROGRAM AT THE TIME OF FEDERAL REVIEW IS RATED TO NOT MEET CRITERIA FOR INCLUSION IN THE FEDERAL TITLE IV-E PREVENTION SERVICES CLEARINGHOUSE, MONEY CREDITED TO THE TRUST FUND BY REIMBURSEMENT FOR PREVENTION SERVICES MUST NOT BE ALLOCATED FOR THAT PURPOSE IN THE NEXT FISCAL YEAR, UNLESS THERE IS AN EVALUATION OF THE SERVICE OR PROGRAM ALREADY UNDERWAY THAT WILL BUILD SUBSTANTIAL NEW EVIDENCE THAT HAS THE POTENTIAL TO CHANGE THE SERVICE OR PROGRAM RATING, OR THE SERVICE OR PROGRAM HAS BEEN SUBMITTED TO THE FEDERAL CLEARINGHOUSE FOR RE-REVIEW."

Page 11, line 4, strike "(2)" and substitute "(2) (3)".

Page 12, line 2, strike "(3)" and substitute "(3) (4)".

Appropriations

After consideration on the merits, the Committee recommends that **SB21-242** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 4, strike lines 2 through 9.

Re-number succeeding section accordingly.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-252** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1287** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1277** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1274** 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 9, after "CARE," insert "PUBLIC SCHOOLS,".

Page 3, after line 1, insert:

"(V) THERE IS A CONTINUED NEED IN COLORADO FOR QUALITY PUBLIC SCHOOL FACILITIES;"

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- Renumber succeeding subparagraphs accordingly.
- Page 3, line 26, after "FACILITIES," insert "PUBLIC SCHOOL FACILITIES,".
- Page 5, line 2, after "FACILITIES," insert "PUBLIC SCHOOL FACILITIES,".
- Page 5, line 14, strike "CARE" and substitute "CARE, PUBLIC SCHOOL,".
- Page 5, line 19, after "FACILITIES," insert "PUBLIC SCHOOL FACILITIES,".
- Page 6, line 1, after "FACILITIES," insert "PUBLIC SCHOOL FACILITIES,".
- Page 1, line 105, after "CARE," insert "PUBLIC 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:

HB21-1021 by Representative(s) Pelton and Caraveo, Cutter, Kennedy, Larson, Michaelson Jenet, Young; also Senator(s) Zenzinger and Hisey--Concerning supporting the peer support professional workforce, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coram, Garcia, Ginal, Hansen, Kolker, Lee, Moreno, Pettersen, Story, and Winter.

HB21-1200 by Representative(s) Kipp and Rich; also Senator(s) Bridges and Lundeen--Concerning financial literacy standards for 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cooke, Danielson, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Winter, and Woodward.

SB21-158

by Senator(s) Danielson and Pettersen; also Representative(s) Titone and Duran-- Concerning modifications to the Colorado health service corps program administered by the department of public health and environment to expand the availability of geriatric care providers in shortage areas 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Donovan, Fields, Ginal, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Rankin, Rodriguez, Story, Winter, and Zenzinger.

SB21-267

by Senator(s) Hansen, Moreno, Rankin; also Representative(s) Herod, McCluskie, Ransom--Concerning the extension of the office of public guardianship.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 Lee.

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:

HB21-1006 by Representative(s) Esgar and Will; also Senator(s) Garcia and Hisey--Concerning fifth-day school week supplemental enrichment programs.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 26 | NO | 9 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | N |
| Coram | N | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | N | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | N | Scott | 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, Moreno, Priola, Simpson, and Zenzinger.

HB21-1010 by Representative(s) Ricks and Gonzales-Gutierrez; also Senator(s) Fields--Concerning increasing the diversity of Colorado's educators in elementary and secondary 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 | 25 | NO | 10 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Coleman, Danielson, Donovan, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Priola, Simpson, Story, Winter, and Zenzinger.

HB21-1073 by Representative(s) Van Beber and Michaelson Jenet; also Senator(s) Moreno and Kirkmeyer--Concerning the creation of a "support foster families" license plate, 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 | 32 | NO | 3 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Rankin.

HB21-1087 by Representative(s) Daugherty and Bradfield; also Senator(s) Danielson--Concerning authorizing education support professionals to participate in the teaching and learning conditions survey, 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 | 13 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Garcia, Hansen, Kolker, Moreno, Story, Winter, and Zenzinger.

HB21-1128 by Representative(s) Michaelson Jenet, Bird, Esgar, Hooton, Kipp, Young; also Senator(s) Hansen and Winter, Story--Concerning the creation of a special license plate for end-of-life care, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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.

HB21-1145 by Representative(s) Kipp and Soper; also Senator(s) Jaquez Lewis and Simpson-- Concerning the creation of a special license plate to support pollinators, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Gonzales, Lee, Story, and Winter.

HB21-1180 by Representative(s) Valdez D. and Will; also Senator(s) Coram--Concerning measures to increase biomass utilization throughout the state.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 31 | NO | 4 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Donovan, Kolker, Lee, Priola, Rankin, Simpson, and Winter.

HB21-1219 by Representative(s) Esgar and Mullica; also Senator(s) Moreno and Buckner--Concerning a special license plate to recognize nurses 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 | 32 | NO | 3 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Story, and Winter.

SB21-180 by Senator(s) Priola and Zenzinger; also Representative(s) Bird and Titone, Soper--
Concerning a report to be submitted to the general assembly by the department of public
health and environment regarding post-consumer recycled content recommendations for
packaging, 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | N | Lundeen | Y | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | N | Scott | N | | |

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 Lundeen.

SB21-229 by Senator(s) Danielson and Story; also Representative(s) Amabile and McKean--
Concerning the creation of the rural jump-start zone 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 | 30 | NO | 5 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Coram, Donovan, Fenberg, Garcia, Ginal,
Gonzales, Hansen, Hisey, Jaquez Lewis, Kolker, Moreno, Pettersen, Priola, Rankin, Scott,
Simpson, and Sonnenberg.

SB21-240 by Senator(s) Danielson and Simpson; also Representative(s) Kipp and Catlin--Concerning
the transfer of money from the general fund to the Colorado water conservation board
construction fund for watershed protection 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cooke, Coram, Donovan, Garcia, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Moreno, Pettersen, Priola, Rankin, Scott, Sonnenberg, Woodward, and Zenzinger.

SB21-241

by Senator(s) Fields and Bridges; also Representative(s) Ricks and Daugherty--Concerning the creation of the small business accelerated growth 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 | 25 | NO | 10 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Fenberg, Garcia, Ginal, Hansen, Jaquez Lewis, Kolker, Moreno, Pettersen, Priola, Story, and Zenzinger.

SB21-243

by Senator(s) Moreno; also Representative(s) McCluskie--Concerning annual appropriations 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 | 22 | NO | 13 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Fields, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Pettersen, Story, and Winter.

SB21-248 by Senator(s) Donovan and Simpson; also Representative(s) McCormick and Holtorf-- Concerning assistance for agriculture in Colorado, and, in connection therewith, establishing a loan program in the department of agriculture, transferring money from the general fund to a new agricultural future loan program cash fund to be used for the loan program, and 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Coram, Danielson, Fenberg, Fields, Garcia, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Priola, Rankin, Scott, Sonnenberg, Story, Winter, and Zenzinger.

SB21-199 by Senator(s) Jaquez Lewis and Winter, Gonzales, Bridges, Kolker, Pettersen; also Representative(s) Esgar and Gonzales-Gutierrez, Amabile, Bacon, Caraveo, Herod, Hooton, Jodeh, Michaelson Jenet, Ricks, Titone, Woodrow--Concerning measures to remove barriers to certain public opportunities, 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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, Hansen, and Moreno.

SB21-174 by Senator(s) Cooke and Ginal; also Representative(s) Bird and Carver--Concerning adoption of written policies by law enforcement agencies for constitutionally required peace officer credibility disclosure notifications, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coram, Garcia, Gardner, Jaquez Lewis, Kolker, Lee, Liston, Lundeen, Moreno, Priola, Rankin, Smallwood, and Zenzinger.

SB21-253

by Senator(s) Zenzinger and Danielson; also Representative(s) Carver and Michaelson Jenet--Concerning license plates for veterans who have disabilities, and, in connection therewith, creating a license plate to honor women veterans with disabilities and 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Garcia, Rankin, Story, and Winter.

SB21-146

by Senator(s) Lee; also Representative(s) Bacon--Concerning measures to improve prison release outcomes, and, in connection therewith, making and reducing an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Lee was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.008), by Senator Lee.

Amend engrossed bill, page 14, line 23, strike "(20)," and substitute "(21),".

Page 22, line 18, strike "(20)" and substitute "(21)".

Page 22, line 21, strike "(20)" and substitute "(21)".

Page 22, line 25, strike "(20)" and substitute "(21)".

Page 22, line 27, strike "(20)(b)" and substitute "(21)(b)".

Page 23, line 8, strike "(20)" and substitute "(21)".

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | N | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Hansen, Moreno, Priola, and Story.

SB21-249

by Senator(s) Fenberg and Donovan, Bridges, Hansen; also Representative(s) Will and Tipper, Cutter--Concerning the creation of an optional discounted parks and public lands access pass that is purchased at the time a motor vehicle is registered, and, in connection therewith, using the pass fees to finance a number of goals of the division of parks and wildlife related to increased conservation of, safety at, and access to state parks and public lands; 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Holbert, Jaquez Lewis, Lee, Moreno, Pettersen, Priola, Story, and Winter.

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:

SB21-262 by Senator(s) Zenzinger and Gardner; also Representative(s) Bird and McKean--Concerning transparency for special districts.

Amendment No. 1(L.001), by Senator Kolker.

Amend printed bill, page 3, line 3, after "(1.5)" insert "and (1.7)".

Page 3, line, 13, strike "THE" and substitute "EXCEPT AS OTHERWISE REQUIRED BY SUBSECTION (1.7) OF THIS SECTION, THE".

Page 3, strike lines 16 through 19 and substitute:

"(b) MAILING THE NOTICE, AT THE LOWEST COST OPTION, TO EACH ADDRESS AT WHICH ONE OR MORE ACTIVE REGISTERED ELECTORS OF THE LOCAL GOVERNMENT RESIDES AS SPECIFIED IN THE REGISTRATION LIST PROVIDED BY THE COUNTY CLERK AND RECORDER AS OF THE DATE THAT IS ONE HUNDRED FIFTY DAYS PRIOR TO THE DATE OF THE REGULAR LOCAL GOVERNMENT ELECTION;"

Page 3, line 23, strike "SPECIAL DISTRICT" and substitute "LOCAL GOVERNMENT".

Page 3, line 24, strike "SPECIAL DISTRICT;" and substitute "LOCAL GOVERNMENT;"

Page 3, strike line 26 and substitute "LOCAL GOVERNMENT; OR".

Page 4, strike lines 1 and 2.

Page 4, line 3, strike "SPECIAL DISTRICT" and substitute "LOCAL GOVERNMENT".

Page 4, line 7, strike "SPECIAL DISTRICT" and substitute "LOCAL GOVERNMENT".

Page 4, line 9, strike "SPECIAL DISTRICT" and substitute "LOCAL GOVERNMENT".

Page 4, after line 11 insert:

"(1.7) (a) IN THE CASE OF ANY METROPOLITAN DISTRICT THAT WAS ORGANIZED AFTER JANUARY 1, 2000, IN ACCORDANCE WITH TITLE 32, THE NOTICE REQUIRED BY SUBSECTION (1) OF THIS SECTION MUST BE MADE BY EMAILING THE NOTICE TO EACH ACTIVE REGISTERED ELECTOR OF THE METROPOLITAN DISTRICT AS SPECIFIED IN THE REGISTRATION LIST PROVIDED BY THE COUNTY CLERK AND RECORDER AS OF THE DATE THAT IS ONE HUNDRED FIFTY DAYS PRIOR TO THE DATE OF THE REGULAR LOCAL GOVERNMENT ELECTION. WHERE THE ACTIVE REGISTERED ELECTOR DOES NOT HAVE AN E-MAIL ADDRESS ON FILE FOR SUCH PURPOSE WITH THE COUNTY CLERK AND RECORDER AS OF THE DATE THAT IS NOT LATER THAN ONE HUNDRED FIFTY DAYS PRIOR TO THE DATE OF THE REGULAR LOCAL GOVERNMENT ELECTION, THE PUBLIC NOTICE REQUIRED BY SUBSECTION (1) OF THIS SECTION MUST BE MADE BY MAILING THE NOTICE, AT THE LOWEST COST OPTION, TO EACH ADDRESS AT WHICH ONE OR MORE ACTIVE REGISTERED ELECTORS OF THE METROPOLITAN DISTRICT RESIDES AS SPECIFIED IN THE REGISTRATION LIST PROVIDED BY THE COUNTY CLERK AND RECORDER AS OF THE DATE THAT IS ONE HUNDRED FIFTY DAYS PRIOR TO THE DATE OF THE REGULAR LOCAL GOVERNMENT ELECTION.

(b) IN ADDITION TO THE PUBLIC NOTICE REQUIRED BY SUBSECTION (1.7)(a) OF THIS SECTION, THE DESIGNATED ELECTION OFFICIAL SHALL ALSO PROVIDE PUBLIC NOTICE BY ANY ONE OF THE FOLLOWING MEANS:

(I) PUBLICATION AS DEFINED IN SUBSECTION (2) OF THIS SECTION;

(II) INCLUDING THE NOTICE AS A PROMINENT PART OF A NEWSLETTER, ANNUAL REPORT, BILLING INSERT, BILLING STATEMENT, LETTER, VOTER INFORMATION CARD OR OTHER NOTICE OF ELECTION, OR OTHER INFORMATIONAL

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MAILING SENT BY THE METROPOLITAN DISTRICT TO THE ELIGIBLE ELECTORS OF THE METROPOLITAN DISTRICT;

(III) POSTING THE INFORMATION ON THE OFFICIAL WEBSITE OF THE METROPOLITAN DISTRICT; OR

(IV) FOR A METROPOLITAN DISTRICT WITH FEWER THAN ONE THOUSAND ELIGIBLE ELECTORS THAT IS WHOLLY LOCATED WITHIN A COUNTY, THE POPULATION OF WHICH IS LESS THAN THIRTY THOUSAND PEOPLE, POSTING THE NOTICE IN AT LEAST THREE PUBLIC PLACES WITHIN THE TERRITORIAL BOUNDARIES OF THE METROPOLITAN DISTRICT AND, IN ADDITION, POSTING A NOTICE IN THE OFFICE OF THE CLERK AND RECORDER OF THE COUNTY IN WHICH THE SPECIAL DISTRICT IS LOCATED. ANY SUCH NOTICES MUST REMAIN POSTED UNTIL THE DAY AFTER THE CALL FOR NOMINATIONS CLOSES."

Amendment No. 2(L.004), by Senator Zenzinger and Gardner.

Amend printed bill, page 6, line 2, strike "WITHIN THIRTY DAYS OF" and substitute "NOT MORE THAN THIRTY DAYS AFTER".

Page 6, line 20, strike "ON" and substitute "IN".

Page 7, line 14, after "OR" insert "BY".

Page 7, line 18, strike "SEPTEMBER" and substitute "OCTOBER".

Page 8, strike line 20 and substitute:

"(G) THE FINAL ASSESSED VALUATION OF THE SPECIAL DISTRICT AS OF DECEMBER 31 OF THE REPORTING YEAR;"

Page 9, line 14, strike "ON" and substitute "IN".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB21-1121 by Representative(s) Jackson and Jodeh, Caraveo, Weissman, Sirota; also Senator(s) Gonzales, Story--Concerning protections for residential tenants related to actions by landlords.

Laid over until Thursday, May 20, retaining its place on the calendar.

SB21-259 by Senator(s) Rodriguez, Liston; --Concerning a modification to the minimum nonforfeiture percentage required to be paid upon the surrender of an annuity policy.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB21-087 by Senator(s) Danielson, Fields, Pettersen; also Representative(s) McCormick and Caraveo, Duran, Kennedy, McLachlan, Sirota, Woodrow, Young--Concerning agricultural workers' rights.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, March 18, page(s) 289-290 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 7, page(s) 819 and placed in members' bill files.)

Amendment No. 3(L.054), by Senator Danielson.

Amend printed bill, page 13, strike lines 2 through 5 and substitute "**service providers - rules.** (1) (a) AN EMPLOYER SHALL NOT INTERFERE WITH AN AGRICULTURAL WORKER'S REASONABLE ACCESS TO VISITORS AT THE AGRICULTURAL WORKER'S EMPLOYER-PROVIDED HOUSING DURING ANY TIME WHEN THE AGRICULTURAL WORKER IS PRESENT AT SUCH HOUSING.

(b) AN EMPLOYER SHALL NOT INTERFERE WITH AN AGRICULTURAL

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EMPLOYEE'S REASONABLE ACCESS TO KEY SERVICE PROVIDERS AT ANY LOCATION DURING ANY TIME IN WHICH THE AGRICULTURAL WORKER IS NOT PERFORMING COMPENSABLE WORK OR DURING PAID OR UNPAID REST AND MEAL BREAKS, AND WITH RESPECT TO HEALTH-CARE PROVIDERS DURING ANY TIME, WHETHER OR NOT THE AGRICULTURAL WORKER IS WORKING.

(c) TO ENSURE THAT AGRICULTURAL EMPLOYEES HAVE MEANINGFUL ACCESS TO SERVICES, THE DIRECTOR OF THE DIVISION SHALL PROMULGATE RULES REGARDING ADDITIONAL TIMES DURING WHICH AN EMPLOYER MAY NOT INTERFERE WITH AN AGRICULTURAL WORKER'S REASONABLE ACCESS TO KEY SERVICE PROVIDERS, INCLUDING PERIODS DURING WHICH THE AGRICULTURAL WORKER IS PERFORMING COMPENSABLE WORK, ESPECIALLY DURING PERIODS WHEN THE AGRICULTURAL WORKER IS REQUIRED TO WORK IN EXCESS OF FORTY HOURS PER WEEK AND MAY HAVE DIFFICULTY ACCESSING SUCH SERVICES OUTSIDE OF WORK HOURS. THE RULES MUST BE PROPOSED ON OR BEFORE OCTOBER 31, 2021, AND ADOPTED ON OR BEFORE JANUARY 31, 2022.

(d) AN EMPLOYER MAY REQUIRE VISITORS ACCESSING A WORK SITE TO FOLLOW PROTOCOLS DESIGNED TO MANAGE BIOHAZARDS AND OTHER RISKS OF CONTAMINATION, TO PROMOTE FOOD SAFETY, AND TO REDUCE THE RISK OF INJURIES TO OR FROM LIVESTOCK ON FARMS AND RANCHES EXCEPT ON THE OPEN RANGE, IF THE SAME PROTOCOLS ARE GENERALLY APPLIED TO ANY OTHER THIRD PARTIES WHO MAY HAVE OCCASION TO ENTER THE WORK SITE."

Reletter succeeding paragraph accordingly.

Amendment No. 4(L.026), by Senator Danielson.

Amend printed bill, page 13, after line 11 insert:

"(c) IF AN AGRICULTURAL WORKER HAS ACCESS TO THE WORKER'S OWN VEHICLE AND IS PERMITTED TO PARK THE VEHICLE ON THE EMPLOYER'S PROPERTY, THE EMPLOYER IS NOT REQUIRED TO PROVIDE TRANSPORTATION AS SET FORTH IN SUBSECTION (1)(b) OF THIS SECTION."

Amendment No. 5(L.017), by Senator Danielson.

Amend printed bill, page 13, strike line 11 and substitute "PROVIDERS; EXCEPT THAT TRANSPORTATION MUST BE PROVIDED NOT LESS THAN ONE DAY EVERY THREE WEEKS FOR RANGE WORKERS WHO ARE ACTIVELY ENGAGED IN THE PRODUCTION OF LIVESTOCK ON THE OPEN RANGE. THIS SUBSECTION (1)(b) DOES NOT LIMIT OR RESTRICT AN AGRICULTURAL WORKER'S ABILITY TO TRAVEL USING THE AGRICULTURAL WORKER'S OWN MEANS OF TRANSPORTATION."

Amendment No. 6(L.059), by Senator Danielson.

Amend the Business, Labor, and Technology Committee Report, dated March 17, 2021, page 1, strike line 15 and substitute:

"Page 14 of the printed bill, strike lines 3 through 25 and substitute "**training - short-handled hoe prohibited - rules.** (1) THE DIRECTOR OF THE DIVISION SHALL PROMULGATE RULES THAT REQUIRE AGRICULTURAL EMPLOYERS TO PROTECT AGRICULTURAL WORKERS FROM HEAT-RELATED STRESS ILLNESSES AND INJURIES WHEN THE OUTSIDE TEMPERATURES REACH EIGHTY DEGREES OR HIGHER, WITH DISCRETION TO ADJUST REQUIREMENTS BASED ON ENVIRONMENTAL FACTORS, EXPOSURE TIME, ACCLIMATIZATION, AND METABOLIC DEMANDS OF THE JOB AS SET FORTH IN THE FEDERAL DEPARTMENT OF HEALTH AND HUMAN SERVICES CENTERS FOR DISEASE CONTROL AND PREVENTION NATIONAL INSTITUTE FOR OCCUPATIONAL SAFETY AND HEALTH 2016 REVISED PUBLICATION: CRITERIA FOR A RECOMMENDED STANDARD, OCCUPATIONAL EXPOSURE TO HEAT AND HOT ENVIRONMENTS. THE RULES MUST BE PROPOSED ON OR BEFORE OCTOBER 31, 2021, AND ADOPTED ON OR BEFORE JANUARY 31, 2022."

Page 1 of the report, line 16, strike ""(3) (a)" and substitute ""(2) (a)".

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Page 2 of the report, line 9, strike "(3)" and substitute "(2)".

Page 2 of the report, line 17, strike "(4)" and substitute "(3)".

Page 2 of the report, line 26, strike "(5)" and substitute "(4)".

Amendment No. 7(L.052), by Senator Danielson.

Amend printed bill, page 14, after line 25 insert:

"(4) IF ANY PROVISION OF THIS SECTION OR ITS APPLICATION TO ANY PERSON OR CIRCUMSTANCE IS HELD INVALID OR UNCONSTITUTIONAL, SUCH PROVISION OR APPLICATION DOES NOT AFFECT OTHER PROVISIONS OR APPLICATIONS OF THIS SECTION THAT CAN BE GIVEN EFFECT WITHOUT THE INVALID OR UNCONSTITUTIONAL PROVISION OR APPLICATION, AND THE PROVISIONS OF THIS SECTION ARE SEVERABLE."

Amendment No. 8(L.051), by Senator Danielson.

Amend printed bill, page 11, strike lines 9 through 19 and substitute:

"8-6-120. Overtime wages for agricultural workers - legislative declaration. THE DIRECTOR SHALL PROMULGATE RULES PROVIDING MEANINGFUL OVERTIME AND MAXIMUM HOURS PROTECTIONS TO AGRICULTURAL EMPLOYEES TO BE PROPOSED NO LATER THAN OCTOBER 31, 2021 AND ADOPTED NO LATER THAN JANUARY 31, 2022. IN PROMULGATING SUCH RULES, THE DIRECTOR SHALL CONSIDER THE INEQUITY AND RACIST ORIGINS OF THE EXCLUSION OF AGRICULTURAL EMPLOYEES FROM OVERTIME AND MAXIMUM HOURS PROTECTIONS AVAILABLE TO OTHER EMPLOYEES, THE FUNDAMENTAL RIGHT OF ALL EMPLOYEES TO OVERTIME AND MAXIMUM HOURS STANDARDS THAT PROTECT THE HEALTH AND WELFARE OF EMPLOYEES, AND THE UNIQUE DIFFICULTIES AGRICULTURAL EMPLOYEES HAVE OBTAINING WORKPLACE CONDITIONS EQUAL TO THOSE PROVIDED TO OTHER EMPLOYEES."

Amendment No. 9(L.020), by Senator Danielson.

Amend printed bill, page 18, strike lines 22 through 25 and substitute:

"(I) IN A SINGLE-OCCUPANCY UNIT WHERE THE WORKER IS HOUSED ALONE, AT LEAST EIGHTY SQUARE FEET OF COMBINED SLEEPING AND LIVING QUARTERS;

(II) IN MULTIPLE-OCCUPANCY HOUSING, AT LEAST ONE HUNDRED SQUARE FEET OF SLEEPING QUARTERS PER WORKER AND ONE HUNDRED TWENTY SQUARE FEET OF SPACE PER WORKER IN AREAS USED FOR COMBINED PURPOSES SUCH AS MEAL PREPARATION AND EATING; AND".

Page 18, line 26, strike "(II) SCREENED" and substitute "(III) IN ALL HOUSING, SCREENED".

Amendment No. 10(L.024), by Senator Danielson.

Amend printed bill, page 19, before line 1 insert:

"(b) PROVIDE EACH WORKER ACTIVELY ENGAGED IN THE OPEN-RANGE PRODUCTION OF LIVESTOCK WITH A SINGLE OCCUPANCY MOBILE HOUSING UNIT, REGARDLESS OF ANY VARIANCES OTHERWISE AVAILABLE PURSUANT TO 20 CFR 655.235."

Reletter succeeding paragraphs accordingly.

Page 19, line 1, strike "ROUTINELY" and substitute "ALLOW THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT TO ROUTINELY".

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Amendment No. 11(L.013), by Senator Danielson.

Amend printed bill, page 4, line 8, strike "EMPLOYEE" and substitute "EMPLOYEE, A REPRESENTATIVE OF AN AGRICULTURAL EMPLOYEE,".

Amendment No. 12(L.011), by Senator Danielson.

Amend printed bill, page 3, after line 4 insert:

"(c) "AGRICULTURAL EMPLOYEE'S REPRESENTATIVE" MEANS A PERSON OR ENTITY DESIGNATED BY AN AGRICULTURAL EMPLOYEE IN A CONFIDENTIAL, SEALED FILING WITH THE COURT."

Reletter succeeding paragraphs accordingly.

Page 3, line 19, strike "OR".

Page 3, strike line 20 and substitute "TITLE 8, OR ANY OTHER REMEDIES AVAILABLE PURSUANT TO LAW."

Page 3, line 24, strike "OR".

Page 3, line 27, strike "8." and substitute "8, OR ANY OTHER REMEDIES AVAILABLE PURSUANT TO LAW."

Page 4, line 4, after "EMPLOYEE" insert "OR THE AGRICULTURAL EMPLOYEE'S REPRESENTATIVE".

Page 4, line 6, strike "OR", and strike "8" and substitute "8, OR ANY OTHER REMEDIES AVAILABLE PURSUANT TO LAW".

Page 4, line 8, strike "EMPLOYEE" and substitute "EMPLOYEE, AN AGRICULTURAL EMPLOYEE'S REPRESENTATIVE,".

Page 4, line 9, strike "AN AGRICULTURAL EMPLOYER" and substitute "A PERSON".

Page 4, line 10, strike "REMEDIES AND" and substitute "REMEDIES,".

Page 4, line 12, strike "VIOLATION." and substitute "VIOLATION, AND ATTORNEY FEES AND COSTS."

Page 4, line 14, strike "AN AGRICULTURAL".

Page 4, strike lines 15 and 16 and substitute "ANY PERSON WHO HAS RETALIATED AGAINST AN AGRICULTURAL EMPLOYEE OR A PERSON WHO HAS A FAMILIAL, SOCIAL, OR WORKPLACE RELATIONSHIP WITH THE AGRICULTURAL EMPLOYEE IN VIOLATION OF THIS SECTION OR WHO HAS VIOLATED ARTICLE 3 OR 6 OF THIS TITLE 8, PART 2 OF ARTICLE 13.5 OF THIS TITLE 8, OR ARTICLE 14.4 OF THIS TITLE 8 IN A MANNER THAT HAS HARMED AN AGRICULTURAL EMPLOYEE. THE".

Amendment No. 13(L.012), by Senator Danielson.

Amend the Business, Labor, and Technology Committee Report, dated March 17, 2021, page 2, line 17, before "EMPLOYER" insert "AGRICULTURAL".

Page 2 of the report, line 23, before "EMPLOYER" insert "AGRICULTURAL".

Page 2 of the report, line 26, before "EMPLOYER" insert "AGRICULTURAL".

Amend printed bill, page 7, strike line 2 and substitute "EMPLOYEES OR CONTRACTS WITH ANY PERSON WHO RECRUITS, SOLICITS, HIRES, EMPLOYS, FURNISHES, OR TRANSPORTS EMPLOYEES; AND".

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| Page 10, line 3, strike " definitions. " and substitute " definition. ". | 1 |
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| Page 10, line 7, before "AGRICULTURAL" insert "AGRICULTURAL EMPLOYERS EMPLOYING". | 3 |
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| Page 10, strike line 10, and substitute "THAT AN AGRICULTURAL EMPLOYER MUST PAY TO AN AGRICULTURAL WORKER PRINCIPALLY ENGAGED IN THE RANGE PRODUCTION OF LIVESTOCK, AS DESCRIBED IN 29 CFR 780.323 TO 29 CFR 780.329, ON THE OPEN RANGE". | 6 |
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| Page 10, line 11, strike "PRODUCTION OF LIVESTOCK". | 11 |
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| Page 10, strike line 14 and substitute "PRINCIPALLY EMPLOYED IN THE RANGE PRODUCTION OF LIVESTOCK, AS DESCRIBED IN 29 CFR 780.323 TO 29 CFR 780.329, IS". | 13 |
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| Page 10, strike line 26. | 17 |
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| Page 10, line 27, strike "(a) "AGRICULTURAL" and substitute "(3) AS USED IN THIS SECTION, "AGRICULTURAL". | 19 |
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| Page 11, line 1, strike "(2)." and substitute "(3)." | 22 |
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| Page 11, strike lines 2 through 6. | 24 |
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| Page 11, line 19, strike "(1)." and substitute "(2)." | 26 |
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| Page 11, after line 25 insert: | 28 |
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| "(1) "AGRICULTURAL EMPLOYER" HAS THE SAME MEANING SET FORTH IN SECTION 8-3-104 (1)." | 30 |
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| Re-number succeeding subsections accordingly. | 33 |
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| Page 12, after line 8 insert: | 35 |
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| "(4) "AGRICULTURAL WORKER'S REPRESENTATIVE" MEANS A PERSON OR ENTITY DESIGNATED BY AN AGRICULTURAL EMPLOYEE IN A CONFIDENTIAL, SEALED FILING WITH THE COURT." | 37 |
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| Re-number succeeding subsections accordingly. | 41 |
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| Page 12, strike lines 13 and 14. | 43 |
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| Re-number succeeding subsections accordingly. | 45 |
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| Page 13, line 21, before "EMPLOYER'S" insert "AGRICULTURAL". | 47 |
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| Page 18, line 3, strike "(1)." and substitute "(2)." | 49 |
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| Before "EMPLOYER" insert "AGRICULTURAL" on Page 12 , line 22; Page 13 , lines 2, 6, 19, and 27; Page 14 , lines 3, 8, 12, 15; and 18; and Page 15 , line 3. | 51 |
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| <u>Amendment No. 14(L.014), by Senator Danielson.</u> | 55 |
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| Amend printed bill, page 10, line 22, after the period insert "AN AGRICULTURAL WORKER MUST BE RELIEVED OF ALL DUTIES AND PERMITTED TO PURSUE PERSONAL ACTIVITIES FOR A PERIOD TO QUALIFY AS NONWORK, UNCOMPENSATED TIME. IF THE NATURE OF THE BUSINESS ACTIVITIES OR OTHER CIRCUMSTANCES MAKES THE UNINTERRUPTED MEAL PERIOD IMPRACTICAL, THE AGRICULTURAL EMPLOYEE MUST BE PERMITTED TO CONSUME AN ON-DUTY MEAL WHILE PERFORMING DUTIES. AN AGRICULTURAL EMPLOYEE MUST BE PERMITTED TO FULLY CONSUME A MEAL OF CHOICE WHILE WORKING AND BE FULLY COMPENSATED FOR THE ON-DUTY MEAL PERIOD WITHOUT ANY LOSS OF TIME OR COMPENSATION." | 57 |
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Amendment No. 15(L.019), by Senator Danielson.

Amend the Business, Labor, and Technology Committee Report, dated March 17, 2021, page 2, line 11, strike "SECTION" and substitute "SUBSECTION (3)".

Page 2, line 14, strike "OR".

Page 2, after line 14 insert:

(II) HAND THINNING OF HIGH DENSITY PLANTS SPACED LESS THAN TWO INCHES APART WHEN PLANTED;

(III) HAND WEEDING OR THINNING OF ANY AGRICULTURAL OR HORTICULTURAL COMMODITY GROWN IN FIELDS OR GREENHOUSES FOR WHICH THE EMPLOYER MAINTAINS A CURRENT CERTIFICATION FROM THE COLORADO DEPARTMENT OF AGRICULTURE OR AN AUTHORIZED CERTIFYING BODY AS MEETING THE STANDARDS OF THE UNITED STATES DEPARTMENT OF AGRICULTURE'S NATIONAL ORGANIC PROGRAM;

(IV) HAND WEEDING, THINNING, OR TENDING ANY AGRICULTURAL OR HORTICULTURAL COMMODITIES WHEN THEY ARE SEEDLINGS;

(V) HAND WEEDING, THINNING, OR TENDING AGRICULTURAL OR HORTICULTURAL COMMODITIES GROWN IN TUBS OR PLANTER CONTAINERS WITH AN OPENING THAT DOES NOT EXCEED FIFTEEN INCHES IN WIDTH; OR".

Page 2, line 15, strike "(II)" and substitute "(VI)".

Amendment No. 16(L.021), by Senator Danielson.

Amend the Business, Labor, and Technology Committee Report, dated March 17, 2021, page 1, line 7, strike "EMPLOYEE'S" and substitute "WORKER'S".

Amendment No. 17(L.064), by Senator Holbert.

Amend printed bill, page 13, line 11, after "PROVIDERS." insert "NOTHING IN THIS SUBSECTION (1)(b) REQUIRES AN EMPLOYER TO VIOLATE A STATE OR FEDERAL LAW OR REGULATION."

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.)

SB21-200 by Senator(s) Winter and Moreno; also Representative(s) Jackson--Concerning measures to further environmental protections, and, in connection therewith, adopting measures to reduce emissions of greenhouse gases and adopting protections for disproportionately impacted communities.

Laid over until Thursday, May 20, retaining its place on the calendar.

SB21-261 by Senator(s) Fenberg; --Concerning measures to increase the deployment of renewable energy generation facilities to meet Colorado's energy needs, and, in connection therewith, raising the allowable capacity of customer-sited renewable energy generation facilities and giving customers additional options for increasing the scale and flexibility of new installations.

Amendment No. 1(L.012), by Senator Fenberg.

Amend printed bill, page 4, line 22, after "annual" insert "on-site".

Page 5, line 7, strike "as well as" and substitute "and retail distributed generation facilities, to allow for off-site generation, and".

Page 6, line 14, strike "(1)" and substitute "(1) introductory portion, (1)(a), and (3)".

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Page 7, strike lines 8 through 27.

Page 8, strike line 1 and substitute:

"(3) (a) The commission shall adopt such rules as it deems necessary to implement this section.

(b) COMMENCING ON THE EFFECTIVE DATE OF THIS SUBSECTION (3)(b), THE COMMISSION SHALL INVITE AND EVALUATE PROPOSALS FOR NEW OR AMENDED RULES THAT WOULD ENABLE RESIDENTS IN MULTI-FAMILY BUILDINGS AND TENANTS IN MULTI-TENANT BUILDINGS TO SHARE IN AN ON-SITE SOLAR INSTALLATION. IN ITS EVALUATION, THE COMMISSION SHALL CONSIDER COLORADO'S GREENHOUSE GAS EMISSION-REDUCTION GOALS AND THE NEED TO ELECTRIFY BUILDINGS TO MEET THOSE GOALS. THE COMMISSION SHALL ALSO CONSIDER RULES THAT WOULD HELP AVOID THE SPLIT INCENTIVE BETWEEN LANDLORDS AND THEIR TENANTS WITH REGARD TO ENERGY USAGE AND THE ALLOCATION OF THE ATTENDANT COSTS, BENEFITS, AND INCENTIVES. THE COMMISSION SHALL COMPLETE ITS RULE-MAKING ON OR BEFORE DECEMBER 31, 2022."

Page 9, strike lines 19 through 26 and substitute "meter. In addition, retail distributed generation shall provide electric energy primarily to serve the customer's load LOADS and shall be sized to supply no more than one two hundred twenty percent of the REASONABLY EXPECTED average annual TOTAL consumption of electricity by the customer at that site. For purposes of this subparagraph (VIII), the customer's "site" includes all contiguous property owned or leased by the customer without regard to interruptions in contiguity caused by easements, public thoroughfares, transportation rights-of-way, or utility rights-of-way AT ALL PROPERTIES OWNED OR LEASED BY THE CUSTOMER WITHIN THE UTILITY'S SERVICE TERRITORY."

Page 10, line 10, after "BASED" insert "SOLELY".

Page 10, line 27, strike "NINETY" and substitute "ONE HUNDRED EIGHTY".

Page 12, after line 27 add:

"(C) FOR RETAIL DISTRIBUTED GENERATION THAT IS USED TO MEET LOADS OF A NONCONTIGUOUS PROPERTY OWNED OR LEASED BY THE CUSTOMER, A QUALIFYING RETAIL UTILITY'S NET METERING PROGRAM MUST PROVIDE THE CUSTOMER A NET METERING CREDIT MINUS A REASONABLE CHARGE, AS DETERMINED BY THE COMMISSION, TO COVER THE UTILITY'S COSTS OF DELIVERING TO THE CUSTOMER'S PREMISES THE ELECTRICITY GENERATED BY THE RETAIL DISTRIBUTED GENERATION AND OF ADMINISTERING THE OFF-SITE NET METERING CREDITS. THE REASONABLE CHARGE SHALL BE FIXED FOR THE TERM OF THE INTERCONNECTION AGREEMENT PERTAINING TO THE RETAIL DISTRIBUTED GENERATION FACILITIES AND SHALL BE DETERMINED BY A UTILITY TARIFF FILING, WHICH MAY BE UPDATED ONCE ANNUALLY. IF, AND TO THE EXTENT THAT, A CUSTOMER'S NET METERING CREDIT EXCEEDS THE CUSTOMER'S ELECTRIC BILL IN ANY BILLING PERIOD, THE NET METERING CREDIT SHALL BE CARRIED FORWARD AND APPLIED AGAINST FUTURE BILLS.

(D) THE COMMISSION MAY PERMIT A QUALIFYING RETAIL UTILITY TO LIMIT THE TOTAL AMOUNT CARRIED FORWARD ON BEHALF OF A CUSTOMER PURSUANT TO SUBSECTION (1)(e)(I)(B) OF THIS SECTION SO LONG AS THE LIMIT IS NOT LESS THAN ONE HUNDRED PERCENT OF THE CUSTOMER'S REASONABLY EXPECTED AVERAGE ANNUAL CONSUMPTION. ANY EXCESS ELECTRICITY ABOVE THE LIMIT SHALL BE REIMBURSED AT THE QUALIFYING RETAIL UTILITY'S AVERAGE HOURLY INCREMENTAL COST OF ELECTRICITY SUPPLY OVER THE IMMEDIATELY PRECEDING TWELVE-MONTH PERIOD."

Page 13, line 7, strike "the A" and substitute "the".

Page 15, line 16, after "DEVELOP" insert "OPTIONAL".

Amendment No. 2(L.016), by Senator Fenberg.

Amend printed bill, page 6, line 14, strike "(1)" and substitute "(1) introductory

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portion, (1)(a), and (3)".

Page 7, strike lines 8 through 27.

Page 8, strike line 1 and substitute:

"(3) (a) The commission shall adopt such rules as it deems necessary to implement this section.

(b) NO LATER THAN DECEMBER 31, 2022, THE COMMISSION SHALL ADOPT NEW OR AMENDED RULES THAT WOULD ENABLE LANDLORDS OF MULTI-UNIT BUILDINGS AND TENANTS IN MULTI-UNIT BUILDINGS TO SHARE IN THE PRODUCTION FROM A NET METERED RETAIL DISTRIBUTED GENERATION INSTALLATION. IN ADOPTING RULES, THE COMMISSION SHALL CONSIDER COLORADO'S GREENHOUSE GAS EMISSION-REDUCTION GOALS AND THE NEED TO ELECTRIFY BUILDINGS, TRANSPORTATION, AND OTHER COMMERCIAL AND INDUSTRIAL SECTORS TO MEET THOSE GOALS. THE COMMISSION SHALL ALSO CONSIDER RULES THAT WOULD ENCOURAGE LANDLORDS TO BEAR THE ATTENDANT COSTS AND TO RETAIN AT LEAST A PORTION OF THE RESULTING BENEFITS IN ADDITION TO ANY OTHER INCENTIVES THE COMMISSION FINDS APPROPRIATE."

Amendment No. 3(L.011), by Senator Coram.

Amend printed bill, page 8, line 3, after "portion," insert "(1)(a)(IV),".

Page 8, line 22, strike "municipal solid waste" and substitute "~~municipal solid~~ waste MATERIALS".

Page 9, after line 3 insert:

"(IV) "Greenhouse gas neutral", with respect to electricity generated USING BIOMASS OR by a coal mine methane or synthetic gas facility, means that the ~~volume of~~ greenhouse gases emitted into the atmosphere ~~from~~ AS A RESULT OF the ~~conversion~~ PROCESS OF CONVERTING THE fuel SOURCE to electricity ~~is no greater than the volume of~~ DO NOT EXCEED THE greenhouse gases that would have been emitted into the atmosphere over the next five years, beginning with the ~~planned~~ COMMENCEMENT OF THE PROCESS OR INITIAL date of operation of the facility, if the fuel SOURCE had not been converted to electricity, where greenhouse gases are measured in terms of carbon dioxide equivalent."

Amendment No. 4(L.013), by Senator Fenberg.

Amend printed bill, page 9, line 15, after "resource" insert "OR RENEWABLE ENERGY STORAGE".

Page 12, line 17, after the period insert "THE CUSTOMER, AT THE END OF THE CALENDAR YEAR, AND THE QUALIFYING RETAIL UTILITY, UPON TERMINATION OF SERVICE TO THE CUSTOMER, SHALL BE PERMITTED TO DONATE ANY OF THE CUSTOMER'S REMAINING EXCESS BILLING CREDITS TO A THIRD-PARTY ADMINISTRATOR THAT IS QUALIFIED AND APPROVED BY THE QUALIFYING RETAIL UTILITY OR THE COMMISSION FOR THE PURPOSE OF PROVIDING LOW-INCOME ENERGY ASSISTANCE AND BILL REDUCTIONS WITHIN THE QUALIFYING RETAIL UTILITY'S SERVICE TERRITORY."

Page 12, line 19, strike "INTERCONNECTION OR REIMBURSEMENT" and substitute "INTERCONNECTION, REIMBURSEMENT, OR DONATION".

Amendment No. 5(L.015), by Senator Fenberg.

Amend printed bill, page 12, after line 27 add:

"(C) FOR THE 2022 AND 2023 COMPLIANCE YEARS, EACH QUALIFYING RETAIL UTILITY SHALL ISSUE ONE OR MORE STANDARD OFFERS TO INTERCONNECT AND NET METER OFF-SITE, CUSTOMER-OWNED DISTRIBUTED

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GENERATION AND SHALL RESERVE, FOR THIS PURPOSE, CAPACITY EQUAL TO ONE-QUARTER OF ONE PERCENT OF THE UTILITY'S ANNUAL RETAIL SALES FROM THE IMMEDIATELY PRECEDING YEAR. THEREAFTER, THE COMMISSION MAY SET LIMITS, BASED ON MARKET DEMAND, ON ANNUAL MINIMUM AND MAXIMUM AVAILABLE CAPACITY FOR NEWLY INSTALLED OFF-SITE DISTRIBUTED GENERATION THAT THE QUALIFYING RETAIL UTILITY SHALL PLAN TO INTERCONNECT AND NET METER. EXCESS ELECTRICAL OUTPUT FROM OFF-SITE DISTRIBUTED GENERATION SHALL TAKE THE FORM OF A NET METERING CREDIT AGAINST THE CUSTOMER'S ELECTRIC BILL AT THE ENERGY RATE APPLICABLE TO THE CUSTOMER'S RATE CLASS, MINUS A REASONABLE CHARGE AS DETERMINED BY THE COMMISSION TO COVER THE UTILITY'S COSTS OF DELIVERING TO THE CUSTOMER'S PREMISES THE ELECTRICITY GENERATED BY THE OFF-SITE RETAIL DISTRIBUTED GENERATION AND OF ADMINISTERING THE OFF-SITE NET METERING CREDITS. THE COMMISSION SHALL ENSURE THAT THIS CHARGE DOES NOT REFLECT COSTS THAT ARE ALREADY RECOVERED BY THE UTILITY FROM THE CUSTOMER THROUGH OTHER CHARGES. THE CUSTOMER MAY CHOOSE TO RETAIN OR SELL TO THE QUALIFYING RETAIL UTILITY THE CUSTOMER'S RENEWABLE ENERGY CREDITS.

(D) AS USED IN THIS SUBSECTION (1)(e)(I), "OFF-SITE" MEANS LOCATED ON NONCONTIGUOUS PROPERTY OWNED OR LEASED BY THE CUSTOMER."

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

SB21-087 by Senator(s) Danielson and Moreno, Fields, Pettersen; also Representative(s) McCormick and Caraveo, Duran, Kennedy, McLachlan, Sirota, Woodrow, Young--Concerning agricultural workers' rights.

Senator Coram moved to amend the report of the Committee of the Whole to show that the following Coram floor amendment, (L.066) to SB21-087, did pass.

Amend printed bill, page 11, strike lines 9 through 19 and substitute:

"8-6-120. Overtime wages for agricultural workers - rules. THE DIRECTOR SHALL PROMULGATE RULES PROVIDING OVERTIME AND MAXIMUM HOURS PROTECTIONS TO AGRICULTURAL EMPLOYEES TO BE PROPOSED NO LATER THAN OCTOBER 31, 2021, AND ADOPTED NO LATER THAN JANUARY 31, 2022. THE RULES MUST IMPLEMENT THE SAME OVERTIME AND HOURS PROTECTIONS THAT THE GENERAL ASSEMBLY IMPLEMENTS FOR ITS SESSIONAL EMPLOYEES."

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | E | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | E | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-262 as amended, SB21-259, SB21-087 as amended, SB21-261 as amended

Laid over until 05/20/2021: HB21-1121, SB21-200

CHANGE IN SPONSORSHIP

Upon announcement of President Garcia, Senator Moreno was added as a Senate joint prime sponsor on SB21-087 with Senator Danielson, and Senator Priola was added as a Senate joint prime sponsor on SB21-261 with Senator Fenberg.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-119 by Senator(s) Bridges and Lundeen; also Representative(s) Esgar and Geitner--Concerning increasing access in high school to high-quality credentials within the career development success program, and, in connection therewith, making an appropriation.

Senator Bridges moved that the Senate concur in House amendments to **SB21-119**, as printed in House journal, May 17, page(s) 1316. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | E | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | E | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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

May 19, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1300, 1292, 1105, and 1134, amended as printed in House Journal, May 18, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1250, amended as printed in House Journal, May 17, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-035, amended as printed in House Journal, May 18, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, HB21-1105, 1134, 1250, 1292, and 1300.
Without comment, as amended, SB21-035.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Wednesday, May 19, 2021, at 2:00 p.m.:
SB21-021, 082, 101, 115, and 136.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB21-279 by Senator(s) Story and Simpson; also Representative(s) Roberts--Concerning delinquent interest payments for property tax payments.
Finance

SB21-280 by Senator(s) Fields and Cooke; --Concerning crimes that are bias-motivated.
State, Veterans, & Military Affairs

REPORT OF CONFERENCE COMMITTEES

HB21-1016 by Representative(s) Ortiz and Lynch; also Senator(s) Garcia and Gardner--Concerning the authority to transfer jurisdiction of a veteran defendant's case to a jurisdiction with a veteran's speciality court.

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB21-1016

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 HB21-1016, concerning the authority to transfer jurisdiction of a veteran defendant's case to a jurisdiction with a veteran's speciality court, 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 3, line 1, strike "WHO" and substitute "OR".

Page 3, line 2, strike "WHO".

Respectfully submitted,

House Committee:
(signed)
Rep. Ortiz, Chair
Rep. Lynch
Rep. Tipper

Senate Committee:
(signed)
Sen. Garcia, Chair
Sen. Rodriguez
Sen. Gardner

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Agriculture & Natural Resources After consideration on the merits, the Committee recommends that **HB21-1243** 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 **HB21-1268** be referred to the Committee on Appropriations with favorable recommendation.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB21-281 by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie and Ransom, Herod--Concerning severance tax revenue.
Finance

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| SB21-282 | by Senator(s) Bridges and Woodward; also Representative(s) Snyder and Van Winkle-- | 1 |
| | Concerning an extension of the small retailer exception to the sales and use tax destination | 2 |
| | sourcing rules. | 3 |
| | Finance | 4 |
| | | 5 |
| SB21-283 | by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod-- | 6 |
| | Concerning cash fund solvency, and, in connection therewith, creating the cash fund | 7 |
| | solvency fund to allow the state controller to transfer money to certain cash funds with | 8 |
| | anticipated cash deficits, which amounts will be later repaid, and transferring money to the | 9 |
| | marijuana cash fund. | 10 |
| | Appropriations | 11 |
| | | 12 |
| HB21-1105 | by Representative(s) Kennedy; also Senator(s) Hansen--Concerning utility customers' | 13 |
| | financial contributions for low-income utility assistance, and, in connection therewith, | 14 |
| | making an appropriation. | 15 |
| | Finance | 16 |
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| HB21-1134 | by Representative(s) Ricks and Bradfield, Bacon; also Senator(s) Bridges--Concerning | 18 |
| | facilitating the reporting of tenants' rent payment information to consumer reporting | 19 |
| | agencies at the tenants' request, and, in connection therewith, making an appropriation. | 20 |
| | State, Veterans, & Military Affairs | 21 |
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| HB21-1250 | by Representative(s) Herod and Gonzales-Gutierrez; also Senator(s) Fields--Concerning | 23 |
| | measures to address law enforcement accountability, and, in connection therewith, making | 24 |
| | an appropriation. | 25 |
| | State, Veterans, & Military Affairs | 26 |
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| HB21-1292 | by Representative(s) Baisley and Amabile; also Senator(s) Story and Hisey--Concerning a | 28 |
| | requirement for reporting revenues derived from sports betting activity. | 29 |
| | Finance | 30 |
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| HB21-1300 | by Representative(s) Weissman and Neville; also Senator(s) Smallwood and Zenzinger-- | 32 |
| | Concerning health-care provider liens related to charges for health care provided to a person | 33 |
| | injured as a result of the negligence or wrongful acts of another person. | 34 |
| | State, Veterans, & Military Affairs | 35 |
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| | On motion of Senator Moreno, the Senate adjourned until 9:00 a.m., Thursday, May 20, | 40 |
| | 2021. | 41 |
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| | Approved: | 43 |
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| | Leroy M. Garcia | 47 |
| | President of the Senate | 48 |
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| | Attest: | 51 |
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| | Cindi L. Markwell | 55 |
| | Secretary of the Senate | 56 |

SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

97th Legislative Day Thursday, May 20, 2021

| | | |
|------------------------|---|----|
| Prayer | By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver | 11 |
| Call to Order | By the President <i>Pro Tempore</i> at 9:00 a.m. | 13 |
| Roll Call | Present--34 Excused--1, Garcia Remote--2, Buckner, Jaquez Lewis | 16 |
| Quorum | The President <i>Pro Tempore</i> announced a quorum present. | 20 |
| Pledge | By Senator Liston | 22 |
| Reading of the Journal | On motion of Senator Simpson, reading of the Journal of Wednesday, May 19, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 24 |

SENATE SERVICES REPORT

Correctly Printed: SB21-279, 280, 281, 282, and 283.
Correctly Engrossed: SB21-087, 259, 261, and 262.
Correctly Reengrossed: SB21-146, 158, 174, 180, 199, 229, 240, 241, 243, 248, 249, 253, and 267.
Correctly Rerevised: HB21-1006, 1010, 1021, 1073, 1087, 1128, 1145, 1180, 1200, and 1219.
Correctly Enrolled: SB21-119.

COMMITTEE OF REFERENCE REPORTS

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| Health & Human Services | After consideration on the merits, the Committee recommends that HB21-1068 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 HB21-1166 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 50 |
| Health & Human Services | After consideration on the merits, the Committee recommends that HB21-1270 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 55 |
| Health & Human Services | After consideration on the merits, the Committee recommends that HB21-1232 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. Amend reengrossed bill, page 5, line 6, strike "PAYMENT COST" and substitute "PAYMENT-TO-COST". Page 25, line 26, after "(1)" insert "(a)". | 60 |

Page 26, strike lines 5 through 7 and substitute "HOSPITAL WORKERS."

Page 26, line 8, strike "(2)" and substitute "(b)".

Page 26, line 12, strike "(3)" and substitute "(c)".

Page 26, line 16, strike "(4)" and substitute "(d)".

Page 26, line 18, strike "(a)" and substitute "(I)".

Page 26, line 19, strike "(b)" and substitute "(II)".

Page 26, line 20, strike "(c)" and substitute "(III)".

Page 26, after line 20 insert:

"(2) THE COMMISSIONER SHALL CONTRACT WITH AN INDEPENDENT THIRD-PARTY ORGANIZATION TO PREPARE A REPORT REGARDING THE IMPLEMENTATION OF THIS PART 13, TO THE EXTENT INFORMATION IS AVAILABLE, AS IT RELATES TO PROVIDER WORKLOAD, INCLUDING ANY IMPACT ON THE SIZE OF THE PROVIDER PANELS, IF AVAILABLE. THE REPORT SHALL BE COMPLETED BY DECEMBER 31, 2023."

Re-number succeeding subsection accordingly.

Page 29, line 11, strike "(3)" and substitute "(3) (a)".

Page 29, after line 16 insert:

"(b) IN DETERMINING THE APPROPRIATE ADMINISTRATIVE FINE, THE DIRECTOR SHALL CONSIDER ANY RECOMMENDATION OF THE COMMISSIONER OF INSURANCE, THE FINANCIAL CIRCUMSTANCES OF THE PERSON ON WHOM THE FINE IS BEING IMPOSED, AND OTHER CIRCUMSTANCES DEEMED RELEVANT BY THE DIRECTOR."

Page 30, line 15, strike "PENALTY," and substitute "FINE OR ACTION CONCERNING THE HOSPITAL'S LICENSE PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION,".

Page 30, line 16, strike "PENALTIES RECOMMENDED BY THE" and substitute "RECOMMENDATIONS OF THE".

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB21-1239** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 12, strike line 24 and substitute "U.S.C. SEC. 230."

Page 13, line 17, strike "CONTRACT," and substitute "CONTRACT;".

Page 13, strike lines 18 through 21.

Page 14, strike lines 7 through 17.

Page 15, strike lines 10 through 16 and substitute:

"(b) UTILIZE AN ONLINE LINK THAT IS PRESENTED AS PART OF AN OFFER OF AN AUTOMATIC RENEWAL CONTRACT, WHICH ONLINE LINK DIRECTS A CONSUMER TO DETAILED INFORMATION ABOUT THE AUTOMATIC RENEWAL CONTRACT, UNLESS THE ONLINE LINK:

(I) IS AVAILABLE BEFORE A CONSUMER ELECTS TO PURCHASE ANY GOOD OR SERVICE SUBJECT TO THE AUTOMATIC RENEWAL CONTRACT;

(II) APPEARS DIRECTLY ADJACENT TO ANY ONLINE LINK USED BY THE CONSUMER TO PURCHASE ANY GOOD OR SERVICE SUBJECT TO THE AUTOMATIC RENEWAL CONTRACT; AND

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(III) IS LABELED WITH, OR IS DIRECTLY ADJACENT TO, A CLEAR AND CONSPICUOUS DISCLOSURE THAT STATES THAT BY PURCHASING THE GOOD OR SERVICE, THE CONSUMER AGREES TO ENROLL IN AN AUTOMATIC RENEWAL CONTRACT;"

Page 16, line 3, strike "OFFERS" and substitute "OFFERS:"

Page 16, strike line 4 and substitute:

"(I) A ONE-STEP ONLINE CANCELLATION LINK THAT IS:"

Page 16, line 5, strike "(I)" and substitute "(A)"

Page 16, line 8, strike "(II)" and substitute "(B)"

Page 16, line 11, strike "ACCOUNT." and substitute "ACCOUNT; OR"

Page 16, after line 11 insert:

"(II) AN IN-PERSON MECHANISM FOR CANCELING AN AUTOMATIC RENEWAL CONTRACT OR TRIAL PERIOD OFFER, WHICH MECHANISM:

(A) IS AT A PHYSICAL LOCATION WHERE THE CONSUMER REGULARLY UTILIZES ANY GOODS OR SERVICES THAT ARE SUBJECT TO THE AUTOMATIC RENEWAL CONTRACT; AND

(B) SATISFIES THE REQUIREMENTS OF THIS SUBSECTION (2)(d)."

Page 17, strike line 3 and substitute:

"(I) PHYSICAL MAIL;"

Page 17, strike lines 10 through 12 and substitute:

"(b) IN THE CASE OF A NOTICE DESCRIBED IN SUBSECTION (4)(a) OF THIS SECTION, WHICH NOTICE IS PROVIDED BY PHYSICAL MAIL, THE NOTICE SHALL BE PROVIDED NO MORE THAN FORTY-FIVE DAYS BEFORE THE FIRST AUTOMATIC RENEWAL AND NO MORE THAN FORTY-FIVE DAYS BEFORE EACH AUTOMATIC RENEWAL THEREAFTER.

(c) IN THE CASE OF A NOTICE DESCRIBED IN SUBSECTION (4)(a) OF THIS SECTION, WHICH NOTICE IS PROVIDED BY E-MAIL OR ANOTHER EASILY ACCESSIBLE FORM OF COMMUNICATION, THE NOTICE SHALL BE PROVIDED NO MORE THAN"

Page 18, after line 16 insert:

"(6) THE ATTORNEY GENERAL AND THE DISTRICT ATTORNEYS OF THE STATE HAVE EXCLUSIVE AUTHORITY TO ENFORCE THIS SECTION."

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB21-270** 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 **HB21-1228** be referred to the Committee on Appropriations with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **SB21-271** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 91, lines 1 and 2, strike "PURPOSES OF SENTENCING A PERSON CONVICTED OF A MISDEMEANOR" and substitute "OFFENSES COMMITTED".

Page 91, lines 7 and 8, strike "PURPOSES OF SENTENCING A PERSON CONVICTED OF A MISDEMEANOR" and substitute "OFFENSES".

Page 92, line 2, strike "CONVICTIONS" and substitute "OFFENSES COMMITTED".

Page 92, line 11, strike "CONVICTIONS" and substitute "OFFENSES COMMITTED".

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Page 92, line 17, strike "CONVICTIONS" and substitute "OFFENSES COMMITTED".

Page 95, line 19, strike "CLASS 5" and substitute "CLASS 4".

Page 96, line 15, strike "CLASS 6" and substitute "CLASS 5".

Page 97, after line 11 insert:

"SECTION 197. In Colorado Revised Statutes, 18-3-402, **amend** (3) as follows:

18-3-402. Sexual assault. (3) If committed under the circumstances of ~~paragraph (e) of subsection (1)~~ SUBSECTION (1)(e) of this section, sexual assault is a class 1 misdemeanor and is an extraordinary risk crime that is subject to the modified sentencing range specified in section 18-1.3-501 (3) CLASS 6 FELONY. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, A PERSON CONVICTED OF SUBSECTION (1)(e) OF THIS SECTION IS ELIGIBLE TO PETITION FOR REMOVAL FROM THE REGISTRY IN ACCORDANCE WITH SECTION 16-22-113 (1)(b)."

Renumber succeeding sections accordingly.

Page 222, line 18, strike "18-1.3-501," and substitute "18-1.3-501."

Page 222, strike lines 19 through 22 and substitute "and upon a second or subsequent conviction of a violation of this article 11.9 within three years after the date of a prior conviction, a pawnbroker commits a class 6 felony and shall be punished as provided in section 18-1.3-401."

Page 245, strike lines 26 and 27 and substitute "who violates this subsection (3.5) is guilty of a misdemeanor COMMITS A CIVIL INFRACTION and, upon conviction thereof, shall be punished by a fine of fifty dollars".

Page 246, line 1, strike "A CIVIL INFRACTION".

Page 246, strike lines 9 through 11 and substitute "person who violates this subsection (4) is guilty of a misdemeanor COMMITS A CIVIL INFRACTION and, upon conviction thereof, shall be punished by a fine of fifty dollars and an assessment of IS ASSESSED ten".

Page 246, strike lines 17 and 18 and substitute "misdemeanor COMMITS A PETTY OFFENSE and, upon conviction thereof, shall be punished by a fine of one hundred dollars and an assessment of IS".

Page 249, lines 13 and 14, strike "a fine of three hundred dollars and" and substitute "a fine of three hundred dollars and".

Page 249, line 15 and 16, strike "a fine of one hundred dollars and" and substitute "a fine of one hundred dollars and".

Page 249, strike lines 25 and 26 and substitute "of a misdemeanor COMMITS A PETTY OFFENSE and, upon conviction thereof, shall be punished by a fine of two hundred dollars."

Page 250, strike lines 19 and 20 and substitute "misdemeanor COMMITS A CLASS 2 MISDEMEANOR and, upon conviction thereof, shall be punished by a fine of two hundred dollars and an".

Page 250, line 27, strike "and, upon conviction thereof, shall" and substitute "and, upon conviction thereof, shall".

Page 251, line 1, strike "be punished by a fine of forty dollars" and substitute "be punished by a fine of forty dollars".

Page 251, strike lines 9 through 12 and substitute "of section 33-6-208 (1)(c) commits a class 2 petty offense and, upon conviction thereof, shall be punished by a fine of twenty-five dollars; except that, upon conviction of a second or subsequent offense, the fine shall be fifty dollars."

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Page 251, strike lines 18 through 21 and substitute:

"(I) For a first offense ~~is guilty of a class 2 petty offense, as defined by section 18-1.3-503~~ COMMITS A PETTY OFFENSE, and, upon conviction, shall be fined five hundred dollars and issued a warning from the division of the increased penalties for subsequent violations;".

Page 251, strike lines 23 and 24 and substitute "~~guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 252, strike lines 3 through 5 and substitute "person who violates this section ~~is guilty of a class 2 petty offense~~ COMMITS A PETTY OFFENSE and, upon conviction, shall be punished by a fine of one hundred fifty dollars."

Page 253, strike lines 18 through 20 and substitute "subsection (1) ~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of two hundred dollars."

Page 253, strike lines 23 through 25 and substitute "or who makes any alteration of a pass or registration ~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of two hundred dollars, and any such statement,".

Page 254, strike lines 2 through 4 and substitute "appropriate and valid pass ~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of twenty-five dollars."

Page 254, strike lines 9 and 10 and substitute "~~petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 254, strike lines 16 through 18 and substitute "this subsection (5) ~~is guilty of a petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction thereof, shall be punished by a fine of fifteen dollars."

Page 255, strike lines 12 through 14 and substitute "required in this subsection (1) ~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of twenty-five dollars."

Page 255, strike lines 18 and 19 and substitute "subsection (2) ~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of fifty dollars."

Page 255, line 27, strike "~~and, upon~~" and substitute "COMMITS A PETTY OFFENSE and, upon"

Page 256, strike lines 1 and 2 and substitute "conviction, shall be punished by a fine of one hundred dollars."

Page 256, strike lines 12 through 14 and substitute "violates this subsection (1) ~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 256, strike lines 20 and 21 and substitute "~~of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 256, strike lines 26 and 27 and substitute "~~2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction thereof, shall be punished by a fine of one hundred dollars."

Page 257, strike lines 5 and 6 and substitute "~~of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction thereof, shall be punished by a fine of one hundred dollars."

Page 257, strike lines 8 and 9 and substitute "~~is guilty of a class 2 petty offense~~ COMMITS A PETTY OFFENSE and, upon conviction thereof, shall be punished by

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a fine of two hundred dollars." 1

Page 260, strike lines 26 and 27 and substitute "person who violates subsection 2
(1) or (3) of this section ~~is guilty of a class 2 petty offense~~ COMMITS A PETTY 3
OFFENSE and, upon conviction, shall be punished by a fine of". 4
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Page 261, strike line 1 and substitute "seventy-five dollars." 7
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Page 261, strike lines 6 through 8 and substitute "who violates this subsection 9
(1) ~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon 10
conviction, shall be punished by a fine of two hundred dollars." 11
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Page 261, strike lines 10 and 11 and substitute "~~class 2 petty offense~~ COMMITS 13
A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one 14
hundred dollars." 15
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Page 261, strike lines 21 and 22 and substitute "~~petty offense~~ COMMITS A CIVIL 17
INFRACTION and, upon conviction, shall be punished by a fine of one hundred 18
dollars." 19
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Page 262, strike lines 5 through 7 and substitute "~~guilty of a class 2 petty 21
offense~~ SUBSECTION (2)(a) COMMITS A CIVIL INFRACTION and, upon conviction, 22
shall be punished by a fine of one hundred dollars." 23
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Page 262, strike lines 15 and 16 and substitute "COMMITS A CIVIL INFRACTION 25
and, upon conviction, shall be punished by a fine of twenty-five dollars." 26
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Page 262, strike lines 18 and 19 and substitute "~~of a class 2 petty offense~~ 28
COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine 29
of fifty dollars." 30
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Page 262, strike lines 23 through 25 and substitute "who violates this section 32
~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon 33
conviction, shall be punished by a fine of one hundred dollars." 34
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Page 263, strike lines 3 and 4 and substitute "~~of a class 2 petty offense~~ COMMITS 36
A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one 37
hundred dollars." 38
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Page 263, strike lines 9 and 10 and substitute "~~offense~~ COMMITS A CIVIL 40
INFRACTION and, upon conviction, shall be punished by a fine of one hundred 41
dollars." 42
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Page 263, strike lines 17 through 19 and substitute "person who violates this 44
section ~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, 45
upon conviction, shall be punished by a fine of one hundred dollars." 46
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Page 263, strike lines 23 through 25 and substitute "who violates this section 48
~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon 49
conviction, shall be punished by a fine of one hundred dollars." 50
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Page 264, strike lines 2 through 4 and substitute " subsection (1) ~~or (3)~~ of this 52
section ~~is guilty of a class 2 petty offense~~ COMMITS A PETTY OFFENSE and, upon 53
conviction, shall be punished by a fine of seventy-five dollars." 54
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Page 264, strike lines 11 and 12 and substitute "COMMITS A PETTY OFFENSE and, 56
upon conviction, shall be punished by a fine of two hundred dollars." 57
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Page 264, strike lines 20 and 21 and substitute "~~of a class 2 petty offense~~ 59
COMMITS A PETTY OFFENSE and, upon conviction, shall be punished by a fine 60
of one hundred dollars." 61
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Page 264, strike lines 26 and 27 and substitute "~~is guilty of a class 2 petty 63
offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished 64
by a fine as follows:" 65
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Page 265, strike lines 1 through 6 and substitute: 67

"(a) For a violation of ~~paragraph (a) of subsection (1)~~ SUBSECTION (1)(a) of this section, two hundred dollars;

(b) For a violation of subsection (1)(b) of this section, one hundred dollars; and

(c) For a violation of ~~paragraph (c) of subsection (1)~~ SUBSECTION (1)(c) of this section, two hundred dollars."

Page 265, strike lines 13 and 14 and substitute "~~class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 265, strike lines 17 and 18 and substitute "~~offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 265, strike lines 20 and 21 and substitute "~~class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction thereof, shall be punished by a fine of one hundred dollars."

Page 265, strike lines 26 and 27 and substitute "COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of twenty-five dollars."

Page 266, strike lines 2 and 3 and substitute "~~of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of fifty dollars."

Page 266, strike lines 8 and 9 and substitute "(1) of this section is ~~guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of fifty dollars."

Page 266, strike lines 14 and 15 and substitute "COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 266, strike lines 20 through 22 and substitute "~~petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of fifty dollars; except that the fine for a violation relating to a spark arrester is one hundred fifty dollars."

Page 266, line 27, strike "~~and;~~" and substitute "COMMITS A CIVIL INFRACTION and,".

Page 267, strike lines 1 and 2 and substitute "upon conviction, shall be punished by a fine of one hundred dollars."

Page 267, strike lines 6 through 8 and substitute "subsection (1) or (3) of this section is ~~guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of seventy-five dollars."

Page 267, strike lines 20 and 21 and substitute "COMMITS A CIVIL INFRACTION and, upon conviction thereof, shall be punished by a fine of fifty dollars."

Page 267, strike lines 25 and 26 and substitute "~~guilty of a class 2 petty offense~~ COMMITS A PETTY OFFENSE and, upon conviction, shall be punished by a fine of one hundred dollars for a".

Page 269, strike line 27 and substitute "this section is ~~guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall".

Page 270, strike lines 1 and 2 and substitute "be punished by a fine of one hundred dollars."

Page 270, line 4, strike "OFFENSE." and substitute "OFFENSE AND, UPON CONVICTION SHALL BE PUNISHED BY A FINE OF ONE HUNDRED DOLLARS."

Page 271, line 19, strike "OFFENSE." and substitute "OFFENSE AND, UPON CONVICTION, SHALL BE PUNISHED BY A FINE OF ONE HUNDRED DOLLARS."

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Page 271, line 25, strike "OFFENSE." and substitute "OFFENSE AND, UPON CONVICTION, SHALL BE PUNISHED BY A FINE OF ONE HUNDRED DOLLARS."

Page 350, strike line 27 and substitute "~~sentence does not apply. Such minimum sentence need not be five~~".

Page 351, strike line 1 and substitute "~~consecutive days but may be served during any thirty-day period~~".

Page 366, line 17, strike "effective date." and substitute "effective date - applicability. (1)".

Page 366, after line 25 insert:
"(2) This act applies to offenses committed on or after the applicable effective date of this act."

Finance After consideration on the merits, the Committee recommends that **HB21-1150** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB21-1214** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB21-1071** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 12, strike lines 2 through 13 and substitute "EACH COUNTY CANVASS BOARD SHALL CERTIFY THE ABSTRACT OF VOTES CAST AND PROVIDE TABULATION DATA TO THE DESIGNATED ELECTION OFFICIAL FOR THE MUNICIPALITY IN ACCORDANCE WITH RULES PROMULGATED BY THE SECRETARY OF STATE."

Page 15, after line 13 insert:

"SECTION 15. In Colorado Revised Statutes, 24-21-104.5, add (3) as follows:

24-21-104.5. General fund appropriation - cash fund appropriation - elections - legislative intent. (3) THE GENERAL ASSEMBLY SHALL ANNUALLY APPROPRIATE MONEY FROM THE GENERAL FUND TO THE DEPARTMENT OF STATE AS NECESSARY TO PAY FOR THE COSTS OF IMPLEMENTING THE PROVISIONS OF HOUSE BILL 21-1071, ENACTED IN 2021."

Renumber succeeding sections accordingly.

On motion of Majority Leader Fenberg, 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

SJR21-020 by Senator(s) Hisey; also Representative(s) Luck--Concerning the designation of the overpass of State Highway 115 that crosses over United States Highway 50 in Fremont County, Colorado, as the "Deputy Sheriff Jason Schwartz Memorial Bridge".

On motion of Senator Hisey, the resolution was read at length and adopted by the following roll call vote:

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| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

The Senate observed a moment of silence and rang the chimes in honor of Deputy Sheriff Jason Schwartz.

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:

HB21-1164 by Representative(s) Esgar and Garnett; also Senator(s) Zenzinger and Fenberg-- Concerning reductions in the property tax credits that apply to school districts' total program mill levies for purposes of funding the "Public School Finance Act of 1994".

Laid over until Monday, May 24, retaining its place on the calendar.

SB21-262 by Senator(s) Zenzinger and Gardner; also Representative(s) Bird and McKean-- Concerning transparency for special districts.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Ginal, Moreno, Pettersen, Priola, and Woodward.

SB21-259 by Senator(s) Rodriguez, Liston; also Representative(s) Bird and Sandridge--Concerning a modification to the minimum nonforfeiture percentage required to be paid upon the surrender of an annuity policy.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Smallwood.

SB21-087 by Senator(s) Danielson and Moreno, Fields, Pettersen; also Representative(s) McCormick and Caraveo, Duran, Kennedy, McLachlan, Sirota, Woodrow, Young--Concerning agricultural workers' rights, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 19 | NO | 15 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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, Coleman, Fenberg, Gonzales, Hansen, Jaquez Lewis, Kolker, Rodriguez, Story, and Winter.

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, **SB21-261** was laid over until after the General Orders -- Second Reading of Bills calendar of Thursday, May 20, 2021.

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:

HB21-1245 by Representative(s) Sullivan; also Senator(s) Ginal and Hisey--Concerning the inclusion of on-track equipment in certain safety provisions that regulate railroad crossings.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1291 by Representative(s) Van Winkle and Exum; also Senator(s) Winter and Priola-- Concerning allowing an agent of an insurer to obtain certain branded titles for vehicles that have been declared a total loss.

Ordered revised and placed on the calendar for third reading and final passage.

SB21-263 by Senator(s) Zenzinger and Smallwood; also Representative(s) Bird and Van Winkle-- Concerning the regulation of outdoor advertising.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-263; HB21-1291, HB21-1245

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:

SB21-190 by Senator(s) Rodriguez and Lundeen; --Concerning additional protection of data relating to personal privacy.

Laid over until Friday, May 21, retaining its place on the calendar.

HB21-1121 by Representative(s) Jackson and Jodeh, Caraveo, Weissman, Sirota; also Senator(s) Gonzales, Story--Concerning protections for residential tenants related to actions by landlords.

Ordered revised and placed on the calendar for third reading and final passage.

SB21-200 by Senator(s) Winter and Moreno; also Representative(s) Jackson--Concerning measures to further environmental protections, and, in connection therewith, adopting measures to reduce emissions of greenhouse gases and adopting protections for disproportionately impacted communities.

Laid over until Friday, May 21, retaining its place on the calendar.

HB21-1267 by Representative(s) Lontine and Larson; also Senator(s) Hisey and Story--Concerning a board of county commissioners' optional delegation of the administrative duty to certify mill levies.

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1121, HB21-1267

Laid over until 05/21/2021: SB21-190, SB21-200

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:

SB21-261 by Senator(s) Fenberg and Priola; also Representative(s) Valdez A. and Amabile--Concerning measures to increase the deployment of renewable energy generation facilities to meet Colorado's energy needs, and, in connection therewith, raising the allowable capacity of customer-sited renewable energy generation facilities and giving customers additional options for increasing the scale and flexibility of new installations.

A majority of those elected to the Senate having voted in the affirmative, Senator Fenberg was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.017), by Senator Fenberg.

Amend engrossed bill, page 7, strike lines 12 through 23.

Reletter succeeding paragraph accordingly.

Page 14, line 14, after "ANNUALLY." insert "THE COMMISSION SHALL ENSURE THAT THIS CHARGE DOES NOT REFLECT COSTS THAT ARE ALREADY RECOVERED BY THE UTILITY FROM THE CUSTOMER THROUGH OTHER CHARGES.".

Page 15, strike line 10 and substitute "METER.".

Page 15, strike lines 11 through 19 and substitute "THE".

The amendment was **passed** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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, Jaquez Lewis, Lee, and Winter.

Senate in recess. Senate reconvened.

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1140, HB21-1225, HB21-1287, HB21-1277, HB21-1243, and SB21-270 were made Special Orders -- Consent Calendar at 11:36 a.m.

Committee of the Whole

The hour of 11:36 a.m. having arrived, Minority Leader Holbert moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Minority Leader Holbert 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:

HB21-1140 by Representative(s) Titone; also Senator(s) Coram--Concerning the elimination of costs associated with living organ donation for a living organ donor, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1225 by Representative(s) Bird and Will; also Senator(s) Bridges and Kirkmeyer--Concerning the electronic recording technology board, and, in connection therewith, delaying the board's repeal and sunset review so that the board may continue making grants to counties, extending the filing surcharge collected by county clerk and recorders on behalf of the board, expanding the scope of allowable grants, and extending reporting requirements.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1287 by Representative(s) Gonzales-Gutierrez and Soper; also Senator(s) Gonzales--Concerning measures related to permitting parties to certain proposed legal relationships under title 14, Colorado Revised Statutes, to satisfy certain requirements without having to appear in person.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1277 by Representative(s) Valdez D. and Will; also Senator(s) Liston and Pettersen--Concerning definitions for reimbursement of final disposition expenses of eligible assistance recipients.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1243 by Representative(s) Will and Valdez D.; also Senator(s) Donovan and Rankin--Concerning the establishment of funding for the program to reintroduce and manage gray wolves in the state from sources other than hunting and fishing license fees.

Ordered revised and placed on the calendar for third reading and final passage.

SB21-270 by Senator(s) Bridges and Hisey; --Concerning an increase in the alcohol beverage production limits for a retail establishment licensed to produce alcohol beverages on its premises.

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 Minority Leader Holbert, 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 | |
|-----------|----|--------------|---|-----------|---|------------|---|--|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y | |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y | |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y | |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y | |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y | |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y | |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y | |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E | |
| Fields | Y | Kolker | Y | Scott | Y | | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-270; HB21-1140, HB21-1225, HB21-1287, HB21-1277, HB21-1243

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB21-242, HB21-1274, HB21-1050, HB21-1109, HB21-1248, SB21-252, HB21-1239, and HB21-1028 were made Special Orders at 11:42 a.m.

Committee of the Whole

The hour of 11:42 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:

SB21-242 by Senator(s) Gonzales and Pettersen; also Representative(s) Gonzales-Gutierrez and Woodrow--Concerning the expansion of the allowable uses of the housing development grant fund, and, in connection therewith, making an appropriation.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, May 12, page(s) 880 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 19, page(s) 993 and placed in members' bill files.)

Amendment No. 3(L.002), by Senator Gonzales.

Amend the Local Government Committee Report, dated May 11, 2021, page 1, line 8, strike "PART 23" and substitute "PART 26".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB21-1274 by Representative(s) Titone; also Senator(s) Zenzinger and Hisey--Concerning the beneficial use of unused state-owned real property, and, in connection therewith, directing the department of personnel to inventory such property and use such property to promote affordable housing, child care, public schools, residential mental and behavioral health care, and renewable energy development.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, May 19, page(s) 993-994 and placed in members' bill files.)

Amendment No. 2(L.008), by Senator Holbert.

Amend reengrossed bill, page 5, after line 11 insert:

"(III) THE COLORADO HOUSING AND FINANCE AUTHORITY CREATED IN SECTION 29-4-704 (1);".

Re-number succeeding subparagraphs accordingly.

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1050 by Representative(s) Gray and Van Winkle; also Senator(s) Bridges and Cooke-- Concerning the "Workers' Compensation Act of Colorado", and, in connection therewith, making changes that affect the timely payment of benefits, guardian ad litem and conservator services, benefit offsets related to the receipt of federal disability or retirement benefits, the reduction of benefits based on apportionment, the selection of independent medical examiners, limits on temporary disability and permanent partial disability payments, the withdrawal of admissions of liability, mileage expense reimbursement, the authority of prehearing administrative law judges, the reopening of permanent total disability awards, and petitions for review and appeals of orders.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1109 by Representative(s) Titone and Soper; also Senator(s) Bridges and Coram--Concerning the broadband deployment board, and, in connection therewith, moving the board from the department of regulatory agencies to the office of information technology, modifying the composition of the board, requiring the board to develop a request for proposal process for deploying broadband into critically unserved areas in the state, requiring the board to give additional consideration to proposed projects that would include discounted service for low-income households, and making an appropriation.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, May 11, page(s) 860-871 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 19, page(s) 991-992 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1248 by Representative(s) Amabile; also Senator(s) Story and Hisey--Concerning updating the provisions of the "Colorado Children's Trust Fund Act", and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 19, page(s) 992-993 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB21-252 by Senator(s) Fenberg and Holbert; also Representative(s) Titone and Lontine--Concerning the establishment of a state grant program to promote projects in commercial centers throughout the state that will revitalize community spaces and, in connection therewith, making an appropriation.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, May 13, page(s) 921-922 and placed in members' bill files.)

Amendment No. 2(L.003), by Senators Fenberg and Holbert.

Amend printed bill, page 6, line 10, after "DOLLARS," insert "TO THE EXTENT PRACTICABLE,".

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As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB21-1239 by Representative(s) Kipp and Boesenecker; also Senator(s) Rodriguez--Concerning adding protections for consumers who purchase certain items, and, in connection therewith, establishing requirements regarding the execution and enforcement of dating service contracts and automatic renewal contracts.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, May 20, page(s) 1020-1021 and placed in members' bill files.)

Amendment No. 2(L.020), by Senator Priola.

Amend the Business, Labor, and Technology Committee Report, dated May 19, 2021, page 2, strike lines 16 through 25 and substitute:

"Page 17 of the reengrossed bill, strike lines 10 through 23 and substitute:

"(b) A PERSON THAT SELLS A GOOD OR SERVICE TO A CONSUMER PURSUANT TO AN AUTOMATIC RENEWAL CONTRACT SHALL SEND THE NOTICE DESCRIBED IN SUBSECTION (4)(a) OF THIS SECTION AT LEAST TWENTY-FIVE AND NO MORE THAN FORTY DAYS BEFORE THE FIRST AUTOMATIC RENEWAL AND AT LEAST TWENTY-FIVE AND NO MORE THAN FORTY DAYS BEFORE EACH AUTOMATIC RENEWAL THEREAFTER; EXCEPT THAT, IF THE INITIAL AUTOMATIC RENEWAL OR ANY SUBSEQUENT AUTOMATIC RENEWAL IS FOR A TERM OF LESS THAN TWELVE MONTHS, THE PERSON SHALL SEND THE NOTICE:

(I) AT LEAST ONCE IN THE PERIOD BETWEEN TWENTY-FIVE AND FORTY DAYS DIRECTLY PRECEDING THE FIRST AUTOMATIC RENEWAL THAT WOULD EXTEND THE CONTRACT BEYOND A CONTINUOUS TWELVE-MONTH PERIOD; AND

(II) AT LEAST ONCE IN THE PERIOD BETWEEN TWENTY-FIVE AND FORTY DAYS DIRECTLY PRECEDING ANY SUBSEQUENT AUTOMATIC RENEWAL THAT WOULD EXTEND THE CONTRACT BEYOND ANY ADDITIONAL CONSECUTIVE AND CONTINUOUS TWELVE-MONTH PERIOD."."

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1028 by Representative(s) Bird and Rich; also Senator(s) Story and Woodward--Concerning the preparation by the division of housing within the department of local affairs of an annual public report that provides information on money administered by the state to promote the provision of affordable housing, and, in connection therewith, making an appropriation.

Laid over until Friday, May 21, retaining its place on the calendar.

**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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-242 as amended, SB21-252 as amended; HB21-1274 as amended, HB21-1050, HB21-1109 as amended, HB21-1248 as amended, HB21-1239 as amended

Laid over until 05/21/2021: HB21-1028

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-035 by Senator(s) Rodriguez; also Representative(s) Bird--Concerning restrictions on certain practices by third-party food delivery services.

Senator Rodriguez moved that the Senate concur in House amendments to **SB21-035**, as printed in House journal, May 18, page(s) 1336. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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

HB21-1016 by Representative(s) Ortiz and Lynch; also Senator(s) Garcia and Gardner--Concerning the authority to transfer jurisdiction of a veteran defendant's case to a jurisdiction with a veteran's speciality court.

Senator Gardner moved for the adoption of the first report of the first conference committee on **HB21-1016**, as printed in Senate journal, May 19, page(s) 1016. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 31 | NO | 3 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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

May 20, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1233, 1280, 1289, 1290, 1065, 1189, 1254, 1281, 1283, and 1282, amended as printed in House Journal, May 19,2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1174.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1174.

Without comment, as amended, HB21-1065, 1189, 1233, 1254, 1280, 1281, 1282, 1283, 1289, 1290.

COMMITTEE OF REFERENCE REPORTS

Judiciary

CORRECTED REPORT: After consideration on the merits, the Committee recommends that **SB21-271** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 91, lines 1 and 2, strike "PURPOSES OF SENTENCING A PERSON CONVICTED OF A MISDEMEANOR" and substitute "OFFENSES COMMITTED".

Page 91, lines 7 and 8, strike "PURPOSES OF SENTENCING A PERSON CONVICTED OF A MISDEMEANOR" and substitute "OFFENSES".

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Page 92, line 2, strike "CONVICTIONS" and substitute "OFFENSES COMMITTED".

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Page 92, line 11, strike "CONVICTIONS" and substitute "OFFENSES COMMITTED".

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Page 92, line 17, strike "CONVICTIONS" and substitute "OFFENSES COMMITTED".

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Page 95, line 19, strike "CLASS 5" and substitute "CLASS 4".

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Page 96, line 15, strike "CLASS 6" and substitute "CLASS 5".

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Page 97, after line 11 insert:

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"SECTION 197. In Colorado Revised Statutes, 18-3-402, **amend** (3) as follows:

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18-3-402. Sexual assault. (3) If committed under the circumstances of ~~paragraph (e) of subsection (1)~~ SUBSECTION (1)(e) of this section, sexual assault is a ~~class 1 misdemeanor and is an extraordinary risk crime that is subject to the modified sentencing range specified in section 18-1.3-501 (3)~~ CLASS 6 FELONY. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, A PERSON CONVICTED OF SUBSECTION (1)(e) OF THIS SECTION IS ELIGIBLE TO PETITION FOR REMOVAL FROM THE REGISTRY IN ACCORDANCE WITH SECTION 16-22-113 (1)(b)."

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Renumber succeeding sections accordingly.

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Page 222, line 18, strike "18-1.3-501," and substitute "18-1.3-501".

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Page 222, strike lines 19 through 22 and substitute "~~and upon a second or subsequent conviction of a violation of this article 11.9 within three years after the date of a prior conviction, a pawnbroker commits a class 6 felony and shall be punished as provided in section 18-1.3-401.~~"

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Page 245, strike lines 26 and 27 and substitute "who violates this subsection (3.5) ~~is guilty of a misdemeanor~~ COMMITS A CIVIL INFRACTION and, upon conviction thereof, shall be punished by a fine of fifty dollars".

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Page 246, line 1, strike "A CIVIL INFRACTION".

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Page 246, strike lines 9 through 11 and substitute "person who violates this subsection (4) ~~is guilty of a misdemeanor~~ COMMITS A CIVIL INFRACTION and, upon conviction thereof, shall be punished by a fine of fifty dollars and ~~an assessment of~~ IS ASSESSED ten".

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Page 246, strike lines 17 and 18 and substitute "~~misdemeanor~~ COMMITS A PETTY OFFENSE and, upon conviction thereof, shall be punished by a fine of one hundred dollars and ~~an assessment of~~ IS".

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Page 249, lines 13 and 14, strike "~~a fine of three hundred dollars and~~" and substitute "a fine of three hundred dollars and".

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Page 249, line 15 and 16, strike "~~a fine of one hundred dollars and~~" and substitute "a fine of one hundred dollars and".

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Page 249, strike lines 25 and 26 and substitute "~~of a misdemeanor~~ COMMITS A PETTY OFFENSE and, upon conviction thereof, shall be punished by a fine of two hundred dollars."

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Page 250, strike lines 19 and 20 and substitute "~~misdemeanor~~ COMMITS A CLASS 2 MISDEMEANOR and, upon conviction thereof, shall be punished by a fine of two hundred dollars and ~~an~~".

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Page 250, line 27, strike "~~and, upon conviction thereof, shall~~" and substitute "and, upon conviction thereof, shall".

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Page 251, line 1, strike "~~be punished by a fine of forty dollars~~" and substitute "be punished by a fine of forty dollars".

Page 251, strike lines 9 through 12 and substitute "of section 33-6-208 (1)(c) commits a ~~class 2~~ petty offense and, upon conviction thereof, shall be punished by a fine of twenty-five dollars; except that, upon conviction of a second or subsequent offense, the fine shall be fifty dollars."

Page 251, strike lines 18 through 21 and substitute:

"(I) For a first offense ~~is guilty of a class 2 petty offense, as defined by section 18-1-3-503~~ COMMITS A PETTY OFFENSE, and, upon conviction, shall be fined five hundred dollars and issued a warning from the division of the increased penalties for subsequent violations;"

Page 251, strike lines 23 and 24 and substitute "~~guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 252, strike lines 3 through 5 and substitute "person who violates this section ~~is guilty of a class 2 petty offense~~ COMMITS A PETTY OFFENSE and, upon conviction, shall be punished by a fine of one hundred fifty dollars."

Page 253, strike lines 18 through 20 and substitute "subsection (1) ~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of two hundred dollars."

Page 253, strike lines 23 through 25 and substitute "or who makes any alteration of a pass or registration ~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of two hundred dollars, and any such statement,"

Page 254, strike lines 2 through 4 and substitute "appropriate and valid pass ~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of twenty-five dollars."

Page 254, strike lines 9 and 10 and substitute "~~petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 254, strike lines 16 through 18 and substitute "this subsection (5) ~~is guilty of a petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction thereof, shall be punished by a fine of fifteen dollars."

Page 255, strike lines 12 through 14 and substitute "required in this subsection (1) ~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of twenty-five dollars."

Page 255, strike lines 18 and 19 and substitute "subsection (2) ~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of fifty dollars."

Page 255, line 27, strike "~~and, upon~~" and substitute "COMMITS A PETTY OFFENSE and, upon"

Page 256, strike lines 1 and 2 and substitute "conviction, shall be punished by a fine of one hundred dollars."

Page 256, strike lines 12 through 14 and substitute "violates this subsection (1) ~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 256, strike lines 20 and 21 and substitute "~~of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 256, strike lines 26 and 27 and substitute "~~2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction thereof, shall be punished by a fine of

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one hundred dollars."

Page 257, strike lines 5 and 6 and substitute "~~of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction thereof, shall be punished by a fine of one hundred dollars."

Page 257, strike lines 8 and 9 and substitute "~~is guilty of a class 2 petty offense~~ COMMITS A PETTY OFFENSE and, upon conviction thereof, shall be punished by a fine of two hundred dollars."

Page 260, strike lines 26 and 27 and substitute "person who violates subsection (1) or (3) of this section ~~is guilty of a class 2 petty offense~~ COMMITS A PETTY OFFENSE and, upon conviction, shall be punished by a fine of"

Page 261, strike line 1 and substitute "seventy-five dollars."

Page 261, strike lines 6 through 8 and substitute "who violates this subsection (1) ~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of two hundred dollars."

Page 261, strike lines 10 and 11 and substitute "~~class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 261, strike lines 21 and 22 and substitute "~~petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 262, strike lines 5 through 7 and substitute "~~guilty of a class 2 petty offense~~ SUBSECTION (2)(a) COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 262, strike lines 15 and 16 and substitute "COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of twenty-five dollars."

Page 262, strike lines 18 and 19 and substitute "~~of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of fifty dollars."

Page 262, strike lines 23 through 25 and substitute "who violates this section ~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 263, strike lines 3 and 4 and substitute "~~of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 263, strike lines 9 and 10 and substitute "~~offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 263, strike lines 17 through 19 and substitute "person who violates this section ~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 263, strike lines 23 through 25 and substitute "who violates this section ~~is guilty of a class 2 petty offense~~ COMMITS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 264, strike lines 2 through 4 and substitute " subsection (1) ~~or (3)~~ of this section ~~is guilty of a class 2 petty offense~~ COMMITS A PETTY OFFENSE and, upon conviction, shall be punished by a fine of seventy-five dollars."

Page 264, strike lines 11 and 12 and substitute "COMMITS A PETTY OFFENSE and, upon conviction, shall be punished by a fine of two hundred dollars."

Page 264, strike lines 20 and 21 and substitute "~~of a class 2 petty offense~~

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COMMITTS A PETTY OFFENSE and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 264, strike lines 26 and 27 and substitute "~~is guilty of a class 2 petty offense~~ COMMITTS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine as follows:".

Page 265, strike lines 1 through 6 and substitute:

"(a) For a violation of ~~paragraph (a) of subsection (1)~~ SUBSECTION (1)(a) of this section, two hundred dollars;

(b) For a violation of subsection (1)(b) of this section, one hundred dollars; and

(c) For a violation of ~~paragraph (c) of subsection (1)~~ SUBSECTION (1)(c) of this section, two hundred dollars."

Page 265, strike lines 13 and 14 and substitute "~~class 2 petty offense~~ COMMITTS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 265, strike lines 17 and 18 and substitute "~~offense~~ COMMITTS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 265, strike lines 20 and 21 and substitute "~~class 2 petty offense~~ COMMITTS A CIVIL INFRACTION and, upon conviction thereof, shall be punished by a fine of one hundred dollars."

Page 265, strike lines 26 and 27 and substitute "COMMITTS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of twenty-five dollars."

Page 266, strike lines 2 and 3 and substitute "~~of a class 2 petty offense~~ COMMITTS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of fifty dollars."

Page 266, strike lines 8 and 9 and substitute "(1) of this section ~~is guilty of a class 2 petty offense~~ COMMITTS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of fifty dollars."

Page 266, strike lines 14 and 15 and substitute "COMMITTS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of one hundred dollars."

Page 266, strike lines 20 through 22 and substitute "~~petty offense~~ COMMITTS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of fifty dollars; except that the fine for a violation relating to a spark arrester is one hundred fifty dollars."

Page 266, line 27, strike "~~and;~~" and substitute "COMMITTS A CIVIL INFRACTION and,".

Page 267, strike lines 1 and 2 and substitute "upon conviction, shall be punished by a fine of one hundred dollars."

Page 267, strike lines 6 through 8 and substitute "subsection (1) or (3) of this section ~~is guilty of a class 2 petty offense~~ COMMITTS A CIVIL INFRACTION and, upon conviction, shall be punished by a fine of seventy-five dollars."

Page 267, strike lines 20 and 21 and substitute "COMMITTS A CIVIL INFRACTION and, upon conviction thereof, shall be punished by a fine of fifty dollars."

Page 267, strike lines 25 and 26 and substitute "~~guilty of a class 2 petty offense~~ COMMITTS A PETTY OFFENSE and, upon conviction, shall be punished by a fine of one hundred dollars for a"

Page 269, strike line 27 and substitute "this section ~~is guilty of a class 2 petty offense~~ COMMITTS A CIVIL INFRACTION and, upon conviction, shall"

Page 270, strike lines 1 and 2 and substitute "be punished by a fine of one

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hundred dollars."

Page 270, line 4, strike "OFFENSE." and substitute "OFFENSE AND, UPON CONVICTION SHALL BE PUNISHED BY A FINE OF ONE HUNDRED DOLLARS."

Page 271, line 19, strike "OFFENSE." and substitute "OFFENSE AND, UPON CONVICTION, SHALL BE PUNISHED BY A FINE OF ONE HUNDRED DOLLARS."

Page 271, line 25, strike "OFFENSE." and substitute "OFFENSE AND, UPON CONVICTION, SHALL BE PUNISHED BY A FINE OF ONE HUNDRED DOLLARS."

Page 350, strike line 27 and substitute "~~sentence does not apply. Such minimum sentence need not be five~~".

Page 351, strike line 1 and substitute "~~consecutive days but may be served during any thirty-day period~~".

Page 366, line 17, strike "effective date." and substitute "effective date - applicability. (1)".

Page 366, after line 25 insert:
"(2) This act applies to offenses committed on or after the applicable effective date of this act."

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

SB21-284 by Senator(s) Hansen and Rankin; --Concerning evidence-based evaluations to assist the general assembly in determining the appropriate level of funding for a program or practice, and, in connection therewith, making an appropriation.
Appropriations

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Education After consideration on the merits, the Committee recommends that **HB21-1273** be referred to the Committee on Appropriations with favorable recommendation.

REPORT OF CONFERENCE COMMITTEES

SB21-017 by Senator(s) Hisey and Zenzinger; also Representative(s) Larson and Bradfield-- Concerning sexual contact between a student and an educator in violation of the public trust.

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB21-017

THIS REPORT AMENDS THE
REREVISED 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 SB21-017, concerning sexual contact between a student and an educator in violation of the public trust, has met and reports that it has agreed upon the following:

That the Senate accede to the House amendment made to the bill, as the amendment appears in the rerevised bill, with the following changes:

Amend rerevised bill, page 2, line 9, after "district" insert "OR CHARTER SCHOOL".

Page 4, line 6, strike "EMPLOYED," and substitute "EMPLOYED AT THE TIME OF THE ALLEGATION,".

Page 4, line 16, after "district" insert "OR CHARTER SCHOOL".

Page 6, line 24, strike "EMPLOYED," and substitute "EMPLOYED AT THE TIME OF THE ALLEGATION,".

Page 7, line 20, strike "EMPLOYED," and substitute "EMPLOYED AT THE TIME OF THE UNETHICAL BEHAVIOR,".

Page 7, strike line 27 and substitute:

"SECTION 4. In Colorado Revised Statutes, **add 18-8-410** as follows:

18-8-410. Abuse of public trust by an educator - definitions.

(1) ANY EDUCATOR WHO KNOWINGLY SUBJECTS A STUDENT TO ANY SEXUAL INTRUSION OR SEXUAL PENETRATION COMMITS ABUSE OF PUBLIC TRUST BY AN EDUCATOR IF THE STUDENT IS AT LEAST EIGHTEEN YEARS OF AGE AND THE EDUCATOR IS MORE THAN FOUR YEARS OLDER THAN THE STUDENT AND IS NOT THE STUDENT'S SPOUSE.

(2) ABUSE OF PUBLIC TRUST BY AN EDUCATOR IS A CLASS 1 MISDEMEANOR SUBJECT TO THE MODIFIED SENTENCING RANGE SPECIFIED IN SECTION 18-1.3-501 (3).

(3) CONSENT BY THE STUDENT TO THE SEXUAL INTRUSION OR SEXUAL PENETRATION DOES NOT CONSTITUTE A DEFENSE TO THE OFFENSE.

(4) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "CONSENT" HAS THE SAME MEANING AS SET FORTH IN SECTION 18-3-401 (1.5).

(b) (I) "EDUCATOR" MEANS A PERSON EMPLOYED AT THE SAME SCHOOL THE STUDENT ATTENDS AT THE TIME OF THE SEXUAL CONTACT AND WHO:

(A) INSTRUCTS STUDENTS AT THAT SCHOOL;

(B) ADMINISTERS, DIRECTS, OR SUPERVISES THE EDUCATIONAL INSTRUCTION PROGRAM OR A PORTION THEREOF;

(C) PROVIDES HEALTH OR EDUCATIONAL SUPPORT SERVICES DIRECTLY TO STUDENTS OF THE SCHOOL; OR

(D) COACHES STUDENTS OF THE SCHOOL.

(II) "EDUCATOR" DOES NOT INCLUDE ANOTHER STUDENT AT THE SCHOOL WHERE THE EDUCATOR IS EMPLOYED.

(c) "SCHOOL" MEANS ANY INSTITUTION THAT INSTRUCTS PERSONS IN ANY OF GRADES PRESCHOOL THROUGH TWELVE BUT DOES NOT INCLUDE ANY POSTSECONDARY SCHOOL.

(d) "SEXUAL INTRUSION" HAS THE SAME MEANING AS SET FORTH IN SECTION 18-3-401 (5).

(e) "SEXUAL PENETRATION" HAS THE SAME MEANING AS SET FORTH IN SECTION 18-3-401 (6).

(f) "STUDENT" MEANS ANY PERSON ENROLLED IN A SCHOOL WHERE THE EDUCATOR IS EMPLOYED AT THE TIME OF THE INCIDENT, BUT DOES NOT INCLUDE ANOTHER STUDENT.

(5) SCHOOLS SHALL ADVISE ALL EDUCATORS OF THE PROHIBITIONS IN THIS SECTION.

SECTION 5. In Colorado Revised Statutes, **add 18-8-410** as follows:

18-8-410. Abuse of public trust by an educator - definitions.

(1) ANY EDUCATOR WHO KNOWINGLY SUBJECTS A STUDENT TO ANY SEXUAL INTRUSION OR SEXUAL PENETRATION COMMITS ABUSE OF PUBLIC TRUST BY AN EDUCATOR IF THE STUDENT IS AT LEAST EIGHTEEN YEARS OF AGE AND THE EDUCATOR IS MORE THAN FOUR YEARS OLDER THAN THE STUDENT AND IS NOT

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THE STUDENT'S SPOUSE.

(2) ABUSE OF PUBLIC TRUST BY AN EDUCATOR IS A CLASS 1 MISDEMEANOR.

(3) CONSENT BY THE STUDENT TO THE SEXUAL INTRUSION OR SEXUAL PENETRATION DOES NOT CONSTITUTE A DEFENSE TO THE OFFENSE.

(4) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "CONSENT" HAS THE SAME MEANING AS SET FORTH IN SECTION 18-3-401 (1.5).

(b) (I) "EDUCATOR" MEANS A PERSON EMPLOYED AT THE SAME SCHOOL THE STUDENT ATTENDS AT THE TIME OF THE SEXUAL CONTACT AND WHO:

(A) INSTRUCTS STUDENTS AT THAT SCHOOL;

(B) ADMINISTERS, DIRECTS, OR SUPERVISES THE EDUCATIONAL INSTRUCTION PROGRAM OR A PORTION THEREOF;

(C) PROVIDES HEALTH OR EDUCATIONAL SUPPORT SERVICES DIRECTLY TO STUDENTS OF THE SCHOOL; OR

(D) COACHES STUDENTS OF THE SCHOOL.

(II) "EDUCATOR" DOES NOT INCLUDE ANOTHER STUDENT AT THE SCHOOL WHERE THE EDUCATOR IS EMPLOYED.

(c) "SCHOOL" MEANS ANY INSTITUTION THAT INSTRUCTS PERSONS IN ANY OF GRADES PRESCHOOL THROUGH TWELVE BUT DOES NOT INCLUDE ANY POSTSECONDARY SCHOOL.

(d) "SEXUAL INTRUSION" HAS THE SAME MEANING AS SET FORTH IN SECTION 18-3-401 (5).

(e) "SEXUAL PENETRATION" HAS THE SAME MEANING AS SET FORTH IN SECTION 18-3-401 (6).

(f) "STUDENT" MEANS ANY PERSON ENROLLED IN A SCHOOL WHERE THE EDUCATOR IS EMPLOYED AT THE TIME OF THE INCIDENT, BUT DOES NOT INCLUDE ANOTHER STUDENT.

(5) SCHOOLS SHALL ADVISE ALL EDUCATORS OF THE PROHIBITIONS IN THIS SECTION.

SECTION 6. In Colorado Revised Statutes, 18-1.3-501, **amend** (3)(b)(VI) and (3)(b)(VII); and **add** (3)(b)(VIII) as follows:

18-1.3-501. Misdemeanors classified - drug misdemeanors and drug petty offenses classified - penalties - legislative intent - definitions.

(3) (b) Misdemeanors that present an extraordinary risk of harm to society shall include the following:

(VI) Misdemeanor invasion of privacy for sexual gratification, as described in section 18-3-405.6; and

(VII) False reporting of an emergency, as described in section 18-8-111; AND

(VIII) ABUSE OF PUBLIC TRUST BY AN EDUCATOR, AS DESCRIBED IN SECTION 18-8-410.

SECTION 7. Act subject to petition - effective date - applicability.

(1) This act takes effect upon passage; except that sections 4 and 6 of this act only takes effect if Senate Bill 21-271 does not become law and section 5 of this act only takes effect if Senate Bill 21-271 becomes law, and either sections 4 and 6 or section 5 take effect upon the effective date of this act; 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 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) This act applies to offenses committed on or after the applicable effective date of this act."

Page 8, strike lines 1 through 10.

Senate Committee:
(signed)
Sen. Zenzinger, Chair
Sen. Winter
Sen. Hisey

House Committee:
(signed)
Rep. Weissman, Chair
Rep. Larson
Rep. Woodrow

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INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

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| | The following bills were read by title and referred to the committees indicated: | 4 |
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| HB21-1065 | by Representative(s) Ortiz and Carver; also Senator(s) Garcia and Gardner--Concerning the authority of a private employer to adopt a veterans' preference employment policy when hiring new employees. | 7 |
| | State, Veterans, & Military Affairs | 8 |
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| HB21-1189 | by Representative(s) Benavidez and Valdez A.; also Senator(s) Gonzales and Moreno--Concerning additional public health protections in relation to the emission of air toxics, and, in connection therewith, making an appropriation. | 13 |
| | Finance | 14 |
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| HB21-1233 | by Representative(s) Roberts and Will; also Senator(s) Donovan and Winter--Concerning modifications to the requirements for claiming an income tax credit for the donation of a perpetual conservation easement, and, in connection therewith, making an appropriation. | 19 |
| | Finance | 20 |
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| HB21-1254 | by Representative(s) Valdez A. and Larson; also Senator(s) Winter and Priola--Concerning regulation related to the ownership of a vehicle, and, in connection therewith, making an appropriation. | 25 |
| | Finance | 26 |
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| HB21-1280 | by Representative(s) Woodrow and Gonzales-Gutierrez; also Senator(s) Lee and Rodriguez--Concerning measures to assist defendants in securing release from jail through the bonding process, and, in connection therewith, making an appropriation. | 31 |
| | State, Veterans, & Military Affairs | 32 |
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| HB21-1281 | by Representative(s) Cutter and Will; also Senator(s) Pettersen--Concerning the creation of the community behavioral health disaster preparedness and response program in the department of public health and environment to ensure behavioral health is adequately represented within disaster preparedness and response efforts across the state, and, in connection therewith, making an appropriation. | 37 |
| | State, Veterans, & Military Affairs | 38 |
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| HB21-1282 | by Representative(s) Weissman; also Senator(s) Gonzales--Concerning additional consumer protections resulting from the regulation of mortgage servicers, and, in connection therewith, making an appropriation. | 45 |
| | Finance | 46 |
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| HB21-1289 | by Representative(s) Kennedy and Baisley, Titone; also Senator(s) Bridges and Priola--Concerning broadband deployment, and, in connection therewith, codifying the Colorado broadband office in the office of information technology; creating the digital inclusion grant program, the broadband stimulus grant program, and the interconnectivity grant program; and making an appropriation. | 51 |
| | Business, Labor, & Technology | 52 |
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| HB21-1290 | by Representative(s) Esgar and Will; also Senator(s) Fenberg and Rankin--Concerning funding to provide just transition for coal transition workers and coal transition communities, and, in connection therewith, making an appropriation. | 59 |
| | Business, Labor, & Technology | 60 |
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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB21-1059, 1067, 1084, 1103, 1116, 1117, 1133, 1143, 1173, 1217, 1224, 1227, 1231, 1256.

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Friday, May 21, 2021.

Approved:

Kerry Donovan
President *Pro Tempore* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

98th Legislative Day Friday, May 21, 2021

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| Prayer | By Minority Leader Holbert | 10 |
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| Call to Order | By the President <i>Pro Tempore</i> at 9:00 a.m. | 13 |
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| Roll Call | Present--34 | 16 |
| | Excused--1, Garcia | 17 |
| | Remote--3, Coram, Pettersen, Scott | 18 |
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| Quorum | The President <i>Pro Tempore</i> announced a quorum present. | 20 |
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| Pledge | By Senator Liston | 22 |
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| Reading of the Journal | On motion of Senator Simpson, reading of the Journal of Thursday, May 20, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 24 |
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SENATE SERVICES REPORT

Correctly Printed: SB21-284. 31
Correctly Engrossed: SB21-242, 252, 263, and 270; SJR21-020. 32
Correctly Reengrossed: SB21-087, 259, 261, and 262. 33
Correctly Revised: HB21-1050, 1109, 1121, 1140, 1225, 1239, 1243, 1245, 1248, 1267, 1274, 1277, 1287, and 1291. 34
Correctly Enrolled: SB21-035. 35

COMMITTEE OF REFERENCE REPORTS

| | | |
|---------------------------------|---|----|
| 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: | 44 |
| | | 45 |
| | | 46 |

MEMBERS OF THE
 COLORADO TOURISM OFFICE BOARD OF DIRECTORS

| | | |
|--|---|----|
| | for a term expiring June 1, 2022: | 50 |
| | | 51 |
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| | Alexander John Boian of Erie, Colorado, to serve as an at large member from tourism based industries, and occasioned by the resignation of Kieran Cain of Lafayette, Colorado, appointed; | 53 |
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| | for terms expiring June 1, 2024: | 57 |
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| | Robert Stinchcomb of Lafayette, Colorado, to serve as a representative of the ski industry, reappointed; | 59 |
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| | Wanda James of Denver, Colorado, to serve as a representative of the tourism-related retail industry, and small business, reappointed; | 62 |
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| | Laura Valdez of Fort Collins, Colorado, to serve as a representative of private travel attractions and casinos, appointed. | 65 |
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Judiciary After consideration on the merits, the Committee recommends that **HB21-1215** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 9, line 13, strike "2026." and substitute "2027."

Page 12, line 2, strike "2026." and substitute "2027."

Page 12, line 6, strike "(27)(a)(XVIII)" and substitute "(28)(a)(V)".

Page 12, line 13, strike "(27)" and substitute "(28)".

Page 12, line 14, strike "2026:" and substitute "2027:"

Page 12, line 15, strike "(XVIII)" and substitute "(V)".

Judiciary After consideration on the merits, the Committee recommends that **SB21-273** be **amended** as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, strike page 11.

Page 12, strike lines 1 through 14.

Renumber succeeding sections accordingly.

Page 13, line 11, after "2022;" insert "except that sections 1 and 7 of this act take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly;"

Judiciary After consideration on the merits, the Committee recommends that **HB21-1110** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 3, line 18, after the period add "LIABILITY FOR NONCOMPLIANCE AS TO CONTENT LIES WITH THE PUBLIC ENTITY OR STATE AGENCY THAT MANAGES THE CONTENT. LIABILITY FOR NONCOMPLIANCE OF THE PLATFORM HOSTING THE CONTENT LIES WITH THE PUBLIC ENTITY OR STATE AGENCY THAT MANAGES THE PLATFORM."

Judiciary After consideration on the merits, the Committee recommends that **HB21-1194** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 9, after line 19 insert:

"(10) A COUNTY MAY APPROPRIATE LOCAL OR STATE FUNDS TO IMPLEMENT ITS OWN IMMIGRATION LEGAL DEFENSE FUND, PARTNER WITH A LOCAL IMMIGRATION LEGAL DEFENSE FUND, OR PARTNER WITH THE ADMINISTRATOR TO ENHANCE THE EFFECTIVENESS OF THE IMMIGRATION LEGAL DEFENSE FUND."

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:

MEMBER OF THE
COAL MINE BOARD OF EXAMINERS

for a term expiring July 1, 2024:

Nicholas Aromando of Steamboat Springs, Colorado, to serve as a coal mine owner, operator, or manager engaged in underground mining and engineer experienced in coal mining, and occasioned by the resignation of John Carral Poulos, P.E. of Paonia, Colorado, appointed.

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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:

MEMBERS OF THE
GROUND WATER COMMISSION

for a term expiring May 1, 2023:

Jason Ryan Crane of Springfield, Colorado, to serve as a resident agriculturalist from the Southern High Plains, occasioned by the resignation of Blake Austin Gourley of Springfield, Colorado, appointed;

for a term expiring May 1, 2024:

Timothy Paulter of Stratton, Colorado, a resident agriculturist from the Northern High Plains Basin, appointed;

James M. Noble of Denver, Colorado, to serve as a representative of municipal or industrial users, reappointed;

Angela Beth Fowler of Glenwood Springs, Colorado, to serve as a representative of western slope municipal or industrial users, 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:

HB21-1245 by Representative(s) Sullivan; also Senator(s) Ginal and Hisey--Concerning the inclusion of on-track equipment in certain safety provisions that regulate railroad crossings.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

HB21-1291 by Representative(s) Van Winkle and Exum; also Senator(s) Winter and Priola-- Concerning allowing an agent of an insurer to obtain certain branded titles for vehicles that have been declared a total loss.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Smallwood.

SB21-263 by Senator(s) Zenzinger and Smallwood; also Representative(s) Bird and Van Winkle-- Concerning the regulation of outdoor advertising.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 33 | NO | 1 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Moreno.

HB21-1140 by Representative(s) Titone; also Senator(s) Coram--Concerning the elimination of costs associated with living organ donation for a living organ donor, 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 | 4 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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, Hansen, Hisey, Jaquez Lewis, Moreno, Sonnenberg, Story, and Zenzinger.

HB21-1225 by Representative(s) Bird and Will; also Senator(s) Bridges and Kirkmeyer--Concerning the electronic recording technology board, and, in connection therewith, delaying the board's repeal and sunset review so that the board may continue making grants to counties, extending the filing surcharge collected by county clerk and recorders on behalf of the board, expanding the scope of allowable grants, and extending reporting requirements.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 31 | NO | 3 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Moreno.

HB21-1287 by Representative(s) Gonzales-Gutierrez and Soper; also Senator(s) Gonzales--Concerning measures related to permitting parties to certain proposed legal relationships under title 14, Colorado Revised Statutes, 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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Moreno, and Simpson.

HB21-1277 by Representative(s) Valdez D. and Will; also Senator(s) Liston and Pettersen--Concerning definitions for reimbursement of final disposition expenses of eligible assistance recipients.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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 Moreno.

HB21-1243 by Representative(s) Will and Valdez D.; also Senator(s) Donovan and Rankin--Concerning the establishment of funding for the program to reintroduce and manage gray wolves in the state from sources other than hunting and fishing license fees.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 29 | NO | 5 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cooke, Coram, Fenberg, Ginal, Gonzales, Hisey, Jaquez Lewis, Kirkmeyer, Priola, Scott, Simpson, Sonnenberg, Story, and Winter.

SB21-270 by Senator(s) Bridges and Hisey; also Representative(s) Valdez A. and Larson--Concerning an increase in the alcohol beverage production limits for a retail establishment licensed to produce alcohol beverages on its premises.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cooke, Fenberg, Gardner, Holbert, Jaquez Lewis, Lee, Lundeen, Moreno, Priola, Rankin, Scott, Simpson, Smallwood, Sonnenberg, Winter, and Woodward.

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:

HB21-1121 by Representative(s) Jackson and Jodeh, Caraveo, Weissman, Sirota; also Senator(s) Gonzales, Story--Concerning protections for residential tenants related to actions by landlords.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 19 | NO | 15 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | N | | |

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, Jaquez Lewis, Moreno, Pettersen, and Winter.

HB21-1267 by Representative(s) Lontine and Larson; also Senator(s) Hisey and Story--Concerning a board of county commissioners' optional delegation of the administrative duty to certify mill levies.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

SB21-242 by Senator(s) Gonzales and Pettersen; also Representative(s) Gonzales-Gutierrez and Woodrow--Concerning the expansion of the allowable uses of the housing development grant 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 | 20 | NO | 14 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Fenberg, Fields, Jaquez Lewis, Lee, Moreno, Story, Winter, and Zenzinger.

HB21-1274 by Representative(s) Titone; also Senator(s) Zenzinger and Hisey--Concerning the beneficial use of unused state-owned real property, and, in connection therewith, directing the department of personnel to inventory such property and use such property to promote affordable housing, child care, public schools, residential mental and behavioral health care, and renewable energy development.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Priola, Simpson, Sonnenberg, and Winter.

HB21-1050 by Representative(s) Gray and Van Winkle; also Senator(s) Bridges and Cooke-- Concerning the "Workers' Compensation Act of Colorado", and, in connection therewith, making changes that affect the timely payment of benefits, guardian ad litem and conservator services, benefit offsets related to the receipt of federal disability or retirement benefits, the reduction of benefits based on apportionment, the selection of independent medical examiners, limits on temporary disability and permanent partial disability payments, the withdrawal of admissions of liability, mileage expense reimbursement, the authority of prehearing administrative law judges, the reopening of permanent total disability awards, and petitions for review and appeals of orders.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 32 | NO | 2 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Hansen, Lee, Moreno, and Winter.

HB21-1109 by Representative(s) Titone and Soper; also Senator(s) Bridges and Coram--Concerning the broadband deployment board, and, in connection therewith, moving the board from the department of regulatory agencies to the office of information technology, modifying the composition of the board, requiring the board to develop a request for proposal process for deploying broadband into critically unserved areas in the state, requiring the board to give additional consideration to proposed projects that would include discounted service for low-income households, and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 30 | NO | 4 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | N | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

HB21-1248 by Representative(s) Amabile; also Senator(s) Story and Hisey--Concerning updating the provisions of the "Colorado Children's Trust Fund 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 | 30 | NO | 4 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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, Ginal, Gonzales, Hansen, Kolker, Lee, Moreno, Pettersen, Priola, Winter, and Zenzinger.

SB21-252 by Senator(s) Fenberg and Holbert; also Representative(s) Titone and Lontine--Concerning the establishment of a state grant program to promote projects in commercial centers throughout the state that will revitalize community spaces 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Ginal, Gonzales, Hansen, Lee, Liston, Moreno, Pettersen, Rodriguez, Story, Winter, and Zenzinger.

(For further action, see Reconsideration of SB21-252.)

RECONSIDERATION OF SB21-252

SB21-252 by Senator(s) Fenberg and Holbert; also Representative(s) Titone and Lontine--Concerning the establishment of a state grant program to promote projects in commercial centers throughout the state that will revitalize community spaces and, in connection therewith, making an appropriation.

Having voted on the prevailing side, Minority Leader Holbert moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **SB21-252**.

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:

SB21-252 by Senator(s) Fenberg and Holbert; also Representative(s) Titone and Lontine--Concerning the establishment of a state grant program to promote projects in commercial centers throughout the state that will revitalize community spaces 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cooke, Jaquez Lewis, Lundeen, Priola, and Sonnenberg.

HB21-1239 by Representative(s) Kipp and Boesenecker; also Senator(s) Rodriguez--Concerning adding protections for consumers who purchase certain items, and, in connection therewith, establishing requirements regarding the execution and enforcement of dating service contracts and automatic renewal contracts.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Gonzales, Moreno, and Pettersen.

COMMITTEE OF REFERENCE REPORTS

Appropriations After consideration on the merits, the Committee recommends that **HB21-1024** 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 27, strike "\$27,887" and substitute "\$45,887".

Page 7, line 7, strike "and".

Page 7, line 8, strike "services." and substitute "services; and (c) \$18,000 for DRIVES maintenance and support."

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|----------------|--|----------------------------|
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1027 be referred to the Committee of the Whole with favorable recommendation. | 1 2 3 4 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1064 be referred to the Committee of the Whole with favorable recommendation. | 5 6 7 8 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1141 be referred to the Committee of the Whole with favorable recommendation. | 9 10 11 12 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1181 be referred to the Committee of the Whole with favorable recommendation. | 13 14 15 16 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1201 be referred to the Committee of the Whole with favorable recommendation. | 17 18 19 20 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1206 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 HB21-1242 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 26 27 28 29 |
| | Amend reengrossed bill, page 6, before line 21 insert: | 30 31 |
| | "SECTION 3. Appropriation. (1) For the 2021-22 state fiscal year, \$101,333 is appropriated to the department of agriculture for use by the commissioner's office and administrative services This appropriation is from the general fund. To implement this act, the office may use this appropriation as follows: | 32 33 34 35 36 |
| | (a) \$93,783 for personal services, which amount is based on an assumption that the office will require an additional 0.9 FTE; and | 37 38 |
| | (b) \$7,550 for operating expenses." | 39 40 |
| | ReNUMBER succeeding section accordingly. | 41 42 |
| | Page 1, line 103, strike "AGRICULTURE." and substitute "AGRICULTURE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION." | 43 44 45 46 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-234 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 SB21-235 be referred to the Committee of the Whole with favorable recommendation. | 51 52 53 54 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-245 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. | 55 56 57 58 59 |
| | Amend printed bill, page 13, after line 8 insert: | 60 61 |
| | "SECTION 9. Appropriation. (1) For the 2021-22 state fiscal year, \$181,849 is appropriated to the department of natural resources for use by the division of parks and wildlife. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows: | 62 63 64 65 |
| | (a) \$63,647 for state park operations, which amount is based on an assumption that the department will require an additional 0.4 FTE; and | 66 67 |
| | (b) \$118,202 for wildlife operations, which amount is based on an assumption that the department will require an additional 0.7 FTE." | 68 69 |

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 SB21-251 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 2 insert:

"SECTION 2. Appropriation. (1) For the 2021-22 state fiscal year, the general assembly anticipates that the department of labor and employment will expend \$1,500,000. This amount is from the family and medical leave insurance fund created in section 8-13.3-518, C.R.S., and is subject to the "(I)" notation as defined in the annual general appropriation act for the same fiscal year. The general assembly anticipates that the department will expend this amount as follows:

(a) \$1,162,202 for use by the family and medical leave division for program costs, which amount is based on an assumption that the division will require an additional 6.0 FTE;

(b) \$231,920 for the purchase of information technology services; and

(c) \$105,878 for the purchase of legal services.

(2) For the 2021-22 state fiscal year, \$231,920 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 labor and employment identified in 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 labor and employment.

(3) For the 2021-22 state fiscal year, \$105,878 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of labor and employment identified in subsection (1)(c) of this section, and is based on an assumption that the department of law will require an additional 0.6 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of labor and employment."

Renumber succeeding section accordingly.

Page 1, line 104, strike "PROGRAM." and substitute, "PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB21-255 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 6 insert:

"SECTION 2. Appropriation. For the 2021-22 state fiscal year, \$100,000 is appropriated to the department of education. This appropriation is from the general fund. To implement this act, the department may use this appropriation for the menstrual hygiene product accessibility grant program."

Renumber succeeding section accordingly.

Page 1, line 102, strike "STUDENTS." and substitute "STUDENTS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB21-257 be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that HB21-1232 be referred to the Committee of the Whole with favorable recommendation.

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Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB21-234, SB21-245, and HB21-1206 were made Special Orders -- Consent Calendar at 10:37 a.m.

Committee of the Whole

The hour of 10:37 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:

SB21-234 by Senator(s) Jaquez Lewis and Sonnenberg; also Representative(s) Cutter and Holtorf-- Concerning creation of the agriculture and drought resiliency fund, and, in connection therewith, transferring money from the general fund to the fund and making an appropriation.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, May 14, page(s) 926 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-245 by Senator(s) Donovan and Rankin, Hisey; also Representative(s) McCluskie and Will, Catlin, Esgar, McLachlan, Roberts--Concerning backcountry search and rescue services in Colorado, and, in connection therewith, making an appropriation.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, May 13, page(s) 911 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 21, page(s) 1057-1058 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB21-1206 by Representative(s) Larson and Valdez A.; also Senator(s) Moreno and Coram-- Concerning the protection of critical services through the creation of sustainable medicaid transportation safety requirements, and, in connection therewith, making and reducing an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, May 13, page(s) 911 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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**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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-234 as amended, SB21-245 as amended; HB21-1206 as amended

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1024, HB21-1064, HB21-1141, HB21-1181, HB21-1201, HB21-1242, SB21-235, SB21-251, SB21-255, SB21-257, and HB21-1028 were made Special Orders at 10:43 a.m.

Committee of the Whole The hour of 10:43 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 had been considered and action taken thereon as follows:

HB21-1024 by Representative(s) Snyder and Van Winkle; also Senator(s) Winter and Priola-- Concerning requirements relating to the transfer of an off-highway vehicle, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 21, page(s) 1056 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1064 by Representative(s) Benavidez and Amabile; also Senator(s) Rodriguez--Concerning the implementation of recommendations from the legislative oversight committee concerning the treatment of persons with mental health disorders in the criminal and juvenile justice systems regarding juveniles who have committed sex offenses, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

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HB21-1141 by Representative(s) Hooton and Valdez A.; also Senator(s) Bridges--Concerning the creation of a license plate for plug-in electric motor vehicles, and, in connection therewith, making an appropriation.

Amendment No. 1(L.006), by Senator Bridges.

Amend printed bill, page 5, after line 15, insert:

"SECTION 4. In Colorado Revised Statutes, **add 42-3-255** as follows:
42-3-255. Electric vehicle license plates. (1) THE ELECTRIC VEHICLE LICENSE PLATE IS HEREBY ESTABLISHED. ON OR AFTER JANUARY 1, 2022, THE DEPARTMENT SHALL DESIGN THE PLATE TO INDICATE THAT THE MOTOR VEHICLE TO WHICH THE PLATE IS ATTACHED IS AN ELECTRIC MOTOR VEHICLE.

(2) (a) UPON REGISTERING AN ELECTRIC MOTOR VEHICLE, THE DEPARTMENT SHALL ISSUE ELECTRIC VEHICLE LICENSE PLATES FOR THE MOTOR VEHICLE UNLESS THE OWNER ELECTS TO USE DIFFERENT LICENSE PLATES IN ACCORDANCE WITH SUBSECTION (2)(b) OF THIS SECTION. AN OWNER THAT IS ISSUED THE PLATES SHALL DISPLAY THE PLATES ON THE ELECTRIC MOTOR VEHICLE IN ACCORDANCE WITH SECTION 42-3-202.

(b) THE OWNER OF THE ELECTRIC MOTOR VEHICLE MAY ELECT TO USE DIFFERENT LICENSE PLATES ISSUED UNDER THIS ARTICLE 3 OR THE RULES PROMULGATED UNDER THIS ARTICLE 3, NOT INCLUDING THE LICENSE PLATES ISSUED IN ACCORDANCE WITH SECTION 42-3-203. IF THIS ARTICLE 3 OR THE RULES PROMULGATED UNDER THIS ARTICLE 3 REQUIRE DIFFERENT LICENSE PLATES TO BE ISSUED FOR A MOTOR VEHICLE, THE DEPARTMENT SHALL ISSUE THE DIFFERENT LICENSE PLATES FOR THE MOTOR VEHICLE. IF AN ELECTRIC MOTOR VEHICLE IS NOT ISSUED ELECTRIC VEHICLE LICENSE PLATES, THE OWNER SHALL USE THE DECAL ISSUED IN SECTION 42-3-304 (25) TO IDENTIFY THE ELECTRIC MOTOR VEHICLE.

(3) EXCEPT AS PROVIDED IN SECTION 42-3-304 (25), THE AMOUNT OF THE TAXES AND FEES FOR THE ELECTRIC VEHICLE LICENSE PLATES ISSUED UNDER THIS SECTION IS THE SAME AS THE AMOUNT OF THE TAXES AND FEES FOR REGULAR MOTOR VEHICLE LICENSE PLATES.

(4) AN OWNER MAY APPLY FOR PERSONALIZED ELECTRIC VEHICLE LICENSE PLATES. UPON PAYMENT OF THE ADDITIONAL FEE REQUIRED BY SECTION 42-3-211 (6)(a) FOR PERSONALIZED LICENSE PLATES, THE DEPARTMENT MAY ISSUE THE PLATES IF THE APPLICANT COMPLIES WITH SECTION 42-3-211. IF AN APPLICANT HAS EXISTING PERSONALIZED LICENSE PLATES FOR A MOTOR VEHICLE, THE APPLICANT MAY TRANSFER THE COMBINATION OF LETTERS OR NUMBERS TO A NEW SET OF ELECTRIC VEHICLE LICENSE PLATES FOR THE ELECTRIC MOTOR VEHICLE UPON PAYING THE FEE REQUIRED BY SECTION 42-3-211 (6)(a) AND UPON TURNING IN THE EXISTING PLATES TO THE DEPARTMENT. AN OWNER THAT HAS OBTAINED PERSONALIZED LICENSE PLATES UNDER THIS SUBSECTION (4) MUST PAY THE ANNUAL FEE IMPOSED BY SECTION 42-3-211 (6)(b) FOR RENEWAL OF THE PERSONALIZED PLATES. THE FEES UNDER THIS SUBSECTION (4) ARE IN ADDITION TO ALL OTHER APPLICABLE TAXES AND FEES.

SECTION 5. In Colorado Revised Statutes, 42-3-304, **amend** (25)(b) as follows:

42-3-304. Registration fees - passenger and passenger-mile taxes - clean screen fund - definitions. (25) (b) The department of revenue shall create an electric vehicle decal, which an authorized agent shall give to each person who THAT pays the fee charged under subsection (25)(a) of this section AND THAT IS NOT ISSUED AN ELECTRIC VEHICLE LICENSE PLATE UNDER SECTION 42-3-255 FOR THE ELECTRIC MOTOR VEHICLE. The decal must be attached to the upper right-hand corner of the front windshield on the motor vehicle for which it was issued. If there is a change of vehicle ownership, the decal is transferable to the new owner."

ReNUMBER succeeding sections accordingly.

Page 5, strike line 27 and substitute:

"SECTION 7. Act subject to petition - effective date. (1) Except as otherwise provided in this section, this act".

Page 6, after line 8, add:

"(2) Sections 2 and 3 of this act take effect only if Senate Bill 21-260

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does not become law.

(3) Sections 4 and 5 of this act take effect only if Senate Bill 21-260 becomes law and takes effect either upon the effective date of this act or Senate Bill 21-260, whichever is later."

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1181 by Representative(s) McCormick and Will; also Senator(s) Simpson and Winter-- Concerning the creation of a voluntary soil health program, and, in connection therewith, making an appropriation.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, May 14, page(s) 925-926 and placed in members' bill files.)

Amendment No. 2(L.013), by Senator Winter.

Amend the Agriculture and Natural Resources Committee Report, dated May 13, 2021, page 2, lines 13 and 14, strike "COLORADO CONSERVATION BOARD, CREATED IN ARTICLE 60 OF TITLE 37," and substitute "STATE CONSERVATION BOARD, CREATED IN SECTION 35-70-103,".

Page 2, line 7, strike "BOARD".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1201 by Representative(s) Gonzales-Gutierrez and Tipper; also Senator(s) Gonzales--Concerning transparency of penal communications service providers in correctional facilities, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1242 by Representative(s) McLachlan; also Senator(s) Donovan--Concerning the creation of an agricultural drought and climate resilience office in the department of agriculture, and, in connection therewith, making an appropriation.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, May 14, page(s) 926-927 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 21, page(s) 1057 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB21-235 by Senator(s) Jaquez Lewis and Priola; also Representative(s) Bernett and McCormick-- Concerning additional funding for programs of the department of agriculture to support increased efficiency in agricultural operations, and, in connection therewith, making an appropriation.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, May 14, page(s) 927-928 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-251 by Senator(s) Winter and Moreno; also Representative(s) Gray and Caraveo--Concerning a loan from the general fund to the division of family and medical leave insurance for the purpose of implementing the state's paid family and medical leave program, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 21, page(s) 1058 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.

SB21-255 by Senator(s) Winter; also Representative(s) Herod and Titone--Concerning providing menstrual hygiene products at no expense to students, and, in connection therewith, making an appropriation.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, May 13, page(s) 922-923 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 21, page(s) 1058 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-257 by Senator(s) Zenzinger and Scott; also Representative(s) Benavidez and Van Winkle-- Concerning an exemption from motor vehicle registration requirements for certain special mobile machinery.

Ordered engrossed and placed on the calendar for third reading and final passage.

HB21-1028 by Representative(s) Bird and Rich; also Senator(s) Story and Woodward--Concerning the preparation by the division of housing within the department of local affairs of an annual public report that provides information on money administered by the state to promote the provision of affordable housing.

On request on Senator Gardner, the bill was read at length.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 19, page(s) 991 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**

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | E |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-235 as amended, SB21-251 as amended, SB21-255 as amended, SB21-257; HB21-1024 as amended, HB21-1064, HB21-1141 as amended, HB21-1181 as amended, HB21-1201, HB21-1242 as amended, HB21-1028 as amended

CHANGE IN SPONSORSHIP

Upon announcement of President *Pro Tempore* Donovan, Senator Priola was added as a Senate joint prime sponsor on SB21-235 with Senator Jaquez Lewis.

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB21-190 and SB21-200) of Friday, May 21, was laid over until Monday, May 24, retaining its place on the calendar.

MESSAGE FROM THE HOUSE

May 21, 2021

Mr. President:

The House has voted to concur in the Senate amendments to HB21-1015, 1235, 1011, 1122, 1211, 1272, 1142, 1006, 1180, and 1219 and has repassed the bills as so amended.

The House has adopted and returns herewith SJR21-018.

MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

May 10, 2021

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, 2025:

Rick Palacio of Denver, Colorado, a Democrat and a resident of the First Congressional District, appointed;

Craig Alan Hughes of Edwards, Colorado, a Democrat and a resident of the Third Congressional District, and west of the continental divide, appointed;

Brenda J. May of Lamar, Colorado, an Unaffiliated and a resident of the Fourth Congressional District, and representing agricultural interests, appointed;

Antonio Felipe Rosendo of Colorado Springs, Colorado, a Democrat and a resident of the Fifth Congressional District, appointed;

Patricia Glaser Imhoff of Greenwood Village, Colorado, a Democrat and a resident of the Sixth Congressional District, appointed;

Thomas Mitchell Lee of Greenwood Village, Colorado, a Republican and a resident of the

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Sixth Congressional District, appointed;

Carrie Nicole Curtiss of Golden, Colorado, a Democrat and a resident of the Seventh Congressional District, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 5/10/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Agriculture and Natural Resources

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

HB21-1283 by Representative(s) Ricks and Hooton; also Senator(s) Fields--Concerning measures to address consumer protection concerns regarding vehicle towing.
Business, Labor, & Technology

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

SB21-285 by Senator(s) Rodriguez and Smallwood; also Representative(s) Mullica and Van Winkle-- Concerning the occupational accident insurance coverage that independent contractors of carriers may acquire pursuant to standards set by the division of insurance.
Business, Labor, & Technology

COMMITTEE OF REFERENCE REPORTS

Agriculture & Natural Resources CORRECTED REPORT: 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
GROUND WATER COMMISSION

for a term expiring May 1, 2023:

Jason Ryan Crane of Springfield, Colorado, to serve as a resident agriculturalist from the Southern High Plains, occasioned by the resignation of Blake Austin Gourley of Springfield, Colorado, appointed;

for a term expiring May 1, 2024:

Timothy Paulter of Stratton, Colorado, a resident agriculturist from the Northern High Plains Basin, appointed.

Agriculture & Natural Resources CORRECTED REPORT: 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, 2024:

James M. Noble of Denver, Colorado, to serve as a representative of municipal or industrial users, reappointed;

Angela Beth Fowler of Glenwood Springs, Colorado, to serve as a representative of western slope municipal or industrial 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
PARKS AND WILDLIFE COMMISSION

for terms expiring July 1, 2024:

Duke Phillips IV of Colorado Springs, Colorado, as a representative of agriculture, appointed;

Dallas Laverne May of Lamar, Colorado, as a representative of agriculture, 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 confirmed:

MEMBER OF THE
PARKS AND WILDLIFE COMMISSION

for a term expiring July 1, 2024:

James Jay Tutchton of Hasty, Colorado, as a representative of a non-profit organization that promotes conservation and recognizes non-consumptive wildlife use, appointed.

**MEMORANDUM REPORT FROM THE HOUSE AND SENATE
COMMITTEES ON DELAYED BILLS**

Pursuant to Joint Rule 23 (c), the House and Senate Committees on Delayed Bills, acting jointly, extend the following deadline for Senate Bill 21-268, Concerning Public School Finance:

The Wednesday, May 26, 2021, deadline 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 Saturday, June 12, 2021 (the 120th legislative day).

This memorandum shall be printed in the journal of each house as is required by Joint Rule 23 (c).

(signed)

Representative Garnett
Speaker of the House of Representatives

Senator Garcia
President of the Senate

Representative Esgar
House Majority Leader

Senator Fenberg
Senate Majority Leader

Representative McKean
House Minority Leader

Senator Holbert
Senate Minority Leader

Journal Correction:

May 20, Day 97:

Page 1042, Line 50 & 51: Removed duplicate committee of reference report language.

On motion of Majority Leader Fenberg, the Senate adjourned until 10:00 a.m., Monday, May 24, 2021.

Approved:

Kerry Donovan
President *Pro Tempore* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

101st Legislative Day Monday, May 24, 2021

Prayer By Senator Fields

Call to Order By the President at 10:00 a.m.

Roll Call Present--34
 Excused--1, Danielson
 Present later--1, Danielson

Quorum The President announced a quorum present.

Pledge By Senator Buckner

Reading of the Journal On motion of Senator Coleman, reading of the Journal of Friday, May 21, 2021, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB21-285.
Correctly Engrossed: SB21-234, 235, 245, 251, 255, and 257.
Correctly Reengrossed: SB21-242, 252, 263, and 270.
Correctly Revised: HB21-1024, 1028, 1064, 1141, 1181, 1201, 1206, and 1242.
Correctly Rerevised: HB21-1050, 1109, 1121, 1140, 1225, 1239, 1243, 1245, 1248, 1267, 1274, 1277, 1287, and 1291.

COMMITTEE OF REFERENCE REPORTS

Appropriations After consideration on the merits, the Committee recommends that **HB21-1214** be **referred** to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB21-1268** 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 **SB21-176** 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 May 6, 2021, page 14, after line 28 insert:

"SECTION 13. Appropriation. (1) For the 2021-22 state fiscal year, \$539,292 is appropriated to the department of corrections for use by support services. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$493,992 for personal services related to the personnel subprogram, which amount is based on an assumption that the department will require an additional 6.0 FTE;

(b) \$3,000 for operating expenses related to the personnel subprogram;

(c) \$37,200 for personnel start-up related to the personnel subprogram;
 (d) \$2,700 for operating expenses related to the communications subprogram; and
 (d) \$2,400 for operating expenses related to the information systems subprogram.

(2) For the 2021-22 state fiscal year, \$71,905 is appropriated to the department of education for use by management and administration. This appropriation is from the general fund 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 general department and program administration.

(3) For the 2021-22 state fiscal year, \$134,823 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) \$44,941 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 0.5 FTE; and

(b) \$89,882 for use by the office of information technology for central administration, which amount is based on an assumption that the office will require an additional 1.0 FTE.

(4) For the 2021-22 state fiscal year, \$22,471 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 0.5 FTE. To implement this act, the office may use this appropriation for personal services.

(5) For the 2021-22 state fiscal year, the general assembly anticipates that the department of health care policy and financing will receive \$22,470 in federal funds for use by the executive director's office for personal services to implement this act. The appropriation in subsection (4) 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.

(6) For the 2021-22 state fiscal year, \$449,410 is appropriated to the department of human services 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 5.0 FTE. To implement this act, the office may use this appropriation for personal services.

(7) For the 2021-22 state fiscal year, \$449,410 is appropriated to the judicial department. This appropriation is from the general fund. To implement this act, the office may use this appropriation as follows:

(a) \$334,728 for use by courts administration for general courts administration, which amount is based on an assumption that courts administration will require an additional 4.0 FTE;

(b) \$24,800 for use by courts administration for capital outlay related to central appropriations; and

(c) \$89,882 for use by the office of the state public defender for personal services, which amount is based on an assumption that the office will require an additional 1.0 FTE.

(8) For the 2021-22 state fiscal year, \$107,858 is appropriated to the department of labor and employment 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 1.2 FTE. To implement this act, the office may use this appropriation for personal services.

(9) For the 2021-22 state fiscal year, \$401,180 is appropriated to the department of law. This appropriation consists of \$44,941 from the general fund and \$356,239 from reappropriated funds received from the department of personnel under subsection (11)(d) of this section and from the department of regulatory agencies under subsection (14)(d) of this section. To implement this act, the department may use this appropriation as follows:

(a) \$44,941 from the general fund for use by administration for personal services, which amount is based on an assumption that the department will require an additional 0.5 FTE; and

(b) \$356,239 from reappropriated funds received from and to provide legal services for the department of personnel and the department of regulatory agencies under subsections (11)(d) and (14)(d) of this section, which amount is based on an assumption that the department will require an additional 2.0 FTE.

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(10) For the 2021-22 state fiscal year, \$134,823 is appropriated to the department of natural resources 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 1.5 FTE. To implement this act, the office may use this appropriation for personal services.

(11) For the 2021-22 state fiscal year, \$630,465 is appropriated to the department of personnel. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$52,967 for use by risk management services for personal services, which amount is based on an assumption that the department will require an additional 0.9 FTE;

(b) \$7,550 for use by risk management services for operating expenses;

(c) \$58,460 for use by the state personnel board for personal services, which amount is based on an assumption that the board will require an additional 0.6 FTE; and

(d) \$511,488 for the purchase of legal services, which amount consists of \$340,288 for the purchase of legal services from the department of law and \$171,200 for the purchase of legal services from outside council.

(12) For the 2021-22 state fiscal year, \$125,835 is appropriated to the department of public health and environment for use by administration and support. This appropriation is from the general fund and is based on an assumption that the department will require an additional 1.4 FTE. To implement this act, the department may use this appropriation for personal services related to administration.

(13) For the 2021-22 state fiscal year, \$161,788 is appropriated to the department of public safety 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 1.8 FTE. To implement this act, the office may use this appropriation for personal services related to administration.

(14) For the 2021-22 state fiscal year, \$652,879 is appropriated to the department of regulatory agencies. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$44,941 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 0.5 FTE;

(b) \$491,487 for use by the civil rights division for personal services, which amount is based on an assumption that the division will require an additional 9.2 FTE;

(c) \$100,500 for use by the civil rights division for operating expenses; and

(d) \$15,951 for the purchase of legal services.

(15) For the 2021-22 state fiscal year, \$134,823 is appropriated to the department of revenue 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 1.5 FTE. To implement this act, the office may use this appropriation for personal services related to administration and support.

(16) For the 2021-22 state fiscal year, \$269,646 is appropriated to the department of transportation. This appropriation is from the state highway fund created in section 43-1-219, C.R.S., and is based on an assumption that the department will require an additional 3.0 FTE. To implement this act, the department may use this appropriation for administration."

Page 14 of the report, line 29, strike "13." and substitute "14."

Page 14 of the report, after line 40 insert:

"Page 1 of the bill, line 102, strike "PRACTICES." and substitute "PRACTICES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-258** 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 **SB21-284** be referred to the Committee of the Whole with favorable recommendation.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, HB21-1230, 1269, and 1312.

**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:

SB21-234 by Senator(s) Jaquez Lewis and Sonnenberg; also Representative(s) Cutter and Holtorf-- Concerning creation of the agriculture and drought resiliency fund, and, in connection therewith, transferring money from the general fund to the fund 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Coram, Donovan, Fenberg, Garcia, Gardner, Ginal, Gonzales, Hisey, Kirkmeyer, Kolker, Liston, Moreno, Priola, Rankin, Scott, Simpson, and Story.

SB21-245 by Senator(s) Donovan and Rankin, Hisey; also Representative(s) McCluskie and Will, Catlin, Esgar, McLachlan, Roberts--Concerning backcountry search and rescue services 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Coram, Danielson, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Holbert, Jaquez Lewis, Kirkmeyer, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, and Woodward.

HB21-1206 by Representative(s) Larson and Valdez A.; also Senator(s) Moreno and Coram-- Concerning the protection of critical services through the creation of sustainable medicaid transportation safety requirements, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Ginal, Hansen, Kirkmeyer, Lee, Rankin, 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:

HB21-1164 by Representative(s) Esgar and Garnett; also Senator(s) Zenzinger and Fenberg-- Concerning reductions in the property tax credits that apply to school districts' total program mill levies for purposes of funding the "Public School Finance Act of 1994".

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 23 | NO | 12 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Fields, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Priola, Rankin, Story, and Winter.

HB21-1024 by Representative(s) Snyder and Van Winkle; also Senator(s) Winter and Priola-- Concerning requirements relating to the transfer of an off-highway 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 | 33 | NO | 2 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | N | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Rankin.

HB21-1064 by Representative(s) Benavidez and Amabile; also Senator(s) Rodriguez--Concerning the implementation of recommendations from the legislative oversight committee concerning the treatment of persons with mental health disorders in the criminal and juvenile justice systems regarding juveniles who have committed sex offenses, 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | N | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Gonzales, Lee, and Moreno.

HB21-1141 by Representative(s) Hooton and Valdez A.; also Senator(s) Bridges--Concerning the creation of a license plate for plug-in electric motor vehicles, 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Winter.

HB21-1181 by Representative(s) McCormick and Will; also Senator(s) Simpson and Winter-- Concerning the creation of a voluntary soil health 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Coram, Fenberg, Garcia, Ginal, Gonzales, Jaquez Lewis, Kolker, Moreno, Pettersen, Priola, and Sonnenberg.

HB21-1201 by Representative(s) Gonzales-Gutierrez and Tipper; also Senator(s) Gonzales--Concerning transparency of penal communications service providers 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, and Winter.

HB21-1242 by Representative(s) McLachlan; also Senator(s) Donovan--Concerning the creation of an agricultural drought and climate resilience office in the department of agriculture, and, in connection therewith, making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Donovan was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.008), by Senator Donovan.

Amend revised bill, page 4, line 10, strike "COLORADO WATER" and substitute "STATE".

Page 4, line 11, strike "37-60-102." and substitute "35-70-103 (1)(a).".

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Fenberg, Garcia, Gonzales, Hansen, Jaquez Lewis, Moreno, Priola, Story, and Winter.

SB21-235 by Senator(s) Jaquez Lewis and Priola; also Representative(s) Bernett and McCormick--Concerning additional funding for programs of the department of agriculture to support increased efficiency in agricultural 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 | 28 | NO | 7 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Donovan, Fenberg, Garcia, Ginal, Gonzales, Kolker, Moreno, Pettersen, Rodriguez, Simpson, and Winter.

SB21-251 by Senator(s) Winter and Moreno; also Representative(s) Gray and Caraveo--Concerning a loan from the general fund to the division of family and medical leave insurance for the purpose of implementing the state's paid family and medical leave 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 | 21 | NO | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Garcia, Jaquez Lewis, Kolker, Pettersen, and Story.

SB21-255

by Senator(s) Winter; also Representative(s) Herod and Titone--Concerning providing menstrual hygiene products at no expense to 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 | 12 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Fenberg, Garcia, Gonzales, Hansen, Jaquez Lewis, Kolker, Moreno, Pettersen, Story, and Zenzinger.

SB21-257

by Senator(s) Zenzinger and Scott; also Representative(s) Benavidez and Van Winkle--Concerning an exemption from motor vehicle registration requirements for certain special mobile machinery.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Hisey, Simpson, and Sonnenberg.

HB21-1028 by Representative(s) Bird and Rich; also Senator(s) Story and Woodward--Concerning the preparation by the division of housing within the department of local affairs of an annual public report that provides information on money administered by the state to promote the provision of affordable housing.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Kolker, Pettersen, Rankin, and Winter.

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB21-190 and SB21-200) of Monday, May 24, was laid over until Tuesday, May 25, retaining its place on the calendar.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SR21-006 by Senator(s) Garcia; --Concerning the approval by the Senate of the Senate President's appointment of Cole Wist to the Independent Ethics Commission.

On motion of Senator Fenberg, the resolution was **adopted** by the following roll call vote:

| YES | 34 | NO | 1 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Gonzales, Hansen, and Moreno.

CONSIDERATION OF RESOLUTIONS

SJR21-021 by Senator(s) Danielson; also Representative(s) Will--Concerning the general assembly's support of the state of Colorado's efforts to preserve the state's flora and fauna through the protection of wildlife habitat connectivity.

On motion of Senator Danielson, the resolution was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Donovan, Fenberg, Garcia, Ginal, Hansen, Jaquez Lewis, Kolker, Moreno, Pettersen, Priola, Story, Winter, and Zenzinger.

MESSAGE FROM THE HOUSE

May 24, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1269, amended as printed in House Journal, May 20, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1230 and 1312, amended as printed in House Journal, May 21, 2021.

MESSAGE FROM THE GOVERNOR

Friday, May 21, 2021

Colorado Senate
 The 73rd 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:

SB21-155 Limited Gaming Commission Member From Gaming Area
 Approved on Friday, May 21, 2021 at 2:20 P.M.

SB21-022 Notification Requirements For Health Care Policy And Financing Audit
 Approved on Friday, May 21, 2021 at 2:20 P.M.

SB21-162 Colorado Uniform Trust Code Part 5
 Approved on Friday, May 21, 2021 at 2:20 P.M.

SB21-191 Residency Requirement Western Colorado University Board
 Approved on Friday, May 21, 2021 at 2:20 P.M.

SB21-188 Ballot Access For Voters With Disabilities
 Approved on Friday, May 21, 2021 at 2:20 P.M.

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SB21-142 Health Care Access In Cases Of Rape Or Incest
Approved on Friday, May 21, 2021 at 2:20 P.M.

Sincerely,
(signed)
Jared Polis
Governor

May 21, 2021

The Honorable Colorado State Senate
General Assembly
State Capitol
200 E. Colfax Ave.
Denver, CO 80203

Dear Members of the Colorado State Senate:

Today, we filed with the Secretary of State Senate Bill 21-147, "Concerning the continuation of the regulation of Athletic Trainers by the Department of Regulatory Agencies." As I am neither signing nor vetoing Senate Bill 21-147 ("SB 21-147"), the bill will become law on May 22, 2021, at 12:01 a.m., and will take effect on the applicable effective date set out in the bill.

SB 21-147 continues the regulation of athletic trainers in the Department of Regulatory Agencies (DORA) until 2031, which is currently scheduled to be repealed on September 1, 2021. For background, athletic trainers are healthcare and wellness management professionals who work with athletes to prevent injury, recover from injury, and respond to any health-care-related issue that may occur at a sporting event. As of the end of the fiscal year 2018-19, there were 1,025 licensed athletic trainers in Colorado.

As I have written before, occupational licensing is often not superior to other forms of consumer protection. Licensing and registration fees, paired with coursework and other materials associated with credentialing, can lock people out of professions they would otherwise be qualified. Eliminating unnecessary credentialing broadens diversity and allows more people to offer and access various services. SB 21-147 creates these exact unnecessary barriers to employment. In addition, licensing imposes an undue burden on new entrants into the occupation and causes needless bureaucracy as well as cost to the State and Coloradans. Ultimately, the bill does more for the occupation by shielding and insulating the occupation from new entrants and competition, instead of remaining focused on what the true intent of all regulation is: consumer protection.

Athletic trainers have been reviewed by the Colorado Office of Policy, Research and Regulatory Reform (COPRRR) several times (1995, 2005, 2007) pursuant to Colorado Revised Statute § 24-34-104(5)(a). Each time, COPRRR has recommended that the regulation was not needed based on the criteria established in the statute enacted by the General Assembly. COPRRR noted that "before a recommendation for licensure can be given, the applicant must prove the unregulated practice of the occupation clearly endangers the health of the public" and that "no evidence was provided by the applicant, or revealed by independent research, of harm to the public by unqualified trainers performing rehabilitation functions." 1. (Garcia, J. A., Ramirez, H. R., Harrelson, B., & Hier, G. (1995, June 30). Athletic Trainers, 1995 Sunrise Review (United States, Colorado Department of Regulatory Agencies, Office of Policy, Research and Regulatory Reform). Retrieved from <https://drive.google.com/file/d/0B8bNvcf083yddWs0Yi1iNGZmcVU/view>). Nevertheless, the General Assembly acted on its own and against the recommendation of COPRRR (and therefore contrary to the criteria in statute), once in 2009 (which later sunsetted) and then again in 2016, creating a registration program for athletic trainers. COPRRR's 2020 sunset report for the athletic trainers' program had the following recommendation: "sunset (end) the licensing of athletic trainers, and instead require athletic trainers to pass the national certification examination and allow them to work under a limited exemption to the Medical Practice Act" 2. (Salazar, P. (2020, October 15). 2020 Sunset Review, Athletic Trainers Practice Act (United States, Colorado Department of Regulatory Agencies, Office of Policy, Research and Regulatory Reform). Retrieved from

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<https://drive.google.com/file/d/12OyXAfXiRJ0UmPTMl5bHqYWhhp1uXoTv/view>).
based on their analysis of statutory criteria.

In the past, the legislature has been champions of regulatory reform; in fact, even the sponsors of this bill themselves have advocated for reducing the size of government and regulatory reform. We are discouraged to see them leave these principles behind. And while I always appreciate the General Assembly's efforts, we oppose continuing to regulate an occupation through licensure when an analysis based on statutory sunset criteria recommends otherwise. Colorado would be better served by ending the regulation of athletic trainers because the public interest is not protected from clear, understandable harm by the licensing. And, on this occasion, we were unable to work with sponsors and stakeholders to align SB 21-147 with the recommendations from the 2020 Sunset Report, even after opposition from the Department and me on what has always been indicated as a veto candidate from the first day of this First Regular Session of the 73rd General Assembly.

I will continue to champion regulatory reform and guard against unnecessary regulation. We want Colorado to be the most competitive and best place to do business and find a job. We do not want artificial barriers to prevent those who would otherwise be interested or deserving of joining a new occupation to be barred from it solely because they do not meet the necessary licensing requirements.

Looking forward, I have instructed the Department of Regulatory Agencies to recommend changes to the sunrise and sunset criteria in the interim, so that the General Assembly and I can avoid this continued disagreement on the continuation of unnecessary regulation, and keep only those forms of regulation that truly protect Coloradans from clear and understandable harm. I hope that the legislature will consider those changes during the next regular session.

So, for these reasons, I have reluctantly allowed SB 21-147 to become law without my signature.

Sincerely,
(signed)
Jared Polis
Governor

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

HB21-1174 by Representative(s) Hooton, Rich, Valdez A.; also Senator(s) Story, Fields--Concerning the transfer to the capital construction fund of any excess proceeds from the issuance of a lease-purchase agreement under Senate Bill 20-219 that are initially credited to the emergency controlled maintenance account.
Appropriations

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB21-258 and HB21-1268 were made Special Orders -- Consent Calendar at 11:14 a.m.

Committee of the Whole The hour of 11:14 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:

SB21-258 by Senator(s) Ginal and Rankin; also Representative(s) Snyder and Hanks--Concerning the administration of state assistance programs to mitigate the risk of wildfire, and, in connection therewith, creating the wildfire mitigation capacity development fund and the hazard mitigation fund; transferring money into specially designed wildfire funds; and making an appropriation.

Ordered engrossed and placed on the calendar for third reading and final passage.

HB21-1268 by Representative(s) Titone and Will; also Senator(s) Hansen and Simpson--Concerning a requirement that Colorado institutions of higher education study potential uses of emerging technologies to more effectively manage Colorado's water supply, and, in connection therewith, making an appropriation conditioned on the receipt of matching funds from gifts, grants, and donations.

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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-258; HB21-1268

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB21-284 was made Special Orders at 11:21 a.m.

Committee of the Whole The hour of 11:21 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:

SB21-284 by Senator(s) Hansen and Rankin; also Representative(s) Herod and Larson--Concerning evidence-based evaluations to assist the general assembly in determining the appropriate level of funding for a program or practice, and, in connection therewith, making an appropriation.

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-284

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

May 24, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1313, 1294, 1304, 1302, and 1279, amended as printed in House Journal, May 21, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1276, 1307, 1303, 1288, and 1297, amended as printed in House Journal, May 22, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1319.

The House has voted to concur in the Senate amendments to HB21-1109, 1239, 1248, and 1274 and has repassed the bills as so amended.

The House has adopted and transmits herewith HJR21-1012, as printed in House Journal, May 14, 2021.

The House has adopted the First Report of the First Conference Committee on HB21-1016, as printed in House Journal, May 19, 2021, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on SB21-017, as printed in House Journal, May 20, 201, and has repassed the bill as so amended. The bill is returned herewith.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1319.

Without comment, as amended, HB21-1276, 1279, 1288, 1294, 1297, 1302, 1303, 1304, 1307, and 1313.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1257** be **referred** to the Committee on Appropriations with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1065** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 3, strike line 25 and substitute "SECTION IS NOT".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1134** be **referred** to the Committee on Appropriations with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1300** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SJR21-024** be **postponed indefinitely**.

Judiciary

After consideration on the merits, the Committee recommends that **SB21-031** be **postponed indefinitely**.

Judiciary

After consideration on the merits, the Committee recommends that **HB21-1251** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 4, line 9, strike "VERBAL AUTHORIZATION" and

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substitute "A VERBAL ORDER".

Page 4, line 12, strike "MAKE AN OUTGOING CALL." and substitute "OBTAIN A VERBAL ORDER."

Page 13, strike line 18 and substitute "GOVERNOR; AND".

Page 13, line 20, strike "COLORADO" and substitute "GOVERNOR."

Page 13, strike line 21.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **HB21-1094** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 7, line 7, strike "AGE." and substitute "AGE, OR SUCH GREATER AGE OF FOSTER CARE ELIGIBILITY AS REQUIRED BY FEDERAL LAW."

Page 7, line 27, strike "19-1-103 (51.3)," and substitute "19-1-103,".

Page 9, line 11, after the second "AND" insert "PROVIDE".

Page 9, line 23, strike "DETERMINATION AND" and substitute "DETERMINATION,".

Page 9, line 24, strike "AND" and strike "ELIGIBILITY." and substitute "ELIGIBILITY, AND PROVIDE CONTACT INFORMATION FOR THE OFFICE OF THE CHILD'S REPRESENTATIVE."

Page 10, line 25, strike "STATE" and substitute "COUNTY".

Page 12, line 6, after "TO" insert "SERVICES FOR".

Page 13, line 1, strike "EXTENDED FOSTER CARE" and substitute "SERVICES".

Page 13, strike lines 3 through 5 and substitute "IN WRITING TO THE OFFICE OF THE CHILD'S REPRESENTATIVE AND PROVIDE THE YOUTH WITH THE CONTACT INFORMATION FOR THE OFFICE OF THE CHILD'S REPRESENTATIVE. NOTHING IN".

Page 13, line 12, strike "TERMINATION;" and substitute "TERMINATION AND THE RIGHT TO BEGIN RECEIVING SERVICES AGAIN, IF NEEDED, UP TO THE YOUTH'S TWENTY-FIRST BIRTHDAY, OR SUCH GREATER AGE OF FOSTER CARE ELIGIBILITY AS REQUIRED BY FEDERAL LAW;".

Page 13, line 24, strike "IF NO" and substitute "A VOLUNTARY SERVICES AGREEMENT REMAINS IN EFFECT AFTER NINETY DAYS, A COUNTY DEPARTMENT".

Page 13, strike lines 25 through 27.

Page 15, line 27, strike the second "APPROVED" and substitute "APPOINTED".

Page 16, line 7, after "LIST" insert "OF ATTORNEYS".

Page 30, line 1, strike "APPOINTED." and substitute "APPOINTED, UNLESS THE YOUTH IS DEEMED INCAPACITATED PURSUANT TO SECTION 19-3-704, IN WHICH CASE THE GUARDIAN AD LITEM SHALL REMAIN IN THAT ROLE AND SEPARATE COUNSEL FOR THE YOUTH SHALL BE APPOINTED."

Page 31, after line 3 insert:

"(c) JURISDICTION PURSUANT TO THIS SECTION IS NOT REQUIRED TO BE TERMINATED DUE TO AGE BEFORE OCTOBER 1, 2021."

Page 37, line 20, strike "AGE." and substitute "AGE, OR SUCH GREATER AGE OF FOSTER CARE ELIGIBILITY AS REQUIRED BY FEDERAL LAW."

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Health & Human Services 1
 After consideration on the merits, the Committee recommends that **SB21-269** be referred 2
 to the Committee on Appropriations with favorable recommendation. 3
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Health & Human Services 6
 After consideration on the merits, the Committee recommends that **SB21-274** be referred 7
 to the Committee on Appropriations with favorable recommendation. 8
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Health & Human Services 11
 After consideration on the merits, the Committee recommends that **SB21-275** be referred 12
 to the Committee on Appropriations with favorable recommendation. 13
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Health & Human Services 16
 After consideration on the merits, the Committee recommends that **SB21-276** be referred 17
 to the Committee on Appropriations with favorable recommendation. 18
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Health & Human Services 21
 After consideration on the merits, the Committee recommends that **SB21-277** be referred 22
 to the Committee on Appropriations with favorable recommendation. 23
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Health & Human Services 26
 After consideration on the merits, the Committee recommends that **SB21-278** be referred 27
 to the Committee on Appropriations with favorable recommendation. 28
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State, Veterans, & Military Affairs 31
 After consideration on the merits, the Committee recommends that **SB21-183** be 32
postponed indefinitely. 33
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Business, Labor, & Technology 37
 The Committee on Business, Labor, & Technology has had under consideration and has 38
 had a hearing on the following appointments and recommends that the appointments be 39
 confirmed: 40

MEMBERS OF THE
BOARD OF ASSESSMENT APPEALS

for terms expiring July 1, 2021: 44
 45
 John Frederick De Rungs of Denver, Colorado, reappointed; 46
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 Ann Louesa Maricle of Denver, Colorado reappointed; 48
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 Amy J. Williams, MAI of Hayden, Colorado, a member engaged in agriculture, 50
 reappointed; 51
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 Valerie Carissa Bartell of Longmont, Colorado, reappointed; 53
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 Samuel McCullough Forsyth of Louisville, Colorado, reappointed. 55
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Business, Labor, & Technology 58
 The Committee on Business, Labor, & Technology has had under consideration and has 59
 had a hearing on the following appointment and recommends that the appointment be 60
 placed on the consent calendar and confirmed: 61

MEMBER OF THE
COLORADO BANKING BOARD

for a term expiring July 1, 2021: 64
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 66
 David Kelly of Littleton, Colorado to serve as a representative of bankers, and occasioned 67

by the resignation of Ronald Keith Tilton of Littleton, Colorado, appointed.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB21-1293** 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 **HB21-1290** be referred to the Committee on Appropriations with favorable recommendation.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB21-1289** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB21-282** 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 **SB21-281** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB21-279** be referred to the Committee of the Whole with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB21-1292** be referred to the Committee of the Whole with favorable recommendation.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SJR21-025 by Senator(s) Fenberg and Holbert, Garcia; also Representative(s) Esgar and McKean, Garnett--Concerning the Convening Date for the 2022 Second Regular Session of the Seventy-third General Assembly. '

Laid over until Tuesday, May 25, 2021.

HJR21-1012 by Representative(s) Garnett and Neville; also Senator(s) Garcia and Sonnenberg--Concerning the installation of a sculpture on the State Capitol grounds to memorialize Major General Maurice Rose.

Laid over until Tuesday, May 25, 2021.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB21-286 by Senator(s) Moreno and Rankin, Hansen; also Representative(s) Herod and McCluskie--Concerning the distribution of money received under the federal "American Rescue Plan Act of 2021" for home- and community-based services, and, in connection therewith, making and reducing an appropriation.
Appropriations

| | | |
|------------------|---|--|
| SB21-287 | by Senator(s) Moreno and Rankin; --Concerning funding sources for the office of information technology, and, in connection therewith, creating the technology risk prevention and response fund; increasing the amount of money that may be transferred between items of appropriation made to principal departments of state government and to the office of the governor; and making an appropriation. Appropriations | 1 2 3 4 5 6 7 |
| HB21-1230 | by Representative(s) Baisley and Titone; also Senator(s) Zenzinger and Woodward, Bridges--Concerning creation of a user-friendly state internet portal relating to state agency rules, and, in connection therewith, making an appropriation. State, Veterans, & Military Affairs | 8 9 10 11 12 |
| HB21-1269 | by Representative(s) Hooton and Boesenecker; also Senator(s) Donovan--Concerning an investigation by the public utilities commission to evaluate the parameters of an energy policy allowing communities in Colorado that are served by an investor-owned electric utility to choose alternative wholesale electricity suppliers, and, in connection therewith, making an appropriation. Transportation & Energy | 13 14 15 16 17 18 19 |
| HB21-1276 | by Representative(s) Kennedy and Herod; also Senator(s) Pettersen and Priola--Concerning the prevention of substance use disorders, and, in connection therewith, making an appropriation. State, Veterans, & Military Affairs | 20 21 22 23 24 |
| HB21-1279 | by Representative(s) Young and Holtorf; also Senator(s) Fields--Concerning the regulation of practitioners of occupational therapy, and, in connection therewith, enacting Colorado's membership in an interstate compact concerning the limited interstate practice of occupational therapy and providing for the issuance of provisional licenses to certain qualified individuals. Finance | 25 26 27 28 29 30 31 |
| HB21-1288 | by Representative(s) Bacon and Duran, Herod; also Senator(s) Coleman--Concerning the creation of the Colorado startup loan program, and, in connection therewith, making an appropriation. Finance | 32 33 34 35 36 |
| HB21-1294 | by Representative(s) Bird and Gonzales-Gutierrez, Duran, Amabile, Arndt, Bacon, Benavidez, Bennett, Caraveo, Cutter, Froelich, Hooton, Jackson, Kennedy, Kipp, McCormick, Ortiz, Sirota, Snyder, Weissman, Woodrow, Young; also Senator(s) Rodriguez--Concerning an evaluation of the statewide systems used to measure the performance of the elementary and secondary public education system of the state, and, in connection therewith, making an appropriation. Education | 37 38 39 40 41 42 43 44 |
| HB21-1297 | by Representative(s) Hooton and Will; also Senator(s) Sonnenberg and Buckner--Concerning requirements regarding the administration of prescription drug benefits under health benefit plans. State, Veterans, & Military Affairs | 45 46 47 48 49 |
| HB21-1302 | by Representative(s) Herod and Daugherty; also Senator(s) Winter--Concerning a grant program for small businesses affected by economic hardship caused by the COVID-19 pandemic, and, in connection therewith, making an appropriation. Business, Labor, & Technology | 50 51 52 53 54 |
| HB21-1303 | by Representative(s) Bennett and McLachlan; also Senator(s) Hansen--Concerning measures to limit the global warming potential for certain materials used in public projects, and, in connection therewith, making an appropriation. Transportation & Energy | 55 56 57 58 59 |
| HB21-1304 | by Representative(s) Sirota and Garnett; also Senator(s) Fenberg and Buckner--Concerning measures to establish a unified early childhood system in Colorado, and, in connection therewith, creating the department of early childhood and making an appropriation. Education | 60 61 62 63 64 |
| HB21-1307 | by Representative(s) Roberts, McCluskie; also Senator(s) Donovan and Liston--Concerning measures to increase access to prescription insulin for persons with diabetes. State, Veterans, & Military Affairs | 65 66 67 |

HB21-1312 by Representative(s) Weissman and Sirota; also Senator(s) Hansen and Moreno--
 Concerning taxation, and, in connection therewith, narrowing the scope of the home office
 insurance premium tax rate reduction and the annuities consideration exemption for the
 insurance premium tax; for purposes of the property tax, requiring the actual value of real
 property to reflect the value of the fee simple estate and requiring personal property to be
 based on the property's value in use; increasing the per-schedule exemption for business
 personal property tax and reimbursing local governments for the lost tax revenue; for
 purposes of the sales and use tax, codifying that the definition of tangible personal property
 includes digital goods and specifying that the tax on sales and purchases of tangible
 personal property includes amounts charged for mainframe computer access, photocopying,
 and packing and crating; disallowing the sales tax vendor fee for retailers with a substantial
 amount of taxable sales during the filing period; for the severance tax on oil and gas,
 requiring the net-back deductions used to determine gross income be direct costs actually
 paid by the taxpayer; phasing-out tax credits and exemptions for the severance tax on coal;
 and making an appropriation.
 Finance

HB21-1313 by Representative(s) Benavidez and Gonzales-Gutierrez; also Senator(s) Gonzales--
 Concerning permitting the office of the child protection ombudsman to initiate
 investigations on behalf of unaccompanied immigrant children who are housed in state-
 licensed residential child care facilities, and, in connection therewith, making an
 appropriation.
 State, Veterans, & Military Affairs

HB21-1319 by Representative(s) Duran; also Senator(s) Lee--Concerning temporary modifications to
 general prevailing rate requirements for certain state contracts for public projects.
 Business, Labor, & Technology

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SR21-006.

On motion of Assistant Majority Leader Fields, the Senate adjourned until 9:00 a.m.,
 Tuesday, May 25, 2021.

Approved:

Leroy M. Garcia
 President of the Senate

Attest:

Cindi L. Markwell
 Secretary of the Senate

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SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

 102nd Legislative Day

 Tuesday, May 25, 2021

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|------------------------|--|----|
| Prayer | By the chaplain, Rabbi Eliot Baskin, Together Colorado and the Rocky Mountain Rabbis and Cantors, Denver | 11 |
| Call to Order | By the President at 9:00 a.m. | 14 |
| Roll Call | Present--35 Excused later--2, Kolker, Sonnenberg Present Later--2, Kolker, Sonnenberg Remote--2, Scott, Sonnenberg | 17 |
| Quorum | The President announced a quorum present. | 22 |
| Pledge | By Senator Buckner | 24 |
| Reading of the Journal | On motion of Senator Coleman, reading of the Journal of Monday, May 24, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 26 |

SENATE SERVICES REPORT

Correctly Printed: SB21-286 and 287; SJR21-025; SR21-006.
Correctly Engrossed: SB21-258 and 284; SJR21-021; SR21-006.
Correctly Reengrossed: SB21-234, 235, 245, 251, 255, and 257.
Correctly Revised: HB21-1268.
Correctly Rerevised: HB21-1024, 1028, 1064, 1141, 1164, 1181, 1201, 1206, and 1242.
Correctly Enrolled: SR21-006.

COMMITTEE OF REFERENCE REPORTS

| | | |
|-------------------------------|---|----|
| Business, Labor, & Technology | After consideration on the merits, the Committee recommends that HB21-1007 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 46 |
|-------------------------------|---|----|

Amend reengrossed bill, page 8, line 15, strike "AND".

Page 8, strike line 17 and substitute "IN CARRYING OUT THEIR DUTIES; AND
 (r) WORK IN PARTNERSHIP WITH RELEVANT STATE AGENCIES TO REDUCE
 DUPLICATION OF POST-SECONDARY PROGRAM APPROVAL."

Page 9, line 20, strike "SIX" and substitute "SEVEN".

Page 10, line 2, strike "AND".

Page 10, strike line 4 and substitute "OPPORTUNITY IN APPRENTICESHIP; AND
 (G) ONE REPRESENTATIVE FROM THE DEPARTMENT OF HIGHER
 EDUCATION."

Page 13, line 15, strike "MEMBERS" and substitute "MEMBERS, ONE OF WHOM IS
 A REPRESENTATIVE OF THE DEPARTMENT OF HIGHER EDUCATION, AND FIVE OF
 WHOM ARE".

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Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB21-233** 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 8-1-153** as follows:

8-1-153. Wage replacement program - department - new American

advisor - feasibility study - recommendations. (1) THE EXECUTIVE

DIRECTOR, IN PARTNERSHIP WITH THE DIRECTOR OF THE DIVISION OF

UNEMPLOYMENT INSURANCE, THE NEW AMERICAN ADVISOR FROM THE

DEPARTMENT, AND THE OFFICE OF THE GOVERNOR, SHALL STUDY THE

FEASIBILITY OF ESTABLISHING A CONTRACT WITH A NONPROFIT, THIRD-PARTY

ENTITY TO ADMINISTER A WAGE REPLACEMENT PROGRAM FOR INDIVIDUALS

WHO ARE UNEMPLOYED THROUGH NO FAULT OF THEIR OWN AND WHO ARE

INELIGIBLE FOR REGULAR UNEMPLOYMENT BENEFITS DUE TO THEIR

IMMIGRATION STATUS. THE FEASIBILITY STUDY MUST INCLUDE POTENTIAL

SOURCES OF MONEY TO FUND A WAGE REPLACEMENT PROGRAM, LEGAL

COMPLIANCE WITH THE UNITED STATES DEPARTMENT OF LABOR'S REGULAR

UNEMPLOYMENT INSURANCE PROGRAMS, DATA SHARING AND DATA PRIVACY,

AND INPUT FROM RELEVANT STAKEHOLDERS.

(2) ON OR BEFORE OCTOBER 1, 2021, THE EXECUTIVE DIRECTOR AND

THE NEW AMERICAN ADVISOR SHALL SUBMIT RECOMMENDATIONS TO THE

GOVERNOR AND TO THE SENATE BUSINESS, LABOR, AND TECHNOLOGY

COMMITTEE AND THE HOUSE OF REPRESENTATIVES BUSINESS AFFAIRS AND

LABOR COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.

SECTION 2. In Colorado Revised Statutes, article 3.7 of title 8 **as**

added by HB 21-1150, add 8-3.7-105 as follows:

8-3.7-105. Wage replacement program - executive director -

director of the ONA - feasibility study - recommendations. (1) THE

EXECUTIVE DIRECTOR OF THE DEPARTMENT, IN PARTNERSHIP WITH THE

DIRECTOR OF THE DIVISION OF UNEMPLOYMENT INSURANCE, THE DIRECTOR OF

THE ONA, AND THE OFFICE OF THE GOVERNOR, SHALL STUDY THE FEASIBILITY

OF ESTABLISHING A CONTRACT WITH A NONPROFIT, THIRD-PARTY ENTITY TO

ADMINISTER A WAGE REPLACEMENT PROGRAM FOR INDIVIDUALS WHO ARE

UNEMPLOYED THROUGH NO FAULT OF THEIR OWN AND WHO ARE INELIGIBLE FOR

REGULAR UNEMPLOYMENT BENEFITS DUE TO THEIR IMMIGRATION STATUS. THE

FEASIBILITY STUDY MUST INCLUDE POTENTIAL SOURCES OF MONEY TO FUND A

WAGE REPLACEMENT PROGRAM, LEGAL COMPLIANCE WITH THE UNITED STATES

DEPARTMENT OF LABOR'S REGULAR UNEMPLOYMENT INSURANCE PROGRAMS,

DATA SHARING AND DATA PRIVACY, AND INPUT FROM RELEVANT

STAKEHOLDERS.

(2) ON OR BEFORE OCTOBER 1, 2021, THE EXECUTIVE DIRECTOR OF THE

DEPARTMENT AND THE DIRECTOR OF THE ONA SHALL SUBMIT

RECOMMENDATIONS TO THE GOVERNOR AND TO THE SENATE BUSINESS, LABOR,

AND TECHNOLOGY COMMITTEE AND THE HOUSE OF REPRESENTATIVES BUSINESS

AFFAIRS AND LABOR COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.

SECTION 3. Effective date. (1) This act takes effect upon passage;

except that:

(a) Section 1 of this act takes effect only if House Bill 21-1150 does not

becomes law; and

(b) Section 2 of this act takes effect only if House Bill 21-1150

becomes law and takes effect either upon the effective date of this act or House

Bill 21-1150, whichever is later.

SECTION 4. Safety clause. The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate

preservation of the public peace, health, or safety."

Page 1, line 102, strike "ESTABLISHING".

Page 1, strike lines 103 through 105 and substitute "REQUIRING A FEASIBILITY STUDY CONCERNING A WAGE REPLACEMENT PROGRAM."

Finance

After consideration on the merits, the Committee recommends that **HB21-1077** be **referred** to the Committee on Appropriations with favorable recommendation.

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| Finance | After consideration on the merits, the Committee recommends that SB21-273 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 1 2 3 4 |
| | Amend printed bill, page 7, strike line 15 and substitute: "42-4-1413 OR MOTOR VEHICLE THEFT IN VIOLATION OF SECTION 18-4-409; OR" | 5 6 7 |
| | Page 9, line 17, strike "TWO" and substitute "ONE". | 8 9 10 |
| Finance | After consideration on the merits, the Committee recommends that HB21-1208 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 11 12 13 14 |
| | Amend reengrossed bill, page 4, line 21, strike "IMPOSED" and substitute "COLLECTED". | 15 16 17 |
| | Page 4, line 25, strike "IMPOSED" and substitute "COLLECTED". | 18 19 |
| | Page 5, line 3, strike "IMPOSED" and substitute "COLLECTED". | 20 21 |
| | Page 6, line 4, strike "IMPOSED" and substitute "DESCRIBED". | 22 23 |
| | Page 6, strike line 5 and substitute "SECTION;". | 24 25 |
| | Page 6, line 18, strike "IMPOSING" and substitute "COLLECTING". | 26 27 |
| | Page 7, line 9, strike "IMPOSE" and substitute "COLLECT". | 28 29 |
| | Page 9, line 17, strike "SECTION 10-4-122 (2)" and substitute "SUBSECTION (4)(e) OF THIS SECTION". | 30 31 32 |
| | Page 9, line 18, after "IMPOSED" insert "AND COLLECTED". | 33 34 |
| | Page 9, line 19, after "ENTERPRISE." insert "THE ENTERPRISE SHALL TRANSMIT ANY FEE COLLECTED IN ACCORDANCE WITH THIS SUBSECTION (4) TO THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO THE FUND. ANY FEE TRANSMITTED TO THE STATE TREASURER THAT IS COLLECTED ON BEHALF OF THE ENTERPRISE IS EXCLUDED FROM THE STATE'S FISCAL YEAR SPENDING.". | 35 36 37 38 39 40 |
| | Page 9, line 22, strike "SECTION 10-4-122 (2)" and substitute "SUBSECTION (4)(e) OF THIS SECTION". | 41 42 43 |
| | Page 9, line 25, strike "SECTION 10-4-122 (2)" and substitute "SUBSECTION (4)(e) OF THIS SECTION". | 44 45 46 |
| | Page 10, line 2, strike "DIVISION OF INSURANCE" and substitute "ENTERPRISE". | 47 48 |
| | Page 10, lines 3 and 4, strike "SECTION 10-4-122 (2)" and substitute "SUBSECTION (4)(e) OF THIS SECTION". | 49 50 51 |
| | Page 10, line 10, strike "SECTION 10-4-122 (2)" and substitute "SUBSECTION (4)(e) OF THIS SECTION". | 52 53 54 |
| | Page 10, line 13, strike "DIVISION OF INSURANCE" and substitute "ENTERPRISE". | 55 56 |
| | Page 10, line 15, strike "SECTION 10-4-122 (2)" and substitute "SUBSECTION (4)(e) OF THIS SECTION". | 57 58 59 |
| | Page 10, lines 19 and 20, strike "DIVISION OF INSURANCE" and substitute "ENTERPRISE". | 60 61 62 |
| | Page 10, line 21, strike "THE LIST" and substitute "A LIST COMPILED BY THE DIVISION OF INSURANCE". | 63 64 65 |
| | Page 10, line 22, strike "SECTION 10-4-122 (2)" and substitute "SUBSECTION (4)(e) OF THIS SECTION". | 66 67 68 |
| | Page 10, strike lines 23 through 25. | 69 |

Page 10, line 26, strike "DEFICIENCY." and substitute "IN THE STATE AND SHALL NOTIFY THE DIVISION OF INSURANCE OF ANY INSURER'S FAILURE TO PAY THE FEE DESCRIBED IN THIS SUBSECTION (4). UPON RECEIVING NOTICE OF AN INSURER'S FAILURE TO PAY THE FEE, THE DIVISION OF INSURANCE SHALL NOTIFY THE INSURER OF THE FEE REQUIREMENT."

Page 11, after line 5 insert:

"(e) INSURANCE COMPANIES ARE LIABLE FOR THE FEE ON POLICIES OR CONTRACTS COVERING PROPERTY OR RISKS IN THE STATE OF THE FOLLOWING TYPES:

- (I) FIRE;
(II) ALLIED LINES;
(III) PRIVATE CROP;
(IV) FARMERS MULTIPLE PERIL;
(V) HOMEOWNERS MULTIPLE PERIL; OR
(VI) COMMERCIAL MULTIPLE PERIL."

Reletter succeeding paragraphs accordingly.

Page 11, line 23, strike "SECTION 10-4-122" and substitute "SUBSECTION (4) OF THIS SECTION".

Page 16, strike lines 21 through 27.

Page 17, strike lines 1 through 22.

Re-number 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:

SB21-258 by Senator(s) Ginal and Rankin; also Representative(s) Snyder and Hanks--Concerning the administration of state assistance programs to mitigate the risk of wildfire, and, in connection therewith, creating the wildfire mitigation capacity development fund and the hazard mitigation fund; transferring money into specially designed wildfire funds; and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

Table with 4 columns: YES (35), NO (0), EXCUSED (0), ABSENT (0). Rows list names of senators and representatives and their votes (Y for Yes).

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsor(s) added: Bridges, Cooke, Coram, Danielson, Garcia, Gardner, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Scott, Simpson, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

HB21-1268 by Representative(s) Titone and Will; also Senator(s) Hansen and Simpson--Concerning a requirement that Colorado institutions of higher education study potential uses of emerging technologies to more effectively manage Colorado's water supply, and, in connection therewith, making an appropriation conditioned on the receipt of matching funds from gifts, grants, and donations.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Coram, Garcia, Gonzales, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Pettersen, Priola, Rankin, Scott, Sonnenberg, Story, and Winter.

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:

SB21-284 by Senator(s) Hansen and Rankin; also Representative(s) Herod and Larson--Concerning evidence-based evaluations to assist the general assembly in determining the appropriate level of funding for a program or practice, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cooke, Garcia, Kolker, Lundeen, Moreno, Priola, Simpson, Sonnenberg, and Winter.

Committee of the Whole On motion of Senator Moreno, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Moreno 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:

SB21-190 by Senator(s) Rodriguez and Lundeen; --Concerning additional protection of data relating to personal privacy.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, May 6, page(s) 786-789 and placed in members' bill files.)

Amendment No. 2(L.012), by Senator Rodriguez and Lundeen.

Strike the Business, Labor, and Technology Committee Report, dated May 5, 2021.

Amend printed bill, strike everything below the enacting clause and substitute:

"SECTION 1. In Colorado Revised Statutes, add part 13 to article 1 of title 6 as follows:

PART 13
COLORADO PRIVACY ACT

6-1-1301. Short title. THE SHORT TITLE OF THIS PART 13 IS THE "COLORADO PRIVACY ACT".

6-1-1302. Legislative declaration. (1) THE GENERAL ASSEMBLY HEREBY:

(a) FINDS THAT:

(I) THE PEOPLE OF COLORADO REGARD THEIR PRIVACY AS A FUNDAMENTAL RIGHT AND AN ESSENTIAL ELEMENT OF THEIR INDIVIDUAL FREEDOM;

(II) COLORADO'S CONSTITUTION EXPLICITLY PROVIDES THE RIGHT TO PRIVACY UNDER SECTION 7 OF ARTICLE II, AND FUNDAMENTAL PRIVACY RIGHTS HAVE LONG BEEN, AND CONTINUE TO BE, INTEGRAL TO PROTECTING COLORADANS AND TO SAFEGUARDING OUR DEMOCRATIC REPUBLIC;

(III) ONGOING ADVANCES IN TECHNOLOGY HAVE PRODUCED EXPONENTIAL GROWTH IN THE VOLUME AND VARIETY OF PERSONAL DATA BEING GENERATED, COLLECTED, STORED, AND ANALYZED AND THESE ADVANCES PRESENT BOTH PROMISE AND POTENTIAL PERIL;

(IV) THE ABILITY TO HARNESS AND USE DATA IN POSITIVE WAYS IS DRIVING INNOVATION AND BRINGS BENEFICIAL TECHNOLOGIES TO SOCIETY, BUT IT HAS ALSO CREATED RISKS TO PRIVACY AND FREEDOM; AND

(V) THE UNAUTHORIZED DISCLOSURE OF PERSONAL INFORMATION AND LOSS OF PRIVACY CAN HAVE DEVASTATING IMPACTS RANGING FROM FINANCIAL FRAUD, IDENTITY THEFT, AND UNNECESSARY COSTS IN PERSONAL TIME AND FINANCES TO DESTRUCTION OF PROPERTY, HARASSMENT, REPUTATIONAL DAMAGE, EMOTIONAL DISTRESS, AND PHYSICAL HARM;

(b) DETERMINES THAT:

(I) TECHNOLOGICAL INNOVATION AND NEW USES OF DATA CAN HELP SOLVE SOCIETAL PROBLEMS AND IMPROVE LIVES, AND IT IS POSSIBLE TO BUILD A WORLD WHERE TECHNOLOGICAL INNOVATION AND PRIVACY CAN COEXIST; AND

(II) STATES ACROSS THE UNITED STATES ARE LOOKING TO THIS PART 13 AND SIMILAR MODELS TO ENACT STATE-BASED DATA PRIVACY REQUIREMENTS AND TO EXERCISE THE LEADERSHIP THAT IS LACKING AT THE NATIONAL LEVEL; AND

(c) DECLARES THAT:

(I) BY ENACTING THIS PART 13, COLORADO WILL BE AMONG THE STATES THAT EMPOWER CONSUMERS TO PROTECT THEIR PRIVACY AND REQUIRE COMPANIES TO BE RESPONSIBLE CUSTODIANS OF DATA AS THEY CONTINUE TO INNOVATE;

(II) THIS PART 13 ADDRESSES ISSUES OF STATEWIDE CONCERN AND:

(A) PROVIDES CONSUMERS THE RIGHT TO ACCESS, CORRECT, AND DELETE PERSONAL DATA AND THE RIGHT TO OPT OUT NOT ONLY OF THE SALE OF PERSONAL DATA BUT ALSO OF THE COLLECTION AND USE OF PERSONAL DATA;

(B) IMPOSES AN AFFIRMATIVE OBLIGATION UPON COMPANIES TO SAFEGUARD PERSONAL DATA; TO PROVIDE CLEAR, UNDERSTANDABLE, AND TRANSPARENT INFORMATION TO CONSUMERS ABOUT HOW THEIR PERSONAL DATA ARE USED; AND TO STRENGTHEN COMPLIANCE AND ACCOUNTABILITY BY REQUIRING DATA PROTECTION ASSESSMENTS IN THE COLLECTION AND USE OF PERSONAL DATA; AND

(C) EMPOWERS THE ATTORNEY GENERAL AND DISTRICT ATTORNEYS TO ACCESS AND EVALUATE A COMPANY'S DATA PROTECTION ASSESSMENTS, TO IMPOSE PENALTIES WHERE VIOLATIONS OCCUR, AND TO PREVENT FUTURE VIOLATIONS.

6-1-1303. Definitions. AS USED IN THIS PART 13, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "AFFILIATE" MEANS A LEGAL ENTITY THAT CONTROLS, IS

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CONTROLLED BY, OR IS UNDER COMMON CONTROL WITH ANOTHER LEGAL ENTITY. AS USED IN THIS SUBSECTION (1), "CONTROL" MEANS:

(a) OWNERSHIP OF, CONTROL OF, OR POWER TO VOTE TWENTY-FIVE PERCENT OR MORE OF THE OUTSTANDING SHARES OF ANY CLASS OF VOTING SECURITY OF THE ENTITY, DIRECTLY OR INDIRECTLY, OR ACTING THROUGH ONE OR MORE OTHER PERSONS;

(b) CONTROL IN ANY MANNER OVER THE ELECTION OF A MAJORITY OF THE DIRECTORS, TRUSTEES, OR GENERAL PARTNERS OF THE ENTITY OR OF INDIVIDUALS EXERCISING SIMILAR FUNCTIONS; OR

(c) THE POWER TO EXERCISE, DIRECTLY OR INDIRECTLY, A CONTROLLING INFLUENCE OVER THE MANAGEMENT OR POLICIES OF THE ENTITY AS DETERMINED BY THE APPLICABLE PRUDENTIAL REGULATOR, AS THAT TERM IS DEFINED IN 12 U.S.C. SEC. 5481 (24), IF ANY.

(2) "AUTHENTICATE" MEANS TO USE REASONABLE MEANS TO DETERMINE THAT A REQUEST TO EXERCISE ANY OF THE RIGHTS IN SECTION 6-1-1306 (1) IS BEING MADE BY OR ON BEHALF OF THE CONSUMER WHO IS ENTITLED TO EXERCISE THE RIGHTS.

(3) "BUSINESS ASSOCIATE" HAS THE MEANING ESTABLISHED IN 45 CFR 160.103.

(4) "CHILD" MEANS AN INDIVIDUAL UNDER THIRTEEN YEARS OF AGE.

(5) "CONSENT" MEANS A CLEAR, AFFIRMATIVE ACT SIGNIFYING A CONSUMER'S FREELY GIVEN, SPECIFIC, INFORMED, AND UNAMBIGUOUS AGREEMENT, SUCH AS BY A WRITTEN STATEMENT, INCLUDING BY ELECTRONIC MEANS, OR OTHER CLEAR, AFFIRMATIVE ACTION BY WHICH THE CONSUMER SIGNIFIES AGREEMENT TO THE PROCESSING OF PERSONAL DATA RELATING TO THE CONSUMER FOR A NARROWLY DEFINED PARTICULAR PURPOSE. THE FOLLOWING DOES NOT CONSTITUTE CONSENT:

(a) ACCEPTANCE OF A GENERAL OR BROAD TERMS OF USE OR SIMILAR DOCUMENT THAT CONTAINS DESCRIPTIONS OF PERSONAL DATA PROCESSING ALONG WITH OTHER, UNRELATED INFORMATION;

(b) HOVERING OVER, MUTING, PAUSING, OR CLOSING A GIVEN PIECE OF CONTENT; AND

(c) AGREEMENT OBTAINED THROUGH DARK PATTERNS.

(6) "CONSUMER":

(a) MEANS AN INDIVIDUAL WHO IS A COLORADO RESIDENT ACTING ONLY IN AN INDIVIDUAL OR HOUSEHOLD CONTEXT; AND

(b) DOES NOT INCLUDE AN INDIVIDUAL ACTING IN A COMMERCIAL OR EMPLOYMENT CONTEXT, AS A JOB APPLICANT, OR AS A BENEFICIARY OF SOMEONE ACTING IN AN EMPLOYMENT CONTEXT.

(7) "CONTROLLER" MEANS A PERSON THAT, ALONE OR JOINTLY WITH OTHERS, DETERMINES THE PURPOSES FOR AND MEANS OF PROCESSING PERSONAL DATA.

(8) "COVERED ENTITY" HAS THE MEANING ESTABLISHED IN 45 CFR 160.103.

(9) "DARK PATTERN" MEANS A USER INTERFACE DESIGNED OR MANIPULATED WITH THE SUBSTANTIAL EFFECT OF SUBVERTING OR IMPAIRING USER AUTONOMY, DECISION MAKING, OR CHOICE.

(10) "DECISIONS THAT PRODUCE LEGAL OR SIMILARLY SIGNIFICANT EFFECTS CONCERNING A CONSUMER" MEANS A DECISION THAT RESULTS IN THE PROVISION OR DENIAL OF FINANCIAL OR LENDING SERVICES, HOUSING, INSURANCE, EDUCATION ENROLLMENT OR OPPORTUNITY, CRIMINAL JUSTICE, EMPLOYMENT OPPORTUNITIES, HEALTH-CARE SERVICES, OR ACCESS TO ESSENTIAL GOODS OR SERVICES.

(11) "DE-IDENTIFIED DATA" MEANS DATA THAT CANNOT REASONABLY BE USED TO INFER INFORMATION ABOUT, OR OTHERWISE BE LINKED TO, AN IDENTIFIED OR IDENTIFIABLE INDIVIDUAL, OR A DEVICE LINKED TO SUCH AN INDIVIDUAL, IF THE CONTROLLER THAT POSSESSES THE DATA:

(a) TAKES REASONABLE MEASURES TO ENSURE THAT THE DATA CANNOT BE ASSOCIATED WITH AN INDIVIDUAL;

(b) PUBLICLY COMMITS TO MAINTAIN AND USE THE DATA ONLY IN A DE-IDENTIFIED FASHION AND NOT ATTEMPT TO RE-IDENTIFY THE DATA; AND

(c) CONTRACTUALLY OBLIGATES ANY RECIPIENTS OF THE INFORMATION TO COMPLY WITH THE REQUIREMENTS OF THIS SUBSECTION (11).

(12) "HEALTH-CARE FACILITY" MEANS ANY ENTITY THAT IS LICENSED, CERTIFIED, OR OTHERWISE AUTHORIZED OR PERMITTED BY LAW TO ADMINISTER MEDICAL TREATMENT IN THIS STATE.

(13) "HEALTH-CARE INFORMATION" MEANS INDIVIDUALLY IDENTIFIABLE INFORMATION RELATING TO THE PAST, PRESENT, OR FUTURE HEALTH STATUS OF AN INDIVIDUAL.

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(14) "HEALTH-CARE PROVIDER" MEANS A PERSON LICENSED, CERTIFIED, OR REGISTERED IN THIS STATE TO PRACTICE MEDICINE, PHARMACY, CHIROPRACTIC, NURSING, PHYSICAL THERAPY, PODIATRY, DENTISTRY, OPTOMETRY, OCCUPATIONAL THERAPY, OR OTHER HEALING ARTS UNDER TITLE 12.

(15) "HIPAA" MEANS THE FEDERAL "HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996", AS AMENDED, 42 U.S.C. SECS. 1320d TO 1320d-9.

(16) "IDENTIFIED OR IDENTIFIABLE INDIVIDUAL" MEANS AN INDIVIDUAL WHO CAN BE READILY IDENTIFIED, DIRECTLY OR INDIRECTLY, IN PARTICULAR BY REFERENCE TO AN IDENTIFIER SUCH AS A NAME, AN IDENTIFICATION NUMBER, SPECIFIC GEOLOCATION DATA, OR AN ONLINE IDENTIFIER.

(17) "PERSONAL DATA":

(a) MEANS INFORMATION THAT IS LINKED OR REASONABLY LINKABLE TO AN IDENTIFIED OR IDENTIFIABLE INDIVIDUAL; AND

(b) DOES NOT INCLUDE DE-IDENTIFIED DATA OR PUBLICLY AVAILABLE INFORMATION. AS USED IN THIS SUBSECTION (17)(b), "PUBLICLY AVAILABLE INFORMATION" MEANS INFORMATION THAT IS LAWFULLY MADE AVAILABLE FROM FEDERAL, STATE, OR LOCAL GOVERNMENT RECORDS AND INFORMATION THAT A CONTROLLER HAS A REASONABLE BASIS TO BELIEVE THE CONSUMER HAS LAWFULLY MADE AVAILABLE TO THE GENERAL PUBLIC.

(18) "PROCESS" OR "PROCESSING" MEANS THE COLLECTION, USE, SALE, STORAGE, DISCLOSURE, ANALYSIS, DELETION, OR MODIFICATION OF PERSONAL DATA AND INCLUDES THE ACTIONS OF A CONTROLLER DIRECTING A PROCESSOR TO PROCESS PERSONAL DATA.

(19) "PROCESSOR" MEANS A PERSON THAT PROCESSES PERSONAL DATA ON BEHALF OF A CONTROLLER.

(20) "PROFILING" MEANS ANY FORM OF AUTOMATED PROCESSING OF PERSONAL DATA TO EVALUATE, ANALYZE, OR PREDICT PERSONAL ASPECTS CONCERNING AN IDENTIFIED OR IDENTIFIABLE INDIVIDUAL'S ECONOMIC SITUATION, HEALTH, PERSONAL PREFERENCES, INTERESTS, RELIABILITY, BEHAVIOR, LOCATION, OR MOVEMENTS.

(21) "PROTECTED HEALTH INFORMATION" HAS THE MEANING ESTABLISHED IN 45 CFR 160.103.

(22) (a) "SALE", "SELL", OR "SOLD" MEANS THE EXCHANGE OF PERSONAL DATA FOR MONETARY OR OTHER VALUABLE CONSIDERATION BY A CONTROLLER TO A THIRD PARTY.

(b) "SALE", "SELL", OR "SOLD" DOES NOT INCLUDE THE FOLLOWING:

(I) THE DISCLOSURE OF PERSONAL DATA TO A PROCESSOR THAT PROCESSES THE PERSONAL DATA ON BEHALF OF A CONTROLLER;

(II) THE DISCLOSURE OF PERSONAL DATA TO A THIRD PARTY FOR PURPOSES OF PROVIDING A PRODUCT OR SERVICE REQUESTED BY THE CONSUMER;

(III) THE DISCLOSURE OR TRANSFER OF PERSONAL DATA TO AN AFFILIATE OF THE CONTROLLER;

(IV) THE DISCLOSURE OR TRANSFER TO A THIRD PARTY OF PERSONAL DATA AS AN ASSET THAT IS PART OF A PROPOSED OR ACTUAL MERGER, ACQUISITION, BANKRUPTCY, OR OTHER TRANSACTION IN WHICH THE THIRD PARTY ASSUMES CONTROL OF ALL OR PART OF THE CONTROLLER'S ASSETS; OR

(V) THE DISCLOSURE OF PERSONAL DATA:

(A) THAT A CONSUMER DIRECTS THE CONTROLLER TO DISCLOSE OR INTENTIONALLY DISCLOSES BY USING THE CONTROLLER TO INTERACT WITH A THIRD PARTY; OR

(B) INTENTIONALLY MADE AVAILABLE BY A CONSUMER TO THE GENERAL PUBLIC VIA A CHANNEL OF MASS MEDIA.

(23) "SENSITIVE DATA" MEANS:

(a) PERSONAL DATA REVEALING RACIAL OR ETHNIC ORIGIN, RELIGIOUS BELIEFS, A MENTAL OR PHYSICAL HEALTH CONDITION OR DIAGNOSIS, SEX LIFE OR SEXUAL ORIENTATION, OR CITIZENSHIP OR CITIZENSHIP STATUS;

(b) GENETIC OR BIOMETRIC DATA THAT MAY BE PROCESSED FOR THE PURPOSE OF UNIQUELY IDENTIFYING AN INDIVIDUAL; OR

(c) PERSONAL DATA FROM A KNOWN CHILD.

(24) "TARGETED ADVERTISING":

(a) MEANS DISPLAYING TO A CONSUMER AN ADVERTISEMENT THAT IS SELECTED BASED ON PERSONAL DATA OBTAINED OR INFERRED OVER TIME FROM THE CONSUMER'S ACTIVITIES ACROSS NONAFFILIATED WEBSITES, APPLICATIONS, OR ONLINE SERVICES TO PREDICT CONSUMER PREFERENCES OR INTERESTS; AND

(b) DOES NOT INCLUDE:

(I) ADVERTISING TO A CONSUMER IN RESPONSE TO THE CONSUMER'S

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REQUEST FOR INFORMATION OR FEEDBACK;

(II) ADVERTISEMENTS BASED ON ACTIVITIES WITHIN A CONTROLLER'S OWN WEBSITES OR ONLINE APPLICATIONS;

(III) ADVERTISEMENTS BASED ON THE CONTEXT OF A CONSUMER'S CURRENT SEARCH QUERY, VISIT TO A WEBSITE, OR ONLINE APPLICATION; OR

(IV) PROCESSING PERSONAL DATA SOLELY FOR MEASURING OR REPORTING ADVERTISING PERFORMANCE, REACH, OR FREQUENCY.

(25) "THIRDPARTY" MEANS A PERSON, PUBLIC AUTHORITY, AGENCY, OR BODY OTHER THAN A CONSUMER, CONTROLLER, PROCESSOR, OR AFFILIATE OF THE PROCESSOR OR THE CONTROLLER.

6-1-1304. Applicability of part. (1) EXCEPT AS SPECIFIED IN SUBSECTION (2) OF THIS SECTION, THIS PART 13 APPLIES TO A CONTROLLER THAT:

(a) CONDUCTS BUSINESS IN COLORADO OR PRODUCES OR DELIVERS COMMERCIAL PRODUCTS OR SERVICES THAT ARE INTENTIONALLY TARGETED TO RESIDENTS OF COLORADO; AND

(b) SATISFIES ONE OR BOTH OF THE FOLLOWING THRESHOLDS:

(I) CONTROLS OR PROCESSES THE PERSONAL DATA OF ONE HUNDRED THOUSAND CONSUMERS OR MORE DURING A CALENDAR YEAR; OR

(II) DERIVES REVENUE OR RECEIVES A DISCOUNT ON THE PRICE OF GOODS OR SERVICES FROM THE SALE OF PERSONAL DATA AND PROCESSES OR CONTROLS THE PERSONAL DATA OF TWENTY-FIVE THOUSAND CONSUMERS OR MORE.

(2) THIS PART 13 DOES NOT APPLY TO:

(a) PROTECTED HEALTH INFORMATION THAT IS COLLECTED, STORED, AND PROCESSED BY A COVERED ENTITY OR ITS BUSINESS ASSOCIATES;

(b) HEALTH-CARE INFORMATION THAT IS GOVERNED BY PART 8 OF ARTICLE 1 OF TITLE 25 SOLELY FOR THE PURPOSE OF ACCESS TO MEDICAL RECORDS;

(c) PATIENT IDENTIFYING INFORMATION, AS DEFINED IN 42 CFR 2.11, THAT ARE GOVERNED BY AND COLLECTED AND PROCESSED PURSUANT TO 42 CFR 2, ESTABLISHED PURSUANT TO 42 U.S.C. SEC. 290dd-2;

(d) IDENTIFIABLE PRIVATE INFORMATION, AS DEFINED IN 45 CFR 46.102, FOR PURPOSES OF THE FEDERAL POLICY FOR THE PROTECTION OF HUMAN SUBJECTS PURSUANT TO 45 CFR 46; IDENTIFIABLE PRIVATE INFORMATION THAT IS COLLECTED AS PART OF HUMAN SUBJECTS RESEARCH PURSUANT TO THE ICH E6 GOOD CLINICAL PRACTICE GUIDELINE ISSUED BY THE INTERNATIONAL COUNCIL FOR HARMONISATION OF TECHNICAL REQUIREMENTS FOR PHARMACEUTICALS FOR HUMAN USE OR THE PROTECTION OF HUMAN SUBJECTS UNDER 21 CFR 50 AND 56; OR PERSONAL DATA USED OR SHARED IN RESEARCH CONDUCTED IN ACCORDANCE WITH ONE OR MORE OF THE CATEGORIES SET FORTH IN THIS SUBSECTION (2)(d);

(e) INFORMATION AND DOCUMENTS CREATED BY A COVERED ENTITY FOR PURPOSES OF COMPLYING WITH HIPAA AND ITS IMPLEMENTING REGULATIONS;

(f) PATIENT SAFETY WORK PRODUCT, AS DEFINED IN 42 CFR 3.20, THAT IS CREATED FOR PURPOSES OF PATIENT SAFETY IMPROVEMENT PURSUANT TO 42 CFR 3, ESTABLISHED PURSUANT TO 42 U.S.C. SECS. 299b-21 TO 299b-26;

(g) INFORMATION THAT IS:

(I) DE-IDENTIFIED IN ACCORDANCE WITH THE REQUIREMENTS FOR DE-IDENTIFICATION SET FORTH IN 45 CFR 164; AND

(II) DERIVED FROM ANY OF THE HEALTH-CARE-RELATED INFORMATION DESCRIBED IN THIS SECTION.

(h) INFORMATION MAINTAINED IN THE SAME MANNER AS INFORMATION UNDER SUBSECTIONS (2)(a) TO (2)(g) OF THIS SECTION BY:

(I) A COVERED ENTITY OR BUSINESS ASSOCIATE;

(II) A HEALTH-CARE FACILITY OR HEALTH-CARE PROVIDER; OR

(III) A PROGRAM OF A QUALIFIED SERVICE ORGANIZATION AS DEFINED IN 42 CFR 2.11;

(i) (I) EXCEPT AS PROVIDED IN SUBSECTION (2)(i)(II) OF THIS SECTION, AN ACTIVITY INVOLVING THE COLLECTION, MAINTENANCE, DISCLOSURE, SALE, COMMUNICATION, OR USE OF ANY PERSONAL DATA BEARING ON A CONSUMER'S CREDITWORTHINESS, CREDIT STANDING, CREDIT CAPACITY, CHARACTER, GENERAL REPUTATION, PERSONAL CHARACTERISTICS, OR MODE OF LIVING BY:

(A) A CONSUMER REPORTING AGENCY AS DEFINED IN 15 U.S.C. SEC. 1681a (f);

(B) A FURNISHER OF INFORMATION AS SET FORTH IN 15 U.S.C. SEC. 1681s-2 THAT PROVIDES INFORMATION FOR USE IN A CONSUMER REPORT, AS DEFINED IN 15 U.S.C. SEC. 1681a (d); OR

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(C) A USER OF A CONSUMER REPORT AS SET FORTH IN 15 U.S.C. SEC. 1681b.

(II) THIS SUBSECTION (2)(i) APPLIES ONLY TO THE EXTENT THAT THE ACTIVITY IS REGULATED BY THE FEDERAL "FAIR CREDIT REPORTING ACT", 15 U.S.C. SEC. 1681 ET SEQ., AS AMENDED, AND THE PERSONAL DATA ARE NOT COLLECTED, MAINTAINED, DISCLOSED, SOLD, COMMUNICATED, OR USED EXCEPT AS AUTHORIZED BY THE FEDERAL "FAIR CREDIT REPORTING ACT", AS AMENDED.

(j) PERSONAL DATA:

(I) COLLECTED AND MAINTAINED FOR PURPOSES OF ARTICLE 22 OF TITLE 10;

(II) COLLECTED, PROCESSED, SOLD, OR DISCLOSED PURSUANT TO THE FEDERAL "GRAMM-LEACH-BLILEY ACT", 15 U.S.C. SEC. 6801 ET SEQ., AS AMENDED, AND IMPLEMENTING REGULATIONS, IF THE COLLECTION, PROCESSING, SALE, OR DISCLOSURE IS IN COMPLIANCE WITH THAT LAW;

(III) COLLECTED, PROCESSED, SOLD, OR DISCLOSED PURSUANT TO THE FEDERAL "DRIVER'S PRIVACY PROTECTION ACT OF 1994", 18 U.S.C. SEC. 2721 ET SEQ., AS AMENDED, IF THE COLLECTION, PROCESSING, SALE, OR DISCLOSURE IS REGULATED BY THAT LAW;

(IV) REGULATED BY THE FEDERAL "CHILDREN'S ONLINE PRIVACY PROTECTION ACT OF 1998", 15 U.S.C. SECS. 6501 TO 6506, AS AMENDED, IF COLLECTED, PROCESSED, AND MAINTAINED IN COMPLIANCE WITH THAT LAW; OR

(V) REGULATED BY THE FEDERAL "FAMILY EDUCATIONAL RIGHTS AND PRIVACY ACT OF 1974", 20 U.S.C. SEC. 1232g ET SEQ., AS AMENDED, AND ITS IMPLEMENTING REGULATIONS;

(k) DATA MAINTAINED FOR EMPLOYMENT RECORDS PURPOSES;

(l) AN AIR CARRIER AS DEFINED IN AND REGULATED UNDER 49 U.S.C. SEC. 40101 ET SEQ., AS AMENDED, AND 49 U.S.C. SEC. 41713, AS AMENDED;

(m) A NATIONAL SECURITIES ASSOCIATION REGISTERED PURSUANT TO THE FEDERAL "SECURITIES EXCHANGE ACT OF 1934", 15 U.S.C. SEC. 78o-3, AS AMENDED, OR IMPLEMENTING REGULATIONS;

(n) CUSTOMER DATA MAINTAINED BY A PUBLIC UTILITY AS DEFINED IN SECTION 40-1-103 (1)(a)(I) OR AN AUTHORITY AS DEFINED IN SECTION 43-4-503 (1), IF THE DATA ARE NOT COLLECTED, MAINTAINED, DISCLOSED, SOLD, COMMUNICATED, OR USED EXCEPT AS AUTHORIZED BY STATE AND FEDERAL LAW;

(o) INFORMATION USED AND DISCLOSED IN COMPLIANCE WITH 45 CFR 164.512; OR

(p) A FINANCIAL INSTITUTION OR AN AFFILIATE OF A FINANCIAL INSTITUTION AS DEFINED BY AND THAT IS SUBJECT TO THE FEDERAL "GRAMM-LEACH-BLILEY ACT", 15 U.S.C. SEC. 6801 ET SEQ., AS AMENDED, AND IMPLEMENTING REGULATIONS, INCLUDING REGULATION P, 12 CFR 1016.

(3) THE OBLIGATIONS IMPOSED ON CONTROLLERS OR PROCESSORS UNDER THIS PART 13 DO NOT:

(a) RESTRICT A CONTROLLER'S OR PROCESSOR'S ABILITY TO:

(I) COMPLY WITH FEDERAL, STATE, OR LOCAL LAWS, RULES, OR REGULATIONS;

(II) COMPLY WITH A CIVIL, CRIMINAL, OR REGULATORY INQUIRY, INVESTIGATION, SUBPOENA, OR SUMMONS BY FEDERAL, STATE, LOCAL, OR OTHER GOVERNMENTAL AUTHORITIES;

(III) COOPERATE WITH LAW ENFORCEMENT AGENCIES CONCERNING CONDUCT OR ACTIVITY THAT THE CONTROLLER OR PROCESSOR REASONABLY AND IN GOOD FAITH BELIEVES MAY VIOLATE FEDERAL, STATE, OR LOCAL LAW;

(IV) INVESTIGATE, EXERCISE, PREPARE FOR, OR DEFEND LEGAL CLAIMS;

(V) CONDUCT INTERNAL RESEARCH TO IMPROVE, REPAIR, OR DEVELOP PRODUCTS, SERVICES, OR TECHNOLOGY;

(VI) IDENTIFY AND REPAIR TECHNICAL ERRORS THAT IMPAIR EXISTING OR INTENDED FUNCTIONALITY;

(VII) PERFORM INTERNAL OPERATIONS THAT ARE REASONABLY ALIGNED WITH THE EXPECTATIONS OF THE CONSUMER BASED ON THE CONSUMER'S EXISTING RELATIONSHIP WITH THE CONTROLLER;

(VIII) PROVIDE A PRODUCT OR SERVICE SPECIFICALLY REQUESTED BY A CONSUMER, PERFORM A CONTRACT TO WHICH THE CONSUMER IS A PARTY, OR TAKE STEPS AT THE REQUEST OF THE CONSUMER PRIOR TO ENTERING INTO A CONTRACT;

(IX) PROTECT THE VITAL INTERESTS OF THE CONSUMER OR OF ANOTHER INDIVIDUAL;

(X) PREVENT, DETECT, PROTECT AGAINST, OR RESPOND TO SECURITY INCIDENTS, IDENTITY THEFT, FRAUD, HARASSMENT, OR MALICIOUS, DECEPTIVE,

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OR ILLEGAL ACTIVITY; PRESERVE THE INTEGRITY OR SECURITY OF SYSTEMS; OR INVESTIGATE, REPORT, OR PROSECUTE THOSE RESPONSIBLE FOR ANY SUCH ACTION;

(XI) PROCESS PERSONAL DATA FOR REASONS OF PUBLIC INTEREST IN THE AREA OF PUBLIC HEALTH, BUT SOLELY TO THE EXTENT THAT THE PROCESSING:

(A) IS SUBJECT TO SUITABLE AND SPECIFIC MEASURES TO SAFEGUARD THE RIGHTS OF THE CONSUMER WHOSE PERSONAL DATA ARE PROCESSED; AND

(B) IS UNDER THE RESPONSIBILITY OF A PROFESSIONAL SUBJECT TO CONFIDENTIALITY OBLIGATIONS UNDER FEDERAL, STATE, OR LOCAL LAW; OR

(XII) ASSIST ANOTHER PERSON WITH ANY OF THE ACTIVITIES SET FORTH IN THIS SUBSECTION (3);

(b) APPLY WHERE COMPLIANCE BY THE CONTROLLER OR PROCESSOR WITH THIS PART 13 WOULD VIOLATE AN EVIDENTIARY PRIVILEGE UNDER COLORADO LAW;

(c) PREVENT A CONTROLLER OR PROCESSOR FROM PROVIDING PERSONAL DATA CONCERNING A CONSUMER TO A PERSON COVERED BY AN EVIDENTIARY PRIVILEGE UNDER COLORADO LAW AS PART OF A PRIVILEGED COMMUNICATION;

(d) APPLY TO INFORMATION MADE AVAILABLE BY A THIRD PARTY THAT THE CONTROLLER HAS A REASONABLE BASIS TO BELIEVE IS PROTECTED SPEECH PURSUANT TO APPLICABLE LAW; AND

(e) APPLY TO THE PROCESSING OF PERSONAL DATA BY AN INDIVIDUAL IN THE COURSE OF A PURELY PERSONAL OR HOUSEHOLD ACTIVITY.

(4) PERSONAL DATA THAT ARE PROCESSED BY A CONTROLLER PURSUANT TO AN EXCEPTION PROVIDED BY THIS SECTION:

(a) SHALL NOT BE PROCESSED FOR ANY PURPOSE OTHER THAN A PURPOSE EXPRESSLY LISTED IN THIS SECTION OR AS OTHERWISE AUTHORIZED BY THIS PART 13; AND

(b) SHALL BE PROCESSED SOLELY TO THE EXTENT THAT THE PROCESSING IS NECESSARY, REASONABLE, AND PROPORTIONATE TO THE SPECIFIC PURPOSE OR PURPOSES LISTED IN THIS SECTION OR AS OTHERWISE AUTHORIZED BY THIS PART 13.

(5) IF A CONTROLLER PROCESSES PERSONAL DATA PURSUANT TO AN EXEMPTION IN THIS SECTION, THE CONTROLLER BEARS THE BURDEN OF DEMONSTRATING THAT THE PROCESSING QUALIFIES FOR THE EXEMPTION AND COMPLIES WITH THE REQUIREMENTS IN SUBSECTION (4) OF THIS SECTION.

6-1-1305. Responsibility according to role. (1) CONTROLLERS AND PROCESSORS SHALL MEET THEIR RESPECTIVE OBLIGATIONS ESTABLISHED UNDER THIS PART 13.

(2) PROCESSORS SHALL ADHERE TO THE INSTRUCTIONS OF THE CONTROLLER AND ASSIST THE CONTROLLER TO MEET ITS OBLIGATIONS UNDER THIS PART 13. TAKING INTO ACCOUNT THE NATURE OF PROCESSING AND THE INFORMATION AVAILABLE TO THE PROCESSOR, THE PROCESSOR SHALL ASSIST THE CONTROLLER BY:

(a) TAKING APPROPRIATE TECHNICAL AND ORGANIZATIONAL MEASURES, INsofar AS THIS IS POSSIBLE, FOR THE FULFILLMENT OF THE CONTROLLER'S OBLIGATION TO RESPOND TO CONSUMER REQUESTS TO EXERCISE THEIR RIGHTS PURSUANT TO SECTION 6-1-1306;

(b) HELPING TO MEET THE CONTROLLER'S OBLIGATIONS IN RELATION TO THE SECURITY OF PROCESSING THE PERSONAL DATA AND IN RELATION TO THE NOTIFICATION OF A BREACH OF THE SECURITY OF THE SYSTEM PURSUANT TO SECTION 6-1-716; AND

(c) PROVIDING INFORMATION TO THE CONTROLLER NECESSARY TO ENABLE THE CONTROLLER TO CONDUCT AND DOCUMENT ANY DATA PROTECTION ASSESSMENTS REQUIRED BY SECTION 6-1-1309. THE CONTROLLER AND PROCESSOR ARE EACH RESPONSIBLE FOR ONLY THE MEASURES ALLOCATED TO THEM.

(3) NOTWITHSTANDING THE INSTRUCTIONS OF THE CONTROLLER, A PROCESSOR SHALL:

(a) ENSURE THAT EACH PERSON PROCESSING THE PERSONAL DATA IS SUBJECT TO A DUTY OF CONFIDENTIALITY WITH RESPECT TO THE DATA; AND

(b) ENGAGE A SUBCONTRACTOR ONLY AFTER PROVIDING THE CONTROLLER WITH AN OPPORTUNITY TO OBJECT AND PURSUANT TO A WRITTEN CONTRACT IN ACCORDANCE WITH SUBSECTION (5) OF THIS SECTION THAT REQUIRES THE SUBCONTRACTOR TO MEET THE OBLIGATIONS OF THE PROCESSOR WITH RESPECT TO THE PERSONAL DATA.

(4) TAKING INTO ACCOUNT THE CONTEXT OF PROCESSING, THE CONTROLLER AND THE PROCESSOR SHALL IMPLEMENT APPROPRIATE TECHNICAL AND ORGANIZATIONAL MEASURES TO ENSURE A LEVEL OF SECURITY

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APPROPRIATE TO THE RISK AND ESTABLISH A CLEAR ALLOCATION OF THE RESPONSIBILITIES BETWEEN THEM TO IMPLEMENT THE MEASURES.

(5) PROCESSING BY A PROCESSOR MUST BE GOVERNED BY A CONTRACT BETWEEN THE CONTROLLER AND THE PROCESSOR THAT IS BINDING ON BOTH PARTIES AND THAT SETS OUT:

(a) THE PROCESSING INSTRUCTIONS TO WHICH THE PROCESSOR IS BOUND, INCLUDING THE NATURE AND PURPOSE OF THE PROCESSING;

(b) THE TYPE OF PERSONAL DATA SUBJECT TO THE PROCESSING, AND THE DURATION OF THE PROCESSING;

(c) THE REQUIREMENTS IMPOSED BY THIS SUBSECTION (5) AND SUBSECTIONS (3) AND (4) OF THIS SECTION; AND

(d) THE FOLLOWING REQUIREMENTS:

(I) AT THE CHOICE OF THE CONTROLLER, THE PROCESSOR SHALL DELETE OR RETURN ALL PERSONAL DATA TO THE CONTROLLER AS REQUESTED AT THE END OF THE PROVISION OF SERVICES, UNLESS RETENTION OF THE PERSONAL DATA IS REQUIRED BY LAW;

(II) (A) THE PROCESSOR SHALL MAKE AVAILABLE TO THE CONTROLLER ALL INFORMATION NECESSARY TO DEMONSTRATE COMPLIANCE WITH THE OBLIGATIONS IN THIS PART 13; AND

(B) THE PROCESSOR SHALL ALLOW FOR, AND CONTRIBUTE TO, REASONABLE AUDITS AND INSPECTIONS BY THE CONTROLLER OR THE CONTROLLER'S DESIGNATED AUDITOR. ALTERNATIVELY, THE PROCESSOR MAY, WITH THE CONTROLLER'S CONSENT, ARRANGE FOR A QUALIFIED AND INDEPENDENT AUDITOR TO CONDUCT, AT LEAST ANNUALLY AND AT THE PROCESSOR'S EXPENSE, AN AUDIT OF THE PROCESSOR'S POLICIES AND TECHNICAL AND ORGANIZATIONAL MEASURES IN SUPPORT OF THE OBLIGATIONS UNDER THIS PART 13 USING AN APPROPRIATE AND ACCEPTED CONTROL STANDARD OR FRAMEWORK AND AUDIT PROCEDURE FOR THE AUDITS AS APPLICABLE. THE PROCESSOR SHALL PROVIDE A REPORT OF THE AUDIT TO THE CONTROLLER UPON REQUEST.

(6) IN NO EVENT MAY A CONTRACT RELIEVE A CONTROLLER OR A PROCESSOR FROM THE LIABILITIES IMPOSED ON THEM BY VIRTUE OF ITS ROLE IN THE PROCESSING RELATIONSHIP AS DEFINED BY THIS PART 13.

(7) DETERMINING WHETHER A PERSON IS ACTING AS A CONTROLLER OR PROCESSOR WITH RESPECT TO A SPECIFIC PROCESSING OF DATA IS A FACT-BASED DETERMINATION THAT DEPENDS UPON THE CONTEXT IN WHICH PERSONAL DATA ARE TO BE PROCESSED. A PERSON THAT IS NOT LIMITED IN ITS PROCESSING OF PERSONAL DATA PURSUANT TO A CONTROLLER'S INSTRUCTIONS, OR THAT FAILS TO ADHERE TO THE INSTRUCTIONS, IS A CONTROLLER AND NOT A PROCESSOR WITH RESPECT TO A SPECIFIC PROCESSING OF DATA. A PROCESSOR THAT CONTINUES TO ADHERE TO A CONTROLLER'S INSTRUCTIONS WITH RESPECT TO A SPECIFIC PROCESSING OF PERSONAL DATA REMAINS A PROCESSOR. IF A PROCESSOR BEGINS, ALONE OR JOINTLY WITH OTHERS, DETERMINING THE PURPOSES AND MEANS OF THE PROCESSING OF PERSONAL DATA, IT IS A CONTROLLER WITH RESPECT TO THE PROCESSING.

(8) (a) A CONTROLLER OR PROCESSOR THAT DISCLOSES PERSONAL DATA TO ANOTHER CONTROLLER OR PROCESSOR IN COMPLIANCE WITH THIS PART 13 DOES NOT VIOLATE THIS PART 13 IF THE RECIPIENT PROCESSES THE PERSONAL DATA IN VIOLATION OF THIS PART 13, AND, AT THE TIME OF DISCLOSING THE PERSONAL DATA, THE DISCLOSING CONTROLLER OR PROCESSOR DID NOT HAVE ACTUAL KNOWLEDGE THAT THE RECIPIENT INTENDED TO COMMIT A VIOLATION.

(b) A CONTROLLER OR PROCESSOR RECEIVING PERSONAL DATA FROM A CONTROLLER OR PROCESSOR IN COMPLIANCE WITH THIS PART 13 AS SPECIFIED IN SUBSECTION (8)(a) OF THIS SECTION DOES NOT VIOLATE THIS PART 13 IF THE CONTROLLER OR PROCESSOR FROM WHICH IT RECEIVES THE PERSONAL DATA FAILS TO COMPLY WITH APPLICABLE OBLIGATIONS UNDER THIS PART 13.

6-1-1306. Consumer personal data rights - repeal. (1) CONSUMERS MAY EXERCISE THE FOLLOWING RIGHTS BY SUBMITTING A REQUEST USING THE METHODS SPECIFIED BY THE CONTROLLER IN THE PRIVACY NOTICE REQUIRED UNDER SECTION 6-1-1308 (1)(a). THE METHOD MUST TAKE INTO ACCOUNT THE WAYS IN WHICH CONSUMERS NORMALLY INTERACT WITH THE CONTROLLER, THE NEED FOR SECURE AND RELIABLE COMMUNICATION RELATING TO THE REQUEST, AND THE ABILITY OF THE CONTROLLER TO AUTHENTICATE THE IDENTITY OF THE CONSUMER MAKING THE REQUEST. CONTROLLERS SHALL NOT REQUIRE A CONSUMER TO CREATE A NEW ACCOUNT IN ORDER TO EXERCISE CONSUMER RIGHTS PURSUANT TO THIS SECTION BUT MAY REQUIRE A CONSUMER TO USE AN EXISTING ACCOUNT. A CONSUMER MAY SUBMIT A REQUEST AT ANY TIME TO A CONTROLLER SPECIFYING WHICH OF THE FOLLOWING RIGHTS THE CONSUMER WISHES TO EXERCISE:

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(a) **Right to opt out.** (I) A CONSUMER HAS THE RIGHT TO OPT OUT OF THE PROCESSING OF PERSONAL DATA CONCERNING THE CONSUMER FOR PURPOSES OF:

- (A) TARGETED ADVERTISING;
- (B) THE SALE OF PERSONAL DATA; OR
- (C) PROFILING IN FURTHERANCE OF DECISIONS THAT PRODUCE LEGAL OR SIMILARLY SIGNIFICANT EFFECTS CONCERNING A CONSUMER.

(II) A CONSUMER MAY AUTHORIZE ANOTHER PERSON, ACTING ON THE CONSUMER'S BEHALF, TO OPT OUT OF THE PROCESSING OF THE CONSUMER'S PERSONAL DATA, INCLUDING THROUGH A TECHNOLOGY INDICATING THE CONSUMER'S INTENT TO OPT OUT SUCH AS A WEB LINK INDICATING A PREFERENCE OR BROWSER SETTING, BROWSER EXTENSION, OR GLOBAL DEVICE SETTING. A CONTROLLER SHALL COMPLY WITH AN OPT-OUT REQUEST RECEIVED FROM A PERSON AUTHORIZED BY THE CONSUMER TO ACT ON THE CONSUMER'S BEHALF IF THE CONTROLLER IS ABLE TO AUTHENTICATE, WITH COMMERCIALY REASONABLE EFFORT, THE IDENTITY OF THE CONSUMER AND THE AUTHORIZED AGENT'S AUTHORITY TO ACT ON THE CONSUMER'S BEHALF.

(III) A CONTROLLER THAT PROCESSES PERSONAL DATA FOR PURPOSES OF TARGETED ADVERTISING OR THE SALE OF PERSONAL DATA SHALL PROVIDE A CLEAR AND CONSPICUOUS METHOD TO EXERCISE THE RIGHT TO OPT OUT OF THE PROCESSING OF PERSONAL DATA CONCERNING THE CONSUMER PURSUANT TO SUBSECTION (1)(a)(I) OF THIS SECTION. THE CONTROLLER SHALL PROVIDE THE OPT-OUT METHOD CLEARLY AND CONSPICUOUSLY IN ANY PRIVACY NOTICE REQUIRED TO BE PROVIDED TO CONSUMERS UNDER THIS PART 13, AND IN A CLEAR, CONSPICUOUS, AND READILY ACCESSIBLE LOCATION OUTSIDE THE PRIVACY NOTICE.

(IV) (A) A CONTROLLER THAT PROCESSES PERSONAL DATA FOR PURPOSES OF TARGETED ADVERTISING OR THE SALE OF PERSONAL DATA MAY ALLOW CONSUMERS TO EXERCISE THE RIGHT TO OPT OUT OF THE PROCESSING OF PERSONAL DATA CONCERNING THE CONSUMER FOR PURPOSES OF TARGETED ADVERTISING OR THE SALE OF PERSONAL DATA PURSUANT TO SUBSECTIONS (1)(a)(I)(A) AND (1)(a)(I)(B) OF THIS SECTION BY CONTROLLERS THROUGH A USER-SELECTED UNIVERSAL OPT-OUT MECHANISM THAT MEETS THE TECHNICAL SPECIFICATIONS ESTABLISHED BY THE ATTORNEY GENERAL PURSUANT TO SECTION 6-1-1313. THIS SUBSECTION (1)(a)(IV)(A) IS REPEALED, EFFECTIVE JANUARY 1, 2024.

(B) EFFECTIVE JANUARY 1, 2024, A CONTROLLER THAT PROCESSES PERSONAL DATA FOR PURPOSES OF TARGETED ADVERTISING OR THE SALE OF PERSONAL DATA SHALL ALLOW CONSUMERS TO EXERCISE THE RIGHT TO OPT OUT OF THE PROCESSING OF PERSONAL DATA CONCERNING THE CONSUMER FOR PURPOSES OF TARGETED ADVERTISING OR THE SALE OF PERSONAL DATA PURSUANT TO SUBSECTIONS (1)(a)(I)(A) AND (1)(a)(I)(B) OF THIS SECTION BY CONTROLLERS THROUGH A USER-SELECTED UNIVERSAL OPT-OUT MECHANISM THAT MEETS THE TECHNICAL SPECIFICATIONS ESTABLISHED BY THE ATTORNEY GENERAL PURSUANT TO SECTION 6-1-1313.

(C) NOTWITHSTANDING A CONSUMER'S DECISION TO EXERCISE THE RIGHT TO OPT OUT OF THE PROCESSING OF PERSONAL DATA THROUGH A UNIVERSAL OPT-OUT MECHANISM PURSUANT TO SUBSECTION (1)(a)(IV)(B) OF THIS SECTION, A CONTROLLER MAY ENABLE THE CONSUMER TO CONSENT, THROUGH A WEB PAGE, APPLICATION, OR A SIMILAR METHOD, TO THE PROCESSING OF THE CONSUMER'S PERSONAL DATA FOR PURPOSES OF TARGETED ADVERTISING OR THE SALE OF PERSONAL DATA, AND THE CONSENT TAKES PRECEDENCE OVER ANY CHOICE REFLECTED THROUGH THE UNIVERSAL OPT-OUT MECHANISM. BEFORE OBTAINING A CONSUMER'S CONSENT TO PROCESS PERSONAL DATA FOR PURPOSES OF TARGETED ADVERTISING OR THE SALE OF PERSONAL DATA PURSUANT TO THIS SUBSECTION (1)(a)(IV)(C), A CONTROLLER SHALL PROVIDE THE CONSUMER WITH A CLEAR AND CONSPICUOUS NOTICE INFORMING THE CONSUMER ABOUT THE CHOICES AVAILABLE UNDER THIS SECTION, DESCRIBING THE CATEGORIES OF PERSONAL DATA TO BE PROCESSED AND THE PURPOSES FOR WHICH THEY WILL BE PROCESSED, AND EXPLAINING HOW AND WHERE THE CONSUMER MAY WITHDRAW CONSENT. THE WEB PAGE, APPLICATION, OR OTHER MEANS BY WHICH A CONTROLLER OBTAINS A CONSUMER'S CONSENT TO PROCESS PERSONAL DATA FOR PURPOSES OF TARGETED ADVERTISING OR THE SALE OF PERSONAL DATA MUST ALSO ALLOW THE CONSUMER TO REVOKE THE CONSENT AS EASILY AS IT IS AFFIRMATIVELY PROVIDED.

(b) **Right of access.** A CONSUMER HAS THE RIGHT TO CONFIRM WHETHER A CONTROLLER IS PROCESSING PERSONAL DATA CONCERNING THE CONSUMER AND TO ACCESS THE CONSUMER'S PERSONAL DATA.

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(c) **Right to correction.** A CONSUMER HAS THE RIGHT TO CORRECT INACCURACIES IN THE CONSUMER'S PERSONAL DATA, TAKING INTO ACCOUNT THE NATURE OF THE PERSONAL DATA AND THE PURPOSES OF THE PROCESSING OF THE CONSUMER'S PERSONAL DATA.

(d) **Right to deletion.** A CONSUMER HAS THE RIGHT TO DELETE PERSONAL DATA CONCERNING THE CONSUMER.

(e) **Right to data portability.** WHEN EXERCISING THE RIGHT TO ACCESS PERSONAL DATA PURSUANT TO SUBSECTION (1)(b) OF THIS SECTION, A CONSUMER HAS THE RIGHT TO OBTAIN THE PERSONAL DATA IN A PORTABLE AND, TO THE EXTENT TECHNICALLY FEASIBLE, READILY USABLE FORMAT THAT ALLOWS THE CONSUMER TO TRANSMIT THE DATA TO ANOTHER ENTITY WITHOUT HINDRANCE. A CONSUMER MAY EXERCISE THIS RIGHT NO MORE THAN TWO TIMES PER CALENDAR YEAR. NOTHING IN THIS SUBSECTION (1)(e) REQUIRES A CONTROLLER TO PROVIDE THE DATA TO THE CONSUMER IN A MANNER THAT WOULD DISCLOSE THE CONTROLLER'S TRADE SECRETS.

(2) **Responding to consumer requests.** (a) A CONTROLLER SHALL INFORM A CONSUMER OF ANY ACTION TAKEN ON A REQUEST UNDER SUBSECTION (1) OF THIS SECTION WITHOUT UNDUE DELAY AND, IN ANY EVENT, WITHIN FORTY-FIVE DAYS AFTER RECEIPT OF THE REQUEST. THE CONTROLLER MAY EXTEND THE FORTY-FIVE-DAY PERIOD BY FORTY-FIVE ADDITIONAL DAYS WHERE REASONABLY NECESSARY, TAKING INTO ACCOUNT THE COMPLEXITY AND NUMBER OF THE REQUESTS. THE CONTROLLER SHALL INFORM THE CONSUMER OF AN EXTENSION WITHIN FORTY-FIVE DAYS AFTER RECEIPT OF THE REQUEST, TOGETHER WITH THE REASONS FOR THE DELAY.

(b) IF A CONTROLLER DOES NOT TAKE ACTION ON THE REQUEST OF A CONSUMER, THE CONTROLLER SHALL INFORM THE CONSUMER, WITHOUT UNDUE DELAY AND, AT THE LATEST, WITHIN FORTY-FIVE DAYS AFTER RECEIPT OF THE REQUEST, OF THE REASONS FOR NOT TAKING ACTION AND INSTRUCTIONS FOR HOW TO APPEAL THE DECISION WITH THE CONTROLLER AS DESCRIBED IN SUBSECTION (3) OF THIS SECTION.

(c) UPON REQUEST, A CONTROLLER SHALL PROVIDE TO THE CONSUMER THE INFORMATION SPECIFIED IN THIS SECTION FREE OF CHARGE; EXCEPT THAT, FOR A SECOND OR SUBSEQUENT REQUEST WITHIN A TWELVE-MONTH PERIOD, THE CONTROLLER MAY CHARGE AN AMOUNT CALCULATED IN THE MANNER SPECIFIED IN SECTION 24-72-205 (5)(a).

(d) A CONTROLLER IS NOT REQUIRED TO COMPLY WITH A REQUEST TO EXERCISE ANY OF THE RIGHTS UNDER SUBSECTION (1) OF THIS SECTION IF THE CONTROLLER IS UNABLE TO AUTHENTICATE THE REQUEST USING COMMERCIALY REASONABLE EFFORTS, IN WHICH CASE THE CONTROLLER MAY REQUEST THE PROVISION OF ADDITIONAL INFORMATION REASONABLY NECESSARY TO AUTHENTICATE THE REQUEST.

(3) (a) A CONTROLLER SHALL ESTABLISH AN INTERNAL PROCESS WHEREBY CONSUMERS MAY APPEAL A REFUSAL TO TAKE ACTION ON A REQUEST TO EXERCISE ANY OF THE RIGHTS UNDER SUBSECTION (1) OF THIS SECTION WITHIN A REASONABLE PERIOD AFTER THE CONSUMER'S RECEIPT OF THE NOTICE SENT BY THE CONTROLLER UNDER SUBSECTION (2)(b) OF THIS SECTION. THE APPEAL PROCESS MUST BE CONSPICUOUSLY AVAILABLE AND AS EASY TO USE AS THE PROCESS FOR SUBMITTING A REQUEST UNDER THIS SECTION.

(b) WITHIN FORTY-FIVE DAYS AFTER RECEIPT OF AN APPEAL, A CONTROLLER SHALL INFORM THE CONSUMER OF ANY ACTION TAKEN OR NOT TAKEN IN RESPONSE TO THE APPEAL, ALONG WITH A WRITTEN EXPLANATION OF THE REASONS IN SUPPORT OF THE RESPONSE. THE CONTROLLER MAY EXTEND THE FORTY-FIVE-DAY PERIOD BY SIXTY ADDITIONAL DAYS WHERE REASONABLY NECESSARY, TAKING INTO ACCOUNT THE COMPLEXITY AND NUMBER OF REQUESTS SERVING AS THE BASIS FOR THE APPEAL. THE CONTROLLER SHALL INFORM THE CONSUMER OF AN EXTENSION WITHIN FORTY-FIVE DAYS AFTER RECEIPT OF THE APPEAL, TOGETHER WITH THE REASONS FOR THE DELAY.

(c) THE CONTROLLER SHALL INFORM THE CONSUMER OF THE CONSUMER'S ABILITY TO CONTACT THE ATTORNEY GENERAL IF THE CONSUMER HAS CONCERNS ABOUT THE RESULT OF THE APPEAL.

6-1-1307. Processing de-identified data. (1) THIS PART 13 DOES NOT REQUIRE A CONTROLLER OR PROCESSOR TO DO ANY OF THE FOLLOWING SOLELY FOR PURPOSES OF COMPLYING WITH THIS PART 13:

(a) REIDENTIFY DE-IDENTIFIED DATA;

(b) COMPLY WITH AN AUTHENTICATED CONSUMER REQUEST TO ACCESS, CORRECT, DELETE, OR PROVIDE PERSONAL DATA IN A PORTABLE FORMAT PURSUANT TO SECTION 6-1-1306 (1), IF ALL OF THE FOLLOWING ARE TRUE:

(I) (A) THE CONTROLLER IS NOT REASONABLY CAPABLE OF ASSOCIATING THE REQUEST WITH THE PERSONAL DATA; OR

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(B) IT WOULD BE UNREASONABLY BURDENSOME FOR THE CONTROLLER TO ASSOCIATE THE REQUEST WITH THE PERSONAL DATA;

(II) THE CONTROLLER DOES NOT USE THE PERSONAL DATA TO RECOGNIZE OR RESPOND TO THE SPECIFIC CONSUMER WHO IS THE SUBJECT OF THE PERSONAL DATA OR ASSOCIATE THE PERSONAL DATA WITH OTHER PERSONAL DATA ABOUT THE SAME SPECIFIC CONSUMER; AND

(III) THE CONTROLLER DOES NOT SELL THE PERSONAL DATA TO ANY THIRD PARTY OR OTHERWISE VOLUNTARILY DISCLOSE THE PERSONAL DATA TO ANY THIRD PARTY, EXCEPT AS OTHERWISE AUTHORIZED BY THE CONSUMER; OR

(c) MAINTAIN DATA IN IDENTIFIABLE FORM OR COLLECT, OBTAIN, RETAIN, OR ACCESS ANY DATA OR TECHNOLOGY IN ORDER TO ENABLE THE CONTROLLER TO ASSOCIATE AN AUTHENTICATED CONSUMER REQUEST WITH PERSONAL DATA.

(2) A CONTROLLER THAT USES DE-IDENTIFIED DATA SHALL EXERCISE REASONABLE OVERSIGHT TO MONITOR COMPLIANCE WITH ANY CONTRACTUAL COMMITMENTS TO WHICH THE DE-IDENTIFIED DATA ARE SUBJECT AND SHALL TAKE APPROPRIATE STEPS TO ADDRESS ANY BREACHES OF CONTRACTUAL COMMITMENTS.

6-1-1308. Duties of controllers. (1) Duty of transparency. (a) A CONTROLLER SHALL PROVIDE CONSUMERS WITH A REASONABLY ACCESSIBLE, CLEAR, AND MEANINGFUL PRIVACY NOTICE THAT INCLUDES:

(I) THE CATEGORIES OF PERSONAL DATA COLLECTED OR PROCESSED BY THE CONTROLLER OR A PROCESSOR;

(II) THE PURPOSES FOR WHICH THE CATEGORIES OF PERSONAL DATA ARE PROCESSED;

(III) HOW AND WHERE CONSUMERS MAY EXERCISE THE RIGHTS PURSUANT TO SECTION 6-1-1306, INCLUDING THE CONTROLLER'S CONTACT INFORMATION AND HOW A CONSUMER MAY APPEAL A CONTROLLER'S ACTION WITH REGARD TO THE CONSUMER'S REQUEST;

(IV) THE CATEGORIES OF PERSONAL DATA THAT THE CONTROLLER SHARES WITH THIRD PARTIES, IF ANY; AND

(V) THE CATEGORIES OF THIRD PARTIES, IF ANY, WITH WHOM THE CONTROLLER SHARES PERSONAL DATA.

(b) IF A CONTROLLER SELLS PERSONAL DATA TO THIRD PARTIES OR PROCESSES PERSONAL DATA FOR TARGETED ADVERTISING, THE CONTROLLER SHALL CLEARLY AND CONSPICUOUSLY DISCLOSE THE SALE OR PROCESSING, AS WELL AS THE MANNER IN WHICH A CONSUMER MAY EXERCISE THE RIGHT TO OPT OUT OF THE SALE OR PROCESSING.

(c) A CONTROLLER SHALL NOT:

(I) REQUIRE A CONSUMER TO CREATE A NEW ACCOUNT IN ORDER TO EXERCISE A RIGHT; OR

(II) BASED SOLELY ON THE EXERCISE OF A RIGHT AND UNRELATED TO FEASIBILITY OR THE VALUE OF A SERVICE, INCREASE THE COST OF, OR DECREASE THE AVAILABILITY OF, THE PRODUCT OR SERVICE.

(d) NOTHING IN THIS PART 13 SHALL BE CONSTRUED TO REQUIRE A CONTROLLER TO PROVIDE A PRODUCT OR SERVICE THAT REQUIRES THE PERSONAL DATA OF A CONSUMER THAT THE CONTROLLER DOES NOT COLLECT OR MAINTAIN OR TO PROHIBIT A CONTROLLER FROM OFFERING A DIFFERENT PRICE, RATE, LEVEL, QUALITY, OR SELECTION OF GOODS OR SERVICES TO A CONSUMER, INCLUDING OFFERING GOODS OR SERVICES FOR NO FEE, IF THE CONSUMER HAS EXERCISED THE RIGHT TO OPT OUT PURSUANT TO THIS PART 13 OR THE OFFER IS RELATED TO A CONSUMER'S VOLUNTARY PARTICIPATION IN A BONA FIDE LOYALTY, REWARDS, PREMIUM FEATURES, DISCOUNT, OR CLUB CARD PROGRAM.

(2) **Duty of purpose specification.** A CONTROLLER SHALL SPECIFY THE EXPRESS PURPOSES FOR WHICH PERSONAL DATA ARE COLLECTED AND PROCESSED.

(3) **Duty of data minimization.** A CONTROLLER'S COLLECTION OF PERSONAL DATA MUST BE ADEQUATE, RELEVANT, AND LIMITED TO WHAT IS NECESSARY IN RELATION TO THE SPECIFIED AND EXPRESS PURPOSES FOR WHICH THE DATA ARE PROCESSED.

(4) **Duty to avoid secondary use.** A CONTROLLER SHALL NOT PROCESS PERSONAL DATA FOR PURPOSES THAT ARE NOT NECESSARY TO OR COMPATIBLE WITH THE SPECIFIED AND EXPRESS PURPOSES FOR WHICH THE PERSONAL DATA ARE PROCESSED, UNLESS THE CONTROLLER FIRST OBTAINS THE CONSUMER'S CONSENT.

(5) **Duty of care.** A CONTROLLER SHALL TAKE REASONABLE MEASURES TO SECURE PERSONAL DATA DURING BOTH STORAGE AND USE FROM UNAUTHORIZED ACQUISITION.

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(6) **Duty to avoid unlawful discrimination.** A CONTROLLER SHALL NOT PROCESS PERSONAL DATA IN VIOLATION OF STATE OR FEDERAL LAWS THAT PROHIBIT UNLAWFUL DISCRIMINATION AGAINST CONSUMERS.

(7) **Duty regarding sensitive data.** A CONTROLLER SHALL NOT PROCESS A CONSUMER'S SENSITIVE DATA WITHOUT FIRST OBTAINING THE CONSUMER'S CONSENT OR, IN THE CASE OF THE PROCESSING OF PERSONAL DATA CONCERNING A KNOWN CHILD, WITHOUT FIRST OBTAINING CONSENT FROM THE CHILD'S PARENT OR LAWFUL GUARDIAN.

6-1-1309. Data protection assessments - attorney general access and evaluation - definition. (1) A CONTROLLER SHALL NOT CONDUCT PROCESSING THAT PRESENTS A HEIGHTENED RISK OF HARM TO A CONSUMER WITHOUT CONDUCTING AND DOCUMENTING A DATA PROTECTION ASSESSMENT OF EACH OF ITS PROCESSING ACTIVITIES THAT INVOLVE PERSONAL DATA ACQUIRED ON OR AFTER THE EFFECTIVE DATE OF THIS SECTION THAT PRESENT A HEIGHTENED RISK OF HARM TO A CONSUMER.

(2) FOR PURPOSES OF THIS SECTION, "PROCESSING THAT PRESENTS A HEIGHTENED RISK OF HARM TO A CONSUMER" INCLUDES THE FOLLOWING:

(a) PROCESSING PERSONAL DATA FOR PURPOSES OF TARGETED ADVERTISING OR FOR PROFILING IF THE PROFILING PRESENTS A REASONABLY FORESEEABLE RISK OF:

(I) UNFAIR OR DECEPTIVE TREATMENT OF, OR UNLAWFUL DISPARATE IMPACT ON, CONSUMERS;

(II) FINANCIAL OR PHYSICAL INJURY TO CONSUMERS;

(III) A PHYSICAL OR OTHER INTRUSION UPON THE SOLITUDE OR SECLUSION, OR THE PRIVATE AFFAIRS OR CONCERNS, OF CONSUMERS IF THE INTRUSION WOULD BE OFFENSIVE TO A REASONABLE PERSON; OR

(IV) OTHER SUBSTANTIAL INJURY TO CONSUMERS;

(b) SELLING PERSONAL DATA; AND

(c) PROCESSING SENSITIVE DATA.

(3) DATA PROTECTION ASSESSMENTS MUST IDENTIFY AND WEIGH THE BENEFITS THAT MAY FLOW, DIRECTLY AND INDIRECTLY, FROM THE PROCESSING TO THE CONTROLLER, THE CONSUMER, OTHER STAKEHOLDERS, AND THE PUBLIC AGAINST THE POTENTIAL RISKS TO THE RIGHTS OF THE CONSUMER ASSOCIATED WITH THE PROCESSING, AS MITIGATED BY SAFEGUARDS THAT THE CONTROLLER CAN EMPLOY TO REDUCE THE RISKS. THE CONTROLLER SHALL FACTOR INTO THIS ASSESSMENT THE USE OF DE-IDENTIFIED DATA AND THE REASONABLE EXPECTATIONS OF CONSUMERS, AS WELL AS THE CONTEXT OF THE PROCESSING AND THE RELATIONSHIP BETWEEN THE CONTROLLER AND THE CONSUMER WHOSE PERSONAL DATA WILL BE PROCESSED.

(4) A CONTROLLER SHALL MAKE THE DATA PROTECTION ASSESSMENT AVAILABLE TO THE ATTORNEY GENERAL UPON REQUEST. THE ATTORNEY GENERAL MAY EVALUATE THE DATA PROTECTION ASSESSMENT FOR COMPLIANCE WITH THE DUTIES CONTAINED IN SECTION 6-1-1308 AND WITH OTHER LAWS, INCLUDING THIS ARTICLE 1. DATA PROTECTION ASSESSMENTS ARE CONFIDENTIAL AND EXEMPT FROM PUBLIC INSPECTION AND COPYING UNDER THE "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF TITLE 24. THE DISCLOSURE OF A DATA PROTECTION ASSESSMENT PURSUANT TO A REQUEST FROM THE ATTORNEY GENERAL UNDER THIS SUBSECTION (4) DOES NOT CONSTITUTE A WAIVER OF ANY ATTORNEY-CLIENT PRIVILEGE OR WORK-PRODUCT PROTECTION THAT MIGHT OTHERWISE EXIST WITH RESPECT TO THE ASSESSMENT AND ANY INFORMATION CONTAINED IN THE ASSESSMENT.

(5) A SINGLE DATA PROTECTION ASSESSMENT MAY ADDRESS A COMPARABLE SET OF PROCESSING OPERATIONS THAT INCLUDE SIMILAR ACTIVITIES.

(6) DATA PROTECTION ASSESSMENT REQUIREMENTS APPLY TO PROCESSING ACTIVITIES CREATED OR GENERATED AFTER JULY 1, 2023, AND ARE NOT RETROACTIVE.

6-1-1310. Liability. (1) NOTWITHSTANDING ANY PROVISION IN PART 1 OF THIS ARTICLE 1, THIS PART 13 DOES NOT AUTHORIZE A PRIVATE RIGHT OF ACTION FOR A VIOLATION OF THIS PART 13 OR ANY OTHER PROVISION OF LAW. THIS SUBSECTION (1) NEITHER RELIEVES ANY PARTY FROM ANY DUTIES OR OBLIGATIONS IMPOSED, NOR ALTERS ANY INDEPENDENT RIGHTS THAT CONSUMERS HAVE, UNDER OTHER LAWS, INCLUDING THIS ARTICLE 1, THE STATE CONSTITUTION, OR THE UNITED STATES CONSTITUTION.

(2) WHERE MORE THAN ONE CONTROLLER OR PROCESSOR, OR BOTH A CONTROLLER AND A PROCESSOR, INVOLVED IN THE SAME PROCESSING VIOLATES THIS PART 13, THE LIABILITY SHALL BE ALLOCATED AMONG THE PARTIES ACCORDING TO PRINCIPLES OF COMPARATIVE FAULT.

6-1-1311. Enforcement - penalties - repeal.

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(1) (a) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE 1, THE ATTORNEY GENERAL AND DISTRICT ATTORNEYS HAVE EXCLUSIVE AUTHORITY TO ENFORCE THIS PART 13 BY BRINGING AN ACTION IN THE NAME OF THE STATE OR AS PARENS PATRIAE ON BEHALF OF PERSONS RESIDING IN THE STATE TO ENFORCE THIS PART 13 AS PROVIDED IN THIS ARTICLE 1, INCLUDING SEEKING AN INJUNCTION TO ENJOIN A VIOLATION OF THIS PART 13.

(b) FOR PURPOSES ONLY OF ENFORCEMENT OF THIS PART 13 BY THE ATTORNEY GENERAL OR A DISTRICT ATTORNEY, A VIOLATION OF THIS PART 13 IS A DECEPTIVE TRADE PRACTICE.

(c) PRIOR TO ANY ENFORCEMENT ACTION PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION, THE ATTORNEY GENERAL OR DISTRICT ATTORNEY MUST ISSUE A NOTICE OF VIOLATION TO THE CONTROLLER IF A CURE IS DEEMED POSSIBLE. IF THE CONTROLLER FAILS TO CURE THE VIOLATION WITHIN SIXTY DAYS AFTER RECEIPT OF THE NOTICE OF VIOLATION, AN ACTION MAY BE BROUGHT PURSUANT TO THIS SECTION. THIS SUBSECTION (1)(c) IS REPEALED, EFFECTIVE JANUARY 1, 2025.

(2) THE STATE TREASURER SHALL CREDIT ALL RECEIPTS FROM THE IMPOSITION OF CIVIL PENALTIES UNDER THIS PART 13 PURSUANT TO SECTION 24-31-108.

6-1-1312. Preemption - local governments. THIS PART 13 SUPERSEDES AND PREEMPTS LAWS, ORDINANCES, RESOLUTIONS, REGULATIONS, OR THE EQUIVALENT ADOPTED BY ANY STATUTORY OR HOME RULE MUNICIPALITY, COUNTY, OR CITY AND COUNTY REGARDING THE PROCESSING OF PERSONAL DATA BY CONTROLLERS OR PROCESSORS.

6-1-1313. Rules - opt-out mechanism. (1) THE ATTORNEY GENERAL MAY PROMULGATE RULES FOR THE PURPOSE OF CARRYING OUT THIS PART 13.

(2) BY DECEMBER 31, 2023, THE ATTORNEY GENERAL MAY ADOPT RULES THAT DETAIL THE TECHNICAL SPECIFICATIONS FOR ONE OR MORE UNIVERSAL OPT-OUT MECHANISMS THAT CLEARLY COMMUNICATE A CONSUMER'S AFFIRMATIVE, FREELY GIVEN, AND UNAMBIGUOUS CHOICE TO OPT OUT OF THE PROCESSING OF PERSONAL DATA FOR PURPOSES OF TARGETED ADVERTISING OR THE SALE OF PERSONAL DATA PURSUANT TO SECTION 6-1-1306 (1)(a)(I)(A) OR (1)(a)(I)(B). THE ATTORNEY GENERAL SHALL UPDATE THE RULES THAT DETAIL THE TECHNICAL SPECIFICATIONS FOR THE MECHANISMS FROM TIME TO TIME TO REFLECT THE MEANS BY WHICH CONSUMERS INTERACT WITH CONTROLLERS. THE RULES MUST:

(a) NOT PERMIT THE MANUFACTURER OF A PLATFORM, BROWSER, DEVICE, OR ANY OTHER PRODUCT OFFERING A UNIVERSAL OPT-OUT MECHANISM TO UNFAIRLY DISADVANTAGE ANOTHER CONTROLLER;

(b) REQUIRE CONTROLLERS TO INFORM CONSUMERS ABOUT THE OPT-OUT CHOICES AVAILABLE UNDER SECTION 6-1-1306 (1)(a)(I);

(c) NOT ADOPT A MECHANISM THAT IS A DEFAULT SETTING, BUT RATHER CLEARLY REPRESENTS THE CONSUMER'S AFFIRMATIVE, FREELY GIVEN, AND UNAMBIGUOUS CHOICE TO OPT OUT OF THE PROCESSING OF PERSONAL DATA PURSUANT TO SECTION 6-1-1306 (1)(a)(I)(A) OR (1)(a)(I)(B);

(d) ADOPT A MECHANISM THAT IS CONSUMER-FRIENDLY, CLEARLY DESCRIBED, AND EASY TO USE BY THE AVERAGE CONSUMER;

(e) ADOPT A MECHANISM THAT IS AS CONSISTENT AS POSSIBLE WITH ANY OTHER SIMILAR MECHANISM REQUIRED BY LAW OR REGULATION IN THE UNITED STATES; AND

(f) PERMIT THE CONTROLLER TO ACCURATELY AUTHENTICATE THE CONSUMER AS A RESIDENT OF THIS STATE AND DETERMINE THAT THE MECHANISM REPRESENTS A LEGITIMATE REQUEST TO OPT OUT OF THE PROCESSING OF PERSONAL DATA FOR PURPOSES OF TARGETED ADVERTISING OR THE SALE OF PERSONAL DATA PURSUANT TO SECTION 6-1-1306 (1)(a)(I)(A) OR (1)(a)(I)(B).

SECTION 2. In Colorado Revised Statutes, **amend** 6-1-104 as follows:

6-1-104. Cooperative reporting. The district attorneys may cooperate in a statewide reporting system by receiving, on forms provided by the attorney general, complaints from persons concerning deceptive trade practices listed in section 6-1-105 ~~and~~ OR part 7 OR 13 of this ~~article~~ ARTICLE 1 and transmitting ~~such~~ THE complaints to the attorney general.

SECTION 3. In Colorado Revised Statutes, 6-1-105, **add** (1)(nnn) 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:

(nnn) VIOLATES ANY PROVISION OF PART 13 OF THIS ARTICLE 1 AS SPECIFIED IN SECTION 6-1-1311 (1)(b).

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SECTION 4. In Colorado Revised Statutes, 6-1-107, **amend** (1) introductory portion as follows:

6-1-107. Powers of attorney general and district attorneys.

(1) When the attorney general or a district attorney has reasonable cause to believe that any person, whether in this state or elsewhere, has engaged in or is engaging in any deceptive trade practice listed in section 6-1-105 or part 7 OR 13 of this ~~article~~ ARTICLE 1, the attorney general or district attorney may:

SECTION 5. In Colorado Revised Statutes, 6-1-108, **amend** (1) as follows:

6-1-108. Subpoenas - hearings - rules. (1) When the attorney general

or a district attorney has reasonable cause to believe that a person, whether in this state or elsewhere, has engaged in or is engaging in a deceptive trade practice listed in section 6-1-105 or part 7 OR 13 of this article 1, the attorney general or a district attorney, in addition to other powers conferred upon ~~him or her~~ THE ATTORNEY GENERAL OR A DISTRICT ATTORNEY by this article 1, may issue subpoenas to require the attendance of witnesses or the production of documents, administer oaths, conduct hearings in aid of any investigation or inquiry, and prescribe such forms and promulgate such rules as may be necessary to administer the provisions of this article 1.

SECTION 6. In Colorado Revised Statutes, 6-1-110, **amend** (1) and (2) as follows:

6-1-110. Restraining orders - injunctions - assurances of discontinuance. (1) Whenever the attorney general or a district attorney has

cause to believe that a person has engaged in or is engaging in any deceptive trade practice listed in section 6-1-105 or part 7 OR 13 of this ~~article~~ ARTICLE 1, the attorney general or district attorney may apply for and obtain, in an action in the appropriate district court of this state, a temporary restraining order or injunction, or both, pursuant to the Colorado rules of civil procedure, prohibiting ~~such~~ THE person from continuing ~~such~~ THE practices, or engaging therein, or doing any act in furtherance thereof. The court may make such orders or judgments as may be necessary to prevent the use or employment by ~~such~~ THE person of any such deceptive trade practice or ~~which~~ THAT may be necessary to completely compensate or restore to the original position of any person injured by means of any such practice or to prevent any unjust enrichment by any person through the use or employment of any deceptive trade practice.

(2) Where the attorney general or a district attorney has authority to institute a civil action or other proceeding pursuant to the provisions of this ~~article~~ ARTICLE 1, the attorney general or district attorney may accept, in lieu thereof or as a part thereof, an assurance of discontinuance of any deceptive trade practice listed in section 6-1-105 or part 7 OR 13 of this ~~article~~. ~~Such~~ ARTICLE 1. THE assurance may include a stipulation for the voluntary payment by the alleged violator of the costs of investigation and any action or proceeding by the attorney general or a district attorney and any amount necessary to restore to any person any money or property that may have been acquired by ~~such~~ THE alleged violator by means of any such deceptive trade practice. Any such assurance of discontinuance accepted by the attorney general or a district attorney and any such stipulation filed with the court as a part of any such action or proceeding ~~shall be~~ IS a matter of public record unless the attorney general or the district attorney determines, at ~~his or her~~ THE discretion OF THE ATTORNEY GENERAL OR DISTRICT ATTORNEY, that it will be confidential to the parties to the action or proceeding and to the court and its employees. Upon the filing of a civil action by the attorney general or a district attorney alleging that a confidential assurance of discontinuance or stipulation accepted pursuant to this subsection (2) has been violated, ~~said~~ THE assurance of discontinuance or stipulation ~~shall thereupon be deemed~~ BECOMES a public record and open to inspection by any person. Proof by a preponderance of the evidence of a violation of any such assurance or stipulation ~~shall constitute~~ CONSTITUTES prima facie evidence of a deceptive trade practice for the purposes of any civil action or proceeding brought thereafter by the attorney general or a district attorney, whether a new action or a subsequent motion or petition in any pending action or proceeding.

SECTION 7. Act subject to petition - effective date - applicability.

(1) This act takes effect July 1, 2023; 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 2022 and, in such case, will take effect July 1, 2023, or on the date

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of the official declaration of the vote thereon by the governor, whichever is later.

(2) This act applies to conduct occurring on or after the applicable effective date of this act."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-200 by Senator(s) Winter and Moreno; also Representative(s) Jackson--Concerning measures to further environmental protections, and, in connection therewith, adopting measures to reduce emissions of greenhouse gases and adopting protections for disproportionately impacted communities.

Laid over until Wednesday, May 26, retaining its place on the calendar.

HB21-1027 by Representative(s) Larson and Roberts; also Senator(s) Bridges and Priola--Concerning the authorization for certain alcohol license holders to offer alcohol beverages for consumption off the licensed premises, and, in connection therewith, making an appropriation.

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.)

Majority Leader Fenberg 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 RESOLUTIONS

SJR21-025 by Senator(s) Fenberg and Holbert, Garcia; also Representative(s) Esgar and McKean, Garnett--Concerning the Convening Date for the 2022 Second Regular Session of the Seventy-third General Assembly.

On motion of Minority Leader Holbert, the resolution was **adopted** by the following roll call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | E |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | E | Scott | Y | | |

Co-sponsor(s) added: Liston and Moreno.

HJR21-1012 by Representative(s) Garnett and Neville; also Senator(s) Garcia and Sonnenberg--Concerning the installation of a sculpture on the State Capitol grounds to memorialize Major General Maurice Rose.

On motion of Majority Leader Fenberg, the resolution was **adopted** by the following roll

call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | E |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | E | Scott | Y | | |

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Fenberg, 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, 2024:

Nicholas Aromando of Steamboat Springs, Colorado, to serve as a coal mine owner, operator, or manager engaged in underground mining and engineer experienced in coal mining, and occasioned by the resignation of John Carral Poulos, P.E. of Paonia, Colorado, appointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | E |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | E | Scott | Y | | |

MEMBERS OF THE
GROUND WATER COMMISSION

for terms expiring May 1, 2024:

James M. Noble of Denver, Colorado, to serve as a representative of municipal or industrial users, reappointed;

Angela Beth Fowler of Glenwood Springs, Colorado, to serve as a representative of western slope municipal or industrial users, reappointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | E |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | E | Scott | Y | | |

MEMBERS OF THE
PARKS AND WILDLIFE COMMISSION

for terms expiring July 1, 2024:

Duke Phillips IV of Colorado Springs, Colorado, as a representative of agriculture, appointed;

Dallas Laverne May of Lamar, Colorado, as a representative of agriculture, appointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | E |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | E | Scott | Y | | |

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Donovan, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2022:

Alexander John Boian of Erie, Colorado, to serve as an at large member from tourism based industries, and occasioned by the resignation of Kieran Cain of Lafayette, Colorado, appointed.

for terms expiring June 1, 2024:

Robert Stinchcomb of Lafayette, Colorado, to serve as a representative of the ski industry, reappointed;

Wanda James of Denver, Colorado, to serve as a representative of the tourism-related retail industry, and small business, reappointed;

Laura Valdez of Fort Collins, Colorado, to serve as a representative of private travel attractions and casinos, appointed.

| YES | 24 | NO | 9 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | E |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | E | Scott | N | | |

Upon request of Senator Coram, the members of the Ground Water Commission were severed and voted on individually by the members.

MEMBERS OF THE
GROUND WATER COMMISSION

for a term expiring May 1, 2023:

Jason Ryan Crane of Springfield, Colorado, to serve as a resident agriculturalist from the Southern High Plains, occasioned by the resignation of Blake Austin Gourley of Springfield, Colorado, appointed.

for a term expiring May 1, 2024:

Timothy Paulter of Stratton, Colorado, a resident agriculturalist from the Northern High Plains Basin, appointed.

On motion of Senator Donovan, Timothy Paulter was confirmed to the Ground Water Commission by a roll call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | E |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | E | Scott | Y | | |

On motion of Senator Donovan, Jason Ryan Crane was **not** confirmed to the Ground Water Commission by a roll call vote:

| YES | 12 | NO | 21 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | N | Lundeen | N | Sonnenberg | E |
| Cooke | N | Hansen | Y | Moreno | N | Story | Y |
| Coram | N | Hisey | N | Pettersen | N | Winter | N |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | N |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | E | Scott | N | | |

On motion of Senator Donovan, the following Governor's appointment was confirmed by a roll call vote:

MEMBER OF THE
PARKS AND WILDLIFE COMMISSION

for a term expiring July 1, 2024:

James Jay Tutchton of Hasty, Colorado, as a representative of a non-profit organization that promotes conservation and recognizes non-consumptive wildlife use, appointed.

| YES | 19 | NO | 14 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | E |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | E | Scott | N | | |

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB21-017 by Senator(s) Hisey and Zenzinger; also Representative(s) Larson and Bradfield-- Concerning sexual contact between a student and an educator in violation of the public trust.

Senator Hisey moved for the adoption of the first report of the first conference committee on **SB21-017**, as printed in Senate journal, May 20, page(s) 1042-1044. The motion was **adopted** by the following roll call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | E |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | E | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | E |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | E | Scott | 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: Garcia, Liston, Rankin, and Winter.

MESSAGE FROM THE HOUSE

May 25, 2021
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB21-1311, amended as printed in House Journal, May 22, 2021, and amended on Third Reading as printed in House Journal, May 25, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1209, amended as printed in House Journal, May 22, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1275, 1318, and 1314, amended as printed in House Journal, May 24, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, HB21-1311.

Without comment, as amended, HB21-1209, 1275, 1314, and 1318.

MESSAGE FROM THE GOVERNOR

Monday, May 24, 2021

Colorado Senate
The 73rd 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:

SB21-058 Approval Of Alternative Principal Programs
Approved on Monday, May 24, 2021 at 12:00 P.M.

Sincerely,
(signed)
Jared Polis
Governor

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

COMMITTEE OF REFERENCE REPORTS

Finance

After consideration on the merits, the Committee recommends that **HB21-1282** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 8, line 23, strike "ADMINISTRATION" and substitute "ADMINISTRATOR".

Page 15, line 21, strike "21."and substitute "21 AND THE USE OF FEES SUBJECT TO SECTION 12-10-718 THAT ARE REAPPROPRIATED TO THE DEPARTMENT OF LAW PURSUANT TO SECTION 12-10-719.".

Finance

After consideration on the merits, the Committee recommends that **HB21-1189** be **referred** to the Committee on Appropriations with favorable recommendation.

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|------------------------|---|----------------------------------|
| Finance | After consideration on the merits, the Committee recommends that HB21-1254 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 HB21-1233 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 HB21-1105 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 9 10 11 12 |
| | Amend reengrossed bill, page 4, strike line 10 and substitute: | 13 14 |
| | "(V) ON OR BEFORE APRIL 1, 2022, AND ON OR BEFORE APRIL 1 OF". | 15 16 |
| | Page 4, strike line 20 and substitute "SHALL: | 17 |
| | (A) CALCULATE THE AMOUNT OF MONEY FROM THE ENERGY". | 18 19 |
| | Page 4, after line 25 insert: | 20 21 |
| | "(B) TRANSMIT THE MONEY TO THE STATE DEPARTMENT ON OR BEFORE JULY 1, 2022, AND ON OR BEFORE JULY 1 OF EACH YEAR THEREAFTER.". | 22 23 24 |
| | Page 5, strike line 15 and substitute: | 25 26 |
| | "(III) ON OR BEFORE APRIL 1, 2022, AND ON OR BEFORE APRIL 1 OF". | 27 28 |
| | Page 5, line 24, after "CALCULATE" insert "AND, ON OR BEFORE JULY 1, 2022, TRANSMIT AND, ON OR BEFORE JULY 1 OF EACH YEAR THEREAFTER, TRANSMIT". | 29 30 31 |
| | Page 6, strike lines 14 through 20 and substitute: | 32 33 |
| | "(f) ON OR BEFORE OCTOBER 1, 2021, THE STATE DEPARTMENT SHALL SUBMIT A BUDGET TO THE ORGANIZATION AND THE COMMISSION TO COVER THE STATE DEPARTMENT'S ADMINISTRATIVE COSTS TO SET UP THE PROGRAM. BASED ON THE BUDGET THAT THE STATE DEPARTMENT SUBMITS, THE ORGANIZATION SHALL: | 34 35 36 37 38 |
| | (I) CALCULATE THE AMOUNT OF MONEY FROM THE ENERGY ASSISTANCE SYSTEM BENEFIT CHARGE COLLECTED PURSUANT TO SECTION 40-8.7-104 (2.5) THAT IT ALLOCATES AS PART OF ITS BUDGET PREPARED PURSUANT TO SECTION 40-8.7-108 (3) FOR USE BY THE STATE DEPARTMENT TO SET UP THE PROGRAM; AND | 39 40 41 42 43 |
| | (II) TRANSMIT THE MONEY TO THE STATE DEPARTMENT ON OR BEFORE JANUARY 1, 2022.". | 44 45 46 47 |
| | _____ | 48 49 |
| Committee of the Whole | On motion of Senator Moreno, the Senate re-resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Moreno was called to act as Chair. | 50 51 52 53 |
| | _____ | 54 55 56 |
| | Committee of the Whole reconvened. | 57 58 59 |
| | _____ | 60 61 |
| | GENERAL ORDERS -- SECOND READING OF BILLS (cont'd) | 62 63 |
| HB21-1232 | by Representative(s) Roberts and Jodeh, Mullica, Amabile, Bernett, Caraveo, Cutter, Duran, Gonzales-Gutierrez, Hooton, Kennedy, Kipp, McCluskie, McCormick, Ortiz, Ricks, Sirota, Tipper, Valdez A., Weissman, Woodrow; also Senator(s) Donovan, Bridges, Danielson, Gonzales, Jaquez Lewis, Pettersen, Story, Winter--Concerning the establishment of a standardized health benefit plan to be offered in Colorado, and, in connection therewith, making an appropriation. | 64 65 66 67 68 69 |

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, May 20, page(s) 1019-1020 and placed in members' bill files.)

Amendment No. 2(L.171), by Senator Donovan.

Amend the Health and Human Services Committee Report, dated May 19, 2021, page 1, strike lines 12 through 14.

Page 2 of the report, strike lines 1 through 3 and substitute:

"(2) THE COMMISSIONER SHALL MONITOR WHETHER THERE ARE AN ADEQUATE NUMBER OF HEALTH-CARE PROVIDERS IN THE CARRIERS' STANDARDIZED PLAN NETWORK AND THE PERCENTAGE OF PREMIUMS ATTRIBUTABLE TO HEALTH-CARE PROVIDERS IN THE NETWORK. AS PART OF THE RATE AND FORM FILING REQUIRED PURSUANT TO 10-16-107, EACH CARRIER SHALL PROVIDE TO THE COMMISSIONER INFORMATION ON WHETHER THERE ARE AN ADEQUATE NUMBER OF HEALTH-CARE PROVIDERS IN THE CARRIER'S STANDARDIZED PLAN NETWORK AND THE REDUCTION IN PREMIUMS AS A RESULT OF HEALTH-CARE PROVIDER PARTICIPATION IN THE NETWORK."

Page 2 of the report, strike lines 6 through 12.

Amend reengrossed bill, page 27, strike line 3 and substitute "13, INCLUDING THE INFORMATION COLLECTED PURSUANT TO SECTION 10-16-1310 (2)."

Page 28 of the bill, lines 26 and 27, strike "**requirements - warning - fine. (1)**" and substitute "**requirements.**".

Page 29 of the bill, strike lines 5 through 19.

Amendment No. 3(L.176), by Senator Donovan.

Amend the Health and Human Services Committee Report, dated May 19, 2021, page 2, line 3, strike "2023." and substitute "2023.

(3) (a) THE COMMISSIONER SHALL CONTRACT WITH AN INDEPENDENT THIRD-PARTY ORGANIZATION TO EVALUATE HOW TO PHASE IN, TO THE EXTENT PRACTICABLE, TO A HOSPITAL'S REIMBURSEMENT RATE METHODOLOGY DESCRIBED IN SECTION 10-16-1306:

(I) A QUALITY METRIC ADJUSTMENT; AND

(II) AN ACUITY ADJUSTMENT AS MEASURED BY A HOSPITAL'S CASE-MIX INDEX.

(b) THE EVALUATION MUST BE COMPLETED BY DECEMBER 31, 2022."

Page 31 of the reengrossed bill, line 13, strike "\$1,199,637" and substitute "\$1,409,637".

Page 31 of the reengrossed bill, line 17, strike "\$948,667" and substitute "\$1,158,667".

Amendment No. 4(L.177), by Senator Donovan.

Amend reengrossed bill, page 5, after line 13 insert:

"(c) FOR ANY HEALTH-CARE SERVICE WITHOUT AN EXISTING MEDICARE REIMBURSEMENT RATE AND FOR SERVICES THAT HAVE LOW VOLUME STATEWIDE RELATIVE TO OTHER MEDICARE SERVICES, INCLUDING PEDIATRIC OR OBSTETRIC SERVICES, AN EQUIVALENT RATE MEANS A RATE SET BY RULE OF THE COMMISSIONER AFTER CONSULTATION WITH A STATEWIDE ASSOCIATION OF HOSPITALS, PHYSICIANS, OTHER PROVIDERS, AND THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING. THE EQUIVALENT RATE MUST UTILIZE THE RATIO OF MEDICAID PAYMENT RATES TO EXISTING MEDICARE PAYMENT RATES WHENEVER POSSIBLE."

Amendment No. 5(L.178), by Senator Donovan.

Amend reengrossed bill, page 30, line 13, strike "SUSPEND, REVOKE," and substitute "SUSPEND".

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Amendment No. 6(L.181), by Senator Donovan.

Amend reengrossed bill, page 14, line 4, strike "DEEMED NECESSARY" and substitute "ADOPTED CONSISTENT WITH THE REQUIREMENTS IN SECTION 10-16-107 (8)".

Page 14, strike line 6 and substitute "PREMIUM COSTS, SUCH AS ADOPTING THE INDUCED DEMAND FACTORS UTILIZED AS PART OF THE FEDERAL RISK ADJUSTMENT PROGRAM UNDER 42 U.S.C. SEC. 18063."

Page 21, strike lines 17 through 20.

ReNUMBER succeeding subsections accordingly.

Page 27, line 11, strike "13." and substitute "13, INCLUDING RULES NECESSARY TO ALIGN STATE LAW WITH ANY FEDERAL PROGRAM REQUIREMENTS AND APPLICABLE RULES."

Amendment No. 7(L.173), by Senator Donovan.

Amend reengrossed bill, strike "SIX" and substitute "FIVE" on: **Page 10**, line 22; and **Page 11**, lines 10 and 17.

Strike "TWELVE" and substitute "TEN" on: **Page 11**, line 23; and **Page 12**, lines 11 and 18.

Strike "EIGHTEEN" and substitute "FIFTEEN" on: **Page 12**, line 24; **Page 13**, lines 12 and 19; and **Page 21**, line 4.

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

HB21-1027 by Representative(s) Larson and Roberts; also Senator(s) Bridges and Priola--Concerning the authorization for certain alcohol license holders to offer alcohol beverages for consumption off the licensed premises, and, in connection therewith, making an appropriation.

Senator Cooke moved to amend the report of the Committee of the Whole to show that the following Garcia floor amendment, (L.016) to HB21-1027, did pass.

Amend reengrossed bill, page 2, line 3, before "(2)(b)(III)," insert "(1)(a)(I),".

Page 2, strike line 6 and substitute "**rules - definition - repeal.** (1) (a) Notwithstanding any other provision of this article 3 or article 4 of this title 44 and subject to subsections (2) and (3) of this section:

- (I) BETWEEN THE HOURS OF 8 A.M. AND 12 MIDNIGHT, a licensee may sell and deliver an alcohol beverage to a customer for consumption off the licensed premises; and
- (2) To sell and deliver an alcohol beverage".

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 | 23 | NO | 12 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | N |
| Danielson | N | Holbert | Y | Priola | N | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | N | Kolker | Y | Scott | Y | | |

Senator Holbert moved to amend the report of the Committee of the Whole to show that the following Garcia floor amendment, (L.015) to HB21-1027, did pass

Amend reengrossed bill, page 3, line 18 strike "2026" and substitute "2023".

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | N | Lee | N | Simpson | Y |
| Buckner | N | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | N | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | N | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

HB21-1232 by Representative(s) Roberts and Jodeh, Mullica, Amabile, Bernett, Caraveo, Cutter, Duran, Gonzales-Gutierrez, Hooton, Kennedy, Kipp, McCluskie, McCormick, Ortiz, Ricks, Sirota, Tipper, Valdez A., Weissman, Woodrow; also Senator(s) Donovan, Bridges, Danielson, Gonzales, Jaquez Lewis, Pettersen, Story, Winter--Concerning the establishment of a standardized health benefit plan to be offered in Colorado, 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.180) to HB21-1232, did pass.

Amend reengrossed bill, page 30, line 2, strike "(a)".

Page 30, strike lines 7 and 8 and substitute "AFTER RECEIPT OF THE WARNING, THE DEPARTMENT SHALL FINE THE HOSPITAL UP TO TEN THOUSAND DOLLARS PER".

Page 30, line 11, strike "PARTICIPATE;" and substitute "PARTICIPATE.".

Page 30, strike lines 12 through 19.

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Kirkmeyer moved to amend the report of the Committee of the Whole to show that the following Fields floor amendment, (L.159) to HB21-1232, did pass.

Amend reengrossed bill, page 17, after line 24 insert:

"(VIII) A HOSPITAL WITH A CASE-MIX INDEX THAT EXCEEDS THE STATEWIDE AVERAGE MUST RECEIVE UP TO A TEN-PERCENTAGE-POINT INCREASE IN THE BASE REIMBURSEMENT RATE WITH THE ACTUAL INCREASE TO BE DETERMINED BY THE HOSPITAL'S SPECIFIC CASE-MIX INDEX.

(IX) A HOSPITAL THAT DELIVERS HIGH-QUALITY CARE, AS DETERMINED EITHER BY A SCORE OF FOUR OR HIGHER ACCORDING TO THE CENTERS FOR MEDICARE AND MEDICAID SERVICES FIVE-STAR QUALITY RATING SYSTEM OR BY A RATING IN THE TOP QUARTILE OF THE CENTERS FOR MEDICARE AND MEDICAID SERVICES PREMIER HOSPITAL QUALITY INCENTIVE DEMONSTRATION, MUST RECEIVE A TEN-PERCENTAGE-POINT INCREASE IN ITS BASE REIMBURSEMENT RATE."

Re-number succeeding subparagraph accordingly.

Page 17, line 25, strike "(4)(a)(VII)" and substitute "(4)(a)(IX)".

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Gardner moved to amend the report of the Committee of the Whole to show that the following Gardner floor amendment, (L.188) to HB21-1232, did pass.

Amend reengrossed bill, page 28, strike line 27 and substitute "**fine.**".

Page 29, strike lines 1 through 4.

Re-number succeeding subsections 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 | 17 | NO | 18 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Smallwood moved to amend the report of the Committee of the Whole to show that the following Smallwood floor amendment, (L.166) to HB21-1232, did pass.

Amend reengrossed bill, page 21, line 21, strike "HOSPITAL OR" and substitute "HOSPITAL, A HEALTH SYSTEM, OR".

Page 21, strike line 22 and substitute "SHALL NOT:
(a) BALANCE BILL CONSUMERS ENROLLED IN THE STANDARDIZED".

Page 21, line 26, strike "CONSUMER." and substitute "CONSUMER;".

Page 21, after line 26 insert:
"(b) IN CONNECTION WITH THE STANDARDIZED PLAN, DEMAND AN ANNUAL INCREASE IN THE REIMBURSEMENT RATES IN EXCESS OF MEDICAL INFLATION FROM THE CURRENT RATE THE HOSPITAL, HEALTH SYSTEM, OR HEALTH-CARE PROVIDER HAS NEGOTIATED WITH THE CARRIER, EVEN IF THE CURRENT RATE IS BELOW THE REIMBURSEMENT RATES ESTABLISHED PURSUANT TO SUBSECTION (4) OF THIS SECTION;

(c) DEMAND, OR RAISE AT ANY POINT IN NEGOTIATIONS WITH A CARRIER, THAT THE RATE THE HOSPITAL, HEALTH SYSTEM, OR HEALTH-CARE PROVIDER OFFERS THE CARRIER FOR ANY NONSTANDARDIZED PLAN INCLUDE AN OFFSET OR OTHERWISE BE INCREASED IN CONSIDERATION, IN WHOLE OR IN PART, OF THE REDUCTION IN RATE OR OTHER FINANCIAL IMPACTS IT ASSOCIATES WITH THE STANDARDIZED PLAN; OR

(d) DEMAND, OR RAISE AT ANY POINT IN NEGOTIATIONS WITH A CARRIER, THAT THE RATE THE HOSPITAL, HEALTH SYSTEM, OR HEALTH-CARE PROVIDER OFFERS THE CARRIER FOR ANY PROVIDER LOCATION, HOSPITAL, OR HEALTH-CARE PROVIDER UNDER ITS COMMON CONTROL IN COLORADO INCLUDE AN OFFSET OR OTHERWISE BE INCREASED IN CONSIDERATION, IN WHOLE OR IN PART, OF THE REDUCTION IN RATE OR OTHER FINANCIAL IMPACTS EXPERIENCED OR EXPECTED AT ANY OTHER LOCATION, HOSPITAL, OR HEALTH-CARE PROVIDER UNDER ITS COMMON CONTROL AS A RESULT OF, OR IN CONNECTION WITH, THE STANDARDIZED PLAN."

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | Y | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Smallwood moved to amend the report of the Committee of the Whole to show that the following Smallwood floor amendment, (L.190) to HB21-1232, did pass.

Amend reengrossed bill, page 27, after line 17 insert:

"10-16-1314. Repeal of part. THIS PART 13 IS REPEALED, EFFECTIVE SEPTEMBER 1, 2031. BEFORE THE REPEAL, THIS PART 13 IS SCHEDULED FOR REVIEW IN ACCORDANCE WITH SECTION 24-34-104."

Page 29, after line 19 insert:

"SECTION 6. In Colorado Revised Statutes, 24-34-104, **add** (32)(a)(VI) as follows:

24-34-104. General assembly review of regulatory agencies and functions for repeal, continuation, or reestablishment - legislative declaration - repeal. (32) (a) The following agencies, functions, or both, are scheduled for repeal on September 1, 2031:

(VI) THE FUNCTIONS OF THE "COLORADO STANDARDIZED HEALTH BENEFIT PLAN ACT", CREATED IN PART 13 OF ARTICLE 16 OF TITLE 10."

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 | 17 | NO | 18 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Rankin moved to amend the report of the Committee of the Whole to show that the following Rankin floor amendment, (L.189) to HB21-1232, did pass.

Amend reengrossed bill, page 21, after line 9 insert:

"(b) A HEALTH-CARE COVERAGE COOPERATIVE, ALLIANCE, OR OTHER INITIATIVE ORGANIZED TO REDUCE HEALTH-CARE COSTS, AND A CARRIER OFFERING HEALTH BENEFIT PLANS UNDER AGREEMENT WITH THE HEALTH-CARE COVERAGE COOPERATIVE, ALLIANCE, OR OTHER INITIATIVE ORGANIZED TO REDUCE HEALTH-CARE COSTS, WITHIN THE PREVIOUS FIVE YEARS THAT PREVIOUSLY ACHIEVED AND MAINTAINED A REDUCTION MUST BE GIVEN CREDIT FOR THE AMOUNT OF THE REDUCTION TOWARDS ACHIEVING THE EIGHTEEN-PERCENT REDUCTION REQUIREMENT IN SECTION 10-16-1305."

Reletter succeeding 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 | 15 | NO | 20 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-190 as amended; HB21-1027 as amended, HB21-1232 as amended

Laid over until 05/26/2021: SB21-200

COMMITTEE OF REFERENCE REPORTS

Health & Human Services

After consideration on the merits, the Committee recommends that **HB21-1198** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 4, line 1, strike "EXCEPT A" and substitute "EXCEPT:
(I) A".

Page 4, line 2, strike "(aa)(4)." and substitute "(aa)(4); OR
(II) A STUDENT-LEARNING MEDICAL AND DENTAL CLINIC THAT IS ESTABLISHED FOR THE PURPOSE OF STUDENT LEARNING, OFFERING DISCOUNTED PATIENT CARE AS PART OF A PROGRAM OF STUDENT LEARNING, AND IS PHYSICALLY SITUATED WITHIN A HEALTH SCIENCES SCHOOL."

Page 6, line 21, strike the second "A" and substitute "EACH".

Page 9, line 27, strike "EIGHTY" and substitute "ONE HUNDRED".

Page 10, line 1, strike "OR, IF A MEDICARE RATE IS NOT AVAILABLE," and substitute "OR".

Page 10, line 2, strike "RATE." and substitute "RATE, WHICHEVER IS GREATER."

Page 13, line 8, after "PATIENT." insert "IF A HEALTH-CARE PROFESSIONAL IS AN OUT-OF-NETWORK PROVIDER UNDER A QUALIFIED PATIENT'S HEALTH INSURANCE PLAN, THE HEALTH-CARE PROFESSIONAL AND HEALTH INSURANCE CARRIER SHALL COMPLY WITH THE OUT-OF-NETWORK BILLING REQUIREMENTS DESCRIBED IN SECTIONS 10-16-704 (3) AND 12-30-113."

Health & Human Services

After consideration on the merits, the Committee recommends that **HB21-1171** be **referred** to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB21-1005** 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 **HB21-1305** 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 25, after "(1)(g)," insert "(3)".

Page 3, line 26, strike "(3.5)(b)(II)" and substitute "(3.5)(b)(II); and **add** (1.5)".

Page 4, line 9, strike "(1)(e)" and substitute (1)(e.5)".

Page 4, after line 13 insert:

"(1.5) THE BOARD MAY WAIVE ANY EDUCATION REQUIREMENTS IN SUBSECTION (1)(e) OF THIS SECTION UNTIL THE DEPARTMENT OF HUMAN SERVICES ESTABLISHES THE EDUCATION REQUIREMENTS FOR LICENSURE PURSUANT TO SECTION 27-80-108 (1)(e.5). THIS SUBSECTION (1.5) IS REPEALED, EFFECTIVE MARCH 1, 2022.

(3) The state board of addiction counselor examiners shall promulgate rules for certification of addiction counselors; except that the state board of human services in the department of human services shall establish by rule education requirements for LICENSURE AND certification in accordance with section 27-80-108 (1)(e) AND (1)(e.5)".

Page 5, after line 19 insert:

"**SECTION 5.** In Colorado Revised Statutes, 12-245-806, **amend** (1)(b) introductory portion as follows:

12-245-806. Continuing professional competency - rules - definition. (1) (b) ~~The office of behavioral health in the department of human services~~ BOARD, in consultation with ~~other~~ stakeholders, shall adopt rules ON OR BEFORE MARCH 1, 2022, establishing a continuing professional competency program that includes, at a minimum, the following elements:".

ReNUMBER succeeding sections accordingly.

Page 5, line 21, strike "(2)" and substitute "(2); and **add** (1)(e.5)".

Page 5, strike line 22 and substitute:

27-80-108. Rules. (1) The state board of human services, created in section 26-1-107, has the power to promulgate rules governing the provisions of this article 80. The rules may include, but are not limited to:

(e.5) ON OR BEFORE MARCH 1, 2022, STANDARDS THAT ADDICTION COUNSELORS MUST MEET TO PARTICIPATE IN PUBLIC PROGRAMS OR TO PROVIDE PURCHASED SERVICES AND EDUCATION REQUIREMENTS NECESSARY TO BE LICENSED BY THE DIRECTOR OF THE DIVISION OF PROFESSIONS AND OCCUPATIONS, PURSUANT TO PART 8 OF ARTICLE 245 OF TITLE 12;

(2) In the rules promulgated pursuant to".

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

HB21-1209 by Representative(s) Gonzales-Gutierrez and Daugherty; also Senator(s) Lee--Concerning offenders who committed an offense when under twenty-one years of age, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs

HB21-1275 by Representative(s) Lontine and Will; also Senator(s) Ginal and Kirkmeyer--Concerning reimbursement for pharmacists' services under the medical assistance act, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs

HB21-1311 by Representative(s) Sirota and Weissman; also Senator(s) Hansen and Moreno--Concerning income tax, and, in connection therewith, requiring additions to Colorado taxable income in amounts related to limiting certain federal itemized deductions, extending the limit on the federal deduction allowed under section 199A of the internal revenue code, limiting the deduction for contributions made to 529 plans, disallowing an enhanced federal

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deduction for food and beverage expenses at restaurants, and limiting the capital gains subtraction; allowing a subtraction from Colorado taxable income in amounts related to repealing the cap on the deduction for certain social security income; reducing state income tax revenue by increasing the earned income tax credit, funding the child tax credit, and allowing a temporary income tax credit for a business equal to a percentage of the conversion costs to convert the business to a worker-owned coop, an employee stock ownership plan, or an employee ownership trust; increasing state income tax revenue by modifying the computation of the corporate income tax receipts factor to make it more congruent with combined reporting; preventing corporations from using tax shelters in foreign jurisdictions for the purpose of tax avoidance; clarifying that certain captive insurance companies are not exempt from income tax; and making an appropriation.

Finance

HB21-1314 by Representative(s) Herod and Gray; also Senator(s) Moreno and Rodriguez--Concerning the authority of the department of revenue to take action against certain documents, and, in connection therewith, making an appropriation.

Finance

HB21-1318 by Representative(s) Herod and Ortiz; also Senator(s) Garcia--Concerning the creation of the outdoor equity grant program, and, in connection therewith, funding the grant program from lottery money, and making an appropriation.

Finance

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-011 and 035.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

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 STATE BOARD OF THE GREAT OUTDOORS COLORADO TRUST FUND

for terms expiring April 15, 2025:

Rick Palacio of Denver, Colorado, a Democrat and a resident of the First Congressional District, appointed;

Craig Alan Hughes of Edwards, Colorado, a Democrat and a resident of the Third Congressional District, and west of the continental divide, appointed;

Brenda J. May of Lamar, Colorado, an Unaffiliated and a resident of the Fourth Congressional District, and representing agricultural interests, appointed;

Antonio Felipe Rosendo of Colorado Springs, Colorado, a Democrat and a resident of the Fifth Congressional District, appointed;

Patricia Glaser Imhoff of Greenwood Village, Colorado, a Democrat and a resident of the Sixth Congressional District, appointed;

Thomas Mitchell Lee of Greenwood Village, Colorado, a Republican and a resident of the Sixth Congressional District, appointed;

Carrie Nicole Curtiss of Golden, Colorado, a Democrat and a resident of the Seventh Congressional District, appointed.

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| State, Veterans, & Military Affairs | After consideration on the merits, the Committee recommends that SB21-280 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 |
| Local Government | After consideration on the merits, the Committee recommends that HB21-1284 be referred to the Committee of the Whole with favorable recommendation. | 7 8 9 |
| Local Government | After consideration on the merits, the Committee recommends that HB21-1278 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 10 11 12 13 14 |
| | Amend reengrossed bill, page 3, line 2, after "(2)" insert "(a)". | 15 16 17 |
| | Page 3, after line 10 insert: | 18 19 |
| | "(b) THE MEETING NOTICE OF ALL MEETINGS OF THE BOARD THAT ARE HELD TELEPHONICALLY, ELECTRONICALLY, OR BY OTHER MEANS NOT INCLUDING PHYSICAL PRESENCE MUST INCLUDE THE METHOD OR PROCEDURE, INCLUDING THE CONFERENCE NUMBER OR LINK, BY WHICH MEMBERS OF THE PUBLIC CAN ATTEND THE MEETING." | 20 21 22 23 24 25 |
| Local Government | After consideration on the merits, the Committee recommends that HB21-1296 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 |
| Local Government | After consideration on the merits, the Committee recommends that HB21-1285 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 30 31 32 33 34 |
| | Amend reengrossed bill, page 3, line 1, after "fund" insert "AND UP TO ONE MILLION DOLLARS TRANSFERRED PURSUANT TO SECTION 24-32-129 (3)(b)(II)". | 35 36 37 38 |
| | Page 3, line 19, strike "ANY AMOUNT" and substitute "UP TO TWELVE MILLION DOLLARS". | 39 40 41 |
| | Page 3, line 20, strike "(3)(b)." and substitute "(3)(b)(I).". | 42 43 |
| | Page 4, line 8, strike "ANY" and substitute "THE". | 44 45 |
| | Page 7, line 11, strike "TRANSFER" and substitute "TRANSFER: (I) UP TO TWELVE MILLION DOLLARS OF". | 46 47 48 |
| | Page 7, line 14, strike "(2)(b)(V)." and substitute "(2)(b)(V); AND (II) UP TO ONE MILLION DOLLARS OF THE UNEXPENDED AND UNENCUMBERED AMOUNT TO THE COLORADO OFFICE OF FILM, TELEVISION, AND MEDIA OPERATIONAL ACCOUNT CASH FUND CREATED IN SECTION 24-48.5-116 (5)(a) FOR USE IN ACCORDANCE WITH SECTION 24-48.5-116 (5)(b).". | 49 50 51 52 53 54 |
| Trans- portation & Energy | After consideration on the merits, the Committee recommends that SB21-272 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation. | 55 56 57 58 59 |
| | Amend printed bill, page 3, line 17, strike "AN". | 60 61 |
| | Page 3, strike lines 18 through 20 and substitute "(1) AN INTERVENOR IN ANY MATTER BEFORE THE COMMISSION SHALL DISCLOSE ANY OF THE FOLLOWING RELATIONSHIPS THAT EXISTS OR, WITHIN THE IMMEDIATELY PRECEDING TWENTY-FOUR MONTHS, EXISTED BETWEEN THE INTERVENOR AND THE REGULATED UTILITY IN THE MATTER: | 62 63 64 65 66 |
| | (a) ANY CORPORATE AFFILIATION WITH THE REGULATED UTILITY; (b) THE RECEIPT OF ANY FUNDING FROM THE REGULATED UTILITY; OR (c) ANY OTHER FINANCIAL RELATIONSHIP BETWEEN THE INTERVENOR | 67 68 69 |

AND THE REGULATED UTILITY.

(2) THE COMMISSION SHALL PUBLISH ON ITS WEBSITE ALL DISCLOSURES MADE PURSUANT TO THIS SECTION."

Page 8, line 23, strike "CUSTOMER SERVICE,".

Page 9, strike lines 20 through 25 and substitute "SOLAR GARDEN WAS ALLOCATED CAPACITY AND SHALL DETERMINE WHETHER AN INFLATION ADJUSTMENT FOR THE FIXED RATES IS APPROPRIATE."

Page 12, after line 15 insert:

"SECTION 11. In Colorado Revised Statutes, 40-41-103, amend (2)(a) and (2)(b); and add (2)(d) as follows:

40-41-103. Financing orders - application requirements. (2) (a) An investor-owned or other regulated electric utility may file an application for approval to issue CO-EI bonds in one or more series, impose, charge, and collect CO-EI charges, and create CO-EI property related to:

(I) The retirement of an electric generating facility in Colorado that has previously been approved by the commission; OR

(II) OTHER PROGRAMS OR PROJECTS AS APPROVED BY THE COMMISSION, INCLUDING PROGRAMS OR PROJECTS TO MITIGATE THE EFFECTS OF EXTREME WEATHER, WILDFIRES, CLIMATE CHANGE, OR OTHER HAZARDS.

(b) An electric utility that is not regulated may file an application for approval to issue CO-EI bonds in one or more series, impose, charge, and collect CO-EI charges, and create CO-EI property related to:

(I) The retirement of an electric generating facility in Colorado; OR

(II) OTHER PROGRAMS OR PROJECTS AS APPROVED BY THE COMMISSION, INCLUDING PROGRAMS OR PROJECTS TO MITIGATE THE EFFECTS OF EXTREME WEATHER, WILDFIRES, CLIMATE CHANGE, OR OTHER HAZARDS.

(d) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE COMMISSION SHALL NOT APPROVE THE ISSUANCE OF, NOR SHALL AN ELECTRIC UTILITY ISSUE, CO-EI BONDS TO FINANCE THE PAYMENT OF DAMAGES FOR A WILDFIRE OR OTHER LIABILITY OF THE ELECTRIC UTILITY."

Re-number succeeding section accordingly.

On motion of Majority Leader Fenberg, the Senate adjourned until 10:00 a.m., Wednesday, May 26, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

103rd Legislative Day Wednesday, May 26, 2021

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|------------------------|---|----|
| Prayer | By Senator Kolker | 1 |
| | | 2 |
| Call to Order | By the President at 10:00 a.m. | 3 |
| | | 4 |
| Roll Call | Present--34 | 5 |
| | Excused--1, Fields | 6 |
| | Present later--1, Fields | 7 |
| | Remote--3, Danielson, Scott, Sonnenberg | 8 |
| Quorum | The President announced a quorum present. | 9 |
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| Pledge | By Senator Buckner | 11 |
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| Reading of the Journal | On motion of Senator Coleman, reading of the Journal of Tuesday, May 25, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 13 |
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SENATE SERVICES REPORT

Correctly Engrossed: SB21-190; SJR21-025.
Correctly Reengrossed: SB21-258 and 284.
Correctly Revised: HB21-1027 and 1232; HJR21-1012.
Correctly Rerevised: HB21-1268.
Correctly Enrolled: SB21-017.

COMMITTEE OF REFERENCE REPORTS

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|------------------|---|----|
| Local Government | The Committee on Local Government 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: | 31 |
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MEMBER OF THE
STATE HOUSING BOARD

effective January 31, 2021 for a term expiring January 31, 2025:

Candace Marie Payne of Stratton, Colorado, to serve as a Republican, and resident of the Fourth Congressional District, appointed.

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| Education | After consideration on the merits, the Committee recommends that HB21-1294 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 48 |
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| Education | After consideration on the merits, the Committee recommends that HB21-1304 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 61 |
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Amend reengrossed bill, page 6, line 19, strike "THAT, TO THE EXTENT PRACTICABLE," and substitute "THAT".

Page 8, line 15, strike "DISABILITIES," and substitute "DISABILITIES, INCLUDING CHILDREN FROM BIRTH TO THREE YEARS OF AGE,".

Page 11, after line 15 insert:

"(d) AFTER THE TRANSITION WORKING GROUP COMPLETES THE TRANSITION PLAN, THE TRANSITION WORKING GROUP AND THE TRANSITION ADVISORY GROUP MAY CONTINUE TO MEET TO REVIEW AND MAKE RECOMMENDATIONS CONCERNING PROGRAMS OR SERVICES THAT ARE NOT ADDRESSED IN THE TRANSITION PLAN OR ARE IDENTIFIED IN THE TRANSITION PLAN AS BEING INCLUDED IN A FUTURE PHASE OF TRANSITION TO OR ALIGNMENT WITH THE NEW DEPARTMENT."

Page 13, line 2, strike "DEPARTMENT." and substitute "DEPARTMENT AND ALIGNMENT OF PROGRAMS AND SERVICES IN THE NEW DEPARTMENT WITH PROGRAMS AND SERVICES THAT REMAIN IN OTHER DEPARTMENTS."

Page 13, line 27, strike "APPROACH" and substitute "APPROACH, WHICH MAY INCLUDE CONSIDERATION OF TRANSITIONING OR ALIGNING CERTAIN PROGRAMS AND SERVICES AT LATER DATES,".

Page 17, line 17, strike "BLENDED," and substitute "BLENDED OR BRAIDED,".

Page 17, line 18, after "BLENDED" insert "OR BRAIDED".

Page 25, after line 17 insert:

"(5) THE EXECUTIVE DIRECTOR SHALL ESTABLISH A WORK GROUP TO IDENTIFY PROGRAMS AND SERVICES THAT MAY BE ADDRESSED IN SUBSEQUENT TRANSITION PHASES AND DEVELOP A CONTINUING, COMPREHENSIVE PLAN FOR TRANSITIONING PROGRAMS AND SERVICES TO THE DEPARTMENT, WHICH MUST INCLUDE CONSIDERATION OF THE FISCAL IMPACT OF TRANSITIONING THE PROGRAMS AND SERVICES."

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1299** be **referred** to the Committee on Appropriations with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1298** 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 line 6.

ReNUMBER succeeding subparagraphs accordingly.

Page 4, strike line 12 and substitute "SECTION 18-6-803.5 (1)(a) AND (1)(c)(I);".

Page 4, line 18, strike "SECTION 18-9-202;" and substitute "SECTION 18-9-202 (1)(a) AND (1.5);".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1281** be **referred** to the Committee on Appropriations with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1280** 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 **HB21-1255** be **referred** to the Committee on Appropriations with favorable recommendation.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB21-1250** 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 "law, or" and substitute "law or" and strike the second "law," and substitute "law."

Page 3, line 9, strike "OR CONDUCTING WELFARE CHECKS."

Page 3, line 11, strike "area." and substitute "area; A NON-INVESTIGATORY AND CONSENSUAL INTERACTION WITH A MEMBER OF THE PUBLIC, INITIATED BY A MEMBER OF THE PUBLIC, UNLESS AND UNTIL THE INTERACTION PROGRESSES INTO AN INVESTIGATION OF A POSSIBLE VIOLATION OF THE LAW; A MOTORIST ASSIST; UNDERCOVER INTERACTIONS; OR ROUTINE INTERACTIONS WITH PERSONS DETAINED IN A JAIL OR DETENTION FACILITY."

Page 4 line 1, after "(2)(b)(II)(C)," insert "(2)(b)(III),"

Page 4, line 4, strike "~~July 1, 2023~~ JULY 1, 2022," and substitute "July 1, 2023,".

Page 4, line 14, after "SERVICE," insert "DURING A WELFARE CHECK EXCEPT FOR A MOTORIST ASSIST,".

Page 8, after line 18, insert:

"(III) Any video that would substantially interfere with or jeopardize an active or ongoing investigation may be withheld from the public; except that the video shall be released no later than forty-five days from the date of the allegation of misconduct; EXCEPT THAT IN A CASE IN WHICH THE ONLY OFFENSES CHARGED ARE STATUTORY TRAFFIC INFRACTIONS, THE RELEASE OF THE VIDEO MAY BE DELAYED PURSUANT TO RULE 8 OF THE COLORADO RULES FOR TRAFFIC INFRACTIONS. In all cases when release of a video is delayed in reliance on this subsection (2)(b)(III), the prosecuting attorney shall prepare a written explanation of the interference or jeopardy that justifies the delayed release, contemporaneous with the refusal to release the video. Upon release of the video, the prosecuting attorney shall release the written explanation to the public."

Page 9, strike lines 10 through 16 and substitute:

"(3) SUBSECTION (1)(a)(III), AS IT RELATES TO ONLY AN OFFICER TAMPERING WITH BODY-WORN OR DASH-CAMERA FOOTAGE OR OPERATION, AND SUBSECTION (2) OF THIS SECTION APPLY ON AND AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (3) WHEN A PEACE OFFICER IS WEARING A BODY-WORN CAMERA OR THE OFFICER'S VEHICLE IS EQUIPPED WITH A DASH CAMERA. IF A PEACE OFFICER IS WEARING A BODY-WORN CAMERA OR THE OFFICER'S VEHICLE IS EQUIPPED WITH A DASH CAMERA, THE REMAINING PORTIONS OF THIS SECTION APPLY ON AND AFTER JULY 1, 2022. THIS SECTION DOES NOT REQUIRE A LAW ENFORCEMENT AGENCY TO PROVIDE ITS LAW ENFORCEMENT OFFICERS WITH BODY-WORN CAMERAS PRIOR TO JULY 1, 2023."

Page 9, line 19, after "portion," insert "(2)(c)(I),"

Page 10, lines 19 through 21, strike "contacts, EXCEPT FOR CONTACTS BY A PEACE OFFICER WHO IS WORKING UNDERCOVER OR CONTACTS THAT INVOLVE INTERACTIONS IN A JAIL," and substitute "contacts".

Page 10, after line 22, insert:

"(I) The perceived demographic information of the person contacted provided that the identification of these characteristics is based on the observation and perception of the peace officer making the contact and other

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available data; EXCEPT THAT THIS SUBSECTION (2)(c)(I) DOES NOT APPLY TO A PERSON CONTACTED WHO IS A WITNESS TO A CRIME OR A SURVIVOR OF A CRIME;"

Page 18, after line 1 insert:

"SECTION 8. In Colorado Revised Statutes, 18-1-707, amend (1) and (3)(b) as follows:

18-1-707. Use of force by peace officers - definitions - repeal.

(1) Peace officers, in carrying out their duties, shall apply nonviolent means, when possible, before resorting to the use of physical force. A peace officer may use physical force only if nonviolent means would be ineffective in effecting an arrest, preventing an escape, or preventing an imminent threat of serious bodily injury or death to the peace officer or another person.

(3) A peace officer is justified in using deadly physical force to make an arrest only when all other means of apprehension are unreasonable given the circumstances and:

(b) The suspect poses an immediate threat OF DEATH OR SERIOUS BODILY INJURY to the peace officer or another person;"

Renumber succeeding sections accordingly.

Page 25, strike lines 22 and 23 and substitute "~~defined in section 24-31-901 (3); shall report to the peace officer's employing agency:~~ AS DEFINED IN SECTION 24-31-901 (1), WHETHER CONSENSUAL OR NONCONSENSUAL, FOR MAKING A CONTACT WITH A MEMBER OF THE PUBLIC FOR PURPOSES OF ENFORCING THE LAW OR INVESTIGATING POSSIBLE VIOLATIONS OF THE LAW. AFTER MAKING A CONTACT, A PEACE OFFICER, AS DEFINED IN SECTION 24-31-901 (3), SHALL REPORT TO THE PEACE OFFICER'S EMPLOYING AGENCY:"

Page 28, after line 4, insert:

"SECTION 18. In Colorado Revised Statutes, 24-72-303, amend (4)(a) as follows:

24-72-303. Records of official actions required - open to inspection - applicability. (4) (a) Upon completion of an internal investigation, including any appeals process, that examines the in-uniform or on-duty conduct of a peace officer, as described in part 1 of article 2.5 of title 16, related to a specific, identifiable AN incident of alleged misconduct involving a member of the public, the entire investigation file, including the witness interviews, video and audio recordings, transcripts, documentary evidence, investigative notes, and final departmental decision is open for public inspection upon request; except that the custodian may first provide the requester with a summary of the investigation file and if, after reviewing the summary, the requester requests access to the investigation file, the custodian shall provide access to the entire investigation file subject to the provisions of subsections (4)(b), (4)(c), and (4)(d) of this section."

Renumber succeeding sections accordingly.

Page 29, strike lines 9 and 10.

Renumber succeeding section accordingly.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1162** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 2, after line 2 insert:

"SECTION 1. In Colorado Revised Statutes, repeal 25-17-104 as follows:

25-17-104. Local government preemption. ~~No unit of local government shall require or prohibit the use or sale of specific types of plastic materials or products or restrict or mandate containers, packaging, or labeling~~

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| for any consumer products." | 1 |
| Renumber succeeding sections accordingly. | 2 |
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| Page 6, strike lines 9 and 10. | 4 |
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| Renumber succeeding subsections accordingly. | 6 |
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| Page 7, line 2, strike "SEPTEMBER 1, 2022," and substitute "JANUARY 1, 2024,". | 8 |
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| Page 7, line 12, strike "MARCH 31, 2023," and substitute "JUNE 1, 2024,". | 10 |
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| Page 7, line 14, strike "SEPTEMBER 1, 2022." and substitute "JANUARY 1, 2024.". | 12 |
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| Page 7, strike line 16 and substitute "2024.". | 14 |
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| Page 7, strike lines 18 and 19 and substitute "(1) (a) ON AND AFTER JANUARY 1, 2023, AND BEFORE JANUARY 1, 2024, A STORE MAY PROVIDE A CUSTOMER WITH ONE OR MORE RECYCLED". | 16 |
| | 17 |
| Page 8, strike lines 17 and 18 and substitute "2024." | 18 |
| (2) (a) ON AND AFTER JANUARY 1, 2024, A STORE MAY PROVIDE" | 19 |
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| Page 9, strike lines 14 and 15 and substitute: | 21 |
| | 22 |
| "(c) (I) BEGINNING JANUARY 1, 2024, AND ENDING JUNE 1, 2024, A STORE MAY PROVIDE A CUSTOMER WITH A SINGLE-USE PLASTIC". | 23 |
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| Page 9, line 22, strike "2023." and substitute "2024.". | 25 |
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| Page 10, line 10, strike "JANUARY 1, 2022," and substitute "APRIL 1, 2024,". | 27 |
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| Page 10, strike lines 25 through 27. | 29 |
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| Page 11, strike lines 1 and 2. | 31 |
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| Page 11, strike lines 4 and 5 and substitute " containers. (1) EXCEPT AS PROVIDED IN SUBSECTION (2) OF THIS SECTION, EFFECTIVE JANUARY 1, 2024, A RETAIL FOOD". | 33 |
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| Page 11, strike lines 9 through 19 and substitute: | 35 |
| | 36 |
| "(2) IF A RETAIL FOOD ESTABLISHMENT PURCHASED EXPANDED POLYSTYRENE PRODUCTS BEFORE JANUARY 1, 2024, THE RETAIL FOOD ESTABLISHMENT MAY". | 37 |
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| Page 11, strike lines 22 through 27 and substitute "FOOD IN THIS STATE UNTIL THE INVENTORY IS DEPLETED.". | 39 |
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| Page 12, strike line 27 and substitute: | 41 |
| | 42 |
| " 25-17-508. Local government regulation - preemption. ON AND AFTER JULY 1, 2024, A LOCAL GOVERNMENT MAY ENACT, IMPLEMENT, OR ENFORCE ANY ORDINANCE, RESOLUTION, RULE, OR CHARTER PROVISION THAT IS AS STRINGENT AS OR MORE STRINGENT THAN THIS PART 5. | 43 |
| 25-17-509. Exemption for medical products. NOTHING IN THIS" . | 44 |
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| Page 13, strike lines 8 through 12 and substitute: | 46 |
| | 47 |
| " SECTION 3. Effective date. This act takes effect upon passage; except that section 1 of this act takes effect July 1, 2024.". | 48 |
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| Page 1, line 101, strike "PRODUCTS, AND, IN" and substitute "PRODUCTS.". | 50 |
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| Page 1, strike line 102. | 52 |
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Trans-
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Energy

After consideration on the merits, the Committee recommends that **HB21-1014** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 4, line 15, after "REQUEST," insert "AND UPON COMPLETION OF THE APPLICATION PURSUANT TO SECTION (12)(a)(II)(A) OF THIS SECTION,".

Page 4, strike lines 21 through 24 and substitute:

"(II) (A) THE DEPARTMENT SHALL PROMULGATE A RULE CREATING AN APPLICATION AND RENEWAL FORM THAT IS SIGNED BY A PROFESSIONAL, UNDER PENALTY OF PERJURY, TO AFFIRM THAT AN APPLICANT MEETS THE ELIGIBILITY REQUIREMENTS FOR A DISABILITY IDENTIFIER SYMBOL AND SETTING OUT THE PENALTIES FOR AUTHORIZING A DISABILITY IDENTIFIER SYMBOL BEFORE VERIFYING THAT THE APPLICANT HAS A DISABILITY THAT INTERFERES WITH THE APPLICANT'S ABILITY TO EFFECTIVELY COMMUNICATE WITH A PEACE OFFICER.

(B) AS USED IN THIS SUBSECTION (12)(a)(II), "PROFESSIONAL" MEANS A PHYSICIAN LICENSED TO PRACTICE MEDICINE UNDER ARTICLE 240 OF THIS TITLE 12 OR PRACTICING MEDICINE UNDER SECTION 12-240-107 (3)(i), A PHYSICIAN ASSISTANT LICENSED UNDER SECTION 12-240-113, A MENTAL HEALTH PROFESSIONAL LICENSED OR CERTIFIED PURSUANT TO ARTICLE 245 OF TITLE 12, AN ADVANCED PRACTICE NURSE REGISTERED UNDER SECTION 12-255-111, A PERSON WITH A MASTER'S DEGREE IN REHABILITATION COUNSELING, OR A PHYSICIAN, PHYSICIAN ASSISTANT, MENTAL HEALTH PROFESSIONAL, OR ADVANCED PRACTICE REGISTERED NURSE AUTHORIZED TO PRACTICE PROFESSIONALLY BY ANOTHER STATE THAT SHARES A COMMON BORDER WITH COLORADO."

Page 5, strike lines 3 through 5 and substitute "DISABILITIES. THE DEPARTMENT SHALL DEVELOP THE SYMBOL BY RULE."

Page 7, line 1, after "REQUEST," insert "AND UPON COMPLETION OF THE APPLICATION PURSUANT TO SECTION (6)(a)(II)(A) OF THIS SECTION,".

Page 7, strike lines 7 through 10 and substitute:

"(II) (A) THE DEPARTMENT SHALL PROMULGATE A RULE CREATING AN APPLICATION AND RENEWAL FORM THAT IS SIGNED BY A PROFESSIONAL, UNDER PENALTY OF PERJURY, TO AFFIRM THAT AN APPLICANT MEETS THE ELIGIBILITY REQUIREMENTS FOR A DISABILITY IDENTIFIER SYMBOL AND SETTING OUT THE PENALTIES FOR AUTHORIZING A DISABILITY IDENTIFIER SYMBOL BEFORE VERIFYING THAT THE PERSON HAS A DISABILITY THAT INTERFERES WITH THE PERSON'S ABILITY TO EFFECTIVELY COMMUNICATE WITH A PEACE OFFICER.

(B) AS USED IN THIS SECTION (6)(a)(II), "PROFESSIONAL" MEANS A PHYSICIAN LICENSED TO PRACTICE MEDICINE UNDER ARTICLE 240 OF TITLE 12 OR PRACTICING MEDICINE UNDER SECTION 12-240-107 (3)(i), A PHYSICIAN ASSISTANT LICENSED UNDER SECTION 12-240-113, A MENTAL HEALTH PROFESSIONAL LICENSED OR CERTIFIED UNDER ARTICLE 245 OF TITLE 12, AN ADVANCED PRACTICE NURSE REGISTERED UNDER SECTION 12-255-111, A PERSON WITH A MASTER'S DEGREE IN REHABILITATION COUNSELING, OR A PHYSICIAN, PHYSICIAN ASSISTANT, MENTAL HEALTH PROFESSIONAL, OR ADVANCED PRACTICE REGISTERED NURSE AUTHORIZED TO PRACTICE PROFESSIONALLY BY ANOTHER STATE THAT SHARES A COMMON BORDER WITH COLORADO."

Page 7, strike lines 16 through 18 and substitute "AND PHYSICAL DISABILITIES. THE DEPARTMENT SHALL DEVELOP THE SYMBOL BY RULE."

Page 8, line 27, strike "WHEN" and substitute "UPON COMPLETION OF THE APPLICATION CREATED PURSUANT TO SUBSECTION (9.5)(b) OF THIS SECTION, WHEN".

Page 9, after line 11 insert:

"(b) (I) THE DEPARTMENT SHALL PROMULGATE A RULE CREATING AN APPLICATION AND RENEWAL FORM THAT IS SIGNED BY A PROFESSIONAL, UNDER

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PENALTY OF PERJURY, TO AFFIRM THAT THE DRIVER OR REGULAR PASSENGER OF A VEHICLE HAS A DISABILITY AND THE DISABILITY INTERFERES WITH THE PERSON'S ABILITY TO EFFECTIVELY COMMUNICATE WITH A PEACE OFFICER AND SETTING OUT THE PENALTIES FOR AFFIRMING BEFORE VERIFYING THAT THE PERSON HAS A DISABILITY THAT THE PERSON'S ABILITY TO EFFECTIVELY COMMUNICATE WITH A PEACE OFFICER.

(II) AS USED IN THIS SUBSECTION (9.5)(b), "PROFESSIONAL" MEANS A PHYSICIAN LICENSED TO PRACTICE MEDICINE UNDER ARTICLE 240 OF TITLE 12 OR PRACTICING MEDICINE UNDER SECTION 12-240-107 (3)(i), A PHYSICIAN ASSISTANT LICENSED UNDER SECTION 12-240-113, A MENTAL HEALTH PROFESSIONAL LICENSED OR CERTIFIED UNDER ARTICLE 245 OF TITLE 12, AN ADVANCED PRACTICE NURSE REGISTERED UNDER SECTION 12-255-111, A PERSON WITH A MASTER'S DEGREE IN REHABILITATION COUNSELING, OR A PHYSICIAN, PHYSICIAN ASSISTANT, MENTAL HEALTH PROFESSIONAL, OR ADVANCED PRACTICE NURSE AUTHORIZED TO PRACTICE PROFESSIONALLY BY ANOTHER STATE THAT SHARES A COMMON BORDER WITH COLORADO."

Reletter succeeding paragraphs accordingly.

Page 10, line 3, strike "(9)" and substitute "(9.5)".

Trans-
portation &
Energy

After consideration on the merits, the Committee recommends that **HB21-1303** be **referred** to the Committee on Appropriations with favorable recommendation.

Trans-
portation &
Energy

After consideration on the merits, the Committee recommends that **HB21-1269** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 12, strike lines 22 through 26 and substitute:

"(XXI) THE IMPACT OF CCE ON JOBS IN THE ELECTRICITY SECTOR, INCLUDING THE NUMBER AND CLASSIFICATION OF JOBS LOST OR GAINED AT INVESTOR-OWNED UTILITIES AND CCA AUTHORITIES IN CALIFORNIA;

(XXII) WHAT OPTIONS, INCLUDING PROJECT LABOR AGREEMENTS, WOULD ENSURE THAT NEW ENERGY PROJECTS BUILT TO SUPPLY CCE AUTHORITIES ARE CONSTRUCTED USING UNION LABOR; AND

(XXIII) HOW THE PROCUREMENT PROCESS WORKS AND HOW IT VARIES FROM ONE CCE OR CCA AUTHORITY TO ANOTHER, ESPECIALLY IN CALIFORNIA."

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:

SB21-190 by Senator(s) Rodriguez and Lundeen; also Representative(s) Duran and Carver-- Concerning additional protection of data relating to personal privacy.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Danielson, Donovan, Fenberg, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Moreno, Pettersen, Priola, Rankin, Scott, Simpson, Sonnenberg, Story, Winter, and Woodward.

HB21-1027 by Representative(s) Larson and Roberts; also Senator(s) Bridges and Priola--Concerning the authorization for certain alcohol license holders to offer alcohol beverages for consumption off the licensed premises, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Liston, Lundeen, Moreno, Smallwood, Sonnenberg, and Woodward.

HB21-1232 by Representative(s) Roberts and Jodeh, Mullica, Amabile, Bernett, Caraveo, Cutter, Duran, Gonzales-Gutierrez, Hooton, Kennedy, Kipp, McCluskie, McCormick, Ortiz, Ricks, Sirota, Tipper, Valdez A., Weissman, Woodrow; also Senator(s) Donovan, Bridges, Danielson, Gonzales, Jaquez Lewis, Pettersen, Story, Winter--Concerning the establishment of a standardized health benefit plan to be offered 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 | 19 | NO | 16 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | N |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Fenberg, Garcia, Moreno, and Rodriguez.

Upon request of Majority Leader Fenberg, **HB21-1300** was removed from the General Orders--Second Reading of Bills Consent Calendar of Wednesday, May 26, 2021 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Wednesday, May 26, 2021.

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:

HB21-1293 by Representative(s) Snyder and Larson; also Senator(s) Woodward--Concerning a modification to the threshold below which a bank need not use a credentialed appraiser to appraise property reflected in its balance sheet.

Ordered revised and placed on the calendar for third reading and final passage.

SB21-282 by Senator(s) Bridges and Woodward; also Representative(s) Snyder and Van Winkle--Concerning an extension of the small retailer exception to the sales and use tax destination sourcing rules.

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-282; HB21-1293

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:

SB21-200 by Senator(s) Winter and Moreno; also Representative(s) Jackson--Concerning measures to further environmental protections, and, in connection therewith, adopting measures to reduce emissions of greenhouse gases and adopting protections for disproportionately impacted communities.

Laid over until Thursday, May 27, retaining its place on the calendar.

HB21-1214 by Representative(s) Weissman and Bacon; also Senator(s) Coleman and Lee--Concerning increased eligibility for procedures to reduce collateral sanctions experienced by defendants, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1300 by Representative(s) Weissman and Neville; also Senator(s) Smallwood and Zenzinger--Concerning health-care provider liens related to charges for health care provided to a person injured as a result of the negligence or wrongful acts of another person.

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.)

SB21-176 by Senator(s) Winter and Pettersen, Jaquez Lewis, Buckner, Danielson, Ginal, Gonzales, Hansen, Kolker, Story; also Representative(s) Lontine and Gray, Bernett, Caraveo, Cutter, Esgar, Froelich, Jackson, Jodeh, Kipp, McLachlan, Titone, Young--Concerning protections for Colorado workers against discriminatory employment practices.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, May 7, page(s) 809-816 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, May 24, page(s) 1069-1071 and placed in members' bill files.)

Amendment No. 3(L.020), by Senator Winter.

Amend the Judiciary Committee Report, dated May 6, 2021, page 4, strike lines 1 and 2 and substitute "**division to develop.** THE DIVISION SHALL".

Page 4, line 5, strike "CIVILITY." and substitute "CIVILITY IN COMPLIANCE WITH PART 4 OF THIS ARTICLE 34.".

Page 4, line 6, strike "COMMISSION" and substitute "DIVISION".

Page 4, line 17, strike "DISCRIMINATION, HOSTILITY, OR" and substitute "DISCRIMINATION AND".

Page 6, line 15, strike "INDIVIDUAL employed by" and substitute "**employed by** INDIVIDUAL PERFORMING LABOR OR SERVICES FOR".

Page 6, strike lines 21 through 41.

Page 7, strike lines 1 through 12 and substitute "EVIDENCE THAT THE INDIVIDUAL SATISFIES THE CONDITIONS SPECIFIED IN SECTION 8-4-101 (5) FOR A DETERMINATION THAT THE INDIVIDUAL IS NOT AN EMPLOYEE. A DETERMINATION THAT AN INDIVIDUAL IS NOT AN EMPLOYEE FOR PURPOSES OF THIS PART 4 DOES NOT AFFECT RIGHTS OR LIABILITIES UNDER ANY OTHER LAW OR AGREEMENT.

(II) EVERY WRITTEN, ELECTRONIC, OR ORAL CONTRACT OR AGREEMENT BETWEEN A PERSON FOR WHOM SERVICES ARE PERFORMED AND AN INDIVIDUAL PERFORMING THE SERVICES WHO IS NOT AN EMPLOYEE, AS DETERMINED PURSUANT TO SECTION 8-4-101 (5), SHALL IMPOSE A REQUIREMENT THAT THE PERSON FOR WHOM THE SERVICES ARE PERFORMED SHALL NOT ENGAGE IN ANY DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICE SPECIFIED IN SECTION 24-34-402 (1) WITH RESPECT TO THE INDIVIDUAL PERFORMING THE SERVICES."

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Page 7, line 16, after "INDIVIDUAL'S" insert "MEMBERSHIP IN A PROTECTED CLASS BASED ON".

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Page 7, line 25, strike "WITH" and substitute "IN THE SAME PROTECTED CLASS OR WHO SHARES".

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Page 7, line 29, strike "WITH" and substitute "IN THE SAME PROTECTED CLASS OR WHO SHARES".

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Page 8, strike line 9 and substitute "(1)(j), (1.5), and (8) as follows:".

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Page 9, line 1, after "REASONABLE," insert "AND, IF WARRANTED,".

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Page 10, line 31, strike "OF AN EMPLOYEE'S" and substitute "OF, OR FAIL TO TAKE PROMPT, REASONABLE, AND, IF WARRANTED, REMEDIAL ACTION IN RESPONSE TO, A".

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Page 10, strike lines 33 and 34 and substitute "DISCRIMINATION, OR RETALIATION.".

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Page 10, line 35, strike "CLAIMS" and substitute "PROVES".

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Page 10, line 39, strike "END THE" and substitute "PREVENT".

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Page 11, line 3, strike "A" and substitute "AN ADMISSIBLE".

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Page 11, after line 10 insert:

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"(8) THE CAREGIVER STATUS PROTECTIONS IN THIS SECTION DO NOT REQUIRE AN EMPLOYER TO MAKE SPECIAL ACCOMMODATIONS FOR AN EMPLOYEE WHO IS A CAREGIVER SO LONG AS THE EMPLOYER APPLIES ITS POLICIES RELATED TO LEAVE, SCHEDULING, ABSENTEEISM, WORK PERFORMANCE, AND BENEFITS IN A MANNER THAT IS NOT DISCRIMINATORY OR UNFAIR UNDER SUBSECTION (1) OF THIS SECTION.".

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Page 12, line 8, strike "PROVISION:" and substitute "PROVISION APPLIES".

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Page 12, strike line 9.

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Page 12, line 10, strike "(B) APPLIES".

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Page 12, strike lines 21 through 28 and substitute:

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"(IV) THE AGREEMENT INCLUDES A CONDITION THAT IF ANY PARTY TO THE AGREEMENT MAKES A MATERIAL MISREPRESENTATION ABOUT ANOTHER PARTY TO THE AGREEMENT, THE PARTY MAKING THE MATERIAL MISREPRESENTATION MAY NOT ENFORCE ANY NONDISCLOSURE PROVISION OR ASSOCIATED LIQUIDATED DAMAGES PROVISION IN THE AGREEMENT AGAINST ANY OTHER PARTY, BUT ALL REMAINING TERMS OF THE AGREEMENT REMAIN ENFORCEABLE.".

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Page 12, line 36, strike "ALLOW" and substitute "INSTRUCT".

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Page 13, line 23, strike "DEVELOPED" and substitute "PROVIDED".

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Page 13, line 24, strike "COMMISSION" and substitute "DIVISION".

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Page 14, strike lines 14 through 20.

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Amendment No. 4(L.037), by Senator Winter.

Amend the Winter floor amendment (SB176_L.020), page 2, strike line 7 and substitute "RETALIATION. NOTHING IN THIS SUBSECTION (1)(j) REQUIRES AN INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN SECTION 23-5-146 (1)(d), TO VIOLATE FEDERAL LAW OR REGULATION OR TO FOREGO ACCESS TO FEDERAL MONEY AVAILABLE TO THE INSTITUTION OR ITS STUDENTS.".

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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.)

SB21-279 by Senator(s) Story and Simpson; also Representative(s) Roberts--Concerning delinquent interest payments for property tax payments.

Ordered engrossed and placed on the calendar for third reading and final passage.

HB21-1292 by Representative(s) Baisley and Amabile; also Senator(s) Story and Hisey--Concerning a requirement for reporting revenues derived from sports betting activity.

Ordered revised and placed on the calendar for third reading and final passage.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB21-1300 by Representative(s) Weissman and Neville; also Senator(s) Smallwood and Zenzinger-- Concerning health-care provider liens related to charges for health care provided to a person injured as a result of the negligence or wrongful acts of another person.

Senator Gardner moved to amend the report of the Committee of the Whole to show that the following Gardner floor amendment, (L.012) to HB21-1300, did pass.

Amend reengrossed bill, page 7, strike lines 13 through 19 and substitute "SETTLEMENT, OR PAYMENT, THE INJURED PERSON SHALL BE FULLY COMPENSATED FOR ALL OTHER DAMAGES TO THE INJURED PERSON ARISING OUT OF THE CLAIM BEFORE THE HOLDER OF THE HEALTH-CARE PROVIDER LIEN MAY RECOVER ANY AMOUNT ON THE LIEN. THE INJURED PERSON IS NOT LIABLE TO THE HOLDER OF THE HEALTH-CARE PROVIDER LIEN FOR ANY AMOUNT BEYOND THE LIEN HOLDER'S SHARE OF THE INJURED PERSON'S NET JUDGMENT, SETTLEMENT, OR PAYMENT, AND THE LIEN HOLDER MAY NOT FILE A COMPLAINT OR COUNTERCLAIM AGAINST THE INJURED PERSON DIRECTLY TO BE REIMBURSED FOR ANY AMOUNT BEYOND THE LIEN HOLDER'S SHARE OF THE NET JUDGMENT,".

Page 10, strike lines 8 through 14 and substitute "SETTLEMENT, OR PAYMENT, THE INJURED PERSON SHALL BE FULLY COMPENSATED FOR ALL OTHER DAMAGES TO THE INJURED PERSON ARISING OUT OF THE CLAIM BEFORE THE HOLDER OF A HEALTH-CARE PROVIDER LIEN MAY RECOVER ANY AMOUNT ON THE LIEN. THE INJURED PERSON IS NOT LIABLE TO THE HOLDER OF THE HEALTH-CARE PROVIDER LIEN FOR ANY AMOUNT BEYOND THE LIEN HOLDER'S SHARE OF THE INJURED PERSON'S NET JUDGMENT, SETTLEMENT, OR PAYMENT, AND THE LIEN HOLDER MAY NOT FILE A COMPLAINT OR COUNTERCLAIM AGAINST THE INJURED PERSON DIRECTLY TO BE REIMBURSED FOR ANY AMOUNT BEYOND THE LIEN HOLDER'S SHARE OF THE NET JUDGMENT,".

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 | 6 | NO | 29 | EXCUSED | 0 | ABSENT | 0 |
|-----------|---|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | N |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | N |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | N | Hisey | N | Pettersen | N | Winter | N |
| Danielson | N | Holbert | N | Priola | Y | Woodward | N |
| Donovan | N | Jaquez Lewis | N | Rankin | N | Zenzinger | N |
| Fenberg | N | Kirkmeyer | N | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | N | | |

SB21-176 by Senator(s) Winter and Pettersen, Jaquez Lewis, Buckner, Danielson, Ginal, Gonzales, Hansen, Kolker, Story; also Representative(s) Lontine and Gray, Bernett, Caraveo, Cutter, Esgar, Froelich, Jackson, Jodeh, Kipp, McLachlan, Titone, Young--Concerning protections for Colorado workers against discriminatory employment practices.

Senator Kirkmeyer moved to amend the report of the Committee of the Whole to show that the following Kirkmeyer floor amendment, (L.039) to SB21-176, did pass.

Amend the Judiciary Committee Report, dated May 6, 2021, page 13, after line 7 insert:

"(3) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, NEITHER THE STATE NOR ANY OF ITS DEPARTMENTS, INSTITUTIONS, OR AGENCIES SHALL INCLUDE IN AN AGREEMENT WITH AN EMPLOYEE OF THE STATE, DEPARTMENT, INSTITUTION, OR AGENCY A NONDISCLOSURE PROVISION AS DESCRIBED IN SUBSECTION (1) OF THIS SECTION."

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | Y | Kolker | N | Scott | Y | | |

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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-176 as amended, SB21-279; HB21-1214, HB21-1300, HB21-1292

Laid over until 05/27/2021: SB21-200

COMMITTEE OF REFERENCE REPORTS

Appropriations After consideration on the merits, the Committee recommends that **HB21-1012** 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. In Colorado Revised Statutes, 12-280-404, amend (2) as follows:

12-280-404. Program operation - access - rules - definitions - repeal.

(2) (a) The board shall adopt all rules necessary to implement the program.

(b) THE BOARD SHALL DETERMINE IF THE PROGRAM SHOULD TRACK ALL PRESCRIPTION DRUGS PRESCRIBED IN THIS STATE. IF THE BOARD MAKES SUCH DETERMINATION, THE BOARD SHALL PROMULGATE RULES ON OR BEFORE JUNE 1, 2022, TO INCLUDE ALL PRESCRIPTION DRUGS IN THE PROGRAM. IF THE BOARD DETERMINES THAT ONE OR MORE PRESCRIPTION DRUGS SHOULD NOT BE TRACKED THROUGH THE PROGRAM, THE BOARD SHALL PUBLICLY NOTE THE JUSTIFICATION FOR SUCH EXCLUSION DURING THE RULE-MAKING PROCESS.

SECTION 2. Appropriation. (1) For the 2021-22 state fiscal year, \$61,118 is appropriated to the department of regulatory agencies for use by the division of professions and occupations. This appropriation is from the prescription drug monitoring fund created in section 12-280-405 (1), C.R.S. To implement this act, the division may use this appropriation as follows:

(a) \$53,838 for personal services, which amount is based on an assumption that the division will require an additional 0.8 FTE; and

(b) \$7,280 for operating expenses."

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 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Page 1, line 103, strike "COLORADO." and substitute "COLORADO, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations After consideration on the merits, the Committee recommends that **HB21-1068** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB21-1069** 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 **HB21-1071** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB21-1085** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB21-1094** 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 **HB21-1150** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB21-1195** 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 HB21-1228 be referred to the Committee of the Whole with favorable recommendation. | 1 2 3 4 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1238 be referred to the Committee of the Whole with favorable recommendation. | 5 6 7 8 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1273 be referred to the Committee of the Whole with favorable recommendation. | 9 10 11 12 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-033 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 13 14 15 16 |
| | Amend printed bill, page 9 after line 18 insert: | 17 18 |
| | "SECTION 3. Appropriation. (1) For the 2021-22 state fiscal year, \$1,173,012 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: | 19 20 21 22 |
| | (a) \$21,266 for use by the taxation business group for personal services related to taxation services, which amount is based on an assumption that the group will require an additional 0.4 FTE; | 23 24 25 |
| | (b) \$4,898 for use by the taxation business group for operating expenses related to taxation services; | 26 27 |
| | (c) \$214,831 for tax administration IT system (GenTax) support; | 28 |
| | (d) \$917,308 for the purchase of legal services; and | 29 |
| | (e) \$14,709 for the purchase of document management services. | 30 |
| | (2) For the 2021-22 state fiscal year, \$326,988 is appropriated to the department of regulatory agencies. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows: | 31 32 33 |
| | (a) \$78,862 for use by the division of conservation for conservation easement program costs, which amount is based on an assumption that the division will require an additional 0.9 FTE; and | 34 35 36 |
| | (b) \$248,126 for the purchase of legal services. | 37 |
| | (3) For the 2021-22 state fiscal year, \$1,165,434 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of revenue and the department of regulatory agencies under subsections (1)(d) and (2)(b) of this section and is based on an assumption that the department of law will require an additional 6.1 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of revenue and the department of regulatory agencies. | 38 39 40 41 42 43 44 45 |
| | (4) For the 2021-22 state fiscal year, \$14,709 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." | 46 47 48 49 50 51 |
| | ReNUMBER succeeding section accordingly. | 52 53 |
| | Page 1, line 104, strike " HOUSE BILL 19-1264. " and substitute " HOUSE BILL 19-1264, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION. ". | 54 55 56 57 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-062 be postponed indefinitely . | 58 59 60 61 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-269 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. | 62 63 64 65 |
| | Amend printed bill, page 3, after line 19 insert: | 66 67 |

"SECTION 2. Appropriation. (1) For the 2021-22 state fiscal year, \$14,092 is appropriated to the department of human services for use by the office of information technology services. This appropriation is from the general fund. To implement this act, the office may use this appropriation for Colorado trails.

(2) For the 2021-22 state fiscal year, the general assembly anticipates that the department of human services will receive \$7,260 in federal funds for the office of information technology 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 101, strike "CENTERS." and substitute "CENTERS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-271** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 366, after line 16 insert:

"SECTION 798. Appropriation. (1) For the 2021-22 state fiscal year, \$95,340 is appropriated to the department of revenue for use by the division of motor vehicles. This appropriation consists of \$35,940 from the general fund and \$59,400 from the licensing services cash fund created in section 42-2-114.5 (1), C.R.S. To implement this act, the division may use this appropriation as follows:

(a) \$22,460 from the general fund for personal services related to driver services, which amount is based on an assumption that the division will require an additional 0.6 FTE.

(b) \$13,480 from the general fund for operating expenses related to driver services; and

(c) \$59,400 from the licensing services cash fund for DRIVES maintenance and support."

Renumber succeeding section accordingly

Page 1, line 103, strike "OFFENSES." and substitute "OFFENSES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-273** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 13, after line 9 insert:

"SECTION 8. Appropriation. (1) For the 2021-22 state fiscal year, \$24,436 is appropriated to the judicial department for use by trial courts. This appropriation is from the general fund and is based on the assumption that the department will require an additional 0.3 FTE. To implement this act, the department may use this appropriation for trial court programs.

(2) For the 2021-22 state fiscal year, \$50,375 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 department may use this appropriation for DCJ administrative services."

Renumber succeeding section accordingly.

Page 1, line 102, strike "OFFENSES." and substitute "OFFENSES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-274** 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 SB21-275 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. | 1 2 3 4 |
| | Amend printed bill, page 17, line 11, strike "1.0 FTE." and substitute "0.9 FTE." | 5 6 7 8 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-276 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 9 10 11 12 13 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-277 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 14 15 16 17 18 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-278 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 19 20 21 22 23 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-281 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 24 25 26 27 |
| | Amend printed bill, page 19, after line 3 insert: | 28 29 |
| | "SECTION 14. Appropriation. (1) For the 2021-22 state fiscal year, \$5,000,000 is appropriated to the species conservation trust fund created in section 24-33-111 (2)(a)(I)(A), C.R.S. This appropriation is from the severance tax operational fund created in section 39-29-109 (2)(b), C.R.S. The department of natural resources is responsible for the accounting related to this appropriation. | 30 31 32 33 34 35 |
| | (2) For the 2021-22 state fiscal year, \$4,006,005 is appropriated to the division of parks and wildlife aquatic nuisance species fund created in section 33-10.5-108 (1)(a)(I), C.R.S. This appropriation is from the severance tax operational fund created in section 39-29-109 (2)(b), C.R.S. The department of natural resources is responsible for the accounting related to this appropriation. | 36 37 38 39 40 |
| | (3) For the 2021-22 state fiscal year, \$450,000 is appropriated to the conservation district grant fund created in section 35-1-106.7 (1), C.R.S. This appropriation is from the severance tax operational fund created in section 39-29-109 (2)(b), C.R.S. The department of agriculture is responsible for the accounting related to this appropriation." | 41 42 43 44 45 46 |
| | Renumber succeeding sections accordingly. | 47 48 |
| | Page 1, line 101, strike "REVENUE." and substitute "REVENUE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION." | 49 50 51 52 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-283 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 53 54 55 56 |
| | Amend printed bill, page 5, after line 25 insert: | 57 58 |
| | "SECTION 3. Appropriation - adjustments to 2021 long bill. | 59 |
| | (1) The appropriation from reappropriated funds received from the department of revenue, made in the annual general appropriation act for the 2021-22 state fiscal year to the department of public health and environment for use by disease control and public health response for laboratory services related to certification is decreased by \$1,135,728. | 60 61 62 63 64 |
| | (2) The cash funds appropriation from the marijuana cash fund created in section 44-10-801 (1)(a), C.R.S., made in the annual general appropriation act for the 2021-22 state fiscal year to the department of revenue for use by | 65 66 67 |

marijuana enforcement for transfers to department of public health and environment related to the marijuana laboratory testing reference library is decreased by \$1,135,728.

(3) For the 2021-22 state fiscal year, \$1,135,728 is appropriated to the department of public health and environment. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S. To implement this act, the department may use this appropriation for use by disease control and public health response for laboratory services related to certification."

Renumber succeeding section accordingly.

Page 1, line 105, strike "AND".

Page 1, line 106, strike "FUND." and substitute "FUND, AND MAKING AND REDUCING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB21-286** 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, lines 21 and 22, strike "TWO HUNDRED TWENTY-FIVE MILLION SEVEN HUNDRED THIRTY-FIVE THOUSAND FIFTEEN DOLLARS" and substitute "TWO HUNDRED SIXTY MILLION SEVEN HUNDRED THIRTY THOUSAND NINETY-NINE DOLLARS".

Page 10, line 13, strike "FUND." and substitute "GENERAL FUND."

Page 11, after line 7 insert:

"SECTION 2. In Colorado Revised Statutes, 25.5-4-402.4, add (5)(c) as follows:

25.5-4-402.4. Hospitals - healthcare affordability and sustainability fee - legislative declaration - Colorado healthcare affordability and sustainability enterprise - federal waiver - fund created - rules - reports - repeal. (5) Healthcare affordability and sustainability fee cash fund. (c) ARPA home- and community-based services account. (I) THERE IS CREATED THE "ARPA HOME- AND COMMUNITY-BASED SERVICES ACCOUNT" WITHIN THE FUND, REFERRED TO IN THIS SUBSECTION (5)(c) AS THE "ARPA ACCOUNT". NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION TO THE CONTRARY, MONEY IN THE ARPA ACCOUNT AS A RESULT OF FUND SAVINGS AND FEDERAL MATCHING DOLLARS MUST BE USED IN ACCORDANCE WITH SECTION 9817 OF THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS AMENDED, REFERRED TO IN THIS SECTION AS "ARPA", TO IMPLEMENT OR SUPPLEMENT THE IMPLEMENTATION OF HOME- AND COMMUNITY-BASED SERVICES UNDER THE MEDICAL ASSISTANCE PROGRAM PURSUANT TO THE PROVISIONS OF PART 17 OF ARTICLE 6 OF THIS TITLE 25.5.

(II) (A) ON THE EFFECTIVE DATE OF THIS SUBSECTION (5)(c), THE STATE TREASURER SHALL TRANSFER NINETEEN MILLION EIGHT HUNDRED THIRTY THOUSAND NINE HUNDRED EIGHTEEN DOLLARS FROM THE FUND TO THE ARPA ACCOUNT.

(B) IF THE FUND SAVINGS DUE TO THE ENHANCED FEDERAL MATCH UNDER ARPA IS GREATER THAN THE AMOUNT TRANSFERRED TO THE ARPA ACCOUNT UNDER SUBSECTION (5)(c)(II)(A) OF THIS SECTION, THEN THE STATE DEPARTMENT SHALL NOTIFY THE STATE TREASURER OF THE AMOUNT BY WHICH THE SAVINGS EXCEEDS THE TRANSFER. THE STATE TREASURER SHALL TRANSFER THIS AMOUNT FROM THE FUND TO THE ARPA ACCOUNT.

(C) IF THE FUND SAVINGS DUE TO THE ENHANCED FEDERAL MATCH UNDER ARPA IS LESS THAN THE AMOUNT TRANSFERRED TO THE ARPA ACCOUNT UNDER SUBSECTION (5)(c)(II)(A) OF THIS SECTION, THEN THE STATE DEPARTMENT SHALL NOTIFY THE STATE TREASURER OF THE AMOUNT BY WHICH THE TRANSFER EXCEEDS THE SAVINGS. THE STATE TREASURER SHALL TRANSFER THIS AMOUNT FROM THE ARPA ACCOUNT TO THE FUND.

(III) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE MONEY IN THE ARPA ACCOUNT TO THE FUND.

(IV) MONEY IN THE ARPA ACCOUNT IS SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY CONSISTENT WITH THE PURPOSES

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SPECIFIED IN THIS SECTION AND ARPA, AND PURSUANT TO PART 17 OF ARTICLE 6 OF THIS TITLE 25.5.

(V) MONEY IN THE ARPA ACCOUNT REMAINS IN THE ARPA ACCOUNT UNTIL THE END OF THE SPENDING PERIOD AUTHORIZED UNDER ARPA, AT WHICH TIME MONEY REMAINING IN THE ARPA ACCOUNT BECOMES PART OF THE FUND.

(VI) THIS SUBSECTION (5)(c) IS REPEALED, EFFECTIVE JULY 1, 2025."

Page 11, line 9, strike "\$432,656" and substitute "\$378,843".

Page 11, line 11, strike "general fund" and substitute "the home- and community-based services improvement fund created in section 25.5-6-1705 (1), C.R.S."

Page 11, line 13, strike "\$245,456" and substitute "\$172,768".

Page 11, line 14, strike "and".

Page 11, after line 14 insert:

"(b) \$18,875 for operating expenses; and"

Reletter succeeding paragraph accordingly.

Page 11, line 19, strike "\$432,656" and substitute "\$378,843".

Page 11, line 24, strike "\$245,456" and substitute "\$172,768" and strike "and".

Page 11, after line 24 insert:

"(b) \$18,875 for operating expenses; and"

Reletter succeeding paragraph accordingly.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-287** be referred to the Committee of the Whole with favorable recommendation.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- HB21-1229** by Representative(s) Titone and Ricks; also Senator(s) Fields--Concerning increased protections for unit owners in the governance of unit owners' associations under the "Colorado Common Interest Ownership Act".
State, Veterans, & Military Affairs
- HB21-1286** by Representative(s) Kipp and Valdez A., Bernett; also Senator(s) Priola and Pettersen--Concerning measures to improve energy efficiency, and, in connection therewith, requiring owners of large buildings to collect and report on energy-use benchmarking data and comply with performance standards related to energy and greenhouse gas emissions and modifying statutory requirements regarding energy performance contracts.
Finance
- HB21-1301** by Representative(s) Esgar and Holtorf; also Senator(s) Coram and Moreno--Concerning the removal of impediments to cannabis farming, and, in connection therewith, permitting contingency plans to reduce crop loss based on adverse weather and convening a working group to examine measures to reduce cross-pollination, and making an appropriation.
Finance
- HB21-1306** by Representative(s) Garnett and Geitner, Esgar, McLachlan; also Senator(s) Rodriguez and Lundeen, Bridges, Buckner, Pettersen, Zenzinger--Concerning approvals of certain entities to operate as postsecondary educational entities in the state, and, in connection therewith, making an appropriation.
Finance

HB21-1323 by Representative(s) Cutter and Amabile; also Senator(s) Fenberg and Rankin--Concerning the creation of a Special Olympics license plate for motor vehicles, and, in connection therewith, making an appropriation.
Finance

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On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB21-269, SB21-274, SB21-275, SB21-276, SB21-277, SB21-278, SB21-280, SB21-286, HB21-1094, HB21-1278, HB21-1296, and HB21-1305 were made Special Orders -- Consent Calendar at 3:10 p.m.

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Committee of the Whole The hour of 3:10 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 -- Consent Calendar, and Senator Zenzinger was called to act as Chair.

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**SPECIAL ORDERS -- SECOND READING OF BILLS
-- CONSENT CALENDAR**

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The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

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SB21-269 by Senator(s) Winter and Smallwood; also Representative(s) Michaelson Jenet and Van Beber--Concerning licensing respite child care centers, and, in connection therewith, making an appropriation.

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Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 26, page(s) 1141-1142 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.

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SB21-274 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod, McCluskie--Concerning a sustainable model that is not embedded in the child welfare system for serving facility students, and, in connection therewith, making an appropriation.

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Ordered engrossed and placed on the calendar for third reading and final passage.

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SB21-275 by Senator(s) Moreno and Rankin, Hansen; also Representative(s) McCluskie, Herod, Ransom--Concerning measures related to clarifying federal "Individuals with Disabilities Education Act" child find responsibilities between state agencies, and, in connection therewith, making an appropriation.

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Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 26, page(s) 1143 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.

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SB21-276 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod and Ransom, McCluskie--Concerning residential placements for children with intellectual and developmental disabilities, and, in connection therewith, making an appropriation.

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Ordered engrossed and placed on the calendar for third reading and final passage.

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- SB21-277** by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod, McCluskie--
Concerning a funding model used to determine child welfare services allocations, and, in
connection therewith, making an appropriation. 1
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Ordered engrossed and placed on the calendar for third reading and final passage. 5
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- SB21-278** by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod, McCluskie--
Concerning reimbursement for placement of children in out-of-home placement, and, in
connection therewith, making an appropriation. 8
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Ordered engrossed and placed on the calendar for third reading and final passage. 12
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- SB21-280** by Senator(s) Fields and Cooke; also Representative(s) Weissman and Soper--Concerning
crimes that are bias-motivated. 15
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Ordered engrossed and placed on the calendar for third reading and final passage. 18
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- SB21-286** by Senator(s) Moreno and Rankin, Hansen; also Representative(s) Herod and McCluskie--
Concerning the distribution of money received under the federal "American Rescue Plan
Act of 2021" for home- and community-based services, and, in connection therewith,
making and reducing an appropriation. 21
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Amendment No. 1, Appropriations Committee Amendment. 26
(Printed in Senate Journal, May 26, page(s) 1144-1145 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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- HB21-1094** by Representative(s) Daugherty and Van Beber; also Senator(s) Zenzinger and Rankin--
Concerning the transition of youth in Colorado's foster care system to successful adulthood,
and, in connection therewith, making an appropriation. 33
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Amendment No. 1, Health & Human Services Committee Amendment. 37
(Printed in Senate Journal, May 24, page(s) 1085 and placed in members' bill files.) 38
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As amended, ordered revised and placed on the calendar for third reading and final
passage. 40
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- HB21-1278** by Representative(s) Exum; also Senator(s) Sonnenberg--Concerning meeting requirements
for the boards of special districts. 44
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Amendment No. 1, Local Government Committee Amendment. 47
(Printed in Senate Journal, May 25, page(s) 1125 and placed in members' bill files.) 48
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As amended, ordered revised and placed on the calendar for third reading and final
passage. 50
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- HB21-1296** by Representative(s) Bird and Baisley, Bradfield, Gray, Larson, McKean, Sandridge,
Snyder, Sullivan, Van Winkle; also Senator(s) Pettersen and Hisey, Lundeen, Rodriguez,
Sonnenberg, Winter, Zenzinger--Concerning the codification of executive orders pertaining
to limited gaming, and, in connection therewith, allowing license applicants to submit
fingerprints after the initial submission of an application, eliminating the statutory limit on
the number of players permitted in the game of blackjack, and allowing a casino operator to
divide its lawful gaming space into more than two noncontiguous spaces. 54
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Ordered revised and placed on the calendar for third reading and final passage. 62
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HB21-1305 by Representative(s) Michaelson Jenet and Pelton; also Senator(s) Winter--Concerning the practice of mental health professionals, and, in connection therewith, clarifying education and hours of practice required for licensure or certification as an addiction counselor; and establishing supervision privileges for certified and licensed addiction counselors.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, May 25, page(s) 1123 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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-269 as amended, SB21-274, SB21-275 as amended, SB21-276, SB21-277, SB21-278, SB21-280, SB21-286 as amended; HB21-1094 as amended, HB21-1278 as amended, HB21-1296, HB21-1305 as amended

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB21-271, SB21-273, SB21-281, SB21-283, SB21-287, HB21-1012, HB21-1068, HB21-1069, HB21-1085, HB21-1150, HB21-1195, HB21-1228, HB21-1238, HB21-1273, HB21-1284, HB21-1298 and SB21-033 were made Special Orders at 3:18 p.m.

Committee of the Whole The hour of 3:18 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:

SB21-283 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod-- Concerning cash fund solvency, and, in connection therewith, creating the cash fund solvency fund to allow the state controller to transfer money to certain cash funds with anticipated cash deficits, which amounts will be later repaid, and transferring money to the marijuana cash fund.

- Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 26, page(s) 1143-1144 and placed in members' bill files.)
- As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB21-287** by Senator(s) Moreno and Rankin; also Representative(s) McCluskie and Titone--
Concerning funding sources for the office of information technology, and, in connection
therewith, creating the technology risk prevention and response fund; increasing the
amount of money that may be transferred between items of appropriation made to principal
departments of state government and to the office of the governor; and making an
appropriation.
- Ordered engrossed and placed on the calendar for third reading and final passage.
- HB21-1012** by Representative(s) Rich and Mullica; also Senator(s) Pettersen and Coram--Concerning
expansion of the prescription drug monitoring program to track information regarding all
prescription drugs prescribed in Colorado.
- Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 26, page(s) 1139-1140 and placed in members' bill files.)
- As amended, ordered revised and placed on the calendar for third reading and final
passage.
- HB21-1068** by Representative(s) Michaelson Jenet and Titone, Weissman; also Senator(s) Moreno--
Concerning health insurance coverage for an annual mental health wellness examination
performed by a qualified mental health care provider, and, in connection therewith, making
an appropriation.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1069** by Representative(s) Carver and Roberts; also Senator(s) Fields and Gardner--Concerning
enhancing the enforcement of crimes of sexual exploitation of a child, and, in connection
therewith, requiring a post-enactment review of the implementation of this act and making
an appropriation.
- Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, May 6, page(s) 784-785 and placed in members' bill files.)
- Amendment No. 2(L.004), by Senator Gardner.
- Amend reengrossed bill, page 9, line 13, strike "Section 1 of this" and substitute
"This".
- As amended, ordered revised and placed on the calendar for third reading and final
passage.
- HB21-1085** by Representative(s) McCluskie and Larson; also Senator(s) Bridges and Smallwood--
Concerning secure transportation for an individual in behavioral health crisis, and, in
connection therewith, making an appropriation.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1150** by Representative(s) Jodeh; also Senator(s) Gonzales--Concerning the creation of the
Colorado office of new Americans.
- Ordered revised and placed on the calendar for third reading and final passage.

HB21-1195 by Representative(s) Van Winkle and Michaelson Jenet; also Senator(s) Coram and Ginal-- Concerning the regulation of radon professionals, and, in connection therewith, requiring licensure to practice as a radon measurement professional or radon mitigation professional, and 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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HB21-1228 by Representative(s) Froelich; also Senator(s) Smallwood and Winter--Concerning oversight of court personnel who are regularly involved in cases related to domestic matters, and, in connection therewith, making an appropriation. 8
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Ordered revised and placed on the calendar for third reading and final passage. 12
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HB21-1238 by Representative(s) Bernett, Kennedy; also Senator(s) Hansen--Concerning the modernization of gas energy efficiency programs. 15
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Ordered revised and placed on the calendar for third reading and final passage. 18
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HB21-1273 by Representative(s) Cutter; also Senator(s) Kolker--Concerning requiring the department of education to prepare an annual report relating to the total number of school psychologists licensed and employed by a school district, 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. 26
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HB21-1284 by Representative(s) Valdez A. and Van Winkle; also Senator(s) Hansen and Priola-- Concerning modifications to the limitation on the aggregate amount of fees that may be assessed by governmental bodies for the installation of active solar energy systems, and, in connection therewith, extending the repeal date of the limitation. 29
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Ordered revised and placed on the calendar for third reading and final passage. 34
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SB21-033 by Senator(s) Sonnenberg and Winter; also Representative(s) Roberts and Will-- Concerning the adoption of statutory changes related to conservation easements that were recommended by the conservation easement working group convened in accordance with House Bill 19-1264. 37
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Amendment No. 1, Finance Committee Amendment. 42
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(Printed in Senate Journal, April 15, page(s) 539-540 and placed in members' bill files.) 44
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Amendment No. 2, Appropriations Committee Amendment. 46

(Printed in Senate Journal, May 26, page(s) 1141 and placed in members' bill files.) 47
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As amended, ordered engrossed and placed on the calendar for third reading and final passage. 49
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SB21-271 by Senator(s) Gonzales and Gardner; --Concerning the adoption of the 2021 recommendations of the Colorado criminal and juvenile justice commission regarding sentencing for offenses, and, in connection therewith, making an appropriation. 52
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Amendment No. 1, Judiciary Committee Amendment. 56
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(Printed in Senate Journal, May 20, page(s) 1021-1026 and placed in members' bill files.) 58
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Amendment No. 2, Appropriations Committee Amendment. 60

(Printed in Senate Journal, May 26, page(s) 1142 and placed in members' bill files.) 61
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Amendment No. 3(L.005), by Senator Gonzales. 63
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Amend printed bill, page 176, after line 2, insert: 65

"SECTION 387. In Colorado Revised Statutes, 19-2.5-103, **as added** 66
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by Senate Bill 21-059 add (9) as follows:

19-2.5-103. [Formerly 19-2-104] Jurisdiction. (9) IF A JUVENILE IS CHARGED WITH A CIVIL INFRACTION AND IS NOT CHARGED WITH AN ADDITIONAL OFFENSE THAT WOULD CONSTITUTE A CRIMINAL OFFENSE IF CHARGED AGAINST AN ADULT, THE COUNTY COURT HAS JURISDICTION OVER THE CIVIL INFRACTION."

Renumber succeeding sections accordingly.

Page 355, strike lines 21 through 27.

Page 356, strike line 1.

Renumber succeeding sections accordingly.

Page 366, after line 16, insert:

"SECTION 798. In Colorado Revised Statutes, 11-61-102, **amend as added by House Bill 21-1048** (3) as follows:

11-61-102. Retailers' acceptance of United States currency. (3) Failing to accept United States currency from a buyer as required by subsection (1) of this section is a ~~class 2 petty offense~~ CIVIL INFRACTION and, upon conviction, shall be punished by a fine of not more than two hundred fifty dollars per transaction or attempted transaction.

SECTION 799. In Colorado Revised Statutes, 33-1-126, **amend as added by Senate Bill 21-135** (5) as follows:

33-1-126. Prohibiting certain animals in a traveling animal act - short title - definitions. (5) A person who violates this section is guilty of a AN UNCLASSIFIED misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than two hundred fifty dollars and not more than one thousand dollars per violation."

Renumber succeeding section accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-273 by Senator(s) Lee and Moreno, Buckner, Coleman, Gonzales, Rodriguez; also Representative(s) Benavidez and Bacon--Concerning measures to increase public safety by minimizing custodial responses to low-level offenses.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, May 21, page(s) 1048 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, May 25, page(s) 1093 and placed in members' bill files.)

Amendment No. 3, Appropriations Committee Amendment.
(Printed in Senate Journal, May 26, page(s) 1142 and placed in members' bill files.)

Amendment No. 4(L.012), by Senator Lee.

Amend the Finance Committee Report, dated May 24, 2021, page 1, strike line 4 and substitute:

"Page 9, lines 17 and 18, strike "TWO OR MORE TIMES IN THE CASE; OR" and substitute "MORE THAN ONE TIME IN THE CASE; OR".

Page 10, strike line 9 and substitute:

"(B) THE DEFENDANT HAD PROBATION REVOKED MORE THAN ONE TIME FOR".

Amendment No. 5(L.016), by Senator Fields.

Amend printed bill, page 8, after line 21 insert:

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"(e) THE SHORT TITLE OF THIS SUBSECTION (1.7) IS THE "MICHAEL MARSHALL JUSTICE ACT".".

Page 10, after line 21 insert:

"(e) THE SHORT TITLE OF THIS SUBSECTION (3) IS THE "MARVIN BOOKER JUSTICE ACT".".

Amendment No. 6(L.014), by Senator Cooke.

Amend printed bill, page 9, line 1, strike "SAFETY" and substitute "SAFETY OF ANY OTHER PERSON OR PERSONS IN THE COMMUNITY, WHETHER KNOWN OR NOT,".

Page 9, line 2, strike "OF ANOTHER PERSON".

Page 10, line 7, after "OF" and substitute "ANY OTHER PERSON OR PERSONS IN THE COMMUNITY, WHETHER KNOWN OR NOT,".

Page 10, line 8, strike "ANOTHER".

Amendment No. 7(L.010), by Senator Cooke.

Amend printed bill, page 6, line 6, strike "AND".

Page 6, after line 6, insert:

- (J) THE JUDICIAL DEPARTMENT;
- (K) A NON-PROFIT SUBSTANCE USE PROVIDER;
- (L) THE BAIL BOND INDUSTRY;
- (M) THE ATTORNEY GENERAL'S OFFICE;
- (N) THE DIVISION OF ADULT PAROLE IN THE DEPARTMENT OF CORRECTIONS;
- (O) THE PROBATION DEPARTMENT IN THE JUDICIAL DEPARTMENT;
- (P) THE STATE COURT ADMINISTRATOR'S OFFICE; AND".

Amendment No. 8(L.009), by Senator Cooke.

Amend printed bill, page 8, line 23, strike "and (4)" and substitute "(4), and (5)".

Page 10, after line 27 insert:

- "(5) (a) EACH COUNTY JAIL SHALL SUBMIT A REPORT CONTAINING THE FOLLOWING INFORMATION ON JANUARY 2, 2022, AND EACH YEAR THEREAFTER, TO THE DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY:
 - (I) THE JAIL'S AVERAGE DAILY POPULATION;
 - (II) THE JAIL'S HIGHEST ONE-DAY POPULATION COUNT IN THE LAST YEAR; AND
 - (III) THE NUMBER OF INMATES IN THE JAIL WHO HAVE:
 - (A) ONE PREVIOUS CONVICTION; AND
 - (B) TWO PREVIOUS CONVICTIONS OR MORE.
- (b) EACH JUDICIAL DISTRICT SHALL SUBMIT A REPORT CONTAINING THE FOLLOWING INFORMATION ON JANUARY 2, 2022, AND EACH YEAR THEREAFTER, TO THE DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY:
 - (I) THE NUMBER OF FAILURES TO APPEAR IN THE LAST YEAR;
 - (II) THE NUMBER OF PERSONAL RECOGNIZANCE BONDS ISSUED AND THE NUMBER OF THOSE PERSONAL RECOGNIZANCE BONDS THAT WERE ISSUED ON MISDEMEANOR CHARGES AND THE NUMBER OF THOSE ISSUED ON FELONY CHARGES. IF THE CASE INVOLVED BOTH MISDEMEANORS AND FELONIES, THE CASE MUST BE REPORTED AS A FELONY.
 - (III) THE NUMBER OF CASH BONDS ISSUED AND THE NUMBER OF THOSE CASH BONDS THAT WERE ISSUED ON MISDEMEANOR CHARGES AND THE NUMBER OF THOSE ISSUED ON FELONY CHARGES. IF THE CASE INVOLVED BOTH MISDEMEANORS AND FELONIES, THE CASE MUST BE REPORTED AS A FELONY.
 - (IV) THE NUMBER OF DEFENDANTS WHO APPEARED BASED ON

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SUMMONS;

(V) THE NUMBER OF DEFENDANTS RELEASED ON PERSONAL RECOGNIZANCE BONDS WHO HAD NEW CRIMINAL CHARGES FILED AGAINST THEM AFTER RELEASE THAT WERE UNRELATED TO THE INCIDENT OF THE ORIGINAL CHARGES AND THE CHARGES FILED AGAINST THEM; AND

(VI) THE NUMBER OF FAILURES TO APPEAR ON PERSONAL RECOGNIZANCE BONDS AND THE AMOUNT COLLECTED ON THOSE FAILURES TO APPEAR.

(c) THE DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY SHALL COMPILE THE INFORMATION RECEIVED PURSUANT TO SUBSECTIONS (5)(a) AND (5)(b) OF THIS SECTION, PREPARE A REPORT OF THE INFORMATION, AND POST THE REPORT ON ITS WEBSITE BY JULY 1, 2022, AND JULY 1 OF EACH YEAR THEREAFTER.

(d) TWENTY-FIVE PERCENT OF THE MONEY COLLECTED WHEN THERE IS A FAILURE TO APPEAR ON A PERSONAL RECOGNIZANCE BOND SHALL BE TRANSFERRED TO THE JAIL POPULATION CASH FUND CREATED IN SUBSECTION (5)(e) OF THIS SECTION.

(e) (I) THE JAIL POPULATION CASH FUND IS CREATED IN THE STATE TREASURY AND IS REFERRED TO IN THIS SECTION AS THE "FUND". THE FUND CONSISTS OF MONEY CREDITED TO THE FUND PURSUANT TO SUBSECTION (5)(d) OF THIS SECTION AND ANY OTHER MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE FUND.

(II) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE FUND TO THE FUND.

(III) THE STATE TREASURER SHALL CREDIT ANY UNEXPENDED AND UNENCUMBERED MONEY REMAINING IN THE FUND AT THE END OF A FISCAL YEAR TO THE GENERAL FUND.

(IV) SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY, THE DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY MAY EXPEND MONEY FROM THE FUND TO CREATE THE REPORT IN DESCRIBED IN SUBSECTION (5)(c) OF THIS SECTION."

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.)

SB21-281 by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie and Ransom, Herod--Concerning severance tax revenue.

Laid over until Thursday, May 27, retaining its place on the calendar.

HB21-1298 by Representative(s) Amabile and Woodrow, McCormick; also Senator(s) Gonzales and Pettersen--Concerning the conditions under which a firearm transfer may be prohibited following a background check, and, in connection therewith, requiring approval of a firearm transfer prior to a transfer by a licensed dealer, establishing grounds for denying a transfer, and clarifying the process to appeal a denied transfer.

Laid over until Thursday, May 27, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB21-273 by Senator(s) Lee and Moreno, Buckner, Coleman, Gonzales, Rodriguez; also Representative(s) Benavidez and Bacon--Concerning measures to increase public safety by minimizing custodial responses to low-level offenses.

Senator Cooke moved to amend the report of the Committee of the Whole to show that the following Cooke floor amendment, (L.007) to SB21-273, did pass.

Amend printed bill, page 9, line 5, strike "FELONY." and substitute: "FELONY OR IF THE DEFENDANT IS CHARGED WITH:

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- (I) A CRIME IN WHICH AN ARREST IS STATUTORILY REQUIRED; OR
- (II) A VIOLATION OF SECTION 42-4-1301; OR
- (III) A VIOLATION OF ANY OF THE OFFENSES SET FORTH IN SECTION 18-1.3-406 (2); OR
- (IV) A VICTIM RIGHTS ACT CRIME AS DEFINED IN SECTION 24-4.1-302;
- OR
- (V) AN OFFENSE THAT INCLUDES AN ELEMENT OF ILLEGAL POSSESSION OR USE OF A DEADLY WEAPON; OR
- (VI) AN OFFENSE THAT CONSTITUTES UNLAWFUL SEXUAL BEHAVIOR AS DEFINED IN SECTION 16-22-102; OR
- (VII) FAILURE TO REGISTER AS A SEX OFFENDER IN VIOLATION OF SECTION 18-3-412.5; OR
- (VIII) A VIOLATION OF SECTION 13-14.5-111, 18-9-109 (6), OR 42-4-1413."

Page 9, line 17, strike "TWO" and substitute "ONE".

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Lundeen moved to amend the report of the Committee of the Whole to show that the following Lundeen floor amendment, (L.017) to SB21-273, did pass.

Amend printed bill, page 7, line 15, strike "OR".

Page 7, line 18, strike "SO." and substitute "SO; OR".

Page 7, after line 18 insert:

"(III) THE PERSON HAS NO TIES TO THE JURISDICTION."

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

**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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-283 as amended, SB21-287, SB21-033 as amended, SB21-271 as amended, SB21-273 as amended; HB21-1012 as amended, HB21-1068, HB21-1069 as amended, HB21-1085, HB21-1150, HB21-1195, HB21-1228, HB21-1238, HB21-1273, HB21-1284

Laid over until 05/27/2021: SB21-281, HB21-1298

CHANGE IN SPONSORSHIP

Upon announcement of President Garcia, Senator Winter was added as a Senate joint prime sponsor on SB21-033 with Senator Sonnenberg.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Fenberg, the following Governor's appointment was confirmed by the following roll call vote:

**MEMBER OF THE
COLORADO BANKING BOARD**

for a term expiring July 1, 2021:

David Kelly of Littleton, Colorado to serve as a representative of bankers, and occasioned by the resignation of Ronald Keith Tilton of Littleton, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Rodriguez, the following Governor's appointments were confirmed by a roll call vote:

**MEMBERS OF THE
BOARD OF ASSESSMENT APPEALS**

for terms expiring July 1, 2021:

John Frederick De Rungs of Denver, Colorado, reappointed; 1
 Ann Louesa Maricle of Denver, Colorado reappointed; 2
 Amy J. Williams, MAI of Hayden, Colorado, a member engaged in agriculture, 3
 reappointed; 4
 Valerie Carissa Bartell of Longmont, Colorado, reappointed; 5
 Samuel McCullough Forsyth of Louisville, Colorado, reappointed. 6
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| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

MESSAGE FROM THE HOUSE

May 26, 2021 22
 Mr. President: 23
 The House has passed on Third Reading and transmitted to the Revisor of Statutes 24
 HB21-1286, 1323, 1301, 1306, and 1229, amended as printed in House Journal, May 25, 25
 2021. 26
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MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit: 35
 Without comment, as amended, HB21-1229, 1286, 1301, 1306, and 1323. 36
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DELIVERY TO THE GOVERNOR

To the Governor for signature on Wednesday, May 26, 2021, at 03:35 P.M.: 43
 SB21-011 and 035. 44
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On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Thursday, 51
 May 27, 2021. 52
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Approved: 55
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Leroy M. Garcia 59
 President of the Senate 60
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Attest: 62
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Cindi L. Markwell 66
 Secretary of the Senate 67

SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

104th Legislative Day Thursday, May 27, 2021

Prayer By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver

Call to Order By the President at 9:00 a.m.

Roll Call Present--35
 Remote--2, Scott, Sonnenberg

Quorum The President announced a quorum present.

Pledge By Senator Buckner

Reading of the Journal On motion of Senator Coleman, reading of the Journal of Wednesday, May 26, 2021, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Engrossed: SB21-033, 176, 269, 271, 273, 274, 275, 276, 277, 278, 279, 280, 282, 283, 286, and 287.

Correctly Reengrossed: SB21-190.

Correctly Revised: HB21-1012, 1068, 1069, 1085, 1094, 1150, 1195, 1214, 1228, 1238, 1273, 1278, 1284, 1292, 1293, 1296, 1300, and 1305.

Correctly Rerevised: HB21-1027 and 1232.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB21-1276** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 5, line 24, strike "PROVIDE A COST-SHARING BENEFIT" and substitute "ALIGN COST-SHARING AMOUNTS".

Page 5, strike lines 26 and 27 and substitute "DIAGNOSIS WHERE AN OPIOID MIGHT BE PRESCRIBED, WHICH MUST INCLUDE".

Page 6, line 1, strike "(I) A" and substitute "A".

Page 6, strike lines 3 and 4 and substitute "SERVICES FOR A MINIMUM OF SIX PHYSICAL THERAPY VISITS, SIX".

Reletter succeeding paragraphs accordingly.

Page 14, after line 7 insert:

"SECTION 15. In Colorado Revised Statutes, 12-280-403, **add** (6) as follows:

12-280-403. Prescription drug use monitoring program - registration required. (6) ON OR BEFORE SEPTEMBER 1, 2021, THE DIVISION SHALL FULLY ENABLE THE EXPANSION, UTILIZATION, AND ADOPTION OF THE

UNITED STATES BUREAU OF JUSTICE ASSISTANCE RXCHECK, BOTH FOR INTERSTATE DATA SHARING AND FOR INTEGRATING THE PROGRAM INTO THE ELECTRONIC MEDICAL RECORDS OF PRACTITIONERS AND HEALTH SYSTEMS WITHIN THE STATE. PRACTITIONERS AND HEALTH SYSTEMS, THROUGH PUBLIC AND PRIVATE INTEGRATION ORGANIZATIONS THAT COMPLY WITH THE BUSINESS ASSOCIATE REQUIREMENTS OF THE FEDERAL "HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996", AS AMENDED, 42 U.S.C. SEC. 1320d TO 1320d-9, AND ITS RELATED PRIVACY AND SECURITY REGULATIONS, ARE AUTHORIZED TO DIRECTLY CONNECT TO THE PROGRAM THROUGH RXCHECK. IN ORDER TO COMPLETE THE REQUIRED RXCHECK ENABLEMENT, THE DIVISION MAY AUTHORIZE PUBLIC OR PRIVATE INTEGRATION ORGANIZATIONS TO PROVIDE TO THE DIVISION REASONABLE AND NECESSARY PROGRAM QUERY AUDIT REPORTS SHOULD AUDIT REPORTING FUNCTIONALITY NOT BE SUFFICIENT FOR THE DIVISION THROUGH RXCHECK. NOTWITHSTANDING THE ENABLEMENT OF RXCHECK DESCRIBED IN THIS SUBSECTION (6), THE PROGRAM, WHETHER DEVELOPED BY THE BOARD OR PROCURED, MUST ALLOW DIRECT APPLICATION PROGRAM INTERFACE CONNECTIONS TO THE PROGRAM THROUGH PUBLIC AND PRIVATE INTEGRATION ORGANIZATIONS THAT COMPLY WITH THE BUSINESS ASSOCIATE REQUIREMENTS OF THE "HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996", AS AMENDED, 42 U.S.C. SEC. 1320d TO 1320d-9, AND ITS RELATED PRIVACY AND SECURITY REGULATIONS. PRACTITIONERS AND HEALTH SYSTEMS, AND THE INTEGRATION ORGANIZATIONS ACTING ON THEIR BEHALF, SHALL NOT BE ASSESSED ANY FEES FOR THE INTEGRATION ACCESS TO THE PROGRAM DESCRIBED IN THIS SUBSECTION (6), EITHER THROUGH RXCHECK OR THROUGH AN APPLICATION PROGRAM INTERFACE CONNECTION."

Renumber succeeding sections accordingly.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB21-1275** be **referred** to the Committee on Appropriations with favorable recommendation.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB21-1230** be **referred** to the Committee on Appropriations with favorable recommendation.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB21-1209** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **HB21-1311** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **HB21-1312** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **HB21-1318** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **SB21-272** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **HB21-1279** be **referred** to the Committee on Appropriations with favorable recommendation.

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| Finance | After consideration on the merits, the Committee recommends that HB21-1288 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 HB21-1314 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 reengrossed bill, page 7, strike line 23 and substitute "(1)(a)(I), (1.3)(b), and (3); and repeal (1.5)(c)(II) as follows:". | 9 10 11 |
| | Page 8, strike lines 23 through 27 and substitute: | 12 13 |
| | "(3) (a) (I) Prior to the renewal of a permanent driver's license or the issuance or renewal of a probationary license, the department shall determine if the applicant has any outstanding judgments or warrants entered or issued against the applicant or if the applicant has issued a check or order to the department for the payment of a penalty assessment and such check or order was returned for insufficient funds or a closed account and remains unpaid as set forth in section 42-4-1709 (7). " | 14 15 16 17 18 19 20 21 |
| | Page 9, strike lines 1 and 2. | 22 23 |
| | Page 9, line 3, strike "(H)" and substitute "(II)". | 24 25 |
| | Page 9, strike lines 7 through 27 and substitute: | 26 27 |
| | "(b) (I) If there are no outstanding judgments or warrants entered or issued against the applicant and the applicant has not issued a check or order to the department that was returned for insufficient funds or a closed account and that remains unpaid as set forth in section 42-4-1709 (7) and if all other conditions for renewal pursuant to articles 1 to 4 of this title TITLE 42 are met, the department shall renew the applicant's permanent driver's license. | 28 29 30 31 32 33 |
| | (II) If there are no outstanding judgments or warrants entered or issued against the applicant and the defendant has not issued a check or order to the department that was returned for insufficient funds or a closed account and that remains unpaid as set forth in section 42-4-1709 (7) and if all other conditions for renewal pursuant to articles 1 to 4 of this title TITLE 42 are met, the department may issue or renew the applicant's probationary license. | 34 35 36 37 38 39 |
| | (c) If the department determines that the applicant is subject to the requirements of section 42-4-1709 (7), the permanent driver's license shall not be renewed or the probationary license may not be issued or renewed until such applicant has complied with said section. Any person who pays any outstanding judgments, who has any warrants entered, or who makes payment for a check or order to the department that had been returned for insufficient funds or a closed account pursuant to section 42-4-1709 (7) shall pay to the court or to the department a thirty-dollar administrative processing cost for each such judgment, warrant, check or order in addition to all other penalties, costs, or forfeitures. If the court collects an administrative processing fee, the court shall remit fifty percent of the administrative processing fee to the department of revenue, and the other fifty percent of that fee is to be retained by the issuing court. If the department collects an administrative processing fee, the department shall retain the fee." | 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 |
| | Page 10, strike lines 1 through 8. | 55 56 |
| | Page 10, line 9, strike "(d)" and substitute "(d)". | 57 58 |
| | Page 10, line 13, strike "(e)" and substitute "(e)". | 59 60 |
| | Page 10, strike lines 17 through 22 and substitute: | 61 62 |
| | "(f) There shall be IS a twenty-day period to appeal any penalty under this section when it can be shown by the applicant or defendant that sufficient funds were in the financial institution and the error was that of the financial institution. In this event the department shall review the documentation and, if it was the fault of the financial institution that the check or order was returned, | 63 64 65 66 67 |

~~no~~ THE DEPARTMENT SHALL NOT IMPOSE penalty or fee. ~~shall be imposed~~."

Page 13, line 7, strike "~~repeal~~" and substitute "**amend**".

Page 13, strike lines 10 through 13 and substitute "**violations of provisions by officer - driver's license.** (7) (a) A person ~~shall not be~~ IS NOT allowed or permitted to obtain or renew a permanent driver's, minor driver's, or probationary license if such person has, at the time of making application for obtaining or renewing such driver's license:".

Page 13, line 14, strike "~~(F)~~" and substitute "(I)".

Page 13, line 16, strike "~~(H)~~" and substitute "(II)".

Page 13, line 20, strike "~~(HH)~~" and substitute "(III)".

Page 13, line 25, strike "~~(IV)~~" and substitute "(IV)".

Page 14, line 3, strike "~~(V)~~" and substitute "(V)".

Page 14, strike lines 9 through 16 and substitute:

"(VI) Issued a check or order to the department to pay a penalty assessment, a driver's license fee, a license reinstatement fee, or a motor vehicle record fee and such check or order is returned for insufficient funds or a closed account and remains unpaid. For the purposes of this ~~subparagraph (VI)~~ SUBSECTION (7), the term "insufficient funds" means having an insufficient balance on account with a bank or other drawee for the payment of a check or order when the check or order is presented for payment within thirty days after issue."

Page 14, strike line 17 and substitute "(VII) Repealed."

Page 14, line 18, strike "~~(VII)~~" and substitute "(VIII)".

Page 14, line 20, strike "~~(b)~~" and substitute "(b)".

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB21-1216** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, line 2, after "(9)" insert "and (10)".

Page 3, after line 5 insert:

"(10) (a) AFTER OBTAINING PASSING TEST RESULTS, A MEDICAL MARIJUANA CULTIVATION FACILITY MAY TRANSFER MEDICAL MARIJUANA TO A CO-LOCATED RETAIL MARIJUANA CULTIVATION FACILITY WITH AT LEAST ONE IDENTICAL CONTROLLING BENEFICIAL OWNER AND CHANGE THE DESIGNATION OF THE MEDICAL MARIJUANA TO RETAIL MARIJUANA. PURSUANT TO SECTION 44-10-602 (14)(a), AFTER THE RETAIL MARIJUANA CULTIVATION FACILITY ENTERS THE DESIGNATION CHANGE INTO THE SEED-TO-SALE TRACKING SYSTEM, THE MARIJUANA IS RETAIL MARIJUANA AND IS THE PROPERTY OF THE RETAIL MARIJUANA CULTIVATION FACILITY. THE MARIJUANA THAT CHANGED DESIGNATION PURSUANT TO THIS SUBSECTION (10)(a) SHALL NOT BE TRANSFERRED TO THE ORIGINATING MEDICAL MARIJUANA CULTIVATION FACILITY OR ANY MEDICAL MARIJUANA LICENSEE, HAVE ITS DESIGNATION CHANGED FROM RETAIL MARIJUANA TO MEDICAL MARIJUANA, OR OTHERWISE BE TREATED AS MEDICAL MARIJUANA.

(b) (I) NOTWITHSTANDING SUBSECTION (10)(a) OF THIS SECTION TO THE CONTRARY, A MEDICAL MARIJUANA CULTIVATION FACILITY MAY TRANSFER MEDICAL MARIJUANA TO A RETAIL MARIJUANA CULTIVATION FACILITY THAT IS NOT CO-LOCATED WITH THE MEDICAL MARIJUANA CULTIVATION FACILITY TO CHANGE THE DESIGNATION OF THE MEDICAL MARIJUANA TO RETAIL MARIJUANA IF:

(A) THE MEDICAL MARIJUANA CULTIVATION FACILITY AND RETAIL

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MARIJUANA CULTIVATION FACILITY HAVE AT LEAST ONE IDENTICAL CONTROLLING BENEFICIAL OWNER; AND

(B) THE MEDICAL MARIJUANA CULTIVATION FACILITY AND RETAIL MARIJUANA CULTIVATION FACILITY CANNOT BE CO-LOCATED BECAUSE THE LOCAL JURISDICTION WHERE THE MEDICAL MARIJUANA CULTIVATION FACILITY IS LOCATED PROHIBITS THE OPERATION OF A RETAIL MARIJUANA CULTIVATION FACILITY.

(II) PRIOR TO MAKING A TRANSFER PURSUANT TO THIS SUBSECTION (10)(b), THE MEDICAL MARIJUANA CULTIVATION FACILITY MUST RECEIVE APPROVAL FROM THE STATE LICENSING AUTHORITY THAT THE MEDICAL MARIJUANA CULTIVATION FACILITY AND THE RETAIL MARIJUANA CULTIVATION FACILITY SATISFY THE REQUIREMENTS OF THIS SUBSECTION (10)(b). THE STATE LICENSING AUTHORITY MUST NOT REQUIRE AN APPROVAL FOR EACH TRANSFER THAT OCCURS PURSUANT TO THIS SUBSECTION (10)(b) BUT MUST ONLY REQUIRE ONE APPROVAL FOR TRANSFERS TO OCCUR FROM THE MEDICAL MARIJUANA CULTIVATION FACILITY TO THE RETAIL MARIJUANA CULTIVATION FACILITY PURSUANT TO THIS SUBSECTION (10)(b).

(c) BOTH THE MEDICAL MARIJUANA CULTIVATION FACILITY AND RETAIL MARIJUANA CULTIVATION FACILITY MUST REMAIN AT OR UNDER THEIR RESPECTIVE REGULATED INVENTORY LIMITS BEFORE AND AFTER THE DESIGNATION IS CONDUCTED PURSUANT TO THIS SUBSECTION (10).

(d) THE RETAIL MARIJUANA CULTIVATION FACILITY SHALL PAY ANY RETAIL MARIJUANA EXCISE TAX PURSUANT TO SECTION 39-28.8-302."

Page 4, line 8, after "(13)" insert "and (14)".

Page 5, after line 9 insert:

"(14) (a) AFTER OBTAINING PASSING TESTING RESULTS, A RETAIL MARIJUANA CULTIVATION FACILITY MAY RECEIVE A TRANSFER OF MEDICAL MARIJUANA FROM A CO-LOCATED MEDICAL MARIJUANA CULTIVATION FACILITY WITH AT LEAST ONE IDENTICAL CONTROLLING BENEFICIAL OWNER AND CHANGE THE DESIGNATION OF THE MEDICAL MARIJUANA TO RETAIL MARIJUANA. THE RETAIL MARIJUANA CULTIVATION FACILITY SHALL ENTER THE DESIGNATION CHANGE INTO THE SEED-TO-SALE TRACKING SYSTEM AND, AFTER THE CHANGE IS ENTERED INTO THE SYSTEM, THE MARIJUANA IS RETAIL MARIJUANA AND IS THE PROPERTY OF THE RETAIL MARIJUANA CULTIVATION FACILITY. THE MARIJUANA THAT CHANGED DESIGNATION PURSUANT TO THIS SUBSECTION (14)(a) SHALL NOT BE TRANSFERRED TO THE ORIGINATING MEDICAL MARIJUANA CULTIVATION FACILITY OR ANY MEDICAL MARIJUANA LICENSEE, HAVE ITS DESIGNATION CHANGED FROM RETAIL MARIJUANA TO MEDICAL MARIJUANA, OR OTHERWISE BE TREATED AS MEDICAL MARIJUANA.

(b) (I) NOTWITHSTANDING SUBSECTION (14)(a) OF THIS SECTION TO THE CONTRARY, A RETAIL MARIJUANA CULTIVATION FACILITY MAY RECEIVE A TRANSFER OF MEDICAL MARIJUANA FROM A MEDICAL MARIJUANA CULTIVATION FACILITY THAT IS NOT CO-LOCATED WITH THE RETAIL MARIJUANA CULTIVATION FACILITY TO CHANGE THE DESIGNATION OF THE MEDICAL MARIJUANA TO RETAIL MARIJUANA IF:

(A) THE RETAIL MARIJUANA CULTIVATION FACILITY AND MEDICAL MARIJUANA CULTIVATION FACILITY HAVE AT LEAST ONE IDENTICAL CONTROLLING BENEFICIAL OWNER; AND

(B) THE RETAIL MARIJUANA CULTIVATION FACILITY AND MEDICAL MARIJUANA CULTIVATION FACILITY CANNOT BE CO-LOCATED BECAUSE THE LOCAL JURISDICTION WHERE THE MEDICAL MARIJUANA CULTIVATION FACILITY IS LOCATED PROHIBITS THE OPERATION OF A RETAIL MARIJUANA CULTIVATION FACILITY.

(II) PRIOR TO MAKING A TRANSFER PURSUANT TO THIS SUBSECTION (14)(b), THE RETAIL MARIJUANA CULTIVATION FACILITY MUST RECEIVE APPROVAL FROM THE STATE LICENSING AUTHORITY THAT THE RETAIL MARIJUANA CULTIVATION FACILITY AND THE MEDICAL MARIJUANA CULTIVATION FACILITY SATISFY THE REQUIREMENTS OF THIS SUBSECTION (14)(b). THE STATE LICENSING AUTHORITY MUST NOT REQUIRE AN APPROVAL FOR EACH TRANSFER THAT OCCURS PURSUANT TO THIS SUBSECTION (14)(b), BUT MUST ONLY REQUIRE ONE APPROVAL FOR TRANSFERS TO OCCUR FROM THE MEDICAL MARIJUANA CULTIVATION FACILITY TO THE RETAIL MARIJUANA CULTIVATION FACILITY PURSUANT TO THIS SUBSECTION (14)(b).

(c) BOTH THE RETAIL MARIJUANA CULTIVATION FACILITY AND MEDICAL

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MARIJUANA CULTIVATION FACILITY MUST REMAIN AT OR UNDER THEIR RESPECTIVE REGULATED INVENTORY LIMITS BEFORE AND AFTER THE DESIGNATION IS CONDUCTED PURSUANT TO THIS SUBSECTION (14).

(d) THE RETAIL MARIJUANA CULTIVATION FACILITY SHALL PAY ANY RETAIL MARIJUANA EXCISE TAX PURSUANT TO SECTION 39-28.8-302."

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB21-1283** be referred to the Committee on Appropriations with favorable recommendation.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB21-1302** be referred to the Committee on Appropriations with favorable recommendation.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB21-1319** 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 **SB21-264** 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 40-3.2-107 as follows:

40-3.2-107. Clean heat targets - legislative declaration - definitions - plans - rules - reports. (1) **Legislative declaration.** THE GENERAL ASSEMBLY HEREBY:

(a) FINDS THAT:

(I) IN ORDER TO ACHIEVE COLORADO'S SCIENCE-BASED GREENHOUSE GAS EMISSION REDUCTION GOALS AND MAINTAIN A HEALTHY, LIVABLE CLIMATE FOR COLORADANS, COLORADO MUST REDUCE GREENHOUSE GAS POLLUTION FROM ALL SECTORS OF THE ECONOMY, INCLUDING THE BUILT ENVIRONMENT;

(II) A SIGNIFICANT SOURCE OF GREENHOUSE GAS POLLUTION FROM THE BUILT ENVIRONMENT COMES FROM THE USE OF GAS TO HEAT COLORADO'S HOMES AND BUSINESSES AND TO HEAT WATER IN THOSE BUILDINGS, FROM THE USE OF GAS IN COMMERCIAL AND INDUSTRIAL PROCESSES, AND FROM GAS LEAKS IN THE SUPPLY CHAIN;

(III) IMPROVING THE ENERGY EFFICIENCY OF COLORADO'S BUILDINGS WILL REDUCE POLLUTION, IMPROVE COMFORT AND SAFETY, PROVIDE MORE RESILIENCE DURING WEATHER EXTREMES, AND REDUCE CONSUMER COSTS FOR HEATING AND COOLING HOMES AND BUSINESSES; AND

(IV) REDUCING THE CARBON INTENSITY OF GAS DELIVERED BY UTILITIES AND SWITCHING FROM GAS SPACE AND WATER HEATING TO HIGH-EFFICIENCY ELECTRIC HEATING WILL REDUCE GREENHOUSE GAS POLLUTION AND LEAD TO IMPROVED INDOOR AIR QUALITY;

(b) DETERMINES THAT:

(I) THERE IS SIGNIFICANT POTENTIAL TO REDUCE EMISSIONS OF METHANE FROM ACTIVE AND INACTIVE COAL MINES, LANDFILLS, WASTEWATER TREATMENT PLANTS, AGRICULTURAL OPERATIONS, AND OTHER SOURCES OF METHANE POLLUTION THROUGH DEVELOPMENT OF METHANE RECOVERY AND BIOMETHANE PROJECTS, AND THERE ARE ALSO SIGNIFICANT ECONOMIC DEVELOPMENT OPPORTUNITIES, ESPECIALLY IN RURAL COLORADO, FROM DEVELOPMENT OF THIS RESOURCE;

(II) GREEN AND BLUE HYDROGEN HAVE THE POTENTIAL TO BE ZERO- OR VERY LOW-CARBON SOURCES OF ENERGY FOR USE IN A VARIETY OF SECTORS, INCLUDING HIGH-HEAT INDUSTRIAL APPLICATIONS, ZERO-CARBON ELECTRICITY GENERATION, AND THE GAS DISTRIBUTION SYSTEM; AND

(III) THE DEVELOPMENT OF HYDROGEN PROJECTS IN COLORADO HAS THE POTENTIAL TO LOWER COSTS, CONTRIBUTE TO ECONOMIES OF SCALE, AND BRING ECONOMIC DEVELOPMENT OPPORTUNITIES; AND

(c) DECLARES THAT:

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(I) THE GENERAL ASSEMBLY'S INTENT IN ENACTING THIS SECTION IS TO IMPLEMENT A PERFORMANCE STANDARD THAT WILL ALLOW COLORADO GAS UTILITIES TO USE AVAILABLE TOOLS, INCLUDING ENERGY EFFICIENCY, BIOMETHANE, HYDROGEN, RECOVERED METHANE, BENEFICIAL ELECTRIFICATION OF CUSTOMER END USES, COST-EFFECTIVE LEAK REDUCTIONS ON THE UTILITY'S DISTRIBUTION SYSTEM AS DETERMINED BY THE COMMISSION THAT EXCEEDS STATE AND FEDERAL REQUIREMENTS, AND OTHER MEASURES TO ACHIEVE GREENHOUSE GAS EMISSION REDUCTIONS, COST-EFFECTIVENESS, AND EQUITY;

(II) COLORADO IS FOCUSED ON A TRANSITION TO A DECARBONIZED ECONOMY THAT RECOGNIZES THE HISTORIC INJUSTICES THAT IMPACT LOWER-INCOME COLORADANS AND BLACK, INDIGENOUS, AND OTHER PEOPLE OF COLOR WHO HAVE BORNE A DISPROPORTIONATE SHARE OF ENVIRONMENTAL RISKS WHILE ALSO ENJOYING FEWER ENVIRONMENTAL BENEFITS;

(III) THE COMMISSION MUST MAXIMIZE GREENHOUSE GAS EMISSION REDUCTIONS AND BENEFITS TO CUSTOMERS, WITH PARTICULAR ATTENTION TO RESIDENTIAL CUSTOMERS WHO PARTICIPATE IN INCOME-QUALIFIED PROGRAMS, WHILE MANAGING COSTS AND RISKS TO CUSTOMERS, INCLUDING STRANDED-ASSET COST RISKS, AND IN A MANNER THAT SUPPORTS FAMILY-SUSTAINING JOBS; AND

(IV) DECARBONIZING COLORADO'S HOMES AND BUSINESSES WILL REQUIRE INVESTMENTS IN BUILDING AND EQUIPMENT UPGRADES, CLEAN FUEL PROJECTS, AND INFRASTRUCTURE UPGRADES.

(2) **Definitions.** AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "BIOMETHANE":

(I) MEANS A MIXTURE OF CARBON DIOXIDE AND HYDROCARBONS RELEASED FROM THE BIOLOGICAL DECOMPOSITION OF ORGANIC MATERIALS THAT IS PRIMARILY METHANE AND PROVIDES A NET REDUCTION IN GREENHOUSE GAS EMISSIONS; AND

(II) INCLUDES BIOMETHANE RECOVERED FROM MANURE MANAGEMENT SYSTEMS OR ANAEROBIC DIGESTERS THAT HAS BEEN PROCESSED TO MEET PIPELINE QUALITY.

(b) "BLUE HYDROGEN" MEANS HYDROGEN DERIVED FROM BIOMETHANE OR GEOLOGICAL GAS PAIRED WITH A PROCESS TO CAPTURE AND SEQUESTER ASSOCIATED CARBON DIOXIDE EMISSIONS.

(c) "CLEAN HEAT PLAN" MEANS A COMPREHENSIVE PLAN SUBMITTED BY A GAS DISTRIBUTION UTILITY OR MUNICIPAL GAS DISTRIBUTION UTILITY THAT DEMONSTRATES PROJECTED REDUCTIONS IN METHANE AND CARBON DIOXIDE EMISSIONS THAT, TOGETHER, MEET THE REDUCTIONS REQUIRED IN THIS SECTION AT THE LOWEST REASONABLE COST.

(d) "CLEAN HEAT RESOURCE" MEANS ANY ONE OR A COMBINATION OF:

(I) GAS DEMAND-SIDE MANAGEMENT PROGRAMS AS DEFINED IN SECTION 40-1-102 (6);

(II) RECOVERED METHANE;

(III) GREEN OR BLUE HYDROGEN;

(IV) BENEFICIAL ELECTRIFICATION AS DEFINED IN SECTION 40-3.2-106 (6)(a);

(V) PYROLYSIS OF TIRES IF THE PYROLYSIS MEETS A RECOVERED METHANE PROTOCOL; AND

(VI) ANY TECHNOLOGY THAT THE COMMISSION FINDS IS COST-EFFECTIVE AND THAT THE DIVISION FINDS RESULTS IN A REDUCTION IN CARBON EMISSIONS FROM THE COMBUSTION OF GAS IN CUSTOMER END USES OR MEETS A RECOVERED METHANE PROTOCOL APPROVED BY THE AIR QUALITY CONTROL COMMISSION. TO QUALIFY AS A CLEAN HEAT RESOURCE, ALL CREDITS OR SEVERABLE, TRADABLE MECHANISMS REPRESENTING THE EMISSION REDUCTION ATTRIBUTES OF THE CLEAN HEAT RESOURCE MUST BE RETIRED IN THE YEAR GENERATED AND MAY NOT BE SOLD.

(e) "COST CAP" MEANS A MAXIMUM COST IMPACT ESTABLISHED PURSUANT TO SUBSECTION (6)(a)(I) OF THIS SECTION FOR COMPLIANCE WITH A CLEAN HEAT TARGET.

(f) "DIVISION" MEANS THE DIVISION OF ADMINISTRATION CREATED BY SECTION 25-1-102 (2)(a) IN THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.

(g) "GAS" MEANS GEOLOGICAL GAS, HYDROGEN, AND RECOVERED METHANE.

(h) "GAS DISTRIBUTION UTILITY" MEANS A PUBLIC UTILITY PROVIDING GAS SERVICE TO MORE THAN NINETY THOUSAND RETAIL CUSTOMERS. "GAS

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DISTRIBUTION UTILITY" DOES NOT INCLUDE A MUNICIPAL GAS DISTRIBUTION UTILITY.

(i) "GEOLOGICAL GAS" MEANS METHANE AND OTHER HYDROCARBONS THAT OCCUR UNDERGROUND WITHOUT HUMAN INTERVENTION AND ARE USED AS FUEL.

(j) "GREENHOUSE GAS" HAS THE MEANING SET FORTH IN SECTION 25-7-140 (6), MEASURED IN TERMS OF CARBON DIOXIDE EQUIVALENT.

(k) "GREEN HYDROGEN" MEANS HYDROGEN DERIVED FROM A CLEAN ENERGY RESOURCE AS DEFINED IN SECTION 40-2-125.5 (2)(b) THAT USES WATER AS THE SOURCE OF THE HYDROGEN.

(l) "LOWEST REASONABLE COST" MEANS A REASONABLE-COST MIX OF CLEAN HEAT RESOURCES THAT MEET CLEAN HEAT TARGETS ESTABLISHED PURSUANT TO THIS SECTION AS DETERMINED THROUGH A DETAILED ANALYSIS OF AVAILABLE TECHNOLOGIES AND INCLUDES RESOURCE COSTS, MARKET VOLATILITY RISKS, RISKS TO RATEPAYERS, SYSTEMS OPERATIONS COSTS, INFRASTRUCTURE COSTS, ENVIRONMENTAL JUSTICE GOALS, THE SOCIAL COST OF CARBON, AND THE SOCIAL COST OF METHANE IN COMPARING THE COSTS AND BENEFITS OF ALTERNATIVES, AND OTHER COSTS AND BENEFITS AS DETERMINED BY THE COMMISSION.

(m) "MUNICIPAL GAS DISTRIBUTION UTILITY" MEANS A MUNICIPALLY OWNED UTILITY THAT PROVIDES GAS SERVICE TO MORE THAN NINETY THOUSAND CUSTOMERS.

(n) "PYROLYSIS" HAS THE MEANING SET FORTH IN SECTION 40-2-124 (1)(a)(V).

(o) "RECOVERED METHANE" MEANS ANY OF THE FOLLOWING THAT ARE LOCATED IN COLORADO AND MEET A RECOVERED METHANE PROTOCOL APPROVED BY THE AIR QUALITY CONTROL COMMISSION:

- (I) BIOMETHANE; AND
- (II) METHANE DERIVED FROM:
 - (A) MUNICIPAL SOLID WASTE;
 - (B) THE PYROLYSIS OF MUNICIPAL SOLID WASTE;
 - (C) BIOMASS PYROLYSIS OR ENZYMATIC BIOMASS; OR
 - (D) WASTEWATER TREATMENT;

(III) COAL MINE METHANE, AS DEFINED IN SECTION 40-2-124 (1)(a)(II), THE CAPTURE OF WHICH IS NOT OTHERWISE REQUIRED BY STATE OR FEDERAL LAW; OR

(IV) METHANE THAT WOULD HAVE LEAKED WITHOUT REPAIRS OF THE GAS DISTRIBUTION AND SERVICE PIPELINES FROM THE CITY GATE TO CUSTOMER END USE.

(p) "RECOVERED METHANE CREDIT" MEANS A TRADABLE INSTRUMENT THAT REPRESENTS A GREENHOUSE GAS EMISSION REDUCTION OR GREENHOUSE GAS REMOVAL ENHANCEMENT OF ONE METRIC TON OF CARBON DIOXIDE EQUIVALENT. THE GREENHOUSE GAS EMISSION REDUCTION OR GREENHOUSE GAS REMOVAL ENHANCEMENT MUST BE REAL, ADDITIONAL, QUANTIFIABLE, PERMANENT, VERIFIABLE, AND ENFORCEABLE. NO RECOVERED METHANE CREDIT MAY BE ISSUED IF THE GREENHOUSE GAS EMISSION REDUCTION OR GREENHOUSE GAS REMOVAL ENHANCEMENT THAT THE CREDIT WOULD REPRESENT IS REQUIRED OR ACCOUNTED FOR BY A PROPOSED OR FINAL FEDERAL, STATE, OR LOCAL RULE OR REGULATION.

(q) "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. A RECOVERED METHANE PROTOCOL MUST:

- (I) SPECIFY RELEVANT DATA COLLECTION AND MONITORING PROCEDURES AND EMISSION FACTORS;
- (II) CONSERVATIVELY ACCOUNT FOR UNCERTAINTY, ACTIVITY-SHIFTING LEAKAGE RISKS, AND MARKET-SHIFTING LEAKAGE RISKS ASSOCIATED WITH A TYPE OF RECOVERED METHANE PROJECT;
- (III) DETERMINE DATA VERIFICATION REQUIREMENTS; AND
- (IV) SPECIFY PROCEDURES PURSUANT TO WHICH THE AIR QUALITY CONTROL COMMISSION MUST APPROVE AN ENTITY THAT THE DIVISION PROPOSES TO ACCREDIT FOR VERIFICATION OF ONGOING GREENHOUSE GAS EMISSION REDUCTIONS OR GREENHOUSE GAS REMOVAL ENHANCEMENTS.

(r) "SMALL GAS DISTRIBUTION UTILITY" MEANS A PUBLIC UTILITY PROVIDING GAS SERVICE TO NINETY THOUSAND RETAIL CUSTOMERS OR FEWER.

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"SMALL GAS DISTRIBUTION UTILITY" DOES NOT INCLUDE A MUNICIPAL GAS DISTRIBUTION UTILITY.

(3) **Clean heat targets.** (a) THE PURPOSE OF A CLEAN HEAT PLAN IS TO ACHIEVE CLEAN HEAT TARGETS BY REDUCING CARBON DIOXIDE AND METHANE EMISSIONS FROM GAS DISTRIBUTION UTILITIES.

(b) (I) A CLEAN HEAT PLAN UNDER THIS SECTION MUST DEMONSTRATE THAT THE GAS DISTRIBUTION UTILITY SUBMITTING THE CLEAN HEAT PLAN WILL ACHIEVE A REDUCTION OF CARBON DIOXIDE AND METHANE EMISSIONS FROM THE DISTRIBUTION AND END-USE COMBUSTION OF GAS.

(II) A GAS DISTRIBUTION UTILITY SHALL DEMONSTRATE COMPLIANCE WITH SUBSECTION (3)(b)(I) OF THIS SECTION BY FILING AND OBTAINING COMMISSION APPROVAL OF CLEAN HEAT PLANS THAT MEET CLEAN HEAT TARGETS CALCULATED AS FOLLOWS: CONSISTENT WITH SUBSECTION (3)(c) OF THIS SECTION AND AS COMPARED TO A 2015 BASELINE, A SIX PERCENT REDUCTION IN GREENHOUSE GAS EMISSIONS IN 2025, OF WHICH NOT MORE THAN TWO PERCENT CAN BE FROM RECOVERED METHANE; AND A TWENTY-TWO PERCENT REDUCTION IN GREENHOUSE GAS EMISSIONS IN 2030, OF WHICH NOT MORE THAN SIX PERCENT CAN BE FROM RECOVERED METHANE.

(c) (I) IN CALCULATING THE BASELINE AND PROJECTED EMISSIONS COVERED UNDER A CLEAN HEAT PLAN, A GAS DISTRIBUTION UTILITY MUST INCLUDE THE FOLLOWING:

(A) METHANE LEAKED FROM THE TRANSPORTATION AND DELIVERY OF GAS FROM THE GAS DISTRIBUTION AND SERVICE PIPELINES FROM THE CITY GATE TO CUSTOMER END USE;

(B) CARBON DIOXIDE EMISSIONS RESULTING FROM THE COMBUSTION OF GAS BY RESIDENTIAL, COMMERCIAL, AND INDUSTRIAL CUSTOMERS NOT OTHERWISE SUBJECT TO FEDERAL GREENHOUSE GAS EMISSION REPORTING AND EXCLUDING ALL TRANSPORT CUSTOMERS; AND

(C) EMISSIONS OF METHANE RESULTING FROM LEAKAGE FROM DELIVERY OF GAS TO OTHER LOCAL DISTRIBUTION COMPANIES;

(II) ALL EMISSIONS ARE METRIC TONS OF CARBON DIOXIDE EQUIVALENT AS REPORTED TO THE FEDERAL ENVIRONMENTAL PROTECTION AGENCY PURSUANT TO 40 CFR 98, EITHER SUBPART W (METHANE) OR SUBPART NN (CARBON DIOXIDE), OR SUCCESSOR REPORTING REQUIREMENTS; EXCEPT THAT THE DIVISION SHALL USE THE AR-4 ONE-HUNDRED-YEAR GLOBAL WARMING POTENTIAL OR ANY GREATER SUCCESSOR VALUE DETERMINED BY THE FEDERAL ENVIRONMENTAL PROTECTION AGENCY.

(d) IN CALCULATING ITS CLEAN HEAT TARGET, A UTILITY MUST SHOW ITS BASELINE CARBON DIOXIDE EMISSIONS AND METHANE EMISSIONS SEPARATELY AND MUST SHOW THAT THE TOTAL EMISSION REDUCTIONS ARE PROJECTED TO ACHIEVE THE CLEAN HEAT TARGET. THE FINAL CALCULATION DEMONSTRATING THAT THE PLAN MEETS THE CLEAN HEAT TARGET MUST BE PRESENTED ON A CARBON DIOXIDE EQUIVALENT BASIS.

(e) IT IS THE POLICY OF THE STATE OF COLORADO TO REDUCE THE STATE'S GREENHOUSE GAS EMISSIONS, AND THEREFORE TO COUNT TOWARD A GAS DISTRIBUTION UTILITY'S COMPLIANCE WITH THE EMISSION REDUCTION GOALS, RECOVERED METHANE UNDER A CLEAN HEAT PLAN MUST BE REPRESENTED BY A RECOVERED METHANE CREDIT, ISSUED SUBJECT TO AN APPROVED RECOVERED METHANE PROTOCOL, AND DELIVERED:

(I) TO OR WITHIN COLORADO THROUGH A DEDICATED PIPELINE; OR

(II) THROUGH A COMMON CARRIER PIPELINE IF THE SOURCE OF THE RECOVERED METHANE INJECTS THE RECOVERED METHANE INTO A COMMON CARRIER PIPELINE THAT PHYSICALLY FLOWS WITHIN COLORADO OR TOWARD THE END USER IN COLORADO FOR WHICH THE RECOVERED METHANE WAS PRODUCED.

(f) TO COUNT TOWARD A GAS DISTRIBUTION UTILITY'S COMPLIANCE WITH THE CLEAN HEAT TARGETS, THE UTILITY MUST QUANTIFY THE ACTUAL METHANE REDUCTIONS ACHIEVED BY ANY LEAK REPAIRS AND THE COMMISSION MUST FIND THAT THE LEAK REDUCTIONS ARE COST-EFFECTIVE. THE COMMISSION MAY REQUIRE THE UTILITY TO EVALUATE NONPIPELINE ALTERNATIVES.

(4) **Submission of clean heat plans.** (a) NO LATER THAN AUGUST 1, 2023, THE LARGEST GAS DISTRIBUTION UTILITY IN COLORADO, AS DETERMINED BY THE VOLUME OF GAS SOLD IN COLORADO, SHALL FILE WITH THE COMMISSION AN APPLICATION FOR APPROVAL OF A CLEAN HEAT PLAN THAT DEMONSTRATES THAT THE GAS DISTRIBUTION UTILITY WILL ACHIEVE THE CLEAN HEAT TARGET ESTABLISHED FOR 2025 IN SUBSECTION (3)(b)(II) OF THIS SECTION BY 2025. ALL OTHER GAS DISTRIBUTION UTILITIES SHALL FILE APPLICATIONS FOR APPROVAL

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OF CLEAN HEAT PLANS NO LATER THAN JANUARY 1, 2024, THAT DEMONSTRATE, FOR EACH SUCH GAS DISTRIBUTION UTILITY, THAT IT WILL ACHIEVE THE CLEAN HEAT TARGET ESTABLISHED FOR 2025 IN SUBSECTION (3)(b)(II) OF THIS SECTION BY 2025.

(b) AFTER COMPLYING WITH SUBSECTION (4)(a) OF THIS SECTION, EACH GAS DISTRIBUTION UTILITY SHALL, AS DIRECTED BY THE COMMISSION BUT NOT LESS OFTEN THAN EVERY FOUR YEARS, FILE AN ADDITIONAL CLEAN HEAT PLAN THAT COVERS, AT MINIMUM, FIVE YEARS AFTER THE DATE OF THE FILING.

(c) A CLEAN HEAT PLAN FILED PURSUANT TO THIS SUBSECTION (4) MUST:

(I) DEMONSTRATE THAT THE GAS DISTRIBUTION UTILITY WILL MEET THE APPLICABLE CLEAN HEAT TARGETS SPECIFIED IN THIS SECTION FOR THE APPLICABLE PLAN PERIOD;

(II) SET FORTH PORTFOLIOS THAT THE GAS DISTRIBUTION UTILITY WILL USE TO DEMONSTRATE ALTERNATIVE COMPLIANCE APPROACHES FOR REDUCING CARBON DIOXIDE AND METHANE EMISSIONS TO MEET THE CLEAN HEAT TARGET IN THE APPLICABLE PLAN PERIOD, INCLUDING ITS PREFERRED OPTION. THE UTILITY SHALL PRESENT:

(A) A PORTFOLIO OF RESOURCES THAT USES CLEAN HEAT RESOURCES TO THE MAXIMUM PRACTICABLE EXTENT, THAT COMPLIES WITH THE COST CAP, THAT MAY INCLUDE LEAK REDUCTIONS APPROVED BY THE COMMISSION, AND THAT MAY OR MAY NOT MEET THE CLEAN HEAT TARGET IN THE APPLICABLE PLAN PERIOD BUT THAT DEMONSTRATES REDUCTIONS IN METHANE EMISSIONS;

(B) A PORTFOLIO THAT MEETS THE CLEAN HEAT TARGETS IN THE APPLICABLE PLAN PERIOD USING ONLY CLEAN HEAT RESOURCES BUT THAT DOES NOT INCLUDE RECOVERED METHANE AND THAT NEED NOT MEET THE COST CAP;

(C) A PORTFOLIO THAT MEETS THE CLEAN HEAT TARGETS IN THE APPLICABLE PLAN PERIOD USING ONLY CLEAN HEAT RESOURCES BUT THAT NEED NOT MEET THE COST CAP;

(D) OTHER PORTFOLIOS AT THE UTILITY'S DISCRETION; AND

(E) OTHER PORTFOLIOS AS DIRECTED BY THE COMMISSION;

(III) QUANTIFY ANNUAL PROJECTED GREENHOUSE GAS EMISSION REDUCTIONS DURING THE APPLICABLE PLAN PERIOD RESULTING FROM EACH PORTFOLIO;

(IV) PROPOSE PROGRAM BUDGETS TO MEET THE EMISSION REDUCTION TARGETS;

(V) PRIORITIZE INVESTMENTS THAT ENSURE THAT DISPROPORTIONATELY IMPACTED COMMUNITIES OR CUSTOMERS WHO MEET REQUIREMENTS FOR INCOME-QUALIFIED PROGRAMS BENEFIT FROM THE INVESTMENTS MADE TO IMPLEMENT THE CLEAN HEAT PLAN;

(VI) PROJECT GREENHOUSE GAS EMISSIONS FROM THE GAS DISTRIBUTION UTILITY'S OPERATIONS, INCLUDING END-USE CONSUMER COMBUSTION OF GAS, THROUGH 2050;

(VII) FORECAST CARBON DIOXIDE AND METHANE EMISSION REDUCTIONS THAT ARE CONSISTENT WITH THE RECOVERED METHANE PROTOCOL RULES ADOPTED BY THE AIR QUALITY CONTROL COMMISSION PURSUANT TO SECTION 25-7-105 (1)(e)(X.5);

(VIII) QUANTIFY ADDITIONAL AIR QUALITY, ENVIRONMENTAL, AND HEALTH BENEFITS OF THE PLAN IN ADDITION TO THE GREENHOUSE GAS EMISSION REDUCTIONS;

(IX) INCLUDE A FORECAST OF POTENTIAL NEW CUSTOMERS AND SYSTEM GROWTH OR EXPANSION OF THE GAS SYSTEM FOR THE APPLICABLE PLAN PERIOD, INCLUDING PROJECTED GREENHOUSE GAS EMISSIONS RELATED TO THAT GROWTH;

(X) DESCRIBE THE EFFECTS OF THE ACTIONS AND INVESTMENTS IN THE CLEAN HEAT PLAN ON THE SAFETY, RELIABILITY, AND RESILIENCE OF THE GAS DISTRIBUTION UTILITY'S GAS SERVICE;

(XI) QUANTIFY THE COST OF IMPLEMENTING THE PREFERRED PORTFOLIO OF CLEAN HEAT RESOURCES USED TO MEET THE CLEAN HEAT TARGETS THROUGH THE CLEAN HEAT PLAN, NET OF THE AVOIDED COST OF ANY NEW DELIVERY INFRASTRUCTURE AVOIDED THROUGH IMPLEMENTING THE PLAN;

(XII) IDENTIFY POTENTIAL CHANGES TO DEPRECIATION SCHEDULES OR OTHER ACTIONS TO ALIGN THE GAS DISTRIBUTION UTILITY'S COST RECOVERY WITH STATEWIDE POLICY GOALS, INCLUDING REDUCING CARBON DIOXIDE AND METHANE EMISSIONS, MINIMIZING COSTS, AND MINIMIZING RISKS TO CUSTOMERS;

(XIII) EXPLAIN THE GAS DISTRIBUTION UTILITY'S ANALYSIS OF THE

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COSTS AND BENEFITS OF AN ARRAY OF COMPLIANCE ALTERNATIVES, INCLUDING THE SOCIAL COST OF CARBON AND THE SOCIAL COST OF METHANE IN THE COST-BENEFIT CALCULATIONS;

(XIV) DESCRIBE THE MONITORING AND VERIFICATION METHODOLOGY TO BE USED IN ANNUAL REPORTING;

(XV) INCLUDE A MAP OF THE GAS UTILITY SYSTEM THAT IDENTIFIES INFRASTRUCTURE, CUSTOMER TYPE, GAS THROUGHPUT, AND RATED PRESSURE. THE UTILITY SHALL DESCRIBE LEAK RATES AND DEPRECIATION SCHEDULES AND SHALL PROVIDE ANY OTHER INFORMATION DEEMED RELEVANT BY THE COMMISSION.

(XVI) INCLUDE ANY OTHER INFORMATION REQUIRED BY THE COMMISSION.

(d) (I) TO DEMONSTRATE COMPLIANCE WITH THE APPLICABLE CLEAN HEAT TARGET IN A CLEAN HEAT PLAN, A GAS DISTRIBUTION UTILITY MUST UTILIZE CLEAN HEAT RESOURCES TO THE MAXIMUM EXTENT PRACTICABLE AND COUNT GREENHOUSE GAS EMISSION REDUCTIONS RESULTING FROM ITS USE OF THOSE RESOURCES. FOR COMPLIANCE WITH THE 2030 TARGET, A UTILITY SHALL NOT PROPOSE AND THE COMMISSION SHALL NOT APPROVE RECOVERED METHANE RESOURCES ACHIEVING MORE THAN FIVE PERCENT OF THE TARGET OF TWENTY-TWO PERCENT.

(II) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, AND UNLESS THE COMMISSION FINDS THAT A CLEAN HEAT PLAN IS NOT COST-EFFECTIVE IN MEETING THE FOLLOWING TARGETS, OF THE EMISSION REDUCTIONS REQUIRED IN A CLEAN HEAT PLAN THAT A GAS DISTRIBUTION UTILITY MUST ACHIEVE, REDUCTIONS FROM RECOVERED METHANE PROJECTS MAY BE IN THE FOLLOWING MAXIMUM AMOUNTS:

(A) FIVE PERCENT OF THE TOTAL REDUCTION FOR THE PERIOD 2026 THROUGH 2030; AND

(B) AN AMOUNT SPECIFIED BY THE COMMISSION BY RULE FOR CLEAN HEAT PLANS COVERING YEARS AFTER 2030 IF THE COMMISSION DETERMINES THAT THE REQUIREMENTS FURTHER INVESTMENT IN COLORADO COMMUNITIES, REDUCE GREENHOUSE GAS EMISSIONS, ARE COST-EFFECTIVE, AND ARE IN THE PUBLIC INTEREST.

(e) A CLEAN HEAT PLAN MAY BE FILED AS PART OF A DEMAND-SIDE MANAGEMENT PLAN OR ANY OTHER PLAN AS DETERMINED BY THE COMMISSION.

(f) A GAS DISTRIBUTION UTILITY MAY INCLUDE PROPOSALS TO MAKE INVESTMENTS IN GREEN OR BLUE HYDROGEN PROJECTS THAT WILL REDUCE GREENHOUSE GAS EMISSIONS. IF A GAS DISTRIBUTION UTILITY PROPOSES TO MAKE AN INVESTMENT PURSUANT TO THIS SUBSECTION (4)(f), IT MUST ALSO INCLUDE A PROPOSAL FOR COMPETITIVE SOLICITATION.

(g) (I) THE COMMISSION SHALL CONSULT WITH THE DIVISION TO ESTIMATE REDUCTIONS OF EMISSIONS OF GREENHOUSE GASES AND OTHER AIR POLLUTANTS UNDER THE PORTFOLIOS.

(II) THE DIVISION MAY PARTICIPATE AS A PARTY IN ANY PROCEEDING BEFORE THE COMMISSION IN WHICH A GAS DISTRIBUTION UTILITY IS SEEKING APPROVAL OF A CLEAN HEAT PLAN THE GAS DISTRIBUTION UTILITY DEVELOPED PURSUANT TO THIS SECTION.

(h) A GAS DISTRIBUTION UTILITY'S FIRST CLEAN HEAT PLAN MUST USE A PLANNING PERIOD THAT EXTENDS THROUGH 2025. THE SECOND CLEAN HEAT PLAN MUST USE A PLANNING PERIOD THAT EXTENDS THROUGH 2030. SUBSEQUENT CLEAN HEAT PLANS MUST USE A PLANNING PERIOD AS DETERMINED BY THE COMMISSION.

(5) **Commission rules.** (a) NO LATER THAN OCTOBER 1, 2021, THE COMMISSION SHALL UNDERTAKE A RULE-MAKING PROCEEDING TO UPDATE ELECTRIC AND GAS DEMAND-SIDE MANAGEMENT RULES CONSISTENT WITH THE CLEAN HEAT TARGETS ESTABLISHED IN THIS SECTION. IN THE RULE-MAKING, THE COMMISSION SHALL REMOVE ANY PROHIBITION ON CUSTOMER INCENTIVES TO HELP CUSTOMERS REPLACE GAS APPLIANCES WITH HIGHLY EFFICIENT ELECTRIC ALTERNATIVES. AS PART OF THIS RULE-MAKING PROCESS, THE COMMISSION SHALL CONVENE AT LEAST FOUR WORKSHOPS OR PUBLIC MEETINGS TO SOLICIT INPUT ON THE CONTENTS AND EVALUATION OF GAS DISTRIBUTION UTILITIES' CLEAN HEAT PLANS, TWO OF WHICH MUST BE LOCATED IN DISPROPORTIONATELY IMPACTED COMMUNITIES SERVED BY THE UTILITY THAT IS REQUIRED TO SUBMIT A CLEAN HEAT PLAN. PARTICIPATION MUST BE OPEN TO THE PUBLIC AND SHALL NOT BE LIMITED TO PARTIES REPRESENTED BY AN ATTORNEY.

(b) THE COMMISSION SHALL ADOPT RULES NECESSARY FOR GAS DISTRIBUTION UTILITIES TO IMPLEMENT CLEAN HEAT PLANS BY DECEMBER 1,

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2022.

(6) **Approval of clean heat plans - recovery.** (a) (I) FOR EACH GAS DISTRIBUTION UTILITY, THE COMMISSION SHALL ESTABLISH A COST CAP THAT IS TWO AND ONE-HALF PERCENT OF ANNUAL GAS BILLS FOR ALL FULL-SERVICE CUSTOMERS AS A WHOLE.

(II) THE COMMISSION SHALL CALCULATE THE ANNUAL RETAIL COST IMPACT NET OF THE UTILITY'S APPROVED GAS DEMAND-SIDE MANAGEMENT PROGRAM BUDGETS BUT SHALL INCLUDE ANY INCENTIVE ADOPTED OR APPROVED BY THE COMMISSION. IF A GAS DISTRIBUTION UTILITY INCLUDES A BENEFICIAL ELECTRIFICATION PLAN AS PART OF A FILING WITH A CLEAN HEAT PLAN, THE COMMISSION SHALL CALCULATE THE RETAIL COST IMPACT CAP NET OF THE UTILITY'S APPROVED BENEFICIAL ELECTRIFICATION PLAN PROGRAM BUDGET.

(b) THE COMMISSION SHALL CONSIDER ALLOWING CURRENT RECOVERY FOR CLEAN HEAT PLAN COSTS THROUGH A RATE ADJUSTMENT CLAUSE OR CLAUSE THAT ALLOWS FOR CURRENT RECOVERY.

(c) (I) IN APPROVING A CLEAN HEAT PLAN, THE COMMISSION SHALL CONSIDER BOTH A LEAST-COST, BEST-FIT ANALYSIS AND A COST TEST THAT INCLUDES BOTH THE SOCIAL COST OF CARBON AND THE SOCIAL COST OF METHANE.

(II) IN EVALUATING A CLEAN HEAT PLAN, THE COMMISSION SHALL CONSIDER WHETHER THE PLAN WILL ACHIEVE THE APPLICABLE CLEAN HEAT TARGETS.

(d) (I) THE COMMISSION SHALL APPROVE A CLEAN HEAT PLAN IF THE COMMISSION FINDS IT TO BE IN THE PUBLIC INTEREST. THE COMMISSION MAY MODIFY THE PLAN IF THE MODIFICATIONS ARE NECESSARY TO ENSURE THAT THE PLAN IS IN THE PUBLIC INTEREST. IN EVALUATING WHETHER THE CLEAN HEAT PLAN SUBMITTED TO THE COMMISSION IS IN THE PUBLIC INTEREST, THE COMMISSION SHALL TAKE INTO ACCOUNT THE FOLLOWING FACTORS:

(A) WHETHER THE CLEAN HEAT PLAN ACHIEVES THE CLEAN HEAT TARGETS THROUGH MAXIMIZING THE USE OF CLEAN HEAT RESOURCES;

(B) THE ADDITIONAL AIR QUALITY, ENVIRONMENTAL, AND HEALTH BENEFITS OF THE PLAN IN ADDITION TO THE GREENHOUSE GAS EMISSION REDUCTIONS;

(C) WHETHER INVESTMENTS IN A CLEAN HEAT PLAN PRIORITIZE SERVING CUSTOMERS PARTICIPATING IN INCOME-QUALIFIED PROGRAMS AND COMMUNITIES HISTORICALLY IMPACTED BY AIR POLLUTION AND OTHER ENERGY-RELATED POLLUTION;

(D) WHETHER THE CLEAN HEAT PLAN RESULTS IN A REASONABLE COST TO CUSTOMERS, INCLUDING SAVINGS TO CUSTOMER BILLS RESULTING FROM INVESTMENTS MADE PURSUANT TO THE PLAN; AND

(E) WHETHER THE CLEAN HEAT PLAN ENSURES SYSTEM RELIABILITY.

(II) IN APPROVING A CLEAN HEAT PLAN:

(A) IF THE COMMISSION DETERMINES THAT IT IS POSSIBLE TO ACHIEVE LARGER GREENHOUSE GAS EMISSION REDUCTIONS THAN THE REQUIRED CLEAN HEAT TARGETS USING CLEAN HEAT RESOURCES AT OR BELOW THE COST CAP, THE COMMISSION SHALL REQUIRE THE MAXIMUM LEVEL OF EMISSION REDUCTIONS ABOVE THE CLEAN HEAT TARGETS THAT CAN BE ACHIEVED AT OR BELOW THE COST CAP USING CLEAN HEAT RESOURCES, WITH THE PROPORTION OF GREENHOUSE GAS EMISSION REDUCTIONS FROM RECOVERED METHANE NOT EXCEEDING THE PROPORTION ALLOWED IN MEETING THE CLEAN HEAT TARGET FOR THE APPLICABLE PLAN PERIOD.

(B) THE COMMISSION MUST REQUIRE THE GAS DISTRIBUTION UTILITY TO ACHIEVE THE MAXIMUM LEVEL OF GREENHOUSE GAS EMISSION REDUCTIONS PRACTICABLE USING CLEAN HEAT RESOURCES AT OR BELOW THE COST CAP, WITH THE PROPORTION OF GREENHOUSE GAS EMISSION REDUCTIONS FROM RECOVERED METHANE NOT EXCEEDING THE PROPORTION ALLOWED IN MEETING THE CLEAN HEAT TARGET FOR THE APPLICABLE PLAN PERIOD.

(III) THE COMMISSION MAY APPROVE, OR AMEND AND APPROVE, A CLEAN HEAT PLAN WITH COSTS GREATER THAN THE COST CAP ONLY IF IT FINDS THAT THE PLAN IS IN THE PUBLIC INTEREST, COSTS TO CUSTOMERS ARE REASONABLE, THE PLAN INCLUDES MITIGATION OF RATE INCREASES FOR INCOME-QUALIFIED CUSTOMERS, AND THE BENEFITS OF THE PLAN, INCLUDING THE SOCIAL COSTS OF METHANE AND CARBON DIOXIDE, EXCEED THE COSTS.

(7) **Annual reporting.** (a) EACH GAS DISTRIBUTION UTILITY SHALL SUBMIT TO THE COMMISSION AN ANNUAL REPORT THAT SHOWS THE AMOUNT OF MONEY THAT IT HAS SPENT UNDER EACH PROGRAM IN THE CLEAN HEAT PLAN,

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THE AMOUNT SPENT ON INCOME-QUALIFIED PROGRAMS OR PROGRAMS THAT SERVE COMMUNITIES HISTORICALLY IMPACTED BY AIR POLLUTION AND OTHER ENERGY-RELATED POLLUTION, A CALCULATION OF EMISSIONS REDUCED OR AVOIDED PURSUANT TO ITS APPROVED CLEAN HEAT PLAN, AND ANY OTHER INFORMATION REQUIRED BY THE COMMISSION.

(b) IN ADDITION TO ANY OTHER GREENHOUSE GAS REPORTING REQUIREMENTS, EACH GAS DISTRIBUTION UTILITY SHALL SUBMIT AN ANNUAL REPORT TO THE COMMISSION PROVIDING A CALCULATION OF EMISSIONS REDUCED OR AVOIDED PURSUANT TO ITS APPROVED CLEAN HEAT PLAN. THE REPORT MUST INCLUDE SEPARATE QUANTIFICATIONS OF THE REDUCTIONS IN CARBON DIOXIDE AND METHANE EMISSIONS. CARBON DIOXIDE EMISSION REDUCTIONS MUST BE CALCULATED BASED ON EMISSIONS REPORTED PURSUANT TO THE AIR QUALITY CONTROL COMMISSION'S RULES. IF A UTILITY INCLUDES RECOVERED METHANE, THE UTILITY SHALL QUANTIFY ACTUAL EMISSION REDUCTIONS ACHIEVED ON A PROJECT BASIS FOR EACH PROJECT FOR WHICH IT CLAIMS REDUCTIONS IN THAT YEAR, BASED ON ANY RECOVERED METHANE CREDITS GENERATED.

(8) Employment and utility workforce. (a) FOR ANY UTILITY-OWNED PROJECT THAT IS PART OF A CLEAN HEAT PLAN, THE GAS DISTRIBUTION UTILITY SHALL, WHERE PRACTICABLE, USE ITS OWN EMPLOYEES TO COMPLETE THE WORK.

(b) FOR A UTILITY PROJECT THAT IS PART OF A COMPETITIVE SOLICITATION AND WITH A COST OF MORE THAN ONE MILLION DOLLARS, THE GAS DISTRIBUTION UTILITY SHALL REQUIRE ALL BIDDERS TO PROVIDE DETAILED INFORMATION ABOUT THE USE OF COLORADO-BASED LABOR AND OUT-OF-STATE LABOR. THE UTILITY SHALL PROVIDE THIS INFORMATION TO THE COMMISSION.

(c) IN ALL DECISIONS APPROVING CLEAN HEAT RESOURCES TO BE ACQUIRED AS PART OF A CLEAN HEAT PLAN, THE COMMISSION SHALL CONSIDER THE LONG-TERM IMPACTS ON COLORADO'S UTILITY WORKFORCE AS PART OF A JUST TRANSITION AND SHALL GIVE ADDITIONAL WEIGHT TO A PROJECT THAT INCLUDES:

(I) TRAINING PROGRAMS, INCLUDING TRAINING THROUGH THE DIVISION OF EMPLOYMENT AND TRAINING IN THE DEPARTMENT OF LABOR AND EMPLOYMENT CREATED IN SECTION 8-83-102 OR A STATE APPRENTICESHIP COUNCIL REGISTERED WITH THE UNITED STATES DEPARTMENT OF LABOR;

(II) EMPLOYMENT OF COLORADO-BASED LABOR; AND

(III) LONG-TERM CAREER OPPORTUNITIES AND INDUSTRY-STANDARD WAGES, HEALTH CARE, AND PENSION BENEFITS.

(9) Municipal gas distribution utilities. (a) A MUNICIPAL GAS DISTRIBUTION UTILITY SHALL IMPLEMENT A CLEAN HEAT PLAN THAT USES CLEAN HEAT RESOURCES TO THE MAXIMUM COST-EFFECTIVE EXTENT AND MAY COUNT REDUCTIONS IN METHANE FROM LEAK MITIGATION ON ITS DISTRIBUTION SYSTEM. THE CLEAN HEAT PLAN MUST INCLUDE A PROJECTION OF THE UTILITY'S GREENHOUSE GAS EMISSIONS THROUGH 2050.

(b) A CLEAN HEAT PLAN FILED BY A MUNICIPAL GAS DISTRIBUTION UTILITY SHALL BE DEEMED APPROVED BY THE COMMISSION AS FILED IF:

(I) THE PLAN IS FILED NO LATER THAN FEBRUARY 1, 2023;

(II) THE COMMISSION, IN CONSULTATION WITH THE DIVISION, FINDS THAT THE PLAN DEMONSTRATES, CONSISTENT WITH SUBSECTION (3)(c) OF THIS SECTION AND AS COMPARED TO A 2015 BASELINE:

(A) A SEVEN AND ONE-HALF PERCENT REDUCTION IN GREENHOUSE GAS EMISSIONS IN 2025, OF WHICH NOT MORE THAN ONE PERCENT CAN BE FROM RECOVERED METHANE; AND

(B) A TWENTY-TWO PERCENT REDUCTION IN GREENHOUSE GAS EMISSIONS IN 2030, OF WHICH NOT MORE THAN FIVE PERCENT CAN BE FROM RECOVERED METHANE; AND

(III) THE CLEAN HEAT PLAN HAS PREVIOUSLY BEEN APPROVED BY A VOTE OF THE ENTITY'S GOVERNING BODY.

(c) SUBMISSION OF A CLEAN HEAT PLAN BY A MUNICIPAL GAS DISTRIBUTION UTILITY DOES NOT ALTER THE UTILITY'S REGULATORY STATUS WITH RESPECT TO THE COMMISSION.

(10) Small gas distribution utilities. (a) A SMALL GAS DISTRIBUTION UTILITY MAY FILE A CLEAN HEAT PLAN WITH THE COMMISSION PURSUANT TO SUBSECTIONS (3) TO (7) OF THIS SECTION OR IT MAY SUBMIT A SMALL UTILITY EMISSION REDUCTION PLAN PURSUANT TO THIS SUBSECTION (10).

(b) THE SMALL GAS DISTRIBUTION UTILITY, AS PART OF ITS SMALL UTILITY EMISSION REDUCTION PLAN:

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(I) MUST PROPOSE GREENHOUSE GAS EMISSION REDUCTION TARGETS FOR 2025 AND 2030;

(II) IS SUBJECT TO THE COST CAP;

(III) MUST IDENTIFY THE CLEAN HEAT RESOURCES THE SMALL GAS DISTRIBUTION UTILITY WILL USE TO REDUCE EMISSIONS ON ITS SYSTEM AND QUANTIFY THE ANNUAL EMISSION REDUCTIONS EXPECTED DURING THE PLAN PERIOD;

(IV) MUST PROPOSE PROGRAM BUDGETS TO MEET THE EMISSION REDUCTION TARGETS PROPOSED BY THE SMALL GAS DISTRIBUTION UTILITY;

(V) MUST FORECAST CARBON DIOXIDE AND METHANE EMISSION REDUCTIONS REASONABLY EXPECTED TO BE ACHIEVED THROUGH THE ACTIONS TAKEN IN THE PREFERRED PLAN;

(VI) MUST QUANTIFY THE COST OF IMPLEMENTATION OF THE PREFERRED PORTFOLIO OF RESOURCES USED IN THE PLAN; AND

(VII) MUST INCLUDE AN IMPLEMENTATION PLAN OF AT LEAST THREE YEARS DURING WHICH THE SMALL GAS DISTRIBUTION UTILITY PROPOSES TO ACQUIRE CLEAN HEAT RESOURCES TO REDUCE EMISSIONS.

(c) THE COMMISSION SHALL APPROVE A CLEAN HEAT PLAN FILED UNDER THIS SUBSECTION (10) IF THE COMMISSION FINDS IT TO BE IN THE PUBLIC INTEREST. THE COMMISSION MAY MODIFY THE CLEAN HEAT PLAN IF THE MODIFICATIONS ARE NECESSARY TO ENSURE THAT THE PLAN IS IN THE PUBLIC INTEREST. IN EVALUATING WHETHER THE CLEAN HEAT PLAN SUBMITTED TO THE COMMISSION IS IN THE PUBLIC INTEREST, THE COMMISSION SHALL TAKE INTO ACCOUNT THE FACTORS SET FORTH IN SUBSECTION (6)(d)(I) OF THIS SECTION. IN APPROVING A CLEAN HEAT PLAN UNDER THIS SUBSECTION (10), THE COMMISSION SHALL CARRY OUT THE DUTIES SET FORTH IN SUBSECTION (6)(d)(II) OF THIS SECTION. THE COMMISSION MAY APPROVE A CLEAN HEAT PLAN THAT EXCEEDS THE COST CAP UNDER THIS SUBSECTION (10) ONLY PURSUANT TO SUBSECTION (6)(d)(III) OF THIS SECTION.

(d) SMALL GAS DISTRIBUTION UTILITIES WITH APPROVED CLEAN HEAT PLANS ARE SUBJECT TO THE REPORTING PROVISIONS OF SUBSECTION (7) OF THIS SECTION.

(11) NO LATER THAN DECEMBER 1, 2024, THE COMMISSION, IN CONSULTATION WITH THE DIVISION, SHALL DETERMINE MASS-BASED GREENHOUSE GAS EMISSION REDUCTION TARGETS FOR CLEAN HEAT PLANS FOR 2035. IN ESTABLISHING THESE TARGETS, THE COMMISSION SHALL:

(a) ENSURE THAT GAS DISTRIBUTION UTILITIES' GREENHOUSE GAS EMISSIONS WILL BE IN LINE WITH THE RESIDENTIAL, COMMERCIAL, AND INDUSTRIAL SECTORS' CONTRIBUTION TO STATEWIDE GREENHOUSE GAS POLLUTION; AND

(b) DETERMINE WHETHER RECOVERED METHANE MAY BE USED TO MEET THE MASS-BASED GREENHOUSE GAS EMISSIONS REDUCTION TARGETS ESTABLISHED PURSUANT TO THIS SUBSECTION (11).

(12) NO LATER THAN DECEMBER 1, 2032, THE COMMISSION, IN CONSULTATION WITH THE DIVISION, SHALL DETERMINE THE MASS-BASED GREENHOUSE GAS EMISSION REDUCTION GOALS FOR CLEAN HEAT PLANS FOR 2040, 2045, AND 2050 USING A 2015 BASELINE THAT, AT MINIMUM, ENSURE THAT GAS DISTRIBUTION UTILITIES' GREENHOUSE GAS EMISSION REDUCTIONS WILL BE PROPORTIONATE TO THE RESIDENTIAL, COMMERCIAL, AND INDUSTRIAL SECTORS' CONTRIBUTION TO THE GREENHOUSE GAS EMISSION REDUCTION GOALS, EXCLUDING TRANSPORTATION GAS SERVICE CUSTOMERS OR CUSTOMERS THAT REPORT THEIR OWN GREENHOUSE GAS EMISSIONS TO THE FEDERAL ENVIRONMENTAL PROTECTION AGENCY UNDER APPLICABLE FEDERAL LAW, INCLUDING 40 CFR 98, SUBPART NN. IN DETERMINING THESE GOALS, THE COMMISSION SHALL CONSIDER SAVINGS ACHIEVED OR PROJECTED TO BE ACHIEVED IN OTHER SECTORS OF THE STATE'S ECONOMY, AS WELL AS THE COMMERCIAL AVAILABILITY OF TECHNOLOGIES TO ACHIEVE EMISSION REDUCTIONS IN THIS SECTOR.

(13) **Coordination of state policies.** NO LATER THAN DECEMBER 2022, THE COMMISSION SHALL INITIATE AN INVESTIGATION INTO COORDINATION OF STATE POLICIES IMPACTING NATURAL GAS UTILITIES IN THE STATE, INCLUDING THOSE THAT INCENTIVIZE GAS SYSTEM EXPANSION, AS WELL AS ANY RATES, SURCHARGES, RIDERS, TARIFFS, OR SIMILAR MECHANISMS THAT INCENTIVIZE OR OTHERWISE SUBSIDIZE EXPANSION. THE INVESTIGATION MUST INCLUDE STAKEHOLDER PARTICIPATION THROUGH A WORKSHOP OR OTHER INFORMAL PROCESS. FOLLOWING CONCLUSION OF THE PROCESS, STAFF OF THE COMMISSION SHALL ISSUE TO THE GENERAL ASSEMBLY A REPORT DETAILING POLICIES

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RELATED TO NATURAL GAS DISTRIBUTION SYSTEM PLANNING, EXPANSION, AND COST RECOVERY, INCLUDING RECOMMENDATIONS OF STATUTORY OR POLICY CHANGES TO FACILITATE COST-EFFECTIVELY MEETING THE STATE'S GREENHOUSE GAS EMISSION REDUCTION GOALS ESTABLISHED IN SECTION 25-7-102 (2)(g).

SECTION 2. In Colorado Revised Statutes, 25-7-105, **amend** (1) introductory portion; and **add** (1)(e)(X.5) as follows:

25-7-105. Duties of commission - rules - legislative declaration - definitions. (1) Except as provided in sections 25-7-130 and 25-7-131, the commission shall promulgate ~~such rules and regulations~~ as THAT are consistent with the legislative declaration set forth in section 25-7-102 and necessary for the proper implementation and administration of this article 7, including: ~~but not limited to:~~

(e) (X.5) NO LATER THAN SEPTEMBER 1, 2022, THE COMMISSION SHALL PROPOSE RULES ESTABLISHING RECOVERED METHANE PROTOCOLS, AS THAT TERM IS DEFINED IN SECTION 40-3.2-107 (2)(q), FOR AT LEAST INACTIVE COAL MINES, BIOMETHANE AS THAT TERM IS DEFINED IN SECTION 40-3.2-107 (2)(a), AND GAS SYSTEM LEAKS, AND A CREDITING AND TRACKING SYSTEM FOR RECOVERED METHANE AS THAT TERM IS DEFINED IN SECTION 40-3.2-107 (2)(o). THE COMMISSION SHALL ADOPT THE RULES NO LATER THAN FEBRUARY 1, 2023. THE RULE-MAKING PROCEEDING IS SUBJECT TO THE PROCEDURAL REQUIREMENTS OF THIS SUBSECTION (1)(e).

SECTION 3. In Colorado Revised Statutes, 34-60-106, **amend** (9) as follows:

34-60-106. Additional powers of commission - rules - definition - repeal. (9) (a) Notwithstanding ~~the provisions of~~ section 34-60-120 or any other provision of law, the commission, as to class II injection wells ~~defined in 40 CFR 144.6b, shall also have the power to~~ CLASSIFIED IN 40 CFR 144.6, MAY perform all acts for the purpose of protecting underground sources of drinking water in accordance with state programs authorized by 42 U.S.C. sec. 300f et seq., and regulations ~~thereunder in effect or~~ UNDER THOSE SECTIONS, as ~~may be~~ amended.

(b) THE COMMISSION SHALL:

(I) CONDUCT A STUDY TO EVALUATE WHAT RESOURCES ARE NEEDED TO ENSURE THE SAFE AND EFFECTIVE REGULATION OF THE SEQUESTRATION OF GREENHOUSE GASES, AS THAT TERM IS DEFINED IN SECTION 25-7-140 (6), AND TO IDENTIFY AND ASSESS THE APPLICABLE RESOURCES THAT THE COMMISSION OR OTHER STATE AGENCIES HAVE; AND

(II) REPORT ITS FINDINGS TO THE GOVERNOR AND THE GENERAL ASSEMBLY BY DECEMBER 1, 2021.

SECTION 4. Applicability. This act applies to conduct occurring on or after the effective date of this act.

SECTION 5. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety."

**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:

HB21-1293 by Representative(s) Snyder and Larson; also Senator(s) Woodward and Bridges-- Concerning a modification to the threshold below which a bank need not use a credentialed appraiser to appraise property reflected in its balance sheet.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cooke, Holbert, Lundeen, Priola, Rankin, Scott, and Smallwood.

SB21-282

by Senator(s) Bridges and Woodward; also Representative(s) Snyder and Van Winkle-- Concerning an extension of the small retailer exception to the sales and use tax destination sourcing rules.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cooke, Garcia, Gardner, Ginal, Hisey, Holbert, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Pettersen, Priola, Scott, and Smallwood.

SB21-269

by Senator(s) Winter and Smallwood; also Representative(s) Michaelson Jenet and Van Beber--Concerning licensing respite child care centers, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Fields, Ginal, Gonzales, Hansen, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Pettersen, Priola, Rankin, Rodriguez, Woodward, and Zenzinger.

SB21-274 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod, McCluskie-- Concerning a sustainable model that is not embedded in the child welfare system for serving facility 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Fields, Ginal, Gonzales, Kolker, Pettersen, Priola, Winter, and Zenzinger.

SB21-275 by Senator(s) Moreno and Rankin, Hansen; also Representative(s) McCluskie, Herod, Ransom--Concerning measures related to clarifying federal "Individuals with Disabilities Education Act" child find responsibilities between state agencies, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Coram, Fields, Garcia, Ginal, Gonzales, Kirkmeyer, Kolker, Lee, Pettersen, Priola, Smallwood, Story, Winter, and Zenzinger.

SB21-276 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod and Ransom, McCluskie--Concerning residential placements for children with intellectual and developmental 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Coram, Danielson, Fields, Garcia, Ginal, Gonzales, Hisey, Kirkmeyer, Kolker, Lee, Lundeen, Pettersen, Priola, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

SB21-277 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod, McCluskie-- Concerning a funding model used to determine child welfare services allocations, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Ginal, Kirkmeyer, Kolker, Lee, Pettersen, Priola, Winter, and Zenzinger.

SB21-278 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod, McCluskie-- Concerning reimbursement for placement of children in out-of-home placement, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Coram, Danielson, Fields, Ginal, Gonzales, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Pettersen, Priola, Smallwood, Story, Winter, Woodward, and Zenzinger.

SB21-280 by Senator(s) Fields and Cooke; also Representative(s) Weissman and Soper--Concerning crimes that are bias-motivated.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Fenberg, Garcia, Ginal, Gonzales, Hansen, Holbert, Jaquez Lewis, Kolker, Lee, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Story, and Winter.

SB21-286 by Senator(s) Moreno and Rankin, Hansen; also Representative(s) Herod and McCluskie-- Concerning the distribution of money received under the federal "American Rescue Plan Act of 2021" for home- and community-based services, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Ginal, Gonzales, Holbert, Jaquez Lewis, Kolker, Lee, Liston, Pettersen, Priola, Smallwood, Story, Winter, Woodward, and Zenzinger.

HB21-1094 by Representative(s) Daugherty and Van Beber; also Senator(s) Zenzinger and Rankin-- Concerning the transition of youth in Colorado's foster care system to successful adulthood, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Coram, Danielson, Fields, Garcia, Ginal, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Moreno, Pettersen, Priola, Simpson, Story, and Winter.

HB21-1278 by Representative(s) Exum; also Senator(s) Sonnenberg--Concerning meeting requirements for the boards of special districts.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 32 | NO | 3 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coram, Kirkmeyer, Moreno, Priola, Rankin, Scott, and Story.

HB21-1296 by Representative(s) Bird and Baisley, Bradfield, Gray, Larson, McKean, Sandridge, Snyder, Sullivan, Van Winkle; also Senator(s) Pettersen and Hisey, Lundeen, Rodriguez, Sonnenberg, Winter, Zenzinger--Concerning the codification of executive orders pertaining to limited gaming, and, in connection therewith, allowing license applicants to submit fingerprints after the initial submission of an application, eliminating the statutory limit on the number of players permitted in the game of blackjack, and allowing a casino operator to divide its lawful gaming space into more than two noncontiguous spaces.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cooke, Liston, Moreno, and Priola.

HB21-1305 by Representative(s) Michaelson Jenet and Pelton; also Senator(s) Winter--Concerning the practice of mental health professionals, and, in connection therewith, clarifying education and hours of practice required for licensure or certification as an addiction counselor; and establishing supervision privileges for certified and licensed addiction counselors.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 32 | NO | 3 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Danielson, Ginal, Kolker, Lee, Moreno, Pettersen, Priola, Simpson, Sonnenberg, and Story.

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:

HB21-1214 by Representative(s) Weissman and Bacon; also Senator(s) Coleman and Lee--Concerning increased eligibility for procedures to reduce collateral sanctions experienced by defendants, 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Fenberg, Garcia, Gonzales, Hansen, Jaquez Lewis, Kolker, Moreno, Pettersen, Priola, Story, and Winter.

HB21-1300 by Representative(s) Weissman and Neville; also Senator(s) Smallwood and Zenzinger--Concerning health-care provider liens related to charges for health care provided to a person injured as a result of the negligence or wrongful acts of another person.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 30 | NO | 5 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | N | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Gonzales, Moreno, and Story.

SB21-176 by Senator(s) Winter and Pettersen, Jaquez Lewis, Buckner, Danielson, Ginal, Gonzales, Hansen, Kolker, Story; also Representative(s) Lontine and Gray, Bennett, Caraveo, Cutter, Esgar, Froelich, Jackson, Jodeh, Kipp, McLachlan, Titone, Young--Concerning protections for Colorado workers against discriminatory employment practices, and, in connection therewith, making an appropriation.

Senate in recess. Senate reconvened.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 22 | NO | 13 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Donovan, Fenberg, and Moreno.

SB21-279 by Senator(s) Story and Simpson; also Representative(s) Roberts and Valdez D.--Concerning delinquent interest payments for property tax payments.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 26 | NO | 9 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | N | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coram, Fenberg, Fields, Gonzales, Jaquez Lewis, Moreno, Pettersen, Priola, Rankin, and Sonnenberg.

HB21-1292 by Representative(s) Baisley and Amabile; also Senator(s) Story and Hisey--Concerning a requirement for reporting revenues derived from sports betting activity.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 28 | NO | 7 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Liston, and Priola.

SB21-283

by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod-- Concerning cash fund solvency, and, in connection therewith, creating the cash fund solvency fund to allow the state controller to transfer money to certain cash funds with anticipated cash deficits, which amounts will be later repaid, transferring money to the marijuana cash fund, and making and reducing 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 Priola.

SB21-287

by Senator(s) Moreno and Rankin; also Representative(s) McCluskie and Titone-- Concerning funding sources for the office of information technology, and, in connection therewith, creating the technology risk prevention and response fund; increasing the amount of money that may be transferred between items of appropriation made to principal departments of state government and to the office of the governor; 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Priola, and Sonnenberg.

HB21-1012 by Representative(s) Rich and Mullica; also Senator(s) Pettersen and Coram--Concerning expansion of the prescription drug monitoring program to track information regarding all prescription drugs prescribed 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 | 25 | NO | 10 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Garcia, Ginal, Gonzales, Kolker, Lee, Moreno, Priola, Rodriguez, Story, and Winter.

HB21-1068 by Representative(s) Michaelson Jenet and Titone, Weissman; also Senator(s) Moreno and Smallwood--Concerning health insurance coverage for an annual mental health wellness examination performed by a qualified mental 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Coram, Danielson, Donovan, Fenberg, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Pettersen, Priola, Rankin, Scott, Simpson, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

HB21-1069 by Representative(s) Carver and Roberts; also Senator(s) Fields and Gardner--Concerning enhancing the enforcement of crimes of sexual exploitation of a child, and, in connection therewith, requiring a post-enactment review of the implementation of this act 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Coram, Danielson, Fenberg, Garcia, Ginal, Hisey, Holbert, Kirkmeyer, Kolker, Lee, Lundeen, Pettersen, Priola, Rankin, Scott, Simpson, Smallwood, Story, Winter, Woodward, and Zenzinger.

HB21-1085 by Representative(s) McCluskie and Larson; also Senator(s) Bridges and Smallwood-- Concerning secure transportation for an individual in behavioral health crisis, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Garcia, Ginal, Gonzales, Hansen, Kirkmeyer, Kolker, Lee, Moreno, Pettersen, Priola, Rankin, Simpson, Sonnenberg, Story, and Winter.

HB21-1150 by Representative(s) Jodeh; also Senator(s) Gonzales--Concerning the creation of the Colorado office of new Americans.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 23 | NO | 12 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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, Garcia, Hansen, Jaquez Lewis, Moreno, Pettersen, Story, Winter, and Zenzinger.

HB21-1195 by Representative(s) Van Winkle and Michaelson Jenet; also Senator(s) Coram and Ginal-- Concerning the regulation of radon professionals, and, in connection therewith, requiring licensure to practice as a radon measurement professional or radon mitigation professional, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

HB21-1228 by Representative(s) Froelich; also Senator(s) Smallwood and Winter--Concerning oversight of court personnel who are regularly involved in cases related to domestic matters, and, in connection therewith, making an appropriation.

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.008), by Senator Winter.

Amend reengrossed bill, page 5, line 22, strike "**disclosure. (2)**" and substitute "**disclosure - short title. (2) (a)**".

Page 6, after line 18 insert:

"(b) THE SHORT TITLE OF THIS SUBSECTION (2) IS "JULIE'S LAW".".

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Coram, Fenberg, Fields, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Moreno, Pettersen, Priola, Rankin, Simpson, Story, and Zenzinger.

HB21-1238 by Representative(s) Burnett, Kennedy; also Senator(s) Hansen--Concerning the modernization of gas energy efficiency programs.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 22 | NO | 13 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Fenberg, Jaquez Lewis, Lee, Pettersen, Priola, and Story.

HB21-1273 by Representative(s) Cutter; also Senator(s) Kolker--Concerning requiring the department of education to prepare an annual report relating to the total number of school psychologists licensed and employed by a school 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 | 21 | NO | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Donovan, Fenberg, Garcia, Ginal, Lee, Moreno, Pettersen, Story, and Winter.

HB21-1284 by Representative(s) Valdez A. and Van Winkle; also Senator(s) Hansen and Priola--Concerning modifications to the limitation on the aggregate amount of fees that may be assessed by governmental bodies for the installation of active solar energy systems, and, in connection therewith, extending the repeal date of the limitation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 25 | NO | 10 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Fenberg, Jaquez Lewis, Lee, Simpson, and Winter.

SB21-033

by Senator(s) Sonnenberg and Winter; also Representative(s) Roberts and Will-- Concerning the adoption of statutory changes related to conservation easements that were recommended by the conservation easement working group convened in accordance with House Bill 19-1264, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | N | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cooke, Coram, Fields, Garcia, Gardner, Hisey, Jaquez Lewis, Kirkmeyer, Liston, Lundeen, Pettersen, Priola, Rankin, Scott, Simpson, Smallwood, Story, and Woodward.

SB21-271

by Senator(s) Gonzales and Gardner; also Representative(s) Roberts--Concerning the adoption of the 2021 recommendations of the Colorado criminal and juvenile justice commission regarding sentencing for offenses, 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.007), by Senator Gonzales.

Amend engrossed bill, page 338, after line 23, insert:

"SECTION 736. In Colorado Revised Statutes, 42-4-1701, **amend** (4)(a)(I) as follows:

42-4-1701. Traffic offenses and infractions classified - penalties - penalty and surcharge schedule - repeal. (4) (a) (I) Except as provided in subsection (5)(c) of this section, every person who is convicted of, who admits liability for, or against whom a judgment is entered for a violation of this title 42 to which subsection (5)(a) or (5)(b) of this section applies shall be fined or penalized and have a surcharge levied in accordance with sections 24-4.1-119 (1)(f) and 24-4.2-104 (1)(b)(I), in accordance with the penalty and surcharge schedule set forth in subsections (4)(a)(I)(A) to ~~(4)(a)(I)(P)~~ **(4)(a)(I)(S)** of this section; or, if no penalty or surcharge is specified in the schedule, the penalty for class A and class B traffic infractions is fifteen dollars, and the surcharge is four dollars. These penalties and surcharges apply whether the defendant

acknowledges the defendant's guilt or liability in accordance with the procedure set forth by subsection (5)(a) of this section, is found guilty by a court of competent jurisdiction, or has judgment entered against the defendant by a county court magistrate. Penalties and surcharges for violating specific sections are as follows:

| Section Violated | Penalty | Surcharge | |
|--|---------------|--------------|----|
| (A) Drivers' license violations: | | | |
| 42-2-101 (1) or (4) | \$ 35.00 | \$ 10.00 | 1 |
| 42-2-101 (2), (3), or (5) | 15.00 | 6.00 | 2 |
| 42-2-103 | 15.00 | 6.00 | 3 |
| 42-2-105 | 70.00 | 10.00 | 4 |
| 42-2-105.5 (4) | 65.00 | 10.00 | 5 |
| 42-2-106 | 70.00 | 10.00 | 6 |
| 42-2-115 | 35.00 | 10.00 | 7 |
| 42-2-116 (6)(a) | 30.00 | 6.00 | 8 |
| 42-2-119 | 15.00 | 6.00 | 9 |
| 42-2-134 | 35.00 | 10.00 | 10 |
| 42-2-136 | 35.00 | 10.00 | 11 |
| 42-2-138 | 100.00 | 15.00 | 12 |
| 42-2-139 | 35.00 | 10.00 | 13 |
| 42-2-140 | 35.00 | 10.00 | 14 |
| 42-2-141 | 35.00 | 10.00 | 15 |
| 42-2-204 | 70.00 | 10.00 | 16 |
| (B) Registration and taxation violations: | | | |
| 42-3-103 | \$ 50.00 | \$ 16.00 | 17 |
| 42-3-113 | 15.00 | 6.00 | 18 |
| 42-3-202 | 15.00 | 6.00 | 19 |
| 42-3-116 | 50.00 | 16.00 | 20 |
| 42-3-121 (1)(a) | 75.00 | 24.00 | 21 |
| 42-3-121 (1)(c) | 35.00 | 10.00 | 22 |
| 42-3-121 (1)(f), (1)(g), and (1)(h) | 75.00 | 24.00 | 23 |
| 42-3-304 to 42-3-306 | 50.00 | 16.00 | 24 |
| 42-3-308 | 50.00 | 16.00 | 25 |
| (C) Traffic regulation generally: | | | |
| 42-4-1412 | \$ 15.00 | \$ 6.00 | 26 |
| 42-4-109 (13)(a) | 15.00 | 6.00 | 27 |
| 42-4-109 (13)(b) | 100.00 | 15.00 | 28 |
| 42-4-1211 | 30.00 | 6.00 | 29 |
| 42-4-1405 | 15.00 | 6.00 | 30 |
| (D) Equipment violations: | | | |
| 42-4-201 | \$ 35.00 | \$ 10.00 | 31 |
| 42-4-202 | 35.00 | 10.00 | 32 |
| 42-4-204 | 15.00 | 6.00 | 33 |
| 42-4-205 | 15.00 | 6.00 | 34 |
| 42-4-206 | 15.00 | 6.00 | 35 |
| 42-4-207 | 15.00 | 6.00 | 36 |
| 42-4-208 | 15.00 | 6.00 | 37 |
| 42-4-209 | 15.00 | 6.00 | 38 |
| 42-4-210 | 15.00 | 6.00 | 39 |
| 42-4-211 | 15.00 | 6.00 | 40 |
| 42-4-212 | 15.00 | 6.00 | 41 |
| 42-4-213 | 15.00 | 6.00 | 42 |
| 42-4-214 | 15.00 | 6.00 | 43 |
| 42-4-215 | 15.00 | 6.00 | 44 |
| 42-4-216 | 15.00 | 6.00 | 45 |
| 42-4-217 | 15.00 | 6.00 | 46 |
| 42-4-218 | 15.00 | 6.00 | 47 |
| 42-4-219 | 15.00 | 6.00 | 48 |
| 42-4-220 | 15.00 | 6.00 | 49 |
| 42-4-221 | 15.00 | 6.00 | 50 |
| 42-4-222 (1) | 15.00 | 6.00 | 51 |
| 42-4-223 | 15.00 | 6.00 | 52 |
| 42-4-224 | 15.00 | 6.00 | 53 |
| 42-4-225 (1) | 15.00 | 6.00 | 54 |
| 42-4-226 | 15.00 | 6.00 | 55 |
| 42-4-227 (1) | 50.00 | 16.00 | 56 |

| | | | |
|--|-----------------------------------|----------------------------------|----|
| 42-4-227 (2) | 15.00 | 6.00 | 1 |
| 42-4-228 (1), (2), (3), | | | 2 |
| (5), or (6) | 15.00 | 6.00 | 3 |
| 42-4-229 | 15.00 | 6.00 | 4 |
| 42-4-230 | 15.00 | 6.00 | 5 |
| 42-4-231 | 15.00 | 6.00 | 6 |
| 42-4-232 | 15.00 | 6.00 | 7 |
| 42-4-233 | 75.00 | 24.00 | 8 |
| 42-4-234 | 15.00 | 6.00 | 9 |
| 42-4-235 | 50.00 | 16.00 | 10 |
| 42-4-236 | 65.00 | 16.00 | 11 |
| 42-4-237 | 65.00 | 6.00 | 12 |
| 42-4-241 | 65.00 | 16.00 | 13 |
| 42-4-1411 | 15.00 | 6.00 | 14 |
| 42-4-1412 | 15.00 | 6.00 | 15 |
| 42-4-1901 | 35.00 | 10.00 | 16 |
| (E) Emissions inspections: | | | 17 |
| 42-4-313 (3)(c) | \$ 50.00 100.00 | \$ 16.00 15.00 | 18 |
| 42-4-313 (3)(d) | 15.00 | 6.00 | 19 |
| (E.5) DIESEL INSPECTIONS: | | | 20 |
| 42-4-412 | \$50.00 | \$ 16.00 | 21 |
| (F) Size, weight, and load violations: | | | 22 |
| 42-4-502 | \$ 75.00 | \$ 24.00 | 23 |
| 42-4-503 | 15.00 | 6.00 | 24 |
| 42-4-504 | 75.00 | 24.00 | 25 |
| 42-4-505 | 75.00 | 24.00 | 26 |
| 42-4-506 | 15.00 | 6.00 | 27 |
| 42-4-509 | 50.00 | 16.00 | 28 |
| 42-4-510 (12)(a) | 35.00 | 10.00 | 29 |
| 42-4-106 (1), (3), (4), | | | 30 |
| (6), or (7) | 35.00 | 10.00 | 31 |
| 42-4-106 (4.5)(b)(I) | 1,000.00 | 156.00 | 32 |
| 42-4-106 (4.5)(b)(II) | 1,500.00 | 156.00 | 33 |
| 42-4-106 (5)(a)(I) | 100.00 | 32.00 | 34 |
| 42-4-106 (5)(a)(II) | 500.00 | 156.00 | 35 |
| 42-4-106 (5)(a)(III) | 500.00 | 78.00 | 36 |
| 42-4-106 (5)(a)(IV) | 1,000.00 | 156.00 | 37 |
| 42-4-512 | 75.00 | 24.00 | 38 |
| 42-8-105 (1) to (5) | 50.00 | 16.00 | 39 |
| 42-8-106 | 50.00 | 16.00 | 40 |
| (G) Signals, signs, and markings violations: | | | 41 |
| 42-4-603 | \$ 100.00 | \$ 10.00 | 42 |
| 42-4-604 | 100.00 | 10.00 | 43 |
| 42-4-605 | 70.00 | 10.00 | 44 |
| 42-4-606 | 15.00 | 6.00 | 45 |
| 42-4-607 (1) | 50.00 | 16.00 | 46 |
| 42-4-607 (2)(a) | 100.00 | 32.00 | 47 |
| 42-4-608 (1) | 70.00 | 6.00 | 48 |
| 42-4-608 (2) | 15.00 | 6.00 | 49 |
| 42-4-609 | 15.00 | 6.00 | 50 |
| 42-4-610 | 15.00 | 6.00 | 51 |
| 42-4-611 | 100.00 | 15.00 | 52 |
| 42-4-612 | 70.00 | 10.00 | 53 |
| 42-4-613 | 35.00 | 10.00 | 54 |
| (H) Rights-of-way violations: | | | 55 |
| 42-4-701 | \$ 70.00 | \$ 10.00 | 56 |
| 42-4-702 | 70.00 | 10.00 | 57 |
| 42-4-703 | 70.00 | 10.00 | 58 |
| 42-4-704 | 70.00 | 10.00 | 59 |
| 42-4-705 | 70.00 | 16.00 | 60 |
| 42-4-706 | 70.00 | 10.00 | 61 |
| 42-4-707 | 70.00 | 10.00 | 62 |
| 42-4-708 | 35.00 | 10.00 | 63 |
| 42-4-709 | 70.00 | 10.00 | 64 |
| 42-4-710 | 70.00 | 10.00 | 65 |
| 42-4-711 | 100.00 | 10.00 | 66 |

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|--|----------|----------|----|
| 42-4-712 | 70.00 | 10.00 | 1 |
| 42-4-714 | 70.00 | 10.00 | 2 |
| (I) Pedestrian violations: | | | 3 |
| 42-4-801 | \$ 15.00 | \$ 6.00 | 4 |
| 42-4-802 (1) | 30.00 | 6.00 | 5 |
| 42-4-802 (3) | 15.00 | 6.00 | 6 |
| 42-4-802 (4) | 30.00 | 6.00 | 7 |
| 42-4-802 (5) | 30.00 | 6.00 | 8 |
| 42-4-803 | 15.00 | 6.00 | 9 |
| 42-4-805 | 15.00 | 6.00 | 10 |
| 42-4-806 | 70.00 | 10.00 | 11 |
| 42-4-807 | 70.00 | 10.00 | 12 |
| 42-4-808 | 70.00 | 10.00 | 13 |
| (J) Turning and stopping violations: | | | 14 |
| 42-4-901 | \$ 70.00 | \$ 10.00 | 15 |
| 42-4-902 | 70.00 | 10.00 | 16 |
| 42-4-903 | 70.00 | 10.00 | 17 |
| (K) Driving, overtaking, and passing violations: | | | 18 |
| 42-4-1001 | \$ 70.00 | \$ 10.00 | 19 |
| 42-4-1002 | 100.00 | 10.00 | 20 |
| 42-4-1003 | 100.00 | 10.00 | 21 |
| 42-4-1004 | 100.00 | 10.00 | 22 |
| 42-4-1005 | 100.00 | 10.00 | 23 |
| 42-4-1006 | 70.00 | 10.00 | 24 |
| 42-4-1007 | 100.00 | 10.00 | 25 |
| 42-4-1008 | 100.00 | 10.00 | 26 |
| 42-4-1009 | 70.00 | 10.00 | 27 |
| 42-4-1010 | 70.00 | 10.00 | 28 |
| 42-4-1011 | 200.00 | 32.00 | 29 |
| 42-4-1012 (3)(a) | 65.00 | (NONE) | 30 |
| 42-4-1012 (3)(b) | 125.00 | (NONE) | 31 |
| 42-4-1013 | 100.00 | (NONE) | 32 |
| (L) Speeding violations: | | | 33 |
| 42-4-1101 (1) or (8)(b)(1 to 4 miles per hour over the reasonable and prudent speed or over the maximum lawful speed limit of 75 miles per hour) | \$ 30.00 | \$ 6.00 | 34 |
| 42-4-1101 (1) or (8)(b)(5 to 9 miles per hour over the reasonable and prudent speed or over the maximum lawful speed limit of 75 miles per hour) | 70.00 | 10.00 | 35 |
| 42-4-1101 (1) or (8)(b)(10 to 19 miles per hour over the reasonable and prudent speed or over the maximum lawful speed limit of 75 miles per hour) | 135.00 | 16.00 | 36 |
| 42-4-1101 (1) or (8)(b)(20 to 24 miles per hour over the reasonable and prudent speed or over the maximum lawful speed limit of 75 miles per hour) | 200.00 | 32.00 | 37 |
| 42-4-1101 (8)(g)(1 to 4 miles per hour over the maximum lawful speed limit of 40 miles per hour driving a low-power scooter) | 50.00 | 6.00 | 38 |
| 42-4-1101 (8)(g)(5 to 9 miles per hour over the maximum lawful speed limit of 40 miles per hour driving a low-power scooter) | 75.00 | 10.00 | 39 |
| 42-4-1101 (8)(g)(greater than 9 miles per hour over the maximum lawful speed limit of 40 miles per hour driving a low-power scooter) | 100.00 | 16.00 | 40 |
| 42-4-1101 (3) | 100.00 | 10.00 | 41 |
| 42-4-1103 | 50.00 | 6.00 | 42 |
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|---|------------------|-----------------|----|
| 42-4-1104 | 30.00 | 6.00 | 1 |
| (M) Parking violations: | | | 2 |
| 42-4-1201 | \$ 30.00 | \$ 6.00 | 3 |
| 42-4-1202 | 30.00 | 6.00 | 4 |
| 42-4-1204 | 15.00 | 6.00 | 5 |
| 42-4-1205 | 15.00 | 6.00 | 6 |
| 42-4-1206 | 15.00 | 6.00 | 7 |
| 42-4-1207 | 15.00 | 6.00 | 8 |
| 42-4-1208 (3)(b), (3)(c); | | | 9 |
| and (3)(d) | 150.00 | 32.00 | 10 |
| 42-4-1210 | 50.00 | 10.00 | 11 |
| 42-4-1213 Keep | 150.00 | 32.00 | 12 |
| (N) Other offenses: | | | 13 |
| 42-4-1301 (2)(d) Keep | \$ 100.00 | \$ 16.00 | 14 |
| 42-4-1305 | 50.00 | 16.00 | 15 |
| 42-4-1305.5 (2) | 50.00 | 7.80 | 16 |
| 42-4-1402 | 150.00 | 16.00 | 17 |
| 42-4-1403 | 30.00 | 6.00 | 18 |
| 42-4-1404 | 15.00 | 6.00 | 19 |
| 42-4-1406 | 35.00 | 10.00 | 20 |
| 42-4-1407 (3)(a) | 35.00 | 10.00 | 21 |
| 42-4-1407 (3)(b) | 100.00 | 30.00 | 22 |
| 42-4-1407 (3)(c) | 500.00 | 200.00 | 23 |
| 42-4-314 (1) and (2) Keep | 35.00 | 10.00 | 24 |
| 42-4-314 (6)(a) Keep | 100.00 | 10.00 | 25 |
| 42-4-1408 | 15.00 | 6.00 | 26 |
| 42-4-1414 (2)(a) | 500.00 | 156.00 | 27 |
| 42-4-1414 (2)(b) | 1,000.00 | 312.00 | 28 |
| 42-4-1414 (2)(c) | 5,000.00 | 1,560.00 | 29 |
| 42-4-1416 (3) | 75.00 | 4.00 | 30 |
| 42-20-109 (2) | 250.00 | 66.00 | 31 |
| (O) Motorcycle violations: | | | 32 |
| 42-4-1502 (1), (2), (3), or (4) | \$ 30.00 | \$ 6.00 | 33 |
| 42-4-1502 (4.5) | 100.00 | 15.00 | 34 |
| 42-4-1503 | 30.00 | 6.00 | 35 |
| 42-4-1504 | 30.00 | 6.00 | 36 |
| (P) Offenses by persons controlling vehicles: | | | 37 |
| 42-4-239 (5)(a) | \$ 50.00 | \$ 6.00 | 38 |
| 42-4-239 (5)(b) | 100.00 | 6.00 | 39 |
| 42-4-239 (5.5) | 300.00 | 6.00 | 40 |
| 42-4-1704 | 15.00 | 6.00 | 41 |
| (Q) CERTIFICATES OF TITLE: | | | 42 |
| 42-6-110 | \$ 100.00 | \$ 15.00 | 43 |
| 42-6-112 | 100.00 | 15.00 | 44 |
| (R) PROOF OF FINANCIAL RESPONSIBILITY: | | | 45 |
| 42-7-422 | \$ 100.00 | \$ 15.00 | 46 |
| 42-7-506 | 50.00 | 15.00 | 47 |
| 42-7-507 | 100.00 | 15.00 | 48 |
| 42-7-510 | 100.00 | 15.00 | 49 |
| (S) UNINSURED MOTORIST IDENTIFICATION DATABASE PROTECTION: | | | 50 |
| 42-7-606 | \$ 100.00 | 15.00" | 51 |

Renumber succeeding sections accordingly.

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cooke, Donovan, Fenberg, Fields, Garcia, Holbert, Kirkmeyer, Kolker, Lee, Lundeen, Moreno, Priola, Scott, Smallwood, Story, Winter, and Zenzinger.

SB21-273 by Senator(s) Lee and Moreno, Buckner, Coleman, Gonzales, Rodriguez; also Representative(s) Benavidez and Bacon--Concerning measures to increase public safety by minimizing custodial responses to low-level offenses, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 19 | NO | 16 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | N | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Fenberg, Jaquez Lewis, Kolker, and Story.

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:

SB21-281 by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie and Ransom, Herod--Concerning severance tax revenue, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 26, page(s) 1143 and placed in members' bill files.)

Amendment No. 2(L.001), by Senator Hansen.

Amend printed bill, page 4, line 7, after "RESOURCES," insert "EDUCATION,".

Page 4, strike line 12 and substitute:

- "(III) TAX EXPENDITURES;
- (IV) TAXES PAID BY INDUSTRY TO SPECIAL DISTRICTS;
- (V) TAX FILING AND PROCESS EFFICIENCIES; AND".

ReNUMBER succeeding subparagraph accordingly.

Page 4, after line 13 insert:

"(b) THE PERSONS IDENTIFIED IN SUBSECTION (6)(a) SHALL ESTABLISH A STAKEHOLDER GROUP, CONSISTING OF AFFECTED INDUSTRIES AND PARTIES, INCLUDING LOCAL GOVERNMENT REPRESENTATIVES, TO ASSIST THEIR REVIEW AND ANALYSIS.".

ReNUMBER succeeding paragraphs accordingly.

Page 4, line 17, strike "JANUARY 1, 2022." and substitute "DECEMBER 15, 2021. PRIOR TO SUBMITTAL OF THE WRITTEN RECOMMENDATIONS, THE STAKEHOLDER GROUP SHALL HAVE AN OPPORTUNITY TO REVIEW THE DRAFT RECOMMENDATIONS AND INDIVIDUAL STAKEHOLDERS MAY PROVIDE COMMENTS IN RESPONSE TO THE RECOMMENDATIONS TO BE INCLUDED AS PART OF THE RECOMMENDATIONS.".

Amendment No. 3(L.002), by Senator Rankin.

Amend printed bill, page 14, after line 18 insert:

"SECTION 7. In Colorado Revised Statutes, 39-29-109.3, **repeal as added by House Bill 21-1242 (2)(t)** as follows:

39-29-109.3. Severance tax operational fund - core reserve - grant program reserve - definitions - repeal. (2) Subject to the requirements of subsections (3) and (3.5) of this section, if the general assembly chooses not to spend up to one hundred percent of the money in the operational fund on core departmental programs, the state treasurer shall transfer the following amounts:

(t) ~~For each state fiscal year commencing on or after July 1, 2021, through July 1, 2029, five hundred thousand dollars per year to the agriculture value-added cash fund created in section 35-75-205 (1).~~".

ReNUMBER succeeding sections accordingly.

Page 19, line 7, strike "later." and substitute "later, and section 7 of this act takes effect only if House Bill 21-1242 becomes law, in which case section 7 takes effect on the effective date of this act or House Bill 21-1242, whichever is later.".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB21-1298 by Representative(s) Amabile and Woodrow, McCormick; also Senator(s) Gonzales and Pettersen--Concerning the conditions under which a firearm transfer may be prohibited following a background check, and, in connection therewith, requiring approval of a firearm transfer prior to a transfer by a licensed dealer, establishing grounds for denying a transfer, and clarifying the process to appeal a denied transfer.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, May 26, page(s) 1128 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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SB21-200 by Senator(s) Winter and Moreno; also Representative(s) Jackson--Concerning measures to further environmental protections, and, in connection therewith, adopting measures to reduce emissions of greenhouse gases and adopting protections for disproportionately impacted communities.

Laid over until Friday, May 28, 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-281 as amended; HB21-1298 as amended

Laid over until 05/28/2021: SB21-200

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Donovan, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
STATE BOARD OF THE
GREAT OUTDOORS COLORADO TRUST FUND

for terms expiring April 15, 2025:

Rick Palacio of Denver, Colorado, a Democrat and a resident of the First Congressional District, appointed;

Craig Alan Hughes of Edwards, Colorado, a Democrat and a resident of the Third Congressional District, and west of the continental divide, appointed;

Brenda J. May of Lamar, Colorado, an Unaffiliated and a resident of the Fourth Congressional District, and representing agricultural interests, appointed;

Antonio Felipe Rosendo of Colorado Springs, Colorado, a Democrat and a resident of the Fifth Congressional District, appointed;

Patricia Glaser Imhoff of Greenwood Village, Colorado, a Democrat and a resident of the Sixth Congressional District, appointed;

Thomas Mitchell Lee of Greenwood Village, Colorado, a Republican and a resident of the Sixth Congressional District, appointed;

Carrie Nicole Curtiss of Golden, Colorado, a Democrat and a resident of the Seventh Congressional District, appointed.

| YES | 21 | NO | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

MESSAGE FROM THE HOUSE

May 27, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1310, 1315, 1317, and 1321, amended as printed in House Journal, May 26, 2021.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **HB21-1306** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB21-1323** be referred to the Committee on Appropriations with favorable recommendation.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB21-1229** 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 7, after "(a)" insert "(I)".

Page 5, after line 1 insert:

"(II) THIS SUBSECTION (11)(a), AS AMENDED BY HOUSE BILL 21-1229, ENACTED IN 2021, DOES NOT APPLY TO AN ASSOCIATION THAT INCLUDES TIME SHARE UNITS, AS DEFINED IN SECTION 38-33-110 (7)."

Page 5, line 7, after "(a)" insert "(I)".

Page 5, line 10, strike "(I)" and substitute "(A)".

Page 5, line 12, strike "(II)" and substitute "(B)".

Page 5, line 14, strike "(III)" and substitute "(C)".

Page 5, after line 20 insert:

"(II) THIS SUBSECTION (2)(a), AS AMENDED BY HOUSE BILL 21-1229, ENACTED IN 2021, DOES NOT APPLY TO AN ASSOCIATION THAT INCLUDES TIME SHARE UNITS, AS DEFINED IN SECTION 38-33-110 (7)."

Page 6, line 3, after "(I)" insert "(A)".

Page 6, after line 14 insert:

"(B) THIS SUBSECTION (1)(i), AS AMENDED BY HOUSE BILL 21-1229, ENACTED IN 2021, DOES NOT APPLY TO AN ASSOCIATION THAT INCLUDES TIME SHARE UNITS, AS DEFINED IN SECTION 38-33-110 (7)."

Page 6, line 16, strike "and (4.5)" and substitute "(4.5), and (8)".

Page 7, after line 18 insert:

"(8) SUBSECTIONS (1)(h.5), (1)(h.6), AND (4.5) OF THIS SECTION, AS ADDED BY HOUSE BILL 21-1229, ENACTED IN 2021, AND SUBSECTION (4) OF THIS SECTION, AS AMENDED BY HOUSE BILL 21-1229, ENACTED IN 2021, DO NOT APPLY TO AN ASSOCIATION THAT INCLUDES TIME SHARE UNITS, AS DEFINED IN SECTION 38-33-110 (7)."

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1313** be referred to the Committee on Appropriations with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1307** be referred to the Committee of the Whole with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1297** be referred to the Committee of the Whole with favorable recommendation.

State, Veterans, & Military Affairs

The Committee on State, Veterans, & Military Affairs 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:

MEMBER OF THE COLORADO BOARD OF VETERANS AFFAIRS

for a term expiring June 30, 2024:

Jasmine Walker Motupalli of Centennial, Colorado, a Democrat, and a veteran who has been honorably released or separated from the armed forces of the United States, and occasioned by the resignation of Norman E. Steen of Woodland Park, 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 appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE COLORADO BOARD OF VETERANS AFFAIRS

for a term expiring June 30, 2023:

Lacey Golonka of Castle Rock, Colorado, an Unaffiliated, and a veteran who has been honorably released or separated from the Armed Forces of the United States, and occasioned by the resignation of Hollie Caldwell of Parker, Colorado, appointed.

Finance

After consideration on the merits, the Committee recommends that **HB21-1301** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

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Amend reengrossed bill, page 6, strike lines 21 through 25 and substitute:

- "(6.5) "ADVERSE WEATHER EVENT" MEANS:
- (a) DAMAGING WEATHER, WHICH INVOLVES A DROUGHT, A FREEZE, HAIL, EXCESSIVE MOISTURE, EXCESSIVE WIND, OR A TORNADO;
- (b) AN ADVERSE NATURAL OCCURRENCE, WHICH INVOLVES AN EARTHQUAKE, WILDFIRE, OR FLOOD; OR
- (c) ANY ADDITIONAL ADVERSE WEATHER EVENT OR ADVERSE NATURAL OCCURRENCE AS THE STATE LICENSING AUTHORITY MAY DEFINE BY RULE."

Page 8, line 9, after "THE" insert "DEFINITION OF OUTDOOR CULTIVATION, ADVERSE WEATHER EVENT, OR ADVERSE NATURAL OCCURRENCE AND THE".

Page 9, line 9 after "(9)" insert "(a)".

Page 9, line 20, strike "(c)" and substitute "(b)".

Page 9, line 26, strike "(d)" and substitute "(c)".

Page 10, line 19, strike "(c)" and substitute "(b)".

Page 10, line 25, strike "(d)" and substitute "(c)".

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, HB21-1310, 1315, 1317, and 1321.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- HB21-1310** by Representative(s) Cutter; also Senator(s) Rodriguez--Concerning additional protections for homeowners' freedom of expression in common interest communities under the "Colorado Common Interest Ownership Act".
State, Veterans, & Military Affairs
- HB21-1315** by Representative(s) Herod and Soper; also Senator(s) Moreno and Gonzales--Concerning eliminating certain monetary amounts a juvenile in the justice system is required to pay.
Finance
- HB21-1317** by Representative(s) Garnett and Caraveo, Geitner; also Senator(s) Hansen and Lundeen, Priola--Concerning the regulation of marijuana for safe consumption, and, in connection therewith, making an appropriation.
Finance
- HB21-1321** by Representative(s) Kennedy and Weissman; also Senator(s) Moreno and Pettersen--Concerning voter transparency requirements to increase information about the fiscal impact of statewide ballot measures that would result in a change in district revenue, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB21-1016, 1100, 1168, 1220, 1221, 1222, 1236, 1237, 1245, 1247, 1259.

On motion of Majority Leader Fenberg, the Senate adjourned until 9:00 a.m., Friday, May 28, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

 105th Legislative Day

 Friday, May 28, 2021

| | | |
|------------------------|--|----|
| Prayer | By Senator Liston | 1 |
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| Call to Order | By the President at 9:00 a.m. | 3 |
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| Roll Call | Present--33 | 5 |
| | Excused--2, Priola, Scott | 6 |
| | Present later--1, Scott | 7 |
| | Excused later--1, Smallwood | 8 |
| | Remote--3, Coram, Scott, Sonnenberg | 9 |
| Quorum | The President announced a quorum present. | 10 |
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| Pledge | By Senator Buckner | 12 |
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| Reading of the Journal | On motion of Senator Coleman, reading of the Journal of Thursday, May 27, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 14 |
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SENATE SERVICES REPORT

Correctly Engrossed: SB21-281.
Correctly Reengrossed: SB21-033, 176, 269, 271, 273, 274, 275, 276, 277, 278, 279, 280, 282, 283, 286, and 287.
Correctly Revised: HB21-1298.
Correctly Rerevised: HB21-1012, 1068, 1069, 1085, 1094, 1150, 1195, 1214, 1228, 1238, 1273, 1278, 1284, 1292, 1293, 1296, 1300, and 1305.

COMMITTEE OF REFERENCE REPORTS

| | | |
|----------------|--|----|
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1007 be referred to the Committee of the Whole with favorable recommendation. | 46 |
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| Appropriations | After consideration on the merits, the Committee recommends that HB21-1065 be referred to the Committee of the Whole with favorable recommendation. | 50 |
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| Appropriations | After consideration on the merits, the Committee recommends that HB21-1077 be referred to the Committee of the Whole with favorable recommendation. | 54 |
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| Appropriations | After consideration on the merits, the Committee recommends that HB21-1104 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 58 |
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| Appropriations | After consideration on the merits, the Committee recommends that HB21-1105 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 63 |
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Amend reengrossed bill, page 32, strike lines 1 through 15.

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| | Renumber succeeding section accordingly. | 1 |
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| | Page 1, line 102, strike "ASSISTANCE, AND, IN CONNECTION" and substitute "ASSISTANCE." | 3 |
| | | 4 |
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| | Page 1, strike line 103. | 6 |
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| Appropriations | After consideration on the merits, the Committee recommends that HB21-1149 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 HB21-1162 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 13 |
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| | Amend reengrossed bill, page 13, strike lines 8 through 12. | 16 |
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| | Renumber succeeding section accordingly. | 18 |
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| | Page 1, line 101, strike "PRODUCTS, AND, IN" and substitute "PRODUCTS." | 20 |
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| | Page 1, strike line 102. | 23 |
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| Appropriations | After consideration on the merits, the Committee recommends that HB21-1174 be referred to the Committee of the Whole with favorable recommendation. | 26 |
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| Appropriations | After consideration on the merits, the Committee recommends that HB21-1208 be referred to the Committee of the Whole with favorable recommendation. | 30 |
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| Appropriations | After consideration on the merits, the Committee recommends that HB21-1215 be referred to the Committee of the Whole with favorable recommendation. | 34 |
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| Appropriations | After consideration on the merits, the Committee recommends that HB21-1251 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 38 |
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| | Amend reengrossed bill, page 14, after line 23, insert: | 41 |
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| | "SECTION 10. Appropriation. For the 2021-22 state fiscal year, \$132,488 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 1.2 FTE. To implement this act, the division may use this appropriation for state EMS coordination, planning and certification program." | 44 |
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| | Renumber succeeding sections accordingly. | 51 |
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| | Page 1, line 102, strike "SETTING." and substitute "SETTING, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION." | 54 |
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| Appropriations | After consideration on the merits, the Committee recommends that HB21-1253 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 HB21-1257 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 HB21-1270 be referred to the Committee of the Whole with favorable recommendation. | 1 2 3 4 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1303 be referred to the Committee of the Whole with favorable recommendation. | 5 6 7 8 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1304 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 9 10 11 12 13 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-233 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 14 15 16 17 |
| | Amend the Business, Labor, & Technology Committee Report, dated May 24, 2021, page 2, after line 24 insert: | 18 19 20 |
| | "SECTION 3. Appropriation. For the 2021-22 state fiscal year, \$75,000 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 for a wage replacement program study." | 21 22 23 24 25 26 |
| | Renumber succeeding sections accordingly. | 27 28 |
| | Page 2 of the report, line 37, strike " PROGRAM. " and substitute " PROGRAM AND MAKING AN APPROPRIATION. ". | 29 30 31 32 |
| Appropriations | After consideration on the merits, the Committee recommends that SB21-272 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. | 33 34 35 36 |
| | Amend printed bill, page 12, strike lines 16 through 27 and substitute: | 37 38 |
| | "SECTION 12. Applicability. This act applies to conduct occurring on or after the effective date of this act. | 39 40 |
| | SECTION 13. 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." | 41 42 43 44 45 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1255 be referred to the Committee of the Whole with favorable recommendation. | 46 47 48 49 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1299 be referred to the Committee of the Whole with favorable recommendation. | 50 51 52 53 54 |
| <hr/> | | 55 |
| MESSAGE FROM THE HOUSE | | 56 |
| May 28, 2021 | | 57 58 |
| Mr. President: | | 59 60 61 |
| The House has adopted and transmits herewith HJR21-1013, as printed in House Journal, May 28, 2021. | | 62 63 64 |
| The House has postponed indefinitely SB21-197. The bill is returned herewith. | | 65 66 67 |
| <hr/> | | |

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:

SB21-281 by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie and Ransom, Herod--Concerning severance tax revenue, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | E | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Holbert, Jaquez Lewis, Kirkmeyer, Simpson, Smallwood, Sonnenberg, and Woodward.

HB21-1298 by Representative(s) Amabile and Woodrow, McCormick; also Senator(s) Gonzales and Pettersen--Concerning the conditions under which a firearm transfer may be prohibited following a background check, and, in connection therewith, requiring approval of a firearm transfer prior to a transfer by a licensed dealer, establishing grounds for denying a transfer, and clarifying the process to appeal a denied transfer.

A majority of those elected to the Senate having voted in the affirmative, Senator Coram was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.034), by Senator Coram.

Amend revised bill, page 4, after line 21 insert:

"(XI) THEFT OF A RUBBER BAND BALL FROM A MEMBER OF THE GENERAL ASSEMBLY OR PARTY CAUCUS STAFF; OR".

Re-number succeeding sub-paragraph accordingly.

The amendment was **withdrawn** by Senator Coram.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 20 | NO | 14 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | E | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Fenberg, Fields, Ginal, Jaquez Lewis, Kolker, Lee, Moreno, Story, Winter, and Zenzinger.

On motion of Majority Leader Fenberg, 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 Fenberg, the following Governor's appointment was confirmed by the following roll call vote:

MEMBER OF THE
STATE HOUSING BOARD

effective January 31, 2021 for a term expiring January 31, 2025:

Candace Marie Payne of Stratton, Colorado, to serve as a Republican, and resident of the Fourth Congressional District, appointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | E | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR21-1013 by Representative(s) Ortiz and Lynch; also Senator(s) Garcia and Gardner--Concerning honoring and commemorating the service members who have paid the ultimate sacrifice to our nation in recognition of Memorial Day.

On motion of Senator Gardner, the resolution was read at length and **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | E | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

(For further action, see Reconsideration of HJR21-1013.)

RECONSIDERATION OF HJR21-1013

HJR21-1013 by Representative(s) Ortiz and Lynch; also Senator(s) Garcia and Gardner--Concerning honoring and commemorating the service members who have paid the ultimate sacrifice to our nation in recognition of Memorial Day.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Consideration of Resolutions, on **HJR21-1013**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

CONSIDERATION OF RESOLUTIONS (cont'd)

HJR21-1013 by Representative(s) Ortiz and Lynch; also Senator(s) Garcia and Gardner--Concerning honoring and commemorating the service members who have paid the ultimate sacrifice to our nation in recognition of Memorial Day.

Amendment No. 1(L.001), by Senator Hisey.

Amend revised resolution, page 3, line 1, after "Organization;" insert "Buffalo Soldiers Foundation".

The amendment was **passed** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | E | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

On motion of Senator Gardner, the resolution, as amended, was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | E | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1104 and HB21-1257 were made Special Orders -- Consent Calendar at 11:17 a.m.

Committee of the Whole The hour of 11:17 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:

HB21-1104 by Representative(s) Larson and McLachlan; also Senator(s) Lundeen and Zenzinger-- Concerning extending the renewal period for professional educator licenses from five to seven years, and, in connection therewith, making and reducing an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1257 by Representative(s) Garnett and Neville; also Senator(s) Garcia and Rankin--Concerning the recognition of veterans in relation to certain parks within the state capitol complex, 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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | E | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1104, HB21-1257

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1304, SB21-233, HB21-1007, HB21-1065, HB21-1071, HB21-1077, HB21-1105, HB21-1149, HB21-1174, HB21-1208, HB21-1215, HB21-1216, HB21-1229, HB21-1251, HB21-1253, HB21-1255, HB21-1270, HB21-1297, HB21-1299, HB21-1303, HB21-1319, HB21-1162, and SB21-272 were made Special Orders at 11:21 a.m.

Committee of the Whole The hour of 11:21 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, 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:

HB21-1304 by Representative(s) Sirota and Garnett; also Senator(s) Fenberg and Buckner--Concerning measures to establish a unified early childhood system in Colorado, and, in connection therewith, creating the department of early childhood and making an appropriation.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, May 26, page(s) 1127-1128 and placed in members' bill files.)

Amendment No. 2(L.009), by Senator Fenberg.

Amend reengrossed bill, page 3, line 20, strike "26.5-1-302." and substitute "26-6.2-103."

Page 13, line 10, after "26.5-1-102," insert "AS IT TAKES EFFECT JULY 1, 2022,".

Page 13, line 20, after "26.5-1-102," insert "AS IT TAKES EFFECT JULY 1, 2022,".

Page 14, line 5, after "26.5-1-102 (1)(g)," insert "AS IT TAKES EFFECT JULY 1, 2022,".

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB21-233 by Senator(s) Rodriguez and Hansen; also Representative(s) Benavidez and Gonzales-Gutierrez--Concerning functions of the division of unemployment insurance, and, in connection therewith, requiring a feasibility study concerning a wage replacement program and making an appropriation.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, May 25, page(s) 1092 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 28, page(s) 1199 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB21-1007 by Representative(s) Sullivan and Ortiz; also Senator(s) Danielson and Rodriguez--Concerning a state apprenticeship registration program in the department of labor and employment, and, in connection therewith, making an appropriation.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, May 25, page(s) 1091 and placed in members' bill files.)

Amendment No. 2(L.034), by Senator Danielson.

Amend reengrossed bill, page 20, after line 23 insert:

"SECTION 4. In Colorado Revised Statutes, 8-14.3-202, **amend** (2) as follows:

8-14.3-202. Definitions. As used in this part 2, unless the context otherwise requires:

(2) "Apprenticeship" means an apprenticeship training program registered with the United States department of labor; LABOR'S office of apprenticeship OR A STATE APPRENTICESHIP PROGRAM RECOGNIZED BY THE UNITED STATES DEPARTMENT LABOR.

SECTION 5. In Colorado Revised Statutes, 8-83-308, **amend** (3)(a) as follows:

8-83-308. Colorado state apprenticeship resource directory - collection of apprenticeship program information - promotion of public

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awareness - definitions. (3) As used in this section, unless the context otherwise requires:

(a) "Apprenticeship program" means a Colorado-based apprenticeship training program that is registered with the United States department of labor's office of apprenticeship OR AN APPRENTICESHIP PROGRAM AS DEFINED IN SECTION 8-15.7-101 (4).

SECTION 6. In Colorado Revised Statutes, 22-54-138, **amend** (1)(b) and (1)(c)(II) as follows:

22-54-138. Career development success program - created - funding - report - definitions - repeal. (1) As used in this section, unless the context otherwise requires:

(b) "Construction industry apprenticeship program" means an apprenticeship program registered with the office of apprenticeship in the United States department of labor OR A STATE APPRENTICESHIP PROGRAM RECOGNIZED BY THE UNITED STATES DEPARTMENT OF LABOR that trains individuals for careers in the construction industry.

(c) "Construction industry pre-apprenticeship program" means a program or set of strategies that:

(II) Has a documented relationship with at least one apprenticeship program registered with the office of apprenticeship in the United States department of labor OR A STATE APPRENTICESHIP PROGRAM RECOGNIZED BY THE UNITED STATES DEPARTMENT OF LABOR; and

SECTION 7. In Colorado Revised Statutes, 24-46.3-301, **amend** (1) as follows:

24-46.3-301. Definitions. As used in this part 3, unless the context otherwise requires:

(1) "Apprenticeship program" means a Colorado-based apprenticeship training program that is registered with the office of apprenticeship in the United States department of labor OR A STATE APPRENTICESHIP PROGRAM RECOGNIZED BY THE UNITED STATES DEPARTMENT OF LABOR.

SECTION 8. In Colorado Revised Statutes, 24-92-208, **amend** (2)(b) as follows:

24-92-208. Apprenticeship contribution rate. (2) The amount of the apprenticeship contribution will be set in accordance with the apprenticeship contribution of the collective bargaining agreement of the applicable trade in the geographic locality of the public project. Contractors shall achieve compliance with this requirement by one of the following options:

(b) Contractors that are not signatory to a collective bargaining agreement but that are members of a multi-employer trade association that sponsors an apprenticeship program registered with the United States department of labor's employment and training administration OR RECOGNIZED BY THE UNITED STATES DEPARTMENT OF LABOR or directly sponsor such a program for their own employees, shall pay the determined apprenticeship contribution to that program or to a state apprenticeship council registered with the United States department of labor; or

SECTION 9. In Colorado Revised Statutes, 24-93-105, **amend** (3) introductory portion as follows:

24-93-105. Integrated project delivery contracting process - prequalification of participating entities - apprentice training. (3) Where an apprentice training program AS DEFINED IN SECTION 8-15.7-101 (4) OR certified by the office of apprenticeship located in the employment and training administration in the United States department of labor exists in the state, or a comparable program for the training of apprentices is available in the state:

SECTION 10. In Colorado Revised Statutes, 31-25-1305, **amend** (3) introductory portion as follows:

31-25-1305. Integrated project delivery contracting process - prequalification of participating entities - apprentice training. (3) Where an apprentice training program AS DEFINED IN SECTION 8-15.7-101 (4) OR certified by the office of apprenticeship located in the employment and training administration in the United States department of labor exists in a county in which all or any portion of the municipality is located, or a comparable program for the training of apprentices is available in such county:

SECTION 11. In Colorado Revised Statutes, 32-1-1805, **amend** (3) introductory portion as follows:

32-1-1805. Integrated project delivery contracting process - prequalification of participating entities - apprentice training. (3) Where an apprentice training program AS DEFINED IN SECTION 8-15.7-101 (4) OR

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certified by the office of apprenticeship located in the employment and training administration in the United States department of labor exists in a county in which all or any portion of the special district is located, or a comparable program for the training of apprentices is available in such county:".

Renumber succeeding sections 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.)

HB21-1149 by Representative(s) Jackson and Titone; also Senator(s) Story--Concerning supporting an energy sector career pathway for Colorado, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1174 by Representative(s) Hooton, Rich, Valdez A.; also Senator(s) Story, Fields--Concerning the transfer to the capital construction fund of any excess proceeds from the issuance of a lease-purchase agreement under Senate Bill 20-219 that are initially credited to the emergency controlled maintenance account.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1208 by Representative(s) Cutter and Gray; also Senator(s) Priola and Winter--Concerning the creation of an enterprise that is exempt from the requirements of section 20 of article X of the state constitution to administer a fee-based natural disaster mitigation grant program.

Amendment No. 1, Finance Committee Amendment.

(Printed in Senate Journal, May 25, page(s) 1093-1094 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1215 by Representative(s) Holtorf and Ortiz; also Senator(s) Hisey and Lee--Concerning the expansion of the justice reinvestment crime prevention initiative, and, in connection therewith, creating a small business grant program for justice-system-involved persons and making an appropriation.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, May 21, page(s) 1048 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1229 by Representative(s) Titone and Ricks; also Senator(s) Fields--Concerning increased protections for unit owners in the governance of unit owners' associations under the "Colorado Common Interest Ownership Act".

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.

(Printed in Senate Journal, May 27, page(s) 1192-1193 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1251 by Representative(s) Caraveo and Herod, Benavidez, Jackson, Jodeh, Mullica, Woodrow; also Senator(s) Fields and Gonzales--Concerning the appropriate use of ketamine upon a person in a prehospital setting, and, in connection therewith, making an appropriation.

Amendment No. 1, Judiciary Committee Amendment.

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(Printed in Senate Journal, May 24, page(s) 1084-1085 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, May 28, page(s) 1198 and placed in members' bill files.)

Amendment No. 3(L.039), by Senator Gonzales.

Amend reengrossed bill, page 9, line 14, strike "OR DIRECTING THE USE OF".

Page 10, line 9, strike "THE USE OR DIRECT".

Page 10, line 13, strike "THE USE OR DIRECT".

Amendment No. 4(L.040), by Senator Gonzales.

Amend the Judiciary Committee Report, dated May 24, 2021, page 1, strike lines 5 through 7 and substitute:

"Page 13, line 17, strike "APPOINTED BY THE" and substitute "RECOMMENDED BY A STATEWIDE ASSOCIATION OF PSYCHIATRISTS, AND APPOINTED BY THE GOVERNOR; AND".

Page 13, strike line 18.

Page 13, line 20, strike "APPOINTED BY THE COLORADO" and substitute "RECOMMENDED BY A STATEWIDE ASSOCIATION OF ANESTHESIOLOGISTS, AND APPOINTED BY THE GOVERNOR.".

Page 13, strike line 21."."

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.)

HB21-1253 by Representative(s) Froelich and Gray; also Senator(s) Winter and Rankin--Concerning a general fund transfer to the local government severance tax fund to fund grants to local governments for renewable and clean energy infrastructure projects, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1255 by Representative(s) Duran and Gray; also Senator(s) Jaquez Lewis and Pettersen--Concerning procedures for a domestic abuser upon the issuance of a protection order, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1270 by Representative(s) Exum and Caraveo; also Senator(s) Fields and Kirkmeyer--Concerning an appropriation to the department of human services for services related to the Colorado employment first program within the supplemental assistance nutrition program, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1297 by Representative(s) Hooton and Will; also Senator(s) Sonnenberg and Buckner--Concerning requirements regarding the administration of prescription drug benefits under health benefit plans.

Ordered revised and placed on the calendar for third reading and final passage.

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HB21-1299 by Representative(s) Sullivan and Bacon, Amabile, McCormick; also Senator(s) Fields and Hansen--Concerning establishing an office of gun violence prevention, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1303 by Representative(s) Bernett and McLachlan; also Senator(s) Hansen--Concerning measures to limit the global warming potential for certain materials used in public projects, and, in connection therewith, making an appropriation.

Amendment No. 1(L.009), by Senator Hansen.

Amend reengrossed bill, page 7, line 3, strike "NOT PRICED,".

Page 7, line 4, strike "PRICED," and substitute "PRICED".

Page 7, line 23, strike "SPECIFICATION." and substitute "SPECIFICATION REQUIRED BY SUBSECTION (4)(a) OF THIS SECTION.".

Page 7, lines 26 and 27, strike "THE ELIGIBLE MATERIAL AS ORIGINALLY SPECIFIED." and substitute "AN ALTERNATIVE ELIGIBLE MATERIAL WITH AN ENVIRONMENTAL PRODUCT DECLARATION.".

Page 8, line 1, strike "NOT PRICED,".

Page 8, line 2, strike "PRICED," and substitute "PRICED".

Page 8, line 5, strike "WAIVERS" and substitute "THE WAIVERS IT AWARDS".

Page 11, line 12, strike "(4)(a)" and substitute "(3)(a)".

Page 11, lines 17 and 18, strike "THE ELIGIBLE MATERIAL AS ORDINALLY SPECIFIED." and substitute "AN ALTERNATIVE ELIGIBLE MATERIAL WITH AN ENVIRONMENTAL PRODUCT DECLARATION.".

Page 11, line 20, strike "PRICED, NOT REASONABLY PRICED," and substitute "REASONABLY PRICED".

After "MAXIMUM" insert "ACCEPTABLE" on: **Page 6**, line 1; **Page 7**, lines 2 and 27; and **Page 8**, line 17.

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1319 by Representative(s) Duran; also Senator(s) Lee--Concerning temporary modifications to general prevailing rate requirements for certain state contracts for public projects.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1071 by Representative(s) Kennedy; also Senator(s) Fenberg and Winter--Concerning the use of ranked choice voting in nonpartisan elections, and, in connection therewith, making an appropriation.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, May 20, page(s) 1026 and placed in members' bill files.)

Amendment No. 2(L.016), by Senator Winter.

Amend the Finance Committee Report, dated May 19, 2021, page 1, strike lines 6 through 15.

Amendment No. 3(L.014), by Senator Fenberg.

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Amend reengrossed bill, page 15, after line 13 insert:

"SECTION 15. In Colorado Revised Statutes, 1-7-1003, amend (7)(a)(II) and (7)(a)(III) as follows:

1-7-1003. Conduct of elections using ranked voting methods - instant runoff voting - choice voting or proportional voting - reports.

(7) (a) For an election conducted using a ranked voting method, the designated election official shall issue the following reports:

(II) A ballot image report listing for each ballot the order in which the elector ranked the candidates ~~the precinct of the ballot, and whether the ballot is a mail ballot;~~ and

(III) A comprehensive report listing the results in the summary report by precinct OR BALLOT STYLE, AS REQUIRED OR PERMITTED BY SECTION 1-7.5-208 (3)(a)."

Renumber succeeding sections accordingly.

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1077 by Representative(s) Benavidez and Bird; also Senator(s) Gonzales and Moreno-- Concerning the creation of the legislative oversight committee concerning tax policy, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1065 by Representative(s) Ortiz and Carver; also Senator(s) Garcia and Gardner--Concerning the authority of a private employer to adopt a veterans' preference employment policy when hiring new employees, and, in connection therewith, making an appropriation.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, May 24, page(s) 1084 and placed in members' bill files.)

Amendment No. 2(L.026), by Senator Gardner.

Amend reengrossed bill, page 2, line 5, strike "**definitions - repeal.**" and substitute "**definitions.**".

Page 4, strike lines 16 through 26.

Renumber succeeding section accordingly.

Amendment No. 3(L.031), by Senator Gardner.

Strike the State, Veterans, & Military Affairs Committee Report, dated May 24, 2021.

Amend reengrossed bill, page 3, strike lines 23 through 27 and substitute:

"(3) GRANTING A PREFERENCE IN ACCORDANCE WITH A POLICY ADOPTED PURSUANT TO THIS SECTION IS NOT A VIOLATION OF PART 4 OF ARTICLE 34 OF TITLE 24. THIS SECTION DOES NOT PROHIBIT A PERSON FROM COMMENCING A DISCRIMINATION ACTION AGAINST AN EMPLOYER FOR A VIOLATION OF ARTICLE 34 OF TITLE 24 OR THE FEDERAL "CIVIL RIGHTS ACT OF".

Amendment No. 4(L.028), by Senator Gardner.

Amend reengrossed bill, page 4, after line 26 insert:

SECTION 3. Appropriation. For the 2021-22 state fiscal year, \$25,000 is appropriated to the office of the governor for use by economic development programs. This appropriation is from the general fund. To implement this act, the office may use this appropriation for the Colorado office

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of film, television, and media."

Renumber succeeding section accordingly.

Page 1, line 103, strike "EMPLOYEES." and substitute "EMPLOYEES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1105 by Representative(s) Kennedy; also Senator(s) Hansen and Priola--Concerning utility customers' financial contributions for low-income utility assistance.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, May 25, page(s) 1115 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 28, page(s) 1197-1198 and placed in members' bill files.)

Amendment No. 3(L.027), by Senator Hansen.

Amend reengrossed bill, page 15, line 17, strike "SUBSECTION (2.5)(b) " and substitute "SUBSECTIONS (2.5)(b) AND (2.5)(c)".

Page 16, after line 24 insert:

"(c) FOR EACH MONTH THAT AN INVESTOR-OWNED UTILITY COLLECTS THE MONTHLY ENERGY ASSISTANCE SYSTEM BENEFIT CHARGE, THE UTILITY SHALL INCLUDE ON ITS CUSTOMERS' BILLING STATEMENTS WITHIN ITS EXPLANATION OF CHARGES A PHONE NUMBER OR E-MAIL ADDRESS THROUGH WHICH A CUSTOMER MAY OPT OUT OF PAYING THE MONTHLY ENERGY ASSISTANCE SYSTEM BENEFIT CHARGE."

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB21-272 by Senator(s) Hansen and Fenberg; --Concerning the operations of the public utilities commission, and, in connection therewith, modernizing the commission's statutory directives regarding distributed generation of electricity; requiring additional disclosure from intervenors in adversarial proceedings; and providing the commissioners with access to independent subject-matter experts.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, May 25, page(s) 1125-1126 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 28, page(s) 1199 and placed in members' bill files.)

Amendment No. 3(L.020), by Senator Hansen.

Amend printed bill, page 8, strike lines 7 through 27.

Page 9, strike lines 1 through 25.

Renumber succeeding sections accordingly.

Amendment No. 4(L.018), by Senator Hansen.

Amend printed bill, page 5, strike lines 10 through 13 and substitute "accordance with section 40-2-112; ~~but~~ EXCEPT THAT the department of revenue shall not require a public utility that is a telephone corporation to pay a fee in excess of one-fifth of one percent of its gross intrastate utility operating revenues for the preceding calendar year. ~~and shall not require any other~~".

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Amendment No. 5(L.025), by Senator Hansen.

Amend printed bill page 5, strike lines 10 through 15 and substitute "accordance with section 40-2-112; ~~but~~ EXCEPT THAT the department of revenue shall not require a public utility that is a telephone corporation to pay a fee in excess of one-fifth of one percent of its gross intrastate utility operating revenues for the preceding calendar year and shall not require any other public utility to pay a fee in excess of ~~one-quarter~~ FORTY-FIVE ONE-HUNDREDTHS of one percent of its gross intrastate utility operating revenues for the preceding calendar year."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB21-1216 by Representative(s) Valdez A. and Van Winkle; also Senator(s) Gonzales--Concerning the ability for certain marijuana licensees to change the designation of marijuana from retail to medical.

Laid over until Tuesday, June 1, retaining its place on the calendar.

HB21-1162 by Representative(s) Valdez A. and Cutter, Amabile, Bernett, Hooton, Kipp, Sirota, Woodrow; also Senator(s) Gonzales and Garcia--Concerning the management of plastic products, and, in connection therewith, making an appropriation.

Laid over until Tuesday, June 1, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB21-1007 by Representative(s) Sullivan and Ortiz; also Senator(s) Danielson and Rodriguez--Concerning a state apprenticeship registration program in the department of labor and employment, and, in connection therewith, making an appropriation.

Senator Woodward moved to amend the report of the Committee of the Whole to show that the following Business, Labor, & Technology committee amendment, (L.031) to HB21-1007, did pass.

Amend reengrossed bill, page 9, after line 1 insert:

"(5) THE DEPARTMENT, SAA, SAC, AND IAC SHALL NOT ASSESS A FEE AGAINST AN APPRENTICE OR APPRENTICESHIP PROGRAM TO IMPLEMENT, ADMINISTER, OR MAINTAIN THIS ARTICLE 15.7."

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | Y | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | E | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | Y | Scott | Y | | |

Senator Woodward moved to amend the report of the Committee of the Whole to show that the following Senate floor amendment, (L.037) to HB21-1007 to HB21-1007, did pass.

Amend reengrossed bill, page 9, line 5, strike "STATE." and substitute "STATE; EXCEPT THAT APPRENTICESHIP PROGRAMS ESTABLISHED ON OR BEFORE JULY 1, 2021, SHALL REMAIN UNDER THE AUTHORITY OF THE UNITED STATES DEPARTMENT OF LABOR'S OFFICE OF APPRENTICESHIP UNTIL JULY 1, 2024."

Page 12, line 22, strike "SAC." and substitute "SAC AND THAT ARE ESTABLISHED AFTER JULY 1, 2021. APPRENTICESHIP PROGRAMS ESTABLISHED ON OR BEFORE JULY 1, 2021, SHALL REMAIN UNDER THE AUTHORITY OF THE UNITED STATES DEPARTMENT OF LABOR'S OFFICE OF APPRENTICESHIP UNTIL JULY 1, 2024."

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 | 19 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | Y | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | E | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | E | | |

HB21-1251 by Representative(s) Caraveo and Herod, Benavidez, Jackson, Jodeh, Mullica, Woodrow; also Senator(s) Fields and Gonzales--Concerning the appropriate use of ketamine upon a person in a prehospital setting, and, in connection therewith, making an appropriation.

Senator Gonzales moved to amend the report of the Committee of the Whole to show that the following amendment to HB21-1251 did pass.

Amend reengrossed bill, page 10, line 9, strike "DIRECT THE" and substitute "DIRECTED".

Page 10, line 13, strike "DIRECT THE" and substitute "DIRECTED".

Page 12, line 24, strike "REVOKE" and substitute "SUSPEND".

Strike "26-20-104.7" and substitute "25-3.5-209" on: **Page 6**, line 5; and **Page 8**, line 4.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | E | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

**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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | E | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-233 as amended, SB21-272 as amended; HB21-1304 as amended, HB21-1007 as amended, HB21-1149, HB21-1174, HB21-1208 as amended, HB21-1215 as amended, HB21-1229 as amended, HB21-1251 as amended, HB21-1253, HB21-1255, HB21-1270, HB21-1297, HB21-1299, HB21-1303 as amended, HB21-1319, HB21-1071 as amended, HB21-1077, HB21-1065 as amended, HB21-1105 as amended

Laid over until 06/01/2021: HB21-1216, HB21-1162

MESSAGE FROM THE GOVERNOR

Thursday, May 27, 2021

Colorado Senate
The 73rd 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:

SB21-015 Veterans Service Organization Stipend For Funeral Services
Approved on Thursday, May 27, 2021 at 11:30 A.M.

SB21-030 Criminal Theft Of Rental Property
Approved on Thursday, May 27, 2021 at 11:30 A.M.

SB21-064 Retaliation Against An Elected Official
Approved on Thursday, May 27, 2021 at 11:30 A.M.

SB21-077 Remove Lawful Presence Verification Credentialing
Approved on Thursday, May 27, 2021 at 11:10 A.M.

Sincerely,
(signed)
Jared Polis
Governor

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB21-200) of Friday, May 28, was laid over until, Tuesday, June 1, 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:

SB21-288 by Senator(s) Moreno and Rankin; --Concerning the creation of the "American Rescue Plan Act of 2021" cash fund to hold money that the state receives from the federal coronavirus state fiscal recovery fund until allocation by separate action.
Appropriations

SB21-289 by Senator(s) Moreno and Rankin; --Concerning the creation of a cash fund consisting of certain money that the state receives from the federal coronavirus state fiscal recovery fund so that the money is available for appropriation only in other legislation.
Appropriations

SB21-290 by Senator(s) Danielson and Buckner; also Representative(s) Young--Concerning the allocation of fifteen million dollars from the general fund to establish the area agency on aging grant program for programs providing assistance to older Coloradans, and, in connection therewith, making an appropriation.
Finance

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB21-291 by Senator(s) Fenberg and Holbert; --Concerning the transfer of forty million dollars to the Colorado economic development fund for the purpose of providing grants to businesses and for investing in economic development opportunities in response to the negative economic impacts of the coronavirus pandemic from the newly created economic recovery and relief cash fund which fund consists of certain money that the state receives from the federal coronavirus state fiscal recovery fund.
Appropriations

SB21-292 by Senator(s) Winter and Rankin; also Representative(s) Duran--Concerning the allocation of fifteen million dollars from the economic relief and recovery cash fund under the federal "American Rescue Plan Act of 2021" for purpose of funding victim's services programs to assist persons disproportionately impacted by the COVID-19 public health emergency, and, in connection therewith, making an appropriation.
Finance

Senate in recess. Senate reconvened.

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COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB21-1310** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB21-1321** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB21-292** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB21-290** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB21-1315** be referred to the Committee on Appropriations with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **SB21-288** 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 **SB21-289** 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 9, strike "21- ___" and substitute "21-288".

Page 4, line 11, strike "21- ___," and substitute "21-288,".

Appropriations After consideration on the merits, the Committee recommends that **SB21-291** 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 20 insert:

"SECTION 3. Appropriation. (1) For the 2021-22 state fiscal year, \$13,488 is appropriated to the legislative department for use by the legislative council. This appropriation is from the economic recovery and relief cash fund created in section 24-75-228 (2)(a), C.R.S., and of money the state received from the federal coronavirus state fiscal recovery fund and is based on an assumption that the legislative council will require an additional 0.2 FTE. To implement this act, the legislative council may use this appropriation to implement this act.

(2) For the 2021-22 state fiscal year, \$8,470 is appropriated to the legislative department for use by the general assembly. This appropriation is from the economic recovery and relief cash fund created in section 24-75-228 (2)(a), and of money the state received from the federal coronavirus state fiscal recovery fund. To implement this act, the general assembly may use this appropriation for legislator reimbursement."

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Renumber succeeding sections accordingly.

Page 6, line 22, strike "21- ___" and substitute "21-288".

Page 6, line 24, strike "21- ___," and substitute "21-288,".

Page 1, line 109, strike "FUND." and substitute "FUND, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

Call of the Senate.

Call raised.

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1310, SB21-288, SB21-289, and SB21-291 were made Special Orders -- Consent Calendar at 6:52 p.m.

Committee of the Whole

The hour of 6:52 p.m. having arrived, Minority Leader Holbert moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Minority Leader Holbert 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:

HB21-1310 by Representative(s) Cutter; also Senator(s) Rodriguez--Concerning additional protections for homeowners' freedom of expression in common interest communities under the "Colorado Common Interest Ownership Act".

Ordered revised and placed on the calendar for third reading and final passage.

SB21-288 by Senator(s) Moreno and Rankin; --Concerning the creation of the "American Rescue Plan Act of 2021" cash fund to hold money that the state receives from the federal coronavirus state fiscal recovery fund until allocation by separate action.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB21-289 by Senator(s) Moreno and Rankin; --Concerning the creation of a cash fund consisting of certain money that the state receives from the federal coronavirus state fiscal recovery fund so that the money is available for appropriation only in other legislation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 28, page(s) 1215 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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SB21-291 by Senator(s) Fenberg and Holbert; --Concerning the transfer of forty million dollars to the Colorado economic development fund for the purpose of providing grants to businesses and for investing in economic development opportunities in response to the negative economic impacts of the coronavirus pandemic from the newly created economic recovery and relief cash fund which fund consists of certain money that the state receives from the federal coronavirus state fiscal recovery fund, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 28, page(s) 1215-1216 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 Minority Leader Holbert, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | E |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | E | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-288, SB21-289 as amended, SB21-291 as amended; HB21-1310

MESSAGE FROM THE GOVERNOR

Friday, May 28, 2021

Colorado Senate
The 73rd 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:

SB21-021 Audiology And Speech-language Interstate Compact
Approved on Friday, May 28, 2021 at 11:45 A.M.

SB21-082 Alcohol Beverage Festival For Tastings And Sales
Approved on Friday, May 28, 2021 at 11:45 A.M.

SB21-101 Sunset Direct-entry Midwives
Approved on Friday, May 28, 2021 at 11:45 A.M.

SB21-115 Annual Funding For Talking Book Library Services

Approved on Friday, May 28, 2021 at 11:45 A.M.

SB21-136 Sunset Forest Health Advisory Council
Approved on Friday, May 28, 2021 at 11:45 A.M.

Sincerely,
(signed)
Jared Polis
Governor

TRIBUTES

Honoring:

Western Governors University -- By Senator Robert Rodriguez
Grace Staberg -- By Senator Bob Rankin
Boulder High School Football Team -- By Senator Stephen Fenberg
Isabelle Woloson -- By Senator Stephen Fenberg

On motion of Majority Leader Fenberg, the Senate adjourned until 10:00 a.m., Tuesday,
June 1, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

109th Legislative Day Tuesday, June 1, 2021

Prayer By the chaplain, Rabbi Eliot Baskin, Together Colorado and the Rocky Mountain Rabbis and Cantors, Denver

Call to Order By the President at 10:00 a.m.

Roll Call Present--35
Remote--1, Scott

Quorum The President announced a quorum present.

Pledge By Minority Leader Holbert

Reading of the Journal On motion of Senator Kirkmeyer, reading of the Journal of Friday, May 28, 2021, was dispensed with and the Journal was approved as corrected by the Secretary.

Senate in recess. Senate reconvened.

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 31 was suspended to allow a person other than a Senator to speak in the well.

Senate in recess. Senate reconvened.

SENATE SERVICES REPORT

Correctly Printed: SB21-288, 289, 290, 291, and 292.

Correctly Engrossed: SB21-233, 272, 288, 289, and 291.

Correctly Reengrossed: SB21-281.

Correctly Revised: HB21-1007, 1065, 1071, 1077, 1104, 1105, 1149, 1174, 1208, 1215, 1229, 1251, 1253, 1255, 1257, 1270, 1297, 1299, 1303, 1304, 1310, and 1319; HJR21-1013.

Correctly Rerevised: HB21-1298.

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **HB21-1317** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 20, strike lines 23 through 25.

| | | |
|----------------|--|--|
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1189 be referred to the Committee of the Whole with favorable recommendation. | 1 2 3 4 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1254 be referred to the Committee of the Whole with favorable recommendation. | 5 6 7 8 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1269 be referred to the Committee of the Whole with favorable recommendation. | 9 10 11 12 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1279 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 13 14 15 16 17 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1282 be referred to the Committee of the Whole with favorable recommendation. | 18 19 20 21 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1283 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. Amend reengrossed bill, page 8, before line 2 insert: "SECTION 5. Appropriation. For the 2021-22 state fiscal year, \$20,029 is appropriated to the department of regulatory agencies for use by the public utilities commission. This appropriation is from the public utilities commission motor carrier fund created in section 40-2-110.5 (6), C.R.S., and is based on an assumption that the commission will require an additional 0.3 FTE. To implement this act, the commission may use this appropriation for personal services." ReNUMBER succeeding section accordingly. Page 1, line 102, strike "TOWING." and substitute "TOWING, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION." | 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1288 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, after line 1 insert: "(h) PURSUANT TO 31 C.F.R. 35.6 (b)(6), PROVIDING ASSISTANCE IN THE FORM OF LOANS AND GRANTS TO ENTREPRENEURS AND SMALL BUSINESSES TO RESPOND TO THE NEGATIVE ECONOMIC IMPACTS OF THE COVID-19 PANDEMIC IS AN ELIGIBLE USE OF MONEY RECEIVED BY THE STATE UNDER THE "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2;" Reletter succeeding paragraphs accordingly. Page 10, after line 27 insert: "(f) THE GENERAL ASSEMBLY MAY APPROPRIATE MONEY FROM THE ECONOMIC RECOVERY AND RELIEF CASH FUND CREATED IN SECTION 24-75-228 (2)(a) TO THE COLORADO STARTUP LOAN PROGRAM FUND CREATED IN SUBSECTION (9)(a) OF THIS SECTION. MONEY APPROPRIATED IN ACCORDANCE WITH THIS SUBSECTION (9)(f) IS CONTINUOUSLY APPROPRIATED TO THE OFFICE TO PROVIDE LOANS AND GRANTS UNDER THE PROGRAM TO ENTREPRENEURS AND SMALL BUSINESSES TO RESPOND TO THE NEGATIVE ECONOMIC IMPACTS OF THE COVID-19 PANDEMIC IN ACCORDANCE WITH ANY REQUIREMENTS SET FORTH IN SECTION 24-75-226." Page 11, after line 22 insert: "SECTION 2. Appropriation. For the 2021-22 state fiscal year, \$10,000,000 is appropriated to the Colorado startup loan program fund created | 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 68 69 |

in section 24-48.5-127 (9)(a), C.R.S. This appropriation is from the economic recovery and relief cash fund created in section 24-75-228 (2)(a), C.R.S, and of money the state received from the federal coronavirus state fiscal recovery fund. The office of the governor is responsible for the accounting related to this appropriation.

SECTION 3. Effective date. This act takes effect upon passage; except that section 2 of this act and section 24-48.5-127 (9)(f), Colorado Revised Statutes, as enacted in section 1 of this act, take effect only if Senate Bill 21-291 becomes law, in which case section 2 of this act and section 24-48.5-127 (9)(f) take effect either upon the effective date of this act or Senate Bill 21-291, whichever is later."

Renumber succeeding section accordingly.

Appropriations After consideration on the merits, the Committee recommends that **HB21-1290** 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 **HB21-1311** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB21-1312** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB21-1315** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB21-1321** 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 25, strike "For" and substitute "(1) For".

Page 9, after line 3 insert:

"(2) For the 2021-22 state fiscal year, \$36,000 is appropriated to the department of state for use by the information technology division. This appropriation is from the department of state cash fund created in section 24-21-104 (3)(b), C.R.S. To implement this act, the division may use this appropriation for personal services."

Appropriations After consideration on the merits, the Committee recommends that **SB21-264** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **SB21-290** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **SB21-292** 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, line 9, strike "2021-22." and substitute "2021-2022;"

Page 7, line 5, strike "MAY" and substitute "SHALL".

Page 7, line 7, strike "24-75-226," and substitute "24-75-228," and strike "21-___," and substitute "21-291,"

Page 7, after line 16 insert:

"SECTION 3. In Colorado Revised Statutes, add 24-4.1-117.7 as

follows:

24-4.1-117.7. State crime victims compensation program - creation - appropriation. THERE IS CREATED IN THE DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY THE STATE VICTIM COMPENSATION PROGRAM. THE GENERAL ASSEMBLY SHALL APPROPRIATE MONEY FROM THE ECONOMIC RECOVERY AND RELIEF CASH FUND, CREATED IN SECTION 24-75-228, AS ENACTED BY SENATE BILL 21-291, ENACTED IN 2021, TO THE DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY TO BE USED FOR THE COMPENSATION OF VICTIMS PURSUANT TO THIS PART 1 THAT ALSO CONFORMS WITH THE ALLOWABLE PURPOSES SET FORTH IN THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS THE ACT MAY BE SUBSEQUENTLY AMENDED. THE DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY SHALL DISTRIBUTE THE MONEY APPROPRIATED PURSUANT TO THIS SECTION BASED ON NEED."

Renumber succeeding sections accordingly.

Page 7, line 24, strike "24-75-226," and substitute "24-75-228,".

Page 7, line 25, strike "21-___," and substitute "21-291,".

Page 8, strike line 2 and substitute "24-4.2-103 AND 24-4.2-105.".

Page 8, line 5, strike "24-75-226," and substitute "24-75-228," and strike "21-___," and substitute "21-291,".

Page 8, line 9, after the period add "THE OFFICE OF THE STATE COURT ADMINISTRATOR SHALL, IN CONSULTATION WITH THE DIVISION OF CRIMINAL JUSTICE AND THE VICTIMS AND WITNESS ASSISTANCE AND LAW ENFORCEMENT PROGRAM ADMINISTRATORS IN EACH JUDICIAL DISTRICT, DISTRIBUTE THE MONEY APPROPRIATED PURSUANT TO THIS SUBSECTION (1.7) BASED ON NEED.".

Page 8, after line 18 insert:

"(d) THE REQUIREMENTS SET FORTH IN SECTION 24-4.2-105 (1) DO NOT APPLY TO THIS SUBSECTION (1.7).

SECTION 5. In Colorado Revised Statutes, 24-33.5-506, **amend** (1.5) as follows:

24-33.5-506. Victims assistance and law enforcement fund - creation. (1.5) (a) In addition to the annual appropriations specified in subsection (1) of this section, the general assembly shall make annual appropriations of the ~~moneys~~ MONEY in the victims assistance and law enforcement fund for payment of the direct and indirect costs of implementing the provisions of section 17-2-201 (5)(g). ~~C.R.S.~~

(b) IN ADDITION TO THE MONEY PAID INTO THE FUND PURSUANT TO THIS SUBSECTION (1.5) AND SUBSECTION (1) OF THIS SECTION, THE GENERAL ASSEMBLY SHALL APPROPRIATE MONEY FROM THE ECONOMIC RECOVERY AND RELIEF CASH FUND, CREATED IN SECTION 24-75-228, AS ENACTED BY SENATE BILL 21-291, ENACTED IN 2021, TO THE DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY TO BE USED FOR THE PROGRAMS AND PURPOSES DESCRIBED IN SUBSECTION (1) OF THIS SECTION.

(c) MONEY APPROPRIATED PURSUANT TO THIS SUBSECTION (1.5) FROM THE ECONOMIC RECOVERY AND RELIEF CASH FUND, CREATED IN SECTION 24-75-228, AS ENACTED BY SENATE BILL 21-291, ENACTED IN 2021, MUST ONLY FUND PROGRAMS AND PURPOSES THAT ALSO CONFORM WITH THE ALLOWABLE PURPOSES SET FORTH IN THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS THE ACT MAY BE SUBSEQUENTLY AMENDED. THE DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY MAY USE UP TO TEN PERCENT OF ANY MONEY APPROPRIATED PURSUANT TO THIS SUBSECTION (1.5) FOR DEVELOPMENT AND ADMINISTRATIVE COSTS INCURRED PURSUANT TO THIS SECTION IN THE PROVISION OF PROGRAMS AND SERVICES ALLOWED PURSUANT TO THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS THE ACT MAY BE SUBSEQUENTLY AMENDED."

Renumber succeeding sections accordingly.

Page 9, line 13, strike "MAY" and substitute "SHALL".

Page 9, line 15, strike "24-75-226," and substitute "24-75-228," and strike "21-___," and substitute "21-291,".

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Page 10, line 10, strike "24-75-226," and substitute "24-75-228," and strike "21-____," and substitute "21-291,".

Page 11, line 3, strike "24-75-226," and substitute "24-75-228,".

Page 11, after line 7 insert:

"(2) For the 2021-22 state fiscal year, \$1,500,000 is appropriated to the department of public safety for use by the division of criminal justice. This appropriation is from the economic recovery and relief cash fund created in section 24-75-228, C.R.S., and of money the state receives from the federal coronavirus state fiscal recovery fund. To implement this act, the division may use this appropriation for the state victim compensation program created in section 24-4.1-117.7, C.R.S."

Page 11, line 8, strike "(2)" and substitute "(3)" and strike "\$6,500,000" and substitute "\$3,500,000".

Page 11, line 11, strike "24-75-226," and substitute "24-75-228,".

Page 11, after line 14 insert:

"(4) For the 2021-22 state fiscal year, \$1,500,000 is appropriated to the victims assistance and law enforcement fund created in section 24-33.5-506 (1), C.R.S. This appropriation is from the economic recovery and relief cash fund created in section 24-75-228, C.R.S., and of money the state received from the federal coronavirus state fiscal recovery fund. The department of public safety is responsible for the accounting related to this appropriation.

(5) For the 2021-22 state fiscal year, \$1,500,000 is appropriated to the department of public safety for use by the division of criminal justice. This appropriation is from reappropriated funds in the Colorado domestic abuse program fund under subsection (4) of this section. To implement this act, the division may use this appropriation for the state victims assistance and law enforcement program."

Renumber succeeding subsections accordingly.

Page 11, line 18, strike "24-75-226," and substitute "24-75-228,".

Page 11, strike lines 22 through 27 and substitute:

"(7) For the 2021-22 state fiscal year, \$5,000,000 is appropriated to the Colorado domestic abuse program fund created in section 39-22-802 (1), C.R.S. This appropriation is from the economic recovery and relief cash fund created in section 24-75-228, C.R.S., and of money the state received from the federal coronavirus state fiscal recovery fund. The department of human services is responsible for the accounting related to this appropriation.

(8) For the 2021-22 state fiscal year, \$5,000,000 is appropriated to the department of human services for use by the office of self sufficiency. This appropriation is from reappropriated funds in the Colorado domestic abuse program fund under subsection (7) of this section. To implement this act, the office may use this appropriation for the domestic abuse program."

Page 12, strike line 1.

Page 12, line 2, strike "upon passage".

Page 12, line 3, strike "21-____ and Senate Bill 21-____" and substitute "21-288 and Senate Bill 21-291" and strike "law and" and substitute "law, in which case this act".

Page 12, line 4, strike "either upon" and substitute "on" and strike "21-____," and substitute "21-288,".

Page 12, line 5, strike "21-____," and substitute "21-291,".

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MESSAGE FROM THE HOUSE

June 1, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-071, 094, and 039, amended as printed in House Journal, May 24, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-081, 128, 201, and 181, amended as printed in House Journal, May 25, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-151, 166, 138, and 185, amended as printed in House Journal, May 26, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-156, 237, 063, and 108 amended as printed in House Journal, May 27, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-193, amended as printed in House Journal, May 27, 2021, and amended on Third Reading as printed in House Journal, May 28, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1111, amended as printed in House Journal, May 27, 2021.

The House has passed on Third Reading and returns herewith SB21-038, 029, 118, 098, 095, 126, 148, 106, 189, 267, 259, 263, and 266.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1322, amended as printed in House Journal, May 28, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, HB21-1111.

Without comment, as amended, SB21-039, 063, 071, 081, 094, 108, 128, 138, 151, 156, 166, 181, 185, 193, 201, and 237.

Without comment, as amended, HB21-1322.

**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:

HB21-1104 by Representative(s) Larson and McLachlan; also Senator(s) Lundeen and Zenzinger-- Concerning extending the renewal period for professional educator licenses from five to seven years, 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:

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| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Coram, Fenberg, Gardner, Ginal, Holbert, Kirkmeyer, Kolker, Lee, Liston, Moreno, Priola, Simpson, Sonnenberg, and Story.

HB21-1257 by Representative(s) Garnett and Neville; also Senator(s) Garcia and Rankin--Concerning the recognition of veterans in relation to certain parks within the state capitol complex, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Coram, Danielson, Fields, Gardner, Ginal, Gonzales, Hansen, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

SB21-288 by Senator(s) Moreno and Rankin; also Representative(s) Esgar and Valdez A.--Concerning the creation of the "American Rescue Plan Act of 2021" cash fund to hold money that the state receives from the federal coronavirus state fiscal recovery fund until allocation by separate action.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Danielson, Donovan, Fenberg, Fields, Garcia, Ginal, Gonzales, Hansen, Holbert, Jaquez Lewis, Kolker, Lee, Pettersen, Priola, Rodriguez, Story, Winter, and Zenzinger.

SB21-289 by Senator(s) Moreno and Rankin; also Representative(s) Herod and Bird--Concerning the creation of a cash fund consisting of certain money that the state receives from the federal coronavirus state fiscal recovery fund so that the money is available for appropriation only in other legislation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Fenberg, Fields, Garcia, Ginal, Gonzales, Hansen, Holbert, Jaquez Lewis, Kolker, Lee, Pettersen, Priola, Story, Winter, and Zenzinger.

SB21-291 by Senator(s) Fenberg and Holbert; also Representative(s) Roberts and Van Winkle-- Concerning the transfer of forty million dollars to the Colorado economic development fund for the purpose of providing grants to businesses and for investing in economic development opportunities in response to the negative economic impacts of the coronavirus pandemic from the newly created economic recovery and relief cash fund which fund consists of certain money that the state receives from the federal coronavirus state fiscal recovery 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Priola, Rankin, Story, Winter, 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:

HB21-1304 by Representative(s) Sirota and Garnett; also Senator(s) Fenberg and Buckner--Concerning measures to establish a unified early childhood system in Colorado, and, in connection therewith, creating the department of early childhood 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Coram, Danielson, Donovan, Fields, Garcia, Ginal, Gonzales, Hansen, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

SB21-233 by Senator(s) Rodriguez and Hansen; also Representative(s) Benavidez and Gonzales-Gutierrez--Concerning functions of the division of unemployment insurance, and, in connection therewith, requiring a feasibility study concerning a wage replacement program and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 20 | NO | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Gonzales, Moreno, Pettersen, and Winter.

HB21-1007 by Representative(s) Sullivan and Ortiz; also Senator(s) Danielson and Rodriguez--Concerning a state apprenticeship registration program 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:

| YES | 20 | NO | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Fenberg, Fields, Garcia, Ginal, Gonzales, Hansen, Kolker, Lee, Moreno, Pettersen, Story, Winter, and Zenzinger.

HB21-1149 by Representative(s) Jackson and Titone; also Senator(s) Story--Concerning supporting an energy sector career pathway for 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 | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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, Ginal, Gonzales, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Priola, and Winter.

HB21-1174 by Representative(s) Hooton, Rich, Valdez A.; also Senator(s) Story, Fields--Concerning the transfer to the capital construction fund of any excess proceeds from the issuance of a lease-purchase agreement under Senate Bill 20-219 that are initially credited to the emergency controlled maintenance account.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 21 | NO | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Lee.

HB21-1208 by Representative(s) Cutter and Gray; also Senator(s) Priola and Winter--Concerning the creation of an enterprise that is exempt from the requirements of section 20 of article X of the state constitution to administer a fee-based natural disaster mitigation grant program.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 21 | NO | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Pettersen.

HB21-1215 by Representative(s) Holtorf and Ortiz; also Senator(s) Hisey and Lee--Concerning the expansion of the justice reinvestment crime prevention initiative, and, in connection therewith, creating a small business grant program for justice-system-involved persons and 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Gardner, Gonzales, Hansen, Jaquez Lewis, Moreno, Pettersen, Priola, Simpson, Story, and Winter.

HB21-1229 by Representative(s) Titone and Ricks; also Senator(s) Fields--Concerning increased protections for unit owners in the governance of unit owners' associations under the "Colorado Common Interest Ownership Act".

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 21 | NO | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Gonzales, Hansen, Moreno, and Story.

HB21-1251 by Representative(s) Caraveo and Herod, Benavidez, Jackson, Jodeh, Mullica, Woodrow; also Senator(s) Fields and Gonzales--Concerning the appropriate use of ketamine upon a person in a prehospital 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 | 20 | NO | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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, Hansen, Jaquez Lewis, Lee, Moreno, Pettersen, Story, and Winter.

HB21-1253 by Representative(s) Froelich and Gray; also Senator(s) Winter and Rankin--Concerning a general fund transfer to the local government severance tax fund to fund grants to local governments for renewable and clean energy infrastructure 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 | 27 | NO | 8 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Donovan, Fields, Garcia, Hansen, Jaquez Lewis, Lee, Moreno, Pettersen, Priola, and Story.

HB21-1255 by Representative(s) Duran and Gray; also Senator(s) Jaquez Lewis and Pettersen--Concerning procedures for a domestic abuser upon the issuance of a protection order, 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 | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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, Ginal, Hansen, Moreno, Story, and Winter.

HB21-1270 by Representative(s) Exum and Caraveo; also Senator(s) Fields and Kirkmeyer--Concerning an appropriation to the department of human services for services related to the Colorado employment first program within the supplemental assistance nutrition 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 | 31 | NO | 4 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Garcia, Ginal, Moreno, Pettersen, Priola, Rankin, Simpson, Smallwood, Story, Winter, Woodward, and Zenzinger.

HB21-1297 by Representative(s) Hooton and Will; also Senator(s) Sonnenberg and Buckner-- Concerning requirements regarding the administration of prescription drug benefits under health benefit plans.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 1 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Coram, Donovan, Fenberg, Fields, Ginal, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Moreno, Pettersen, Rankin, Scott, and Winter.

HB21-1299 by Representative(s) Sullivan and Bacon, Amabile, McCormick; also Senator(s) Fields and Hansen--Concerning establishing an office of gun violence prevention, 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 | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Fenberg, Ginal, Gonzales, Jaquez Lewis, Lee, Moreno, Pettersen, Story, and Winter.

HB21-1303 by Representative(s) Burnett and McLachlan; also Senator(s) Hansen--Concerning measures to limit the global warming potential for certain materials used in public 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 | 21 | NO | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Fenberg, Fields, Gonzales, Jaquez Lewis, Lee, Moreno, Pettersen, and Story.

HB21-1319 by Representative(s) Duran; also Senator(s) Lee--Concerning temporary modifications to general prevailing rate requirements for certain state contracts for public projects.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 21 | NO | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Danielson, Moreno, and Story.

HB21-1071 by Representative(s) Kennedy; also Senator(s) Fenberg and Winter--Concerning the use of ranked choice voting in nonpartisan elections, and, in connection therewith, making an appropriation.

Laid over until Wednesday, June 2, retaining its place on the calendar.

HB21-1077 by Representative(s) Benavidez and Bird; also Senator(s) Gonzales and Moreno--Concerning the creation of the legislative oversight committee concerning tax policy, 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 | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Donovan and Pettersen.

HB21-1065 by Representative(s) Ortiz and Carver; also Senator(s) Garcia and Gardner--Concerning the authority of a private employer to adopt a veterans' preference employment policy when hiring new 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Coram, Danielson, Ginal, Hisey, Holbert, Kirkmeyer, Lee, Liston, Lundeen, Pettersen, Priola, Rankin, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

HB21-1105 by Representative(s) Kennedy; also Senator(s) Hansen and Priola--Concerning utility customers' financial contributions for low-income utility assistance.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 21 | NO | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Ginal, Kolker, Lee, Moreno, Pettersen, and Winter.

SB21-272 by Senator(s) Hansen and Fenberg; also Representative(s) Burnett--Concerning the operations of the public utilities commission, and, in connection therewith, modernizing the commission's statutory directives regarding distributed generation of electricity; requiring additional disclosure from intervenors in adversarial proceedings; and providing the commissioners with access to independent subject-matter experts.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 21 | NO | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Jaquez Lewis, Lee, Moreno, Pettersen, Priola, and Story.

HB21-1310 by Representative(s) Cutter; also Senator(s) Rodriguez--Concerning additional protections for homeowners' freedom of expression in common interest communities under the "Colorado Common Interest Ownership Act".

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 25 | NO | 10 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | N |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coram, Jaquez Lewis, Lee, Moreno, and Sonnenberg.

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:

HB21-1216 by Representative(s) Valdez A. and Van Winkle; also Senator(s) Gonzales--Concerning the ability for certain marijuana licensees to change the designation of marijuana from retail to medical.

Laid over until Wednesday, June 2, retaining its place on the calendar.

- HB21-1162** by Representative(s) Valdez A. and Cutter, Amabile, Bernett, Hooton, Kipp, Sirota, Woodrow; also Senator(s) Gonzales and Garcia--Concerning the management of plastic products. 1
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- Amendment No. 1, State, Veterans & Military Affairs Committee Amendment. 5
(Printed in Senate Journal, May 26, page(s) 1130-1131 and placed in members' bill files.) 6
7
- Amendment No. 2, Appropriations Committee Amendment. 8
(Printed in Senate Journal, May 28, page(s) 1198 and placed in members' bill files.) 9
10
- Amendment No. 3(L.057), by Senator Gonzales. 11
12
- Amend reengrossed bill, page 6, after line 19 insert: 13
14
- "(14) "SMALL STORE" MEANS A STORE THAT OPERATES SOLELY IN 15
COLORADO, HAS THREE OR FEWER LOCATIONS IN THE STATE, AND IS NOT PART 16
OF A FRANCHISE, CORPORATION, OR PARTNERSHIP THAT HAS PHYSICAL 17
LOCATIONS OUTSIDE OF COLORADO." 18
19
- Renumber succeeding subsection accordingly. 20
21
- Page 6, line 20, strike "MEANS" and substitute "MEANS, EXCEPT AS PROVIDED IN 22
SUBSECTION (15)(c) OF THIS SECTION," 23
24
- Page 6, after line 26 insert: 25
26
- "(c) "STORE" DOES NOT INCLUDE A SMALL STORE." 27
28
- As amended, ordered revised and placed on the calendar for third reading and final 29
passage. 30
31
- (For further action, see amendments to the report of the Committee of the Whole.) 32
33
34
- SB21-200** by Senator(s) Winter and Moreno; also Representative(s) Jackson--Concerning measures to 35
further environmental protections, and, in connection therewith, adopting measures to 36
reduce emissions of greenhouse gases and adopting protections for disproportionately 37
impacted communities. 38
39
- Laid over until Wednesday, June 2, retaining its place on the calendar. 40
41
42
- HB21-1307** by Representative(s) Roberts, McCluskie; also Senator(s) Donovan and Liston--Concerning 43
measures to increase access to prescription insulin for persons with diabetes. 44
45
- Laid over until the end of the Senate calendar of Tuesday, June 1, 2021. 46
47
48
49
50
- AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE** 51
- HB21-1162** by Representative(s) Valdez A. and Cutter, Amabile, Bernett, Hooton, Kipp, Sirota, 53
Woodrow; also Senator(s) Gonzales and Garcia--Concerning the management of plastic 54
products. 55
56
- Senator Priola moved to amend the report of the Committee of the Whole to show that the 57
following Priola floor amendment, (L.047) to HB21-1162, did pass. 58
59
- Amend the State, Veterans, and Military Affairs Committee Report, dated May 60
25, 2021, page 1, after line 8 insert: 61
62
- "Page 5 of the reengrossed bill, after line 24 insert: 63
64
- "(10) "RETAIL LIQUOR STORE" HAS THE MEANING SET FORTH IN SECTION 65
44-3-103 (48)." 66
67
- Renumber succeeding subsections accordingly. 68
69

Page 6, line 8, strike "(10)(a)" and substitute "(11)(a)".

Page 1 of the report, after line 10 insert:

"Page 6 of the bill, after line 12 insert:

"(13) "SINGLE-SERVING PLASTIC CONTAINER" MEANS A PLASTIC CONTAINER USED FOR A BEVERAGE THAT CONTAINS SEVENTY-FIVE MILLILITERS OR LESS OF LIQUID."

Renumber succeeding subsections accordingly.

Page 7, line 1, strike "bag -" and substitute "bags and single-serving plastic containers -".

Page 1 of the report, after line 16 insert:

"Page 7 of the bill, after line 16 insert:

"(3) ON AND AFTER JANUARY 1, 2024, A RETAIL LIQUOR STORE SHALL NOT PROVIDE A SINGLE-SERVING PLASTIC CONTAINER TO A CUSTOMER."

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1162 as amended

Laid over until 06/01/2021: HB21-1307

Laid over until 06/02/2021: HB21-1216, SB21-200

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1279 and HB21-1290 were made Special Orders -- Consent Calendar at 1:19 p.m.

Committee of the Whole

The hour of 1:19 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:

HB21-1279 by Representative(s) Young and Holtorf; also Senator(s) Fields--Concerning the regulation of practitioners of occupational therapy, and, in connection therewith, enacting Colorado's membership in an interstate compact concerning the limited interstate practice of occupational therapy and providing for the issuance of provisional licenses to certain qualified individuals.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1290 by Representative(s) Esgar and Will; also Senator(s) Fenberg and Rankin--Concerning funding to provide just transition for coal transition workers and coal transition communities, 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1279, HB21-1290

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB21-290, SB21-292, HB21-1189, HB21-1269, HB21-1282, HB21-1283, HB21-1315, and HB21-1321 were made Special Orders at 1:23 p.m.

Committee of the Whole The hour of 1:23 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:

SB21-290 by Senator(s) Danielson and Buckner; also Representative(s) Young--Concerning the allocation of fifteen million dollars from the general fund to establish the area agency on aging grant program for programs providing assistance to older Coloradans, and, in connection therewith, making an appropriation.

Amendment No. 1(L.002), by Senator Danielson.

Amend printed bill, page 5, lines 15 and 16, strike "AND ITS" and substitute "INCLUDING INFORMATION ON THE TYPE OF PROJECTS FINANCED BY GRANT AWARDS, THE AMOUNT OF MONEY AWARDED TO EACH PROJECT, AND WHERE THOSE PROJECTS WERE CONDUCTED AND THE PROGRAM'S".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB21-292 by Senator(s) Winter and Rankin; also Representative(s) Duran--Concerning the allocation of fifteen million dollars from the economic relief and recovery cash fund under the federal "American Rescue Plan Act of 2021" for purpose of funding victim's services programs to assist persons disproportionately impacted by the COVID-19 public health emergency, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, June 1, page(s) 1221-1223 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB21-1189 by Representative(s) Benavidez and Valdez A.; also Senator(s) Gonzales and Moreno--Concerning additional public health protections in relation to the emission of air toxics, and, in connection therewith, making an appropriation.

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.)

HB21-1269 by Representative(s) Hooton and Boesenecker; also Senator(s) Donovan--Concerning an investigation by the public utilities commission to evaluate the parameters of an energy policy allowing communities in Colorado that are served by an investor-owned electric utility to choose alternative wholesale electricity suppliers, and, in connection therewith, making an appropriation.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, May 26, page(s) 1133 and placed in members' bill files.)

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.)

HB21-1282 by Representative(s) Weissman; also Senator(s) Gonzales--Concerning additional consumer protections resulting from the regulation of mortgage servicers, and, in connection therewith, making an appropriation.

Amendment No. 1, Finance Committee Amendment.
 (Printed in Senate Journal, May 25, page(s) 1114 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1283 by Representative(s) Ricks and Hooton; also Senator(s) Fields--Concerning measures to address consumer protection concerns regarding vehicle towing, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
 (Printed in Senate Journal, June 1, page(s) 1220 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1315 by Representative(s) Herod and Soper; also Senator(s) Moreno and Gonzales--Concerning eliminating certain monetary amounts a juvenile in the justice system is required to pay.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1321 by Representative(s) Kennedy and Weissman; also Senator(s) Moreno and Pettersen--Concerning voter transparency requirements to increase information about the fiscal impact of statewide ballot measures that would result in a change in district revenue, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
 (Printed in Senate Journal, June 1, page(s) 1221 and placed in members' bill files.)

Amendment No. 2(L.011), by Senator Moreno.

Amend reengrossed bill, page 7, strike lines 9 through 11 and substitute:
 ""PROGRAM EXPENDITURE" REFERS TO THE THREE PROGRAM TYPES LISTED AS RECEIVING THE LARGEST GENERAL FUND OPERATING APPROPRIATIONS IN THE JOINT BUDGET COMMITTEE'S ANNUAL APPROPRIATIONS REPORT FOR THE MOST RECENT FISCAL YEAR.".

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

HB21-1189 by Representative(s) Benavidez and Valdez A.; also Senator(s) Gonzales and Moreno--Concerning additional public health protections in relation to the emission of air toxics, and, in connection therewith, making an appropriation.

Senator Gonzales moved to amend the report of the Committee of the Whole to show that the following amendment to HB21-1189 did pass, and that HB21-1189, as amended, did pass.

Amend reengrossed bill, page 14, line 8, strike "**dedicated**".

Page 14, line 9, strike "**area**" and substitute "**area, Henderson, the city of Pueblo, and other communities**".

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:

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| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

HB21-1269 by Representative(s) Hooton and Boesenecker; also Senator(s) Donovan--Concerning an investigation by the public utilities commission to evaluate the parameters of an energy policy allowing communities in Colorado that are served by an investor-owned electric utility to choose alternative wholesale electricity suppliers, and, in connection therewith, making an appropriation.

Senator Hisey moved to amend the report of the Committee of the Whole to show that the following Hisey floor amendment, (L.012) to HB21-1269, did pass and that HB21-1269, as amended, did pass.

Amend reengrossed bill, page 9, line 7, after "PROVIDE" insert "FULL".

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | Y | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Hisey moved to amend the report of the Committee of the Whole to show that the following Hisey floor amendment, (L.016) to HB21-1269, did pass and that HB21-1269, as amended, did pass.

Amend reengrossed bill, page 10, after line 10, insert:

"(IX) THE IMPACT CCE COULD HAVE ON CURRENT OR FUTURE CLEAN ENERGY PLANS;"

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 | 17 | NO | 18 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Hisey moved to amend the report of the Committee of the Whole to show that the following Hisey floor amendment, (L.022) to HB21-1269, did pass and that HB21-1269, as amended, did pass.

Amend reengrossed bill, page 5, strike lines 1 through 10 and substitute:

"(IX) THIS SECTION PERTAINS ONLY TO THE STUDY OF CCE AND OTHER POTENTIAL COMMUNITY CHOICE OPTIONS, INCLUDING INCREMENTAL CCE, AND NOT TO THEIR IMPLEMENTATION. IT IS PRUDENT TO STUDY THE FEASIBILITY AND THE REGULATORY, LEGAL, ECONOMIC, STRANDED-COST, EQUITY, AND ENVIRONMENTAL IMPLICATIONS OF CCE AND OTHER COMMUNITY CHOICE OR PARTNERSHIP OPTIONS IN COLORADO BEFORE CONSIDERING THE IMPLEMENTATION OF CCE AS AN OPTION FOR COMMUNITIES IN COLORADO THAT ARE SERVED BY AN INVESTOR-OWNED ELECTRIC UTILITY.".

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Hisey moved to amend the report of the Committee of the Whole to show that the following Hisey floor amendment, (L.017) to HB21-1269, did pass and that HB21-1269, as amended, did pass.

Amend reengrossed bill, page 12, after line 21 insert:

"(XXI) THE RISKS UTILITIES AND UTILITY CUSTOMERS FACE IF A CCE STOPS OPERATION AND THE UTILITY IS COMPELLED TO SERVE;".

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 | 16 | NO | 19 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | Y | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

**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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-290 as amended, SB21-292 as amended; HB21-1189 as amended, HB21-1269 as amended, HB21-1282 as amended, HB21-1283 as amended, HB21-1315, HB21-1321 as amended

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Fenberg, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
COLORADO BOARD OF VETERANS AFFAIRS

for a term expiring June 30, 2024:

Jasmine Walker Motupalli of Centennial, Colorado, a Democrat, and a veteran who has been honorably released or separated from the armed forces of the United States, and occasioned by the resignation of Norman E. Steen of Woodland Park, Colorado, appointed.

or a term expiring June 30, 2023:

Lacey Golonka of Castle Rock, Colorado, an Unaffiliated, and a veteran who has been honorably released or separated from the Armed Forces of the United States, and occasioned by the resignation of Hollie Caldwell of Parker, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-039 by Senator(s) Zenzinger and Hisey; also Representative(s) Caraveo and Pelton--Concerning the elimination of subminimum wage employment by providing supports to ensure successful transitions for individuals currently working in subminimum wage jobs, and, in connection therewith, making an appropriation.

Senator Zenzinger moved that the Senate concur in House amendments to **SB21-039**, as printed in House journal, May 24, page(s) 1498. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-063

by Senator(s) Sonnenberg and Fields; also Representative(s) Hooton and Pelton-- Concerning an expansion of the ability of an existing association consisting of multiple employers to offer health care benefits to the members of the association, and, in connection therewith, making an appropriation.

Senator Fields moved that the Senate concur in House amendments to **SB21-063**, as printed in House journal, May 27, page(s) 1591. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-071 by Senator(s) Buckner; also Representative(s) Daugherty and Boesenecker--Concerning measures to limit the detention of juveniles, and, in connection therewith, making and reducing an appropriation.

Senator Buckner moved that the Senate concur in House amendments to **SB21-071**, as printed in House journal, May 24, page(s) 1493. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-081 by Senator(s) Kolker; also Representative(s) Michaelson Jenet--Concerning procedural measures to prevent the misuse of the safe2tell program.

Senator Kolker moved that the Senate concur in House amendments to **SB21-081**, as printed in House journal, May 25, page(s) 1534. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-094 by Senator(s) Ginal and Winter, Buckner, Fields, Jaquez Lewis, Kirkmeyer, Simpson; also Representative(s) Roberts and Ortiz--Concerning the continuation of the state board of pharmacy, and, in connection therewith, implementing recommendations contained in the 2020 sunset report by the department of regulatory agencies and making other changes regarding the practice of professions regulated by the board.

Senator Ginal moved that the Senate concur in House amendments to **SB21-094**, as printed in House journal, May 24, page(s) 1496. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-108 by Senator(s) Story; also Representative(s) Bennett and Cutter--Concerning gas pipeline safety, and, in connection therewith, increasing and clarifying the rule-making and enforcement authority of the public utilities commission, and making an appropriation.

Senator Story moved that the Senate concur in House amendments to **SB21-108**, as printed in House journal, May 27, page(s) 1592. The motion was **adopted** by the following roll call vote:

| YES | 22 | NO | 13 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-128

by Senator(s) Kolker; also Representative(s) Lontine--Concerning modifications to the administration of the nursing home penalty cash fund, and, in connection therewith, making and reducing appropriations.

Senator Kolker moved that the Senate concur in House amendments to **SB21-128**, as printed in House journal, May 25, page(s) 1535. The motion was **adopted** by the following roll call vote:

| YES | 27 | NO | 8 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-138 by Senator(s) Coleman; also Representative(s) Sandridge and Bacon--Concerning measures to improve the support of persons in the criminal justice system with a brain injury, and, in connection therewith, making an appropriation.

Senator Coleman moved that the Senate concur in House amendments to **SB21-138**, as printed in House journal, May 26, page(s) 1571. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-151 by Senator(s) Buckner and Rankin; also Representative(s) Young and Rich--Concerning transparency in reading programs implemented in public schools, and, in connection therewith, making an appropriation.

Senator Buckner moved that the Senate concur in House amendments to **SB21-151**, as printed in House journal, May 26, page(s) 1558. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-156

by Senator(s) Garcia; also Representative(s) Mullica--Concerning the creation of a pilot grant program for the use of nurses in 911 dispatch to help divert incoming 911 calls that do not require emergency medical service to other types of medical care, and, in connection therewith, making an appropriation.

Senator Fenberg moved that the Senate concur in House amendments to **SB21-156**, as printed in House journal, May 27, page(s) 1590. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-166

by Senator(s) Rankin and Fenberg; also Representative(s) McCluskie and Will--Concerning the implementation of recommendations from the Colorado fire commission, and, in connection therewith, making an appropriation.

Senator Fenberg moved that the Senate concur in House amendments to **SB21-166**, as printed in House journal, May 26, page(s) 1558. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-181 by Senator(s) Fields and Coram; also Representative(s) Herod and Caraveo--Concerning state agencies addressing health disparities in Colorado, and, in connection therewith, making an appropriation.

Senator Fields moved that the Senate concur in House amendments to **SB21-181**, as printed in House journal, May 25, page(s) 1536. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-185 by Senator(s) Zenzinger and Rankin; also Representative(s) McLachlan and McCluskie-- Concerning supporting the educator workforce in Colorado, and, in connection therewith, making an appropriation.

Senator Zenzinger moved that the Senate concur in House amendments to **SB21-185**, as printed in House journal, May 26, page(s) 1571-1572. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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: Cooke.

SB21-193 by Senator(s) Buckner; also Representative(s) Herod--Concerning the protection of a pregnant person's rights during the perinatal period, and, in connection therewith, making an appropriation.

Senator Buckner moved that the Senate concur in House amendments to **SB21-193**, as printed in House journal, May 27, page(s) 1592. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-201 by Senator(s) Danielson and Pettersen; also Representative(s) Young and Boesenecker-- Concerning stricter enforcement for child care facilities, and, in connection therewith, making an appropriation.

Senator Danielson moved that the Senate concur in House amendments to **SB21-201**, as printed in House journal, May 25, page(s) 1535. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-237 by Senator(s) Donovan; also Representative(s) McCluskie and Lynch--Concerning creation of the Colorado forest health council in the department of natural resources, and, in connection therewith, repealing the forest health advisory council within the state forest service and making an appropriation.

Senator Donovan moved that the Senate concur in House amendments to **SB21-237**, as printed in House journal, May 27, page(s) 1590-1591. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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:

HB21-1111 by Representative(s) McKean; also Senator(s) Bridges and Gonzales--Concerning the possession of certain personal information by governmental entities.
Finance

HB21-1322 by Representative(s) Snyder and Titone; also Senator(s) Pettersen--Concerning the restructuring of the gasoline and special fuel tax.
Finance

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the remainder of the General Orders -- Second Reading of Bills Calendar (HB21-1307) of Tuesday, June 1, was laid over until Wednesday, June 2, retaining its place on the calendar.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **HB21-1111** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 2, line 7, strike "DURING THE 2022 INTERIM".

Page 2, line 22, after "SHALL" insert "COMPLETE ITS WORK AND".

Finance After consideration on the merits, the Committee recommends that **HB21-1322** 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 **HB21-1286** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation. 3
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Amend reengrossed bill, page 3, line 5, strike "performance standards" and substitute "task force". 8
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Page 3, strike lines 19 through 21 and substitute: 11
12

"(c) MANY BUILDING OWNERS HAVE MADE PROACTIVE EFFORTS TO REDUCE THE ENERGY USE AND GREENHOUSE GAS EMISSIONS OF THEIR BUILDINGS, YET MORE REMAINS TO BE DONE TO HELP THE STATE MEET ITS GREENHOUSE GAS REDUCTION GOALS; 13
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(d) BUILDING TENANTS THAT PAY ENERGY BILLS OFTEN LACK THE". 18

Reletter succeeding paragraphs accordingly. 19
20

Page 5, line 3, strike "ENACT" and substitute "DEVELOP". 21
22

Page 5, strike lines 18 through 25. 23
24

Reletter succeeding paragraphs accordingly. 25
26

Page 9, strike lines 15 and 16. 27
28

Reletter succeeding paragraphs accordingly. 29
30

Page 9, strike lines 21 through 24 and substitute: 31
32

"(s) "PERFORMANCE STANDARDS" MEANS STANDARDS THAT THE COMMISSION ESTABLISHES BY RULE PURSUANT TO SUBSECTION (8)(b) OF THIS SECTION WITH WHICH OWNERS OF COVERED BUILDINGS ARE REQUIRED TO COMPLY. 33
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(t) "PUBLIC BUILDING" MEANS A COVERED BUILDING OWNED BY: 38

(I) THE STATE; 39

(II) A LOCAL GOVERNMENT; 40

(III) A DISTRICT OR SPECIAL DISTRICT REGULATED UNDER TITLE 32; 41

(IV) A STATE INSTITUTION OF HIGHER EDUCATION; 42

(V) A PRIVATE INSTITUTION OF HIGHER EDUCATION AS DEFINED IN SECTION 23-18-102 (9); 43
44

(VI) A SCHOOL DISTRICT CREATED PURSUANT TO ARTICLE 30 OF TITLE 22; AND 45
46

(VII) A CHARTER SCHOOL AUTHORIZED PURSUANT TO PART 1 OF ARTICLE 30.5 OF TITLE 22.". 47
48

Reletter succeeding paragraphs accordingly. 49
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Page 10, strike lines 8 through 21. 51
52

Reletter succeeding paragraphs accordingly. 53
54

Page 11, strike lines 23 through 27 and substitute: 55
56

"(II) THE OWNER OF A CORRECTIONAL FACILITY; AND 57
58

(III) THE OWNER OF A PUBLIC BUILDING THAT IS A COVERED BUILDING.". 59
60

Page 13, after line 16 insert: 61
62

"(d) TO MEET THE REQUIREMENTS OF THIS SUBSECTION (4), A QUALIFYING UTILITY THAT IS NOT AN INVESTOR-OWNED UTILITY MAY SEEK AND USE GRANT FUNDING FROM THE COLORADO CLEAN ENERGY FUND, A NONPROFIT CORPORATION, OR THE ENERGY FUND CREATED IN SECTION 24-38.5-102.4 (1)(a)(I)". 63
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Page 16, line 13, after "INCLUDES" insert "THE GREENHOUSE GAS EMISSIONS,". 68
69

Page 16, strike lines 20 through 27.

Strike pages 17 through 21.

Page 22, strike lines 1 through 16.

Re-number succeeding subsections accordingly.

Page 22, line 17, after "implementation -" insert "rules -".

Page 22, strike lines 21 and 22 and substitute "THE GOVERNOR ON PERFORMANCE STANDARDS FOR COVERED BUILDINGS."

Page 22, strike lines 25 through 27.

Page 23, strike lines 1 through 10 and substitute:

"(II) THE TASK FORCE SHALL DEVELOP RECOMMENDATIONS REGARDING THE RULES THAT THE COMMISSION SHALL PROMULGATE PURSUANT TO SUBSECTION (8)(b) OF THIS SECTION, FOR:

(A) INTERIM PERFORMANCE STANDARDS THAT WOULD ACHIEVE A REDUCTION IN GREENHOUSE GAS EMISSIONS OF SEVEN PERCENT BY 2026 AS COMPARED TO 2021 LEVELS AS REPORTED IN 2022 FOR 2021 BENCHMARKING DATA;

(B) PERFORMANCE STANDARDS THAT WOULD ACHIEVE A REDUCTION IN GREENHOUSE GAS EMISSIONS OF TWENTY PERCENT BY 2030 AS COMPARED TO 2021 LEVELS; AND

(C) THE PROCESS FOR ADVISING, SOLICITING PUBLIC INPUT ON, AND MAKING RECOMMENDATIONS TO THE COMMISSION ON PERFORMANCE STANDARDS FOR 2030 TO 2050.

(III) IN DEVELOPING RECOMMENDATIONS, THE TASK FORCE SHALL:

(A) SOLICIT FEEDBACK FROM A BROAD RANGE OF INDUSTRIES AND BUILDING OWNERS; AND

(B) EXAMINE BUILDING TYPES WITH UNIQUE ENERGY NEEDS INCLUDING AVIATION FACILITIES, NURSING HOMES, AND HOSPITALS.

(IV) IN CALCULATING GREENHOUSE GAS REDUCTIONS PURSUANT TO THIS SUBSECTION (8), THE CALCULATION MUST NOT INCLUDE SAVINGS FROM STATEWIDE DECARBONIZATION OF ELECTRICITY OR NATURAL GAS UTILITY GRIDS, BUT MAY INCLUDE SAVINGS FROM UTILITIES' OR LOCAL GOVERNMENTS' ENERGY EFFICIENCY PROGRAMS.

(V) ADDITIONALLY, THE TASK FORCE MAY CONSIDER MAKING"

Re-number succeeding subparagraph accordingly.

Page 23, line 18, strike "AND".

Page 23, line 20, strike "COLORADO." and substitute "COLORADO; AND

(E) HOW REGULATIONS AND AGENCY SUPPORT COULD HELP ENSURE BUILDING OWNERS AVOID FINES THROUGH COMPLIANCE WITH PERFORMANCE STANDARDS."

Page 24, after line 5 insert:

"(b) ON OR BEFORE OCTOBER 1, 2022, THE TASK FORCE SHALL DELIVER TO THE DIRECTOR OF THE OFFICE ANY FINAL RECOMMENDATIONS DEVELOPED. THE DIRECTOR OF THE OFFICE SHALL SEND COPIES OF THE TASK FORCE'S FINAL RECOMMENDATIONS TO THE COMMISSION, THE GENERAL ASSEMBLY, AND THE GOVERNOR."

Re-letter succeeding paragraphs accordingly.

Page 24, strike lines 8 through 13 and substitute "SUBSECTION (8)(a)(I) OF THIS SECTION, AND THE DIRECTOR OF THE OFFICE IN CONSULTATION WITH THE DIVISION DETERMINES THAT THE RECOMMENDATIONS MEET THE GREENHOUSE GAS EMISSION REDUCTION REQUIREMENTS SET FORTH IN SUBSECTION (8)(a)(II) OF THIS SECTION, THE DIVISION SHALL, ON OR BEFORE NOVEMBER 15, 2022, REQUEST THAT THE COMMISSION"

Page 24, strike line 15 and substitute: "IMPLEMENT PERFORMANCE STANDARDS."

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ON OR BEFORE MAY 1, 2023, THE COMMISSION, UPON CAREFUL CONSIDERATION OF THE RECOMMENDATIONS OF THE TASK FORCE AS PRESENTED BY THE DIVISION, SHALL PROMULGATE RULES TO ESTABLISH PERFORMANCE STANDARDS. THE COMMISSION SHALL ALSO ADOPT RULES REGARDING WAIVERS AND EXTENSIONS OF TIME REGARDING THE PERFORMANCE STANDARD REQUIREMENTS. THE COMMISSION'S RULES MUST INCLUDE A PROVISION THAT AN OWNER OF A PUBLIC BUILDING NEED ONLY COMPLY WITH PERFORMANCE STANDARDS WITH REGARD TO WORK ON A CONSTRUCTION OR RENOVATION PROJECT THAT:

(A) HAS AN ESTIMATED COST OF AT LEAST FIVE HUNDRED THOUSAND DOLLARS;

(B) IMPACTS AT LEAST TWENTY-FIVE PERCENT OF THE COVERED BUILDING'S SQUARE FOOTAGE; AND

(C) EXCLUDES UPGRADES SUCH AS PAINTING, FLOORING, OR TENANT FINISHES THAT DO NOT IMPACT ENERGY USE."

Page 24, strike lines 19 through 27.

Page 25, strike lines 1 through 4 and substitute "FORCE'S RECOMMENDATIONS DO NOT MEET THE GREENHOUSE GAS EMISSION REDUCTION REQUIREMENTS SET FORTH IN SUBSECTION (8)(a)(II) OF THIS SECTION, THE COMMISSION, ON OR BEFORE MAY 1, 2023, SHALL, BY RULE, ADOPT PERFORMANCE STANDARDS THAT MEET THE GREENHOUSE GAS EMISSION REDUCTION REQUIREMENTS SET FORTH IN SUBSECTION (8)(a)(II) OF THIS SECTION. THE COMMISSION SHALL ALSO ADOPT RULES REGARDING WAIVERS AND EXTENSIONS OF TIME REGARDING THE PERFORMANCE STANDARD REQUIREMENTS. THE COMMISSION'S RULES MUST INCLUDE A PROVISION THAT AN OWNER OF A PUBLIC BUILDING NEED ONLY COMPLY WITH PERFORMANCE STANDARDS WITH REGARD TO WORK ON A CONSTRUCTION OR RENOVATION PROJECT THAT:

(A) HAS AN ESTIMATED COST OF AT LEAST FIVE HUNDRED THOUSAND DOLLARS;

(B) IMPACTS AT LEAST TWENTY-FIVE PERCENT OF THE COVERED BUILDING'S SQUARE FOOTAGE; AND

(C) EXCLUDES UPGRADES SUCH AS PAINTING, FLOORING, OR TENANT FINISHES THAT DO NOT IMPACT ENERGY USE.

(III) THE COMMISSION SHALL NOT ADOPT RULES TO RESCIND OR MODIFY THE EXEMPTIONS FOR OWNERS OF PUBLIC BUILDINGS FROM PAYMENT OF THE ANNUAL FEE, AS SET FORTH IN SECTION 24-38.5-110 (1)(e)(II), OR FROM PAYMENT OF CIVIL PENALTIES, AS SET FORTH IN SECTION 25-7-122 (1)(i).

(IV) THE COMMISSION SHALL, AS NECESSARY, ADOPT RULES TO MODIFY OR CONTINUE THE PERFORMANCE STANDARDS UNTIL 2050 IN ORDER TO ACHIEVE OR EXCEED GREENHOUSE GAS EMISSION REDUCTION TARGETS SET FORTH IN SECTION 25-7-102 (2)(g)."

Reletter succeeding paragraphs accordingly.

Page 25, line 13, strike "SYSTEMS OPERATOR;" and substitute "OPERATING ENGINEER;".

Page 25, strike lines 22 through 24 and substitute:

"(VIII) ONE MEMBER REPRESENTING ARCHITECTS;

(IX) ONE MEMBER REPRESENTING PROFESSIONAL ENGINEERS WITH EXPERIENCE WORKING ON SYSTEMS FOR BUILDINGS;".

Renumber succeeding subparagraphs accordingly.

Page 26, line 15, after the period add "IN MAKING APPOINTMENTS TO THE TASK FORCE, THE DIRECTOR OF THE OFFICE SHALL STRIVE TO ENSURE GEOGRAPHIC DIVERSITY."

Page 26, strike lines 16 through 27 and substitute:

"(f) SUBSECTIONS (8)(a), (8)(b), (8)(d), AND (8)(e), AND THIS SUBSECTION (8)(f) ARE REPEALED, EFFECTIVE JULY 1, 2025."

Strike page 27.

Page 28, strike lines 1 through 14.

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Renumber succeeding subsection accordingly.

Page 31, strike lines 24 through 27.

Page 32, strike lines 1 through 6 and substitute:

"(II) THE OWNER OF A PUBLIC BUILDING IS EXEMPT FROM PAYING THE ANNUAL FEE DESCRIBED IN SUBSECTION (1)(e)(I) OF THIS SECTION."

Page 32, line 17, strike "(2)(g)." and substitute "(2)(d)."

Page 32, strike lines 19 and 20 and substitute "BENCHMARKING REQUIREMENTS SET FORTH IN SECTION 25-7-142 (3) AND PERFORMANCE STANDARD REQUIREMENTS SET BY THE COMMISSION BY RULE PURSUANT TO SECTION 25-7-142 (8)(b)."

Page 32, after line 22 insert:

"(d) "COMMISSION" MEANS THE AIR QUALITY CONTROL COMMISSION CREATED IN SECTION 25-7-104 (1)."

Reletter succeeding paragraphs accordingly.

Page 32, line 24, strike "(2)(m)." and substitute "(2)(j)."

Page 32, strike line 26 and substitute "(2)(r)."

Page 33, strike lines 12 through 27 and substitute "AS PART OF THE REQUIREMENT THAT THE COMMISSION ADOPT RULES TO ESTABLISH PERFORMANCE STANDARDS PURSUANT TO SECTION 25-7-142 (8)(b), THE COMMISSION SHALL ESTABLISH BY RULE, WITH REGARD TO A VIOLATION OF THE PERFORMANCE STANDARDS, CIVIL PENALTIES IN AN AMOUNT NOT TO EXCEED TWO THOUSAND DOLLARS FOR A FIRST VIOLATION AND FIVE THOUSAND DOLLARS FOR A SUBSEQUENT VIOLATION."

(II) THE DIVISION SHALL NOT ASSESS A CIVIL PENALTY FOR A VIOLATION RELATED TO A PUBLIC BUILDING."

Page 34, line 8, strike "(2)(m)." and substitute "(2)(j)."

Page 34, strike lines 9 and 10.

Reletter succeeding sub-subparagraph accordingly.

Page 34, line 12, strike "(2)(v)." and substitute "(2)(r)."

Page 1, line 104, before "PERFORMANCE" insert "RULES REGARDING".

MESSAGE FROM THE HOUSE

June 1, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-236, 202, 204, 230, 229, and 231, amended as printed in House Journal, May 28, 2021.

The House has passed on Third Reading and returns herewith SB21-253, 203, 265 and 239.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, SB21-202, 204, 229, 230, 231, 236.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR21-018.

On motion of Senator Rodriguez, the Senate adjourned until 9:00 a.m., Wednesday, June 2, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

 110th Legislative Day

 Wednesday, June 2, 2021

| | | |
|------------------------|---|---|
| Prayer | By President Garcia | 1 |
| Call to Order | By the President at 9:00 a.m. | 2 |
| Roll Call | Present--34 | 3 |
| | Excused--1, Scott | 4 |
| | Present later--1, Scott | 5 |
| | Remote--1, Scott | 6 |
| Quorum | The President announced a quorum present. | 7 |
| Pledge | By Senator Donovan | 8 |
| Reading of the Journal | On motion of Senator Kirkmeyer, reading of the Journal of Tuesday, June 1, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 9 |

SENATE SERVICES REPORT

Correctly Engrossed: SB21-290 and 292.
Correctly Reengrossed: SB21-233, 272, 288, 289, and 291.
Correctly Revised: HB21-1162, 1189, 1269, 1279, 1282, 1283, 1290, 1315, and 1321.
Correctly Rerevised: HB21-1007, 1065, 1077, 1104, 1105, 1149, 1174, 1208, 1215, 1229, 1251, 1253, 1255, 1257, 1270, 1297, 1299, 1303, 1304, 1310, and 1319.
Correctly Enrolled: SB21-029, 038, 039, 063, 071, 081, 094, 095, 098, 106, 108, 118, 126, 128, 138, 148, 151, 156, 166, 181, 185, 189, 193, 201, 237, 259, 263, 266, and 267.

COMMITTEE OF REFERENCE REPORTS

| | | |
|----------------|---|----|
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1194 be referred to the Committee of the Whole with favorable recommendation. | 10 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1234 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 11 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1258 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 12 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1262 be referred to the Committee of the Whole with favorable recommendation. | 13 |
| Appropriations | After consideration on the merits, the Committee recommends that HB21-1265 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. | 14 |

Appropriations After consideration on the merits, the Committee recommends that **HB21-1301** 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 **HB21-1306** 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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Appropriations After consideration on the merits, the Committee recommends that **HB21-1317** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. 9
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14 Amend reengrossed bill, page 15, line 25, strike "GENERAL FUND." and substitute "MARIJUANA TAX CASH FUND.". 15
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17 Page 24, line 26, strike "\$460,227" and substitute "\$541,826". 18
19 Page 25, line 2, strike "\$173,250" and substitute "\$265,656" and strike "\$286,977" and substitute "\$276,170". 20
21
22 Page 25, line 5, strike "\$102,417" and substitute ""\$110,935". 23
24 Page 25, line 7 "1.6" and substitute "2.1". 25
26 Page 25, Line 9, strike "\$184,560" and substitute "\$165,235". 27
28 Page 25, line 11, strike "\$118,150" and substitute "\$151,521". 29
30 Page 25, line 13, strike "1.8 FTE;" and substitute "2.4 FTE;". 31
32 Page 25, line 14, strike "\$55,100" and substitute "\$32,110". 33
34 Page 25, after line 15 insert: 35
36 "(e) \$82,025 from the general fund for reimbursement to coroners. 37
38 (3) For the 2021-22 state fiscal year, \$50,000 is appropriated to the 39
40 department of public health and environment for use by disease control and 41
42 public health response. This appropriation is from the general fund. To 43
44 implement this act, the department may use this appropriation for certification 45
46 related to laboratory services.". 47
48
49 Renumber succeeding subsections accordingly. 50
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Appropriations After consideration on the merits, the Committee recommends that **HB21-1323** be referred to the Committee of the Whole with favorable recommendation. 46
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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: 55
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HB21-1279 by Representative(s) Young and Holtorf; also Senator(s) Fields--Concerning the regulation of practitioners of occupational therapy, and, in connection therewith, enacting Colorado's membership in an interstate compact concerning the limited interstate practice of occupational therapy and providing for the issuance of provisional licenses to certain qualified individuals. 58
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The question being "Shall the bill pass?", the roll call was taken with the following result: 64
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| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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, Priola, Winter, and Woodward.

HB21-1290 by Representative(s) Esgar and Will; also Senator(s) Fenberg and Rankin--Concerning funding to provide just transition for coal transition workers and coal transition communities, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coram, Danielson, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Simpson, Story, and Winter.

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:

HB21-1071 by Representative(s) Kennedy; also Senator(s) Fenberg and Winter--Concerning the use of ranked choice voting in nonpartisan elections, and, in connection therewith, making an appropriation.

Laid over until Thursday, June 3, retaining its place on the calendar.

HB21-1162 by Representative(s) Valdez A. and Cutter, Amabile, Bernett, Hooton, Kipp, Sirota, Woodrow; also Senator(s) Gonzales and Garcia--Concerning the management of plastic products.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 20 | NO | 14 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Danielson, Fenberg, Ginal, Jaquez Lewis, Lee, and Story.

SB21-290

by Senator(s) Danielson and Buckner; also Representative(s) Young--Concerning the allocation of fifteen million dollars from the general fund to establish the area agency on aging grant program for programs providing assistance to older Coloradans, 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 | 6 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | 1 | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cooke, Coram, Fenberg, Fields, Garcia, Ginal, Gonzales, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Moreno, Pettersen, Rankin, Simpson, Story, Winter, and Woodward.

SB21-292

by Senator(s) Winter and Rankin; also Representative(s) Duran--Concerning the allocation of fifteen million dollars from the economic relief and recovery cash fund under the federal "American Rescue Plan Act of 2021" for purpose of funding victim's services programs to assist persons disproportionately impacted by the COVID-19 public health emergency, and, in connection therewith, making an appropriation.

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.008), by Senator Winter.

Amend engrossed bill, page 14, line 27, strike "House" and substitute "Senate".

Page 15, line 1, strike "House" and substitute "Senate".

The amendment was **passed** on the following roll call vote:

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| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cooke, Danielson, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rodriguez, Simpson, Smallwood, Story, and Woodward.

HB21-1189 by Representative(s) Benavidez and Valdez A.; also Senator(s) Gonzales and Moreno-- Concerning additional public health protections in relation to the emission of air toxics, 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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, Ginal, Jaquez Lewis, Kolker, Lee, Pettersen, Priola, Story, and Winter.

(For further action, see Reconsideration of HB21-1189.)

HB21-1269 by Representative(s) Hooton and Boesenecker; also Senator(s) Donovan--Concerning an investigation by the public utilities commission to evaluate the parameters of an energy policy allowing communities in Colorado that are served by an investor-owned electric utility to choose alternative wholesale electricity suppliers, 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Fenberg, Gonzales, Jaquez Lewis, Moreno, and Story.

HB21-1282 by Representative(s) Weissman; also Senator(s) Gonzales--Concerning additional consumer protections resulting from the regulation of mortgage servicers, 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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, Moreno, Story, and Winter.

HB21-1283 by Representative(s) Ricks and Hooton; also Senator(s) Fields--Concerning measures to address consumer protection concerns regarding vehicle towing, 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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.

HB21-1315 by Representative(s) Herod and Soper; also Senator(s) Moreno and Gonzales--Concerning eliminating certain monetary amounts a juvenile in the justice system is required to pay.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 27 | NO | 8 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Garcia, Kolker, Lee, Pettersen, Priola, Story, and Winter.

HB21-1321 by Representative(s) Kennedy and Weissman; also Senator(s) Moreno and Pettersen-- Concerning voter transparency requirements to increase information about the fiscal impact of statewide ballot measures that would result in a change in district revenue, and, in connection therewith, making an appropriation.

Laid over until Thursday, June 3, retaining its place on the calendar.

RECONSIDERATION OF HB21-1189

HB21-1189 by Representative(s) Benavidez and Valdez A.; also Senator(s) Gonzales and Moreno-- Concerning additional public health protections in relation to the emission of air toxics, and, in connection therewith, making an appropriation.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Third Reading -- Final Passage, on **HB21-1189**.

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:

HB21-1189 by Representative(s) Benavidez and Valdez A.; also Senator(s) Gonzales and Moreno-- Concerning additional public health protections in relation to the emission of air toxics, 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 | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Senate in recess. Senate reconvened.

On motion of Majority Leader Fenberg, 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.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-202 by Senator(s) Moreno and Lundeen; also Representative(s) Sirota and Larson--Concerning a general fund transfer to the public school capital construction assistance fund for the purpose of providing grants for public school air quality improvement projects, and, in connection therewith, making an appropriation.

Senator Moreno moved that the Senate concur in House amendments to SB21-202, as printed in House journal, May 28, page(s) 1615. The motion was adopted by the following roll call vote:

Table with 8 columns: YES (35), NO (0), EXCUSED (0), ABSENT (0). Rows list names and their votes: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, 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 (35), NO (0), EXCUSED (0), ABSENT (0). Rows list names and their votes: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, Zenzinger, President.

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was repassed.

SB21-204 by Senator(s) Donovan and Rankin; also Representative(s) Young and Van Beber--Concerning an appropriation to the department of local affairs for the rural economic development initiative grant program.

Senator Donovan moved that the Senate concur in House amendments to SB21-204, as printed in House journal, May 28, page(s) 1616. The motion was adopted by the following roll call vote:

Table with 8 columns: YES (35), NO (0), EXCUSED (0), ABSENT (0). Rows list names and their votes: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, Zenzinger, President.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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: Cooke, Holbert, and Woodward.

SB21-229

by Senator(s) Danielson and Story; also Representative(s) Amabile and McKean-- Concerning the creation of the rural jump-start zone grant program, and, in connection therewith, making an appropriation.

Senator Danielson moved that the Senate concur in House amendments to **SB21-229**, as printed in House journal, May 28, page(s) 1616-1617. The motion was **adopted** by the following roll call vote:

| YES | 30 | NO | 5 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-230

by Senator(s) Hansen and Winter; also Representative(s) Valdez A. and Bernett-- Concerning a transfer of money from the general fund to the energy fund to finance programs of the Colorado energy office.

Senator Hansen moved that the Senate concur in House amendments to **SB21-230**, as printed in House journal, May 28, page(s) 1616. The motion was **adopted** by the following roll call vote:

| YES | 23 | NO | 12 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-231 by Senator(s) Story and Hisey; also Representative(s) Hooton and Weissman--Concerning a transfer of money from the general fund to the energy fund to finance the weatherization assistance program of the Colorado energy office.

Senator Story moved that the Senate concur in House amendments to **SB21-231**, as printed in House journal, May 28, page(s) 1617. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-236 by Senator(s) Story and Sonnenberg; also Representative(s) Tipper and Van Beber--Concerning increasing the capacity of quality early childhood education through grant programs, and, in connection therewith, making an appropriation.

Laid over until the end of the Senate daily calendar of Wednesday, June 2, 2021.

Senate in recess. Senate reconvened.

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1234, HB21-1265, HB21-1288, and HB21-1306 were made Special Orders -- Consent Calendar at 10:38 a.m.

Committee of the Whole The hour of 10:38 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:

HB21-1234 by Representative(s) Tipper and Bradfield, Larson, McLachlan, Young; also Senator(s) Moreno and Rankin--Concerning reducing student learning loss through the creation of high-impact tutoring programs, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1265 by Representative(s) Mullica and Van Winkle; also Senator(s) Pettersen and Woodward--Concerning a temporary deduction from state net taxable sales for certain retailers in the state in order to allow such retailers to retain the resulting sales tax collected as assistance for lost revenue as a result of the economic disruptions due to the presence of coronavirus disease 2019 (COVID-19) in Colorado, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1288 by Representative(s) Bacon and Duran, Herod; also Senator(s) Coleman--Concerning the creation of the Colorado startup loan program, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, June 1, page(s) 1220-1221 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1306 by Representative(s) Garnett and Geitner, Esgar, McLachlan; also Senator(s) Rodriguez and Lundeen, Bridges, Buckner, Pettersen, Zenzinger--Concerning approvals of certain entities to operate as postsecondary educational entities in the state, 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:

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| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1234, HB21-1265, HB21-1288 as amended, HB21-1306

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1322, HB21-1323, SB21-264, HB21-1194, HB21-1258, HB21-1262, HB21-1301, HB21-1311, HB21-1312, and HB21-1317 were made Special Orders at 10:44 a.m.

Committee of the Whole The hour of 10:44 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, 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:

HB21-1322 by Representative(s) Snyder and Titone; also Senator(s) Pettersen--Concerning the restructuring of the gasoline and special fuel tax.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1323 by Representative(s) Cutter and Amabile; also Senator(s) Fenberg and Rankin--Concerning the creation of a Special Olympics license plate for motor vehicles, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

SB21-264 by Senator(s) Hansen and Coram; --Concerning the adoption of programs by gas utilities to reduce greenhouse gas emissions.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, May 27, page(s) 1162-1171 and placed in members' bill files.)

Amendment No. 2(L.006), by Senator Hansen.

Amend the Transportation and Energy Committee Report, dated May 26, 2021, page 3, strike lines 15 through 17.

Reletter succeeding paragraphs accordingly.

Page 3, line 29, strike "OR BLUE".

Page 4, line 21, after the period add "FOR PURPOSES OF A CLEAN HEAT PLAN, A GREEN HYDROGEN PROJECT MAY INCLUDE ASSOCIATED CLEAN ENERGY GENERATION, TRANSMISSION, AND OTHER INFRASTRUCTURE, SUBJECT TO

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COMMISSION APPROVAL."

Page 6, line 13, strike "SIX" and substitute "FOUR".

Page 6, line 14, strike "TWO" and substitute "ONE".

Page 6, line 16, strike "SIX" and substitute "FIVE".

Page 8, strike lines 14 through 17.

Reletter succeeding sub-subparagraphs accordingly.

Page 8, strike lines 32 through 34 and substitute:

"(VI) PROJECT ANNUAL GREENHOUSE GAS EMISSION REDUCTIONS THAT WOULD RESULT IF EACH PROPOSED PORTFOLIO WERE EXTENDED THROUGH 2050;"

Page 9, strike lines 24 through 28.

Reletter succeeding subparagraph accordingly.

Page 11, strike line 23 and substitute "CLAUSE OR STRUCTURE THAT ALLOWS FOR CURRENT RECOVERY, AND A GAS DISTRIBUTION UTILITY MAY RECOVER THE PRUDENTLY INCURRED COSTS ASSOCIATED WITH ACTIONS UNDER AN APPROVED CLEAN HEAT PLAN OR ACTIONS TO MEET ANY ADDITIONAL EMISSION REDUCTION REQUIREMENTS IMPOSED PURSUANT TO SECTION 25-7-105 (1)(e)(XI)."

Page 11, line 25, strike "BOTH A LEAST-COST, BEST-FIT ANALYSIS AND".

Page 13, after line 25 insert:

"(c) IF A CLEAN HEAT PLAN INCLUDES GAS DEMAND-SIDE MANAGEMENT PROGRAMS AS DEFINED IN SECTION 40-1-102 (6), ALL REQUIREMENTS SPECIFIED IN THIS ARTICLE 3.2 RELATING TO LABOR STANDARDS FOR GAS DEMAND-SIDE MANAGEMENT PROGRAMS OR PROJECTS APPLY. IF A CLEAN HEAT PLAN INCLUDES BENEFICIAL ELECTRIFICATION, ALL REQUIREMENTS SPECIFIED IN THIS ARTICLE 3.2 RELATING TO BENEFICIAL ELECTRIFICATION LABOR STANDARDS, BENEFICIAL ELECTRIFICATION PLANS, RECOVERY OF COSTS, AND REPORTING APPLY."

Reletter succeeding paragraph accordingly.

Page 14, strike lines 3 and 4 and substitute "PROJECTION OF THE GREENHOUSE GAS REDUCTIONS EXPECTED TO RESULT FROM THE PLAN EACH YEAR UNTIL 2050."

Page 14, line 7, strike "FEBRUARY" and substitute "AUGUST".

Page 14, line 11, strike "SEVEN AND ONE-HALF" and substitute "ONE".

Page 16, strike lines 7 through 21.

Page 16, line 23, strike "(1)(e)(X.5)" and substitute "(1)(e)(X.4) and (1)(e)(X.7)".

Page 16, line 30, strike "(X.5)" and substitute "(X.4)".

Page 16, after line 38 insert:

"(X.7) IN DESIGNING GREENHOUSE GAS EMISSION REDUCTION RULES THAT APPLY TO GAS DISTRIBUTION UTILITIES WITH CLEAN HEAT PLANS APPROVED BY THE PUBLIC UTILITIES COMMISSION, THE COMMISSION SHALL HARMONIZE ITS REGULATORY REQUIREMENTS WITH THE ACTIVITIES CONTEMPLATED UNDER AN APPROVED CLEAN HEAT PLAN. IN ADOPTING ANY ADDITIONAL EMISSION REDUCTION REQUIREMENTS ON GAS DISTRIBUTION UTILITIES SUBJECT TO A CLEAN HEAT PLAN DIFFERENT FROM THE REQUIREMENTS OF AN APPROVED CLEAN HEAT PLAN AND CONSISTENT WITH THE CLEAN HEAT TARGETS, THE COMMISSION SHALL:

(A) CONSULT WITH THE PUBLIC UTILITIES COMMISSION REGARDING THE COST-EFFECTIVENESS OF ANY ADDITIONAL EMISSION REDUCTION REQUIREMENTS AND THEIR IMPACT ON CUSTOMER COSTS; AND

(B) DESIGN RULES TO MAXIMIZE COST-EFFECTIVENESS OF ADDITIONAL EMISSION REDUCTION REQUIREMENTS TO PROTECT LOW-INCOME CUSTOMERS."

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Amendment No. 3(L.005), by Senator Lundeen.

Amend the Transportation and Energy Committee Report, dated May 26, 2021, page 13, strike lines 39 through 41.

Page 14, strike lines 1 through 21.

Reorder succeeding subsections accordingly.

Page 14, line 26, strike "(10)." and substitute "(9)."

Page 15, line 7, strike "(10)" and substitute "(9)".

Page 15, line 14, strike "(10)," and substitute "(9)."

Page 15, line 17, strike "(10)" and substitute "(9)".

Page 15, line 32, strike "(11)." and substitute "(10)."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB21-1194 by Representative(s) Tipper and Ricks; also Senator(s) Moreno--Concerning creation of the immigration legal defense fund, and, in connection therewith, making an appropriation.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, May 21, page(s) 1048 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1258 by Representative(s) Michaelson Jenet and Van Winkle; also Senator(s) Buckner and Woodward--Concerning establishing a temporary program to facilitate youth mental health services in response to identified needs, and, in connection therewith, making an appropriation.

Amendment No. 1(L.006), by Senator Woodward.

Amend reengrossed bill, page 6, line 14, strike "JULY 1," and substitute "AUGUST 1,".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1312 by Representative(s) Weissman and Sirota; also Senator(s) Hansen and Moreno--Concerning taxation, and, in connection therewith, narrowing the scope of the home office insurance premium tax rate reduction and the annuities consideration exemption for the insurance premium tax; for purposes of the property tax, requiring the actual value of real property to reflect the value of the fee simple estate and requiring personal property to be based on the property's value in use; increasing the per-schedule exemption for business personal property tax and reimbursing local governments for the lost tax revenue; for purposes of the sales and use tax, codifying that the definition of tangible personal property includes digital goods and specifying that the tax on sales and purchases of tangible personal property includes amounts charged for mainframe computer access, photocopying, and packing and crating; disallowing the sales tax vendor fee for retailers with a substantial amount of taxable sales during the filing period; for the severance tax on oil and gas, requiring the net-back deductions used to determine gross income be direct costs actually paid by the taxpayer; phasing-out tax credits and exemptions for the severance tax on coal; and making an appropriation.

Amendment No. 1(L.039), by Senator Hansen and Moreno.

Amend reengrossed bill, page 12, line 13, strike "YEAR" and substitute "YEARS".

Page 12, line 14, after "2022," insert "AND EACH YEAR THEREAFTER,".

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Amendment No. 2(L.042), by Senator Hansen.

Amend reengrossed bill, page 15, line 4, after "amend" insert "(5.7), (6.5), and".

Page 15, line 5, before "(15)(b.5)" insert "(6.4), (6.6), and".

Page 15, after line 7 insert:

"(5.7) ~~Repealed:~~ "MAINFRAME COMPUTER ACCESS" MEANS THE PROVISION OF ACCESS TO COMPUTER EQUIPMENT FOR THE PURPOSE OF STORING OR PROCESSING DATA. "MAINFRAME COMPUTER ACCESS" DOES NOT INCLUDE THE PROVISION OF ACCESS TO COMPUTER EQUIPMENT FOR THE PURPOSE OF EXAMINING OR ACQUIRING DATA MAINTAINED BY THE VENDOR. "MAINFRAME COMPUTER ACCESS" DOES NOT INCLUDE THE PROVISION OF ACCESS TO COMPUTER EQUIPMENT INCIDENT TO ELECTRONIC COMPUTER SOFTWARE DELIVERY, AS DEFINED IN SUBSECTION (15)(c)(II)(C) OF THIS SECTION, OR INCIDENT TO THE USE OF COMPUTER SOFTWARE HOSTED BY AN APPLICATION SERVICE PROVIDER, AS DEFINED IN SUBSECTION (15)(c)(II)(A) OF THIS SECTION.

(6.4) "PACKING AND CRATING" MEANS TANGIBLE PERSONAL PROPERTY FURNISHED TO PREPARE TANGIBLE PERSONAL PROPERTY PURCHASED AT RETAIL FOR DELIVERY TO A LOCATION DESIGNATED BY THE PURCHASER.

(6.5) ~~"Precious metal bullion" means any precious metal, including, but not limited to, gold, silver, platinum, and palladium, that has been put through a process of refining and is in such a state or condition that its value depends upon its precious metal content and not its form.~~ "PHOTOCOPYING" MEANS THE SALE OF A DOCUMENT RENDERED ON PAPER OR OTHER SIMILAR MATERIAL BY A MACHINE THAT CREATES AN ACCURATE REPRODUCTION OF THE ORIGINAL. "PHOTOCOPYING" DOES NOT INCLUDE THE PROVISION OF A PHOTOCOPY IN CONNECTION WITH SERVICES IF THE PURCHASER IS NOT CHARGED SEPARATELY FOR PHOTOCOPYING.

(6.6) "PRECIOUS METAL BULLION" MEANS ANY PRECIOUS METAL, INCLUDING, BUT NOT LIMITED TO, GOLD, SILVER, PLATINUM, AND PALLADIUM, THAT HAS BEEN PUT THROUGH A PROCESS OF REFINING AND IS IN SUCH A STATE OR CONDITION THAT ITS VALUE DEPENDS UPON ITS PRECIOUS METAL CONTENT AND NOT ITS FORM."

Amendment No. 3(L.043), by Senator Hansen.

Amend reengrossed bill, page 17, line 6, after "PAID" insert "OR ACCRUED".

Page 17, line 8, after the period add "FOR PURPOSES OF THIS SUBSECTION (3)(a), DIRECT COSTS INCLUDE DEPRECIATION."

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.)

HB21-1311 by Representative(s) Sirota and Weissman; also Senator(s) Hansen and Moreno-- Concerning income tax, and, in connection therewith, requiring additions to Colorado taxable income in amounts related to limiting certain federal itemized deductions, extending the limit on the federal deduction allowed under section 199A of the internal revenue code, limiting the deduction for contributions made to 529 plans, disallowing an enhanced federal deduction for food and beverage expenses at restaurants, and limiting the capital gains subtraction; allowing a subtraction from Colorado taxable income in amounts related to repealing the cap on the deduction for certain social security income; reducing state income tax revenue by increasing the earned income tax credit, funding the child tax credit, and allowing a temporary income tax credit for a business equal to a percentage of the conversion costs to convert the business to a worker-owned coop, an employee stock ownership plan, or an employee ownership trust; increasing state income tax revenue by modifying the computation of the corporate income tax receipts factor to make it more congruent with combined reporting; preventing corporations from using tax shelters in foreign jurisdictions for the purpose of tax avoidance; clarifying that certain captive insurance companies are not exempt from income tax; and making an appropriation.

Amendment No. 1(L.050), by Senator Hansen.

Amend reengrossed bill, page 7, strike line 16 and substitute "TO EXCEED TWENTY THOUSAND DOLLARS PER TAXPAYER PER BENEFICIARY FOR A

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TAXPAYER WHO FILES A SINGLE RETURN, OR THIRTY THOUSAND DOLLARS PER TAXPAYER PER BENEFICIARY FOR TAXPAYERS WHO FILE A JOINT RETURN,".

Page 8, strike lines 1 through 10 and substitute:

"(C) FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2023, THE LIMITS SPECIFIED IN SUBSECTION (4)(i)(II)(B) OF THIS SECTION ARE ANNUALLY ADJUSTED BY THE PERCENTAGE CHANGE IN THE COMBINED AVERAGE ANNUAL COSTS OF TUITION AND ROOM AND BOARD FOR ALL STATE INSTITUTIONS OF HIGHER EDUCATION, AS DEFINED IN SECTION 24-30-1301 (18). THE DEPARTMENT OF HIGHER EDUCATION SHALL ANNUALLY CALCULATE THE PERCENTAGE CHANGE DESCRIBED IN THIS SUBSECTION (4)(i)(II)(C) AND SHALL PROVIDE THE CALCULATION TO THE DEPARTMENT OF REVENUE BY A DEADLINE DETERMINED BY THE DEPARTMENT OF REVENUE. THE DEPARTMENT OF REVENUE MAY ROUND THE ADJUSTED LIMITS TO THE NEAREST HUNDRED DOLLARS."

Amendment No. 2(L.052), by Senator Hansen and Moreno.

Amend reengrossed bill, page 5, strike lines 20 through 27 and substitute:

~~"(III) (A) For income tax years commencing on or after January 1, 1989, EXCEPT AS PROVIDED IN SUBSECTION (4)(f)(III)(B) OF THIS SECTION, amounts subtracted under this paragraph (f) shall not exceed~~ SUBSECTION (4)(f) ARE CAPPED AT twenty thousand dollars per tax year.

~~(B) except that, for income tax years commencing on or after January 1, 2000, Amounts subtracted under subparagraph (f) of this paragraph (f) shall not exceed~~ THIS SUBSECTION (4)(f) ARE CAPPED AT twenty-four thousand dollars per tax year for any individual who is sixty-five years of age or older at the close of the taxable year. FOR INCOME TAX YEARS".

Page 6, line 1, strike "CAPS" and substitute "CAP".

Page 6, line 2, strike "(4)(f)(III)(A) ARE" and substitute "(4)(f)(III)(B) IS".

Page 6, line 7, strike "CAPS" and substitute "CAP".

Page 6, line 8, strike "(4)(f)(III)(A)," and substitute "(4)(f)(III)(B)," and strike "CAPS ARE" and substitute "CAP IS".

Page 6, line 12, strike "(B)" and substitute "(C)".

Page 6, line 17, strike "(C)" and substitute "(D)".

Amendment No. 3(L.047), by Senator Story.

Amend reengrossed bill, page 4, after line 7 insert:

"SECTION 2. In Colorado Revised Statutes, 39-21-103, **add** (1.5) as follows:

39-21-103. Hearings. (1.5) (a) (I) NO LATER THAN DECEMBER 15, 2021, COLLEGEINVEST SHALL PROVIDE THE DEPARTMENT WITH A SECURE ELECTRONIC REPORT CONTAINING THE NAME AND SOCIAL SECURITY NUMBER, AND THE AMOUNT OF THE DISTRIBUTION, OF EACH ACCOUNT HOLDER OF A COLLEGEINVEST ACCOUNT WHO IS ALSO A COLORADO TAXPAYER MAKING A DISTRIBUTION IN THE REPORTING TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2017, BUT BEFORE JANUARY 1, 2021.

(II) THE DEPARTMENT SHALL EXAMINE A REPRESENTATIVE SAMPLE OF THE INFORMATION PROVIDED BY COLLEGEINVEST UNDER SUBSECTION (1.5)(a)(I) OF THIS SECTION TO SUBSTANTIATE THAT ANY DISTRIBUTION FROM A COLLEGEINVEST ACCOUNT WAS MADE FOR THE REASONS SPECIFIED IN SECTION 39-22-104 (4)(i)(III), AND SHALL DETERMINE THE CORRECT AMOUNT OF TAX FOR ANY TAXPAYER THAT MADE UNQUALIFIED DISTRIBUTIONS. IF THE TAX THAT IS FOUND DUE IS GREATER THAN THE AMOUNT ASSESSED OR PAID, THE DEPARTMENT SHALL NOTIFY THE TAXPAYER AS SET FORTH IN SUBSECTION (1) OF THIS SECTION.

(b) FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2021, THE EXECUTIVE DIRECTOR SHALL REGULARLY EXAMINE A REPRESENTATIVE SAMPLE OF THE INFORMATION PROVIDED BY COLLEGEINVEST UNDER SECTION 39-22-104 (4)(i)(V) TO SUBSTANTIATE THAT ANY DISTRIBUTION FROM A COLLEGEINVEST ACCOUNT WAS MADE FOR THE REASONS SPECIFIED IN

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SECTION 39-22-104 (4)(i)(III), AND SHALL DETERMINE THE CORRECT AMOUNT OF TAX FOR ANY TAXPAYER THAT MADE UNQUALIFIED DISTRIBUTIONS. IF THE TAX THAT IS FOUND DUE IS GREATER THAN THE AMOUNT ASSESSED OR PAID, THE DEPARTMENT SHALL NOTIFY THE TAXPAYER AS SET FORTH IN SUBSECTION (1) OF THIS SECTION.

(c) THE EXECUTIVE DIRECTOR SHALL PROVIDE A REPORT OF THE EXAMINATIONS REQUIRED UNDER SUBSECTIONS (1.5)(a) AND (1.5)(b) OF THIS SECTION, CONSISTENT WITH SECTION 39-21-113 (5), AS PART OF THE DEPARTMENT'S PRESENTATION TO ITS COMMITTEE OF REFERENCE AT A HEARING HELD PURSUANT TO SECTION 2-7-203 (2)(a) OF THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT".

Renumber succeeding sections accordingly.

Page 9, line 3, strike "2023," and substitute "2022,".

Page 9, line 12, strike "2022;" and substitute "2021;".

Page 9, line 16, strike "2022," and substitute "2021,".

Page 9, line 19, strike "UNQUALIFIED".

Page 9, line 21, strike "AN UNQUALIFIED" and substitute "A".

Page 9, line 22, strike "2022," and substitute "2021," and strike "REASON" and substitute "REASON, IF ANY,".

Page 9, line 23, strike "UNQUALIFIED".

Page 36, line 6, after "Appropriation." insert "(1)".

Page 36, after line 11 insert:

"(2) For the 2021-22 state fiscal year, \$64,856 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) \$1,280 for use by the executive director's office for personal services related to administration and support;

(b) \$41,961 for use by the taxation business group for personal services related to taxation services, which amount is based on an assumption that the group will require an additional 0.8 FTE;

(c) \$3,615 for use by the taxation business group for operating expenses related to taxation services; and

(d) \$18,000 for tax administration IT system (GenTax) support."

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.)

HB21-1301 by Representative(s) Esgar and Holtorf; also Senator(s) Coram and Moreno--Concerning the removal of impediments to cannabis farming, and, in connection therewith, permitting contingency plans to reduce crop loss based on adverse weather and convening a working group to examine measures to reduce cross-pollination, and making an appropriation.

Amendment No. 1, Finance Committee Amendment.

(Printed in Senate Journal, May 27, page(s) 1193-1194 and placed in members' bill files.)

Amendment No. 2(L.012), by Senator Coram.

Amend reengrossed bill, page 3, line 1, strike "(6.5)".

Page 3, strike lines 8 through 18 and substitute "FROM ONE PLANT TO THE FLOWER OF ANOTHER PLANT."

Page 3, strike line 24 and substitute:

"(7.8) (a) "OUTDOOR CULTIVATION" MEANS:

(I) A REGISTERED OUTDOOR HEMP CULTIVATION;

(II) A LICENSED OUTDOOR MARIJUANA CULTIVATION;

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(III) THE PREMISES FOR WHICH A PERSON APPLIES FOR REGISTRATION TO ENGAGE IN OUTDOOR CULTIVATION OF HEMP OR A LICENSE TO ENGAGE IN OUTDOOR CULTIVATION OF MARIJUANA; OR

(IV) THE PREMISES ON WHICH A PERSON PREVIOUSLY HAD A REGISTERED OUTDOOR HEMP CULTIVATION OR A LICENSED OUTDOOR MARIJUANA CULTIVATION.

(b) "OUTDOOR CULTIVATION", WITH RESPECT TO MARIJUANA,".

Reletter succeeding paragraph accordingly.

Page 4, line 4, strike "FARM"" and substitute "CULTIVATION"".

Page 4, line 12, after ""VOLUNTEER" insert "CANNABIS".

Page 4, line 20, strike "CONVENE A WORKING GROUP" and substitute "WORK WITH A WORKING GROUP CONVENED".

Page 4, line 23, after "VOLUNTEER" insert "CANNABIS".

Page 4, line 24, strike "FARMS" and substitute "CULTIVATIONS".

Page 4, strike line 27.

Page 5, strike lines 1 through 7 and substitute:

"(b) HOW BEST TO SHARE DATA AND THE PROXIMITY BETWEEN THE LOCATIONS OF REGISTERED OUTDOOR HEMP CULTIVATIONS, LICENSED OUTDOOR MARIJUANA CULTIVATIONS, AND THE PROPERTIES OF APPLICANTS FOR REGISTERED OUTDOOR HEMP CULTIVATIONS OR LICENSED OUTDOOR MARIJUANA CULTIVATIONS, INCLUDING INFORMATION FOR EACH OUTDOOR CULTIVATION REGARDING:

(I) THE POTENTIAL FOR CROSS-POLLINATION BETWEEN THE OUTDOOR CULTIVATION AND OTHER OUTDOOR CULTIVATIONS OR AREAS OF LAND WITH VOLUNTEER CANNABIS PLANTS; AND".

Page 5, strike lines 18 through 27.

Page 6, strike lines 1 through 4 and substitute "STUDIES TO EXAMINE CROSS-POLLINATION BETWEEN OUTDOOR CULTIVATIONS AND AREAS OF LAND WITH VOLUNTEER CANNABIS PLANTS.

(2) IN CONVENING THE WORKING GROUP, THE APPOINTING AUTHORITIES SHOULD STRIVE TO INCLUDE REPRESENTATION OF A DIVERSE CROSS-SECTION OF MEMBERS. MEMBERS OF THE WORKING GROUP SHALL BE APPOINTED ON OR BEFORE OCTOBER 15, 2021, AS FOLLOWS:

(a) THE CHAIRS OF THE HOUSE AGRICULTURE, LIVESTOCK, AND WATER COMMITTEE AND THE SENATE AGRICULTURE AND NATURAL RESOURCES COMMITTEE OR THEIR SUCCESSOR COMMITTEES SHALL JOINTLY APPOINT:

(I) TWO MEMBERS FROM AFFECTED LICENSED MARIJUANA CULTIVATION BUSINESSES IN THE STATE;

(II) ONE GENETICIST WITH EXPERTISE IN CANNABIS BREEDING;

(III) ONE SCIENTIST OR AGRONOMIST WITH EXPERTISE IN CROSS-POLLINATION;

(IV) TWO MEMBERS FROM SOFTWARE COMPANIES THAT SERVICE THE AGRICULTURAL INDUSTRY;

(V) TWO MEMBERS FROM BUSINESSES IN THE STATE WITH EXPERIENCE GROWING HEMP FROM FEMINIZED SEEDS OR CLONES PRIMARILY FOR CANNABINOID PRODUCTION;

(VI) TWO MEMBERS REPRESENTING COMPANIES WITH EXPERTISE IN AGRICULTURAL SURVEYING;

(VII) TWO MEMBERS FROM BUSINESSES IN THE STATE WITH EXPERIENCE IN THE DEVELOPMENT OF SEED THAT IS CERTIFIED BY THE ASSOCIATION OF OFFICIAL SEED CERTIFYING AGENCIES; AND

(VIII) TWO MEMBERS FROM BUSINESSES IN THE STATE WITH EXPERIENCE IN GROWING HEMP GRAIN AND FIBER VARIETIES; AND

(b) THE DIRECTOR OF THE MARIJUANA ENFORCEMENT DIVISION SHALL APPOINT FOUR MEMBERS AS FOLLOWS:

(I) TWO EACH WITH EXPERTISE IN LICENSED MARIJUANA CULTIVATION REGULATIONS; AND

(II) TWO EACH REPRESENTING A LICENSED MARIJUANA OUTDOOR CULTIVATION BUSINESS WITH EXPERTISE IN CANNABIS GENETICS.".

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Amendment No. 3(L.013), by Senator Coram.

Amend reengrossed bill, page 6, line 17, before "add" insert "amend (34) and (57); and".

Page 6, after line 25 insert:

"(34) (a) "Medical marijuana" means marijuana that is grown and sold pursuant to the provisions of this article 10 and for a purpose authorized by section 14 of article XVIII of the state constitution but shall not be considered a nonprescription drug for purposes of section 12-280-103 (28) or 39-26-717, or an over-the-counter medication for purposes of section 25.5-5-322. If the context requires, medical marijuana includes medical marijuana concentrate and medical marijuana products.

(b) "MEDICAL MARIJUANA" INCLUDES ALL INTOXICATING TETRAHYDROCANNABINOLS DERIVED, EXTRACTED, OR CONVERTED FROM THE CANNABIS PLANT, INCLUDING DELTA-8-TETRAHYDROCANNABINOL, DELTA-10-TETRAHYDROCANNABINOL, AND OTHER TETRAHYDROCANNABINOL EXTRACTS OF CANNABIS THAT DO NOT MEET THE DEFINITION OF AN INDUSTRIAL HEMP PRODUCT AS DEFINED IN SECTION 25-5-426 (2)(g.5).

(57) (a) "Retail marijuana" means "marijuana" or "marihuana", as defined in section 16 (2)(f) of article XVIII of the state constitution, that is cultivated, manufactured, distributed, or sold by a licensed retail marijuana business. If the context requires, retail marijuana includes retail marijuana concentrate and retail marijuana products.

(b) "RETAIL MARIJUANA" INCLUDES ALL INTOXICATING TETRAHYDROCANNABINOLS DERIVED, EXTRACTED, OR CONVERTED FROM THE CANNABIS PLANT, INCLUDING DELTA-8-TETRAHYDROCANNABINOL, DELTA-10-TETRAHYDROCANNABINOL, AND OTHER TETRAHYDROCANNABINOL EXTRACTS OF CANNABIS THAT DO NOT MEET THE DEFINITION OF AN INDUSTRIAL HEMP PRODUCT AS DEFINED IN SECTION 25-5-426 (2)(g.5)."

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1262 by Representative(s) Lontine and Lynch, Esgar; also Senator(s) Garcia and Sonnenberg-- Concerning monetary support for agricultural events in Colorado, and, in connection therewith, making an appropriation.

Amendment No. 1(L.002), by Senator Garcia.

Amend reengrossed bill, page 4, line 3, after "(1)" insert "(a)"

Page 4, line 8, strike "SHOW." and substitute "SHOW EVENT."

Page 4, after line 11 insert:

"(b) FOR THE 2020-21 STATE FISCAL YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE TWENTY-FIVE MILLION DOLLARS FROM THE GENERAL FUND TO THE DEPARTMENT FOR ALLOCATION TO THE COMMISSIONER FOR AIDING THE NATIONAL WESTERN STOCK SHOW EVENT IN CONSTRUCTING THE NATIONAL WESTERN STOCK SHOW'S CAMPUS. AT THE END OF THE 2020-21 STATE FISCAL YEAR, ANY MONEY NOT EXPENDED OR ENCUMBERED FROM THE APPROPRIATION REMAINS AVAILABLE FOR EXPENDITURE IN THE 2021-22 FISCAL YEAR WITHOUT FURTHER APPROPRIATION."

Page 4, line 18, strike "SUPPORT" and substitute "SUPPORT FOR AND CONSTRUCTION AID".

Page 4, line 26, strike "THREE MILLION FIVE HUNDRED THOUSAND" and substitute "FIVE MILLION".

Page 5, line 15, strike "35-1-107.7," and substitute "35-1-107.7 (1)(a)."

Page 5, after line 15 insert:

"(3) For the 2020-21 state fiscal year, \$25,000,000 is appropriated to the department of agriculture for use by the commissioner's office and administrative services. This appropriation is from the general fund. The department may use this appropriation to provide support for the construction of the national western stock show's campus pursuant to section 35-1-107.7

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(1)(b), C.R.S."

Renumber succeeding subsections accordingly.

Page 5, line 16, strike "\$3,500,000" and substitute "\$5,000,000".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1317 by Representative(s) Garnett and Caraveo, Geitner; also Senator(s) Hansen and Lundeen, Priola--Concerning the regulation of marijuana for safe consumption, and, in connection therewith, making an appropriation.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, June 1, page(s) 1219 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, June 2, page(s) 1260 and placed in members' bill files.)

Amendment No. 3(L.047), by Senator Priola.

Amend reengrossed bill, page 9, line 18, after "SECTION," insert "THE PHYSICIAN'S RESPECTIVE PRACTICE ACT,".

Page 11, strike line 10 and substitute "EVERY TWO YEARS.".

Page 13, line 23, before "IF" insert "HOW LONG AGO THE THC WAS CONSUMED,".

Page 14, strike lines 15 through 18 and substitute:

"(c) THE CORONER SHALL SHARE THE INFORMATION COLLECTED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION WITH THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT FOR INCLUSION INTO THE VIOLENT DEATH REPORTING SYSTEM. HOWEVER, THE INFORMATION COLLECTED BY THE CORONER AND SHARED WITH THE DEPARTMENT IS NOT A PUBLIC RECORD UNDER THE "COLORADO OPEN RECORDS ACT"; EXCEPT THAT THE INFORMATION SHALL BE MADE AVAILABLE TO A PARENT OR A DULY APPOINTED LEGAL REPRESENTATIVE OF THE DECEASED UPON REQUEST. THE DEPARTMENT SHALL MAKE THE DE-IDENTIFIED AGGREGATE OF THE INFORMATION PROVIDED PURSUANT TO THIS SUBSECTION (1)(c) AVAILABLE FOR RESEARCH PURPOSES.".

Page 14, strike lines 19 through 22 and substitute;

"(d) IN THE EVENT OF A DEATH IN A HOSPITAL, IF CLINICALLY INDICATED, THE HOSPITAL-TREATING CLINICIAN SHALL ORDER THE TOXICOLOGY SCREEN AS DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION AND DOCUMENT THE RESULTS OF THE TOXICOLOGY SCREEN TO THE HEALTH INFORMATION EXCHANGE IN THE MEDICAL RECORD.".

Amendment No. 4(L.045), by Senator Lundeen.

Amend reengrossed bill, page 6, line 4, after the period insert "IF AFTER JULY 1, 2022, ADDITIONAL RESEARCH IS CONDUCTED AND SUFFICIENT DATA FROM THAT RESEARCH SHOWS A PREVALENCE OF NEGATIVE PHYSICAL OR MENTAL HEALTH OUTCOMES FROM THE USE OF HIGH POTENCY THC MARIJUANA OR MARIJUANA PRODUCTS, THE COLORADO SCHOOL OF PUBLIC HEALTH SHALL SUBMIT A REPORT REGARDING THE FINDINGS TO THE SCIENTIFIC REVIEW COUNCIL CREATED IN SUBSECTION (2)(b) OF THIS SECTION AND THE FINANCE COMMITTEE AND PUBLIC AND BEHAVIORAL HEALTH AND HUMAN SERVICES COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND THE FINANCE COMMITTEE AND HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE, OR THEIR SUCCESSOR COMMITTEES.".

Page 6, line 10, strike "REPORT" and substitute "INITIAL REPORT AND ANY SUBSEQUENT REPORTS".

Amendment No. 5(L.048), by Senator Hansen.

Amend reengrossed bill, page 19, line 23, after "(4)," insert "(10)(a)," and strike "(13)" and substitute "(10)(b)(III)".

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Page 22, after line 16 insert:

"(10) (a) Except as provided in subsection (10)(b) of this section, a medical marijuana store shall not sell, individually or in any combination, more than two ounces of medical marijuana flower, ~~forty~~ EIGHT grams of medical marijuana concentrate, or medical marijuana products containing a combined total of twenty thousand milligrams to a patient in a single business day."

Page 22, line 17, strike "(10)".

Page 22, lines 17 and 18, strike "medical marijuana concentrate or" and substitute "~~medical marijuana concentrate or~~".

Page 23, line 9, strike "(13) (a)" and substitute "(III) (A)".

Page 23, line 12, strike "(13)(a)" and substitute "(10)(b)".

Page 23, line 19, strike "(b)" and substitute "(B)" and strike "(13)(a)" and substitute "(10)(b)(III)(A)".

Page 23, line 23, strike "(13)(b)" and substitute "(10)(b)".

Page 24, line 5, strike "(3)(e)".

Amendment No. 6(L.054), by Senator Hansen.

Amend reengrossed bill, page 24, after line 17 insert:

"SECTION 10. In Colorado Revised Statutes, 39-28.8-501, **add** (4.7) as follows:

39-28.8-501. Marijuana tax cash fund - creation - distribution - legislative declaration - repeal. (4.7) (a) ON JULY 1, 2021, THE STATE TREASURER SHALL TRANSFER TWO MILLION DOLLARS FROM THE FUND TO THE ACCOUNT CREATED IN SECTION 42-2-132 (4)(b)(II)(A) FOR ENFORCEMENT PURSUANT TO SECTION 43-4-901, INCLUDING ENFORCEMENT OF DRIVING UNDER THE INFLUENCE OF DRUGS.

(b) THIS SUBSECTION (4.7) IS REPEALED, EFFECTIVE JULY 1, 2022."

Re-number succeeding sections accordingly.

Page 24, line 26, strike "\$460,227" and substitute "\$541,826".

Page 25, line 2, strike "\$173,250" and substitute "\$265,656" and strike "\$286,977" and substitute "\$276,170".

Page 25, line 5, strike "\$102,417" and substitute ""\$110,935".

Page 25, line 7 "1.6" and substitute "2.1".

Page 25, Line 9, strike "\$184,560" and substitute "\$165,235".

Page 25, line 11, strike "\$118,150" and substitute "\$151,521".

Page 25, line 13, strike "1.8 FTE;" and substitute "2.4 FTE;" and strike "and".

Page 25, line 14, strike "\$55,100" and substitute "\$32,110".

Page 25, line 15, strike "records." and substitute "records; and

(e) \$82,025 from the general fund for reimbursement to coroners.

(3) For the 2021-22 state fiscal year, \$50,000 is appropriated to the department of public health and environment for use by disease control and public health response. This appropriation is from the general fund. To implement this act, the department may use this appropriation for certification related to laboratory services."

Re-number succeeding subsections accordingly.

Page 25, line 26, strike "(3)(b)" and substitute "(4)(b)".

Page 26, after line 3 insert:

"(6) For the 2021-22 state fiscal year, \$2,000,000 is appropriated to the department of transportation. This appropriation is from the first time drunk

driving offender account created in section 42-2-132 (4)(b)(II)(A), C.R.S. To implement this act, the department may use this appropriation for the first time drunk driving offender account."

Amendment No. 7(L.050), by Senator Hansen.

Amend reengrossed bill, page 17, lines 10 and 11, strike "(2)(jj), (2)(kk)".

Page 18, strike lines 3 through 23.

Reletter succeeding paragraph accordingly.

Page 21, line 3 and 4, strike "THROUGH RULE-MAKING PURSUANT TO SECTION 44-10-203 (2)(jj)" and substitute "PURSUANT TO SECTION 44-10-202 (8)".

Page 24, line 12, strike "SECTION 44-10-203 (2)(jj)" and substitute "SECTION 44-10-202 (8)".

Page 24, after line 17, insert:

"SECTION 10. In Colorado Revised Statutes, 44-10-202, add (8) as follows:

44-10-202. Powers and duties of state licensing authority - stakeholder work group - rules - report - legislative declaration - repeal.

(8) (a) THE STATE LICENSING AUTHORITY SHALL CONVENE A STAKEHOLDER WORK GROUP TO DEVELOP:

(I) A UNIFORM CERTIFICATION FORM TO BE USED BY RECOMMENDING PHYSICIANS WHEN AUTHORIZING THE PATIENT TO PURCHASE MORE THAN THE STATUTORILY ALLOWED QUANTITIES, AS REQUIRED BY SECTION 25-1.5-106 (5), WHICH MAY BE RELIED UPON BY MEDICAL MARIJUANA STORES. THE FORM MUST CONTAIN A UNIFORM WEIGHT AND UNIFORM POTENCY DESCRIPTION TO ENABLE A MEDICAL MARIJUANA STORE TO FULFILL ITS OBLIGATIONS WITHOUT THE NEED TO MAKE A FURTHER CALCULATION OR EXAMINE OTHER DOCUMENTS. THE FORM SHALL NOT CONTAIN ANY INFORMATION CONCERNING THE PATIENT'S MEDICAL CONDITION OR DIAGNOSIS; AND

(II) A TANGIBLE EDUCATIONAL RESOURCE REGARDING THE USE OF REGULATED MARIJUANA CONCENTRATE. THE EDUCATIONAL RESOURCE MUST PROVIDE INFORMATION AS DETERMINED BY RULE AND EDUCATION, INCLUDING BUT NOT LIMITED TO:

(A) EXAMPLES OF VISUAL REPRESENTATION OF A SERVING SIZE RECOMMENDED FOR EACH TYPE OF CONCENTRATE;

(B) RISKS AND PRECAUTIONS;

(C) OTHER STATUTORY AND REGULATORY LABELING REQUIREMENTS MANDATED ON MARIJUANA PRODUCTS; AND

(D) A NOTICE THAT DESCRIBES THE PENALTIES ASSOCIATED WITH MARIJUANA DIVERSION.

(b) THE UNIFORM CERTIFICATION AND EDUCATIONAL RESOURCE MUST BE COMPLETED BY JANUARY 1, 2022.

(c) THIS SUBSECTION (8) IS REPEALED, EFFECTIVE JULY 1, 2022."

Re-number succeeding sections accordingly.

Page 26, after line 3, insert:

"SECTION 12. **Effective date.** This act takes effect upon passage; except that sections 2, 8, and 9 of the bill take effect on January 1, 2022."

Re-number succeeding section accordingly.

Amendment No. 8(L.040), by Senator Holbert.

Amend reengrossed bill, page 7, after line 26 insert:

"(4) THE COLORADO SCHOOL OF PUBLIC HEALTH SHALL NOT SEEK, ACCEPT, OR USE GIFTS, GRANTS, OR DONATIONS TO FUND THE PROVISIONS OF THIS SECTION. THE PROVISIONS OF THIS SECTION SHALL BE COMPLETED USING ONLY APPROPRIATIONS FROM THE GENERAL ASSEMBLY."

Amendment No. 9(L.044), by Senator Holbert.

Amend reengrossed bill, page 20, after line 22 insert:

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"(III) THE DATA COLLECTED PURSUANT TO THIS SUBSECTION (1)(b), INCLUDING ANY PERSONAL IDENTIFYING PATIENT INFORMATION, IS SUBJECT TO THE CONFIDENTIALITY REQUIREMENTS OF SECTION 44-10-204."

Renumber succeeding subparagraph accordingly.

Amendment No. 10(L.041), by Senator Holbert.

Amend reengrossed bill, page 9, lines 15 and 16, strike "THE PHYSICIAN MAY ONLY AUTHORIZE MEDICAL MARIJUANA" and substitute "A PHYSICIAN'S AUTHORIZATION FOR MEDICAL MARIJUANA MUST BE".

Amendment No. 11(L.042), by Senator Holbert.

Amend reengrossed bill, page 9, after line 23 insert:

"(A) A NOTICE TO THE PATIENT, PARENT, OR GUARDIAN THAT STATES: "NOTICE TO PATIENT, PARENT, OR GUARDIAN: THE FOLLOWING PHYSICIAN CERTIFICATION FOR MEDICAL MARIJUANA PURSUANT TO SECTION 14 OF ARTICLE XVIII OF THE COLORADO CONSTITUTION FOR DEBILITATING MEDICAL CONDITION OR PURSUANT TO SECTION 25-1.5-106, COLORADO REVISED STATUTES, FOR A DISABLING MEDICAL CONDITION IS NOT A PRESCRIPTION FOR PURPOSES OF FEDERAL LAW.""

Reletter succeeding sub-subparagraphs accordingly.

Amendment No. 12(L.059), by Senator Pettersen.

Amend reengrossed bill, page 13, line 22, after "FOR" and insert "ALL SCHEDULED DRUGS AND ".

Page 13, line 24, strike "OR OTHER DRUGS," and substitute "OR SCHEDULED DRUGS,".

Page 13, line 26, after the period insert "THE WORKING GROUP SHALL CONSULT WITH AN EPIDEMIOLOGIST, A MEDICAL TOXICOLOGIST, AN ADDICTION SPECIALIST, AND A MEDICAL EXAMINER OR FORENSIC PATHOLOGIST AND MAY CONSULT WITH THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.".

Page 14, line 6, strike "AND OTHER DRUGS," and substitute "OR SCHEDULED DRUGS,".

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

HB21-1311 by Representative(s) Sirota and Weissman; also Senator(s) Hansen and Moreno-- Concerning income tax, and, in connection therewith, requiring additions to Colorado taxable income in amounts related to limiting certain federal itemized deductions, extending the limit on the federal deduction allowed under section 199A of the internal revenue code, limiting the deduction for contributions made to 529 plans, disallowing an enhanced federal deduction for food and beverage expenses at restaurants, and limiting the capital gains subtraction; allowing a subtraction from Colorado taxable income in amounts related to repealing the cap on the deduction for certain social security income; reducing state income tax revenue by increasing the earned income tax credit, funding the child tax credit, and allowing a temporary income tax credit for a business equal to a percentage of the conversion costs to convert the business to a worker-owned coop, an employee stock ownership plan, or an employee ownership trust; increasing state income tax revenue by modifying the computation of the corporate income tax receipts factor to make it more congruent with combined reporting; preventing corporations from using tax shelters in foreign jurisdictions for the purpose of tax avoidance; clarifying that certain captive insurance companies are not exempt from income tax; and making an appropriation.

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Senator Lundeen moved to amend the report of the Committee of the Whole to show that the following Lundeen floor amendment, (L.045) to HB21-1311, did pass.

Amend reengrossed bill, page 10, line 1, strike "January 1, 2022, BUT" and substitute "~~January 1, 2022,~~".

Page 10, strike line 2.

Page 10, line 3, strike "AFTER".

Page 10, line 9, strike "2023," and substitute "2022,".

Page 10, line 18, strike "January 1," and substitute "~~January 1, 2022,~~".

Page 10, strike line 19.

Page 10, line 20, strike "COMMENCING ON OR AFTER".

Page 11, line 1, strike "2023," and substitute "2022,".

Page 11, strike line 12.

Page 11, line 13, strike "COMMENCING ON OR AFTER".

Page 11, line 22, strike "2023," and substitute "2022,".

Page 22, after line 6 insert:

"SECTION 7. In Colorado Revised Statutes, 39-22-516.7, **amend** (4)(a)(IV) and (4)(a)(V) as follows:

39-22-516.7. Tax credit for innovative motor vehicles - definitions - repeal. (4) The amount of the credit allowed pursuant to this section is calculated as follows:

(a) **Category 1.** (IV) With respect to the tax years commencing on or after January 1, 2021, but prior to ~~January 1, 2023~~ JANUARY 1, 2022, two thousand five hundred dollars for a purchase or one thousand five hundred dollars for a lease;

(V) With respect to the tax years commencing on or after ~~January 1, 2023~~ JANUARY 1, 2022, but prior to January 1, 2026, ~~two thousand~~ ONE THOUSAND dollars for a purchase or ~~one thousand five hundred~~ SEVEN HUNDRED FIFTY dollars for a lease."

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 | 15 | NO | 20 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

HB21-1317 by Representative(s) Garnett and Caraveo, Geitner; also Senator(s) Hansen and Lundeen, Priola--Concerning the regulation of marijuana for safe consumption, and, in connection therewith, making an appropriation.

Senator Hansen moved to amend the report of the Committee of the Whole to show that the following Holbert floor amendment, (L.042) to HB21-1317, did not pass.

Amend reengrossed bill, page 9, after line 23 insert:

"(A) A NOTICE TO THE PATIENT, PARENT, OR GUARDIAN THAT STATES:
"NOTICE TO PATIENT, PARENT, OR GUARDIAN: THE FOLLOWING

PHYSICIAN CERTIFICATION FOR MEDICAL MARIJUANA PURSUANT TO SECTION 14 OF ARTICLE XVIII OF THE COLORADO CONSTITUTION FOR DEBILITATING MEDICAL CONDITION OR PURSUANT TO SECTION 25-1.5-106, COLORADO REVISED STATUTES, FOR A DISABLING MEDICAL CONDITION IS NOT A PRESCRIPTION FOR PURPOSES OF FEDERAL LAW.'''.

Reletter succeeding sub-subparagraphs 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 | 28 | NO | 7 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | N | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | Y |
| Donovan | N | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | N | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Senator Pettersen moved to amend the report of the Committee of the Whole to show that the following Pettersen floor amendment, (L.059) to HB21-1317, did not pass, and that the following new amendment did pass.

L.059

Amend reengrossed bill, page 13, line 22, after "FOR" and insert "ALL SCHEDULED DRUGS AND ".

Page 13, line 24, strike "OR OTHER DRUGS," and substitute "OR SCHEDULED DRUGS,".

Page 13, line 26, after the period insert "THE WORKING GROUP SHALL CONSULT WITH AN EPIDEMIOLOGIST, A MEDICAL TOXICOLOGIST, AN ADDICTION SPECIALIST, AND A MEDICAL EXAMINER OR FORENSIC PATHOLOGIST AND MAY CONSULT WITH THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.".

Page 14, line 6, strike "AND OTHER DRUGS," and substitute "OR SCHEDULED DRUGS,".

New amendment

Amend reengrossed bill, page 13, line 22, after "**for**" and insert "**all scheduled drugs and** ".

Page 13, line 24, strike "**or other drugs,**" and substitute "**and scheduled drugs,**".

Page 13, line 26, after the period insert "**The working group shall consult with an epidemiologist, a medical toxicologist, an addiction specialist, and a medical examiner or forensic pathologist and may consult with the department of public health and environment.**".

Page 14, line 6, strike "**and other drugs,**" and substitute "**and scheduled drugs,**".

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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

HB21-1312 by Representative(s) Weissman and Sirota; also Senator(s) Hansen and Moreno--
 Concerning taxation, and, in connection therewith, narrowing the scope of the home office
 insurance premium tax rate reduction and the annuities consideration exemption for the
 insurance premium tax; for purposes of the property tax, requiring the actual value of real
 property to reflect the value of the fee simple estate and requiring personal property to be
 based on the property's value in use; increasing the per-schedule exemption for business
 personal property tax and reimbursing local governments for the lost tax revenue; for
 purposes of the sales and use tax, codifying that the definition of tangible personal property
 includes digital goods and specifying that the tax on sales and purchases of tangible
 personal property includes amounts charged for mainframe computer access, photocopying,
 and packing and crating; disallowing the sales tax vendor fee for retailers with a substantial
 amount of taxable sales during the filing period; for the severance tax on oil and gas,
 requiring the net-back deductions used to determine gross income be direct costs actually
 paid by the taxpayer; phasing-out tax credits and exemptions for the severance tax on
 coal; and making an appropriation.

Senator Moreno moved to amend the report of the Committee of the Whole to show that
 the following amendment to HB21-1312 did pass, and that HB21-1312, as amended, did
 pass.

Amend reengrossed bill, page 7, strike lines 8 through 11 and
 substitute **"used as qualified funding assets under section 130 of the
 internal revenue code or annuity considerations that are
 purchased in connection with:**

- (A) **A plan under section 401(a) of the federal "Internal Revenue Code of 1986", as amended;**
- (B) **A Roth 401(k) under section 402A of the federal "Internal Revenue Code of 1986", as amended;**
- (C) **A tax-sheltered annuity plan under section 403(b) of the federal "Internal Revenue Code of 1986", as amended;**
- (D) **An individual retirement account under section 408(a) of the federal "Internal Revenue Code of 1986", as amended;**
- (E) **An individual retirement annuity under section 408(b) of the federal "Internal Revenue Code of 1986", as amended;**
- (F) **A simplified employee pension under section 408(k) of the federal "Internal Revenue Code of 1986", as amended;**
- (G) **A simple retirement account under section 408(p) of the federal "Internal Revenue Code of 1986", as amended;**
- (H) **A deferred compensation plan under section 457 of the federal "Internal Revenue Code of 1986", as amended;**
- (I) **A Roth 457 under section 457 of the federal "Internal Revenue Code of 1986", as amended; and**
- (J) **A qualified retirement plan not specified in this subsection (1)(d)(IV) or a Roth version of any qualified retirement plan."**

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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

**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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-264 as amended; HB21-1322, HB21-1323, HB21-1194 as amended, HB21-1258 as amended, HB21-1312 as amended, HB21-1311 as amended, HB21-1301 as amended, HB21-1262 as amended, HB21-1317 as amended

MESSAGE FROM THE HOUSE

June 2, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-260, amended as printed in House Journal, May 28, 2021, and amended on Third Reading as printed in House Journal, June 2, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1324 and 1101, amended as printed in House Journal, June 1, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1196 and 1316.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1196.

Without comment, as amended, HB21-1101 and 1324.

With comment, HB21-1316.

With comment, as amended, SB21-260.

On motion of Majority Leader Fenberg, 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.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-260

by Senator(s) Fenberg and Winter, Priola; also Representative(s) Garnett and Gray-- Concerning the sustainability of the transportation system in Colorado, and, in connection therewith, creating new sources of dedicated funding and new state enterprises to preserve, improve, and expand existing transportation infrastructure, develop the modernized infrastructure needed to support the widespread adoption of electric motor vehicles, and mitigate environmental and health impacts of transportation system use; expanding authority for regional transportation improvements; and making an appropriation.

Senator Fenberg moved that the Senate concur in House amendments to **SB21-260**, as printed in House journal, May 28, page(s) 1617-1630. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | N | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-236

by Senator(s) Story and Sonnenberg; also Representative(s) Tipper and Van Beber-- Concerning increasing the capacity of quality early childhood education through grant programs, and, in connection therewith, making an appropriation.

Senator Story moved that the Senate concur in House amendments to **SB21-236**, as printed in House journal, May 28, page(s) 1615. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 1 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, HB21-1216 and SB21-200 were laid over until Thursday, June 3, retaining their place on the calendar.

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:

HB21-1307 by Representative(s) Roberts, McCluskie; also Senator(s) Donovan and Jaquez Lewis-- Concerning measures to increase access to prescription insulin for persons with diabetes.

Amendment No. 1(L.008), by Senator Donovan.

Amend reengrossed bill, page 2, after line 1 insert:

"SECTION 1. Legislative declaration. (1) The general assembly hereby finds and declares that:

(a) Approximately 300,000 Coloradans live with type 1 or type 2 diabetes, with as many as 110,000 additional undiagnosed diabetes patients. Around 73,800 Coloradans rely on insulin to manage their diabetes.

(b) Access to this critical life-saving drug is cost-prohibitive for many Coloradans, as the average dosage unit cost of all insulin types increased roughly 280% between 2010 and 2018;

(c) The inability to afford insulin has resulted in individuals attempting to ration or underdose their insulin supply. In one study of 354 eligible patients at the Yale Diabetes Center in Connecticut, 25.5% of patients reported cost-related insulin underuse.

(d) Rationing or underdosing insulin is dangerous for a person with diabetes and can result in the deadly condition of diabetic ketoacidosis;

(e) It is necessary to protect the public health, safety, and welfare of Colorado citizens by providing affordable and emergency life-sustaining insulin to those who need it; and

(f) This act does not require the state to physically appropriate insulin for its own use; rather, this act governs the reimbursement of insulin provided through the programs created in this act."

Renumber succeeding sections accordingly.

Amendment No. 2(L.020), by Senator Smallwood.

Amend reengrossed bill, page 7, line 9, after "COLORADANS." insert "THE PROMOTIONAL MATERIAL MUST INCLUDE INFORMATION ABOUT EACH MANUFACTURER'S CONSUMER INSULIN PROGRAMS."

Page 10, line 8, after "COLORADANS." insert "THE PROMOTIONAL MATERIAL MUST INCLUDE INFORMATION ABOUT EACH MANUFACTURER'S CONSUMER INSULIN PROGRAMS."

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

HB21-1307 by Representative(s) Roberts, McCluskie; also Senator(s) Donovan and Jaquez Lewis-- Concerning measures to increase access to prescription insulin for persons with diabetes.

Senator Zenzinger moved to amend the report of the Committee of the Whole to show that the following Zenzinger floor amendment, (L.030) to HB21-1307, did pass.

Amend reengrossed bill, page 2, lines 13 and 14, strike "12-280-137 and 12-280-138" and substitute "10-16-151.3 and 10-16-151.5".

Page 2, line 15, strike "**12-280-137.**" and substitute "**10-16-151.3.**".

Page 2, line 17, strike "12-280-138," and substitute "10-16-151.5,".

Page 2, strike lines 18 through 22.

Page 3, strike lines 1 through 9.

Page 3, line 11, strike "THIS ARTICLE 280" and substitute "ARTICLE 280 OF TITLE 12".

Reletter succeeding paragraphs accordingly.

Page 3, strike lines 15 through 21.

Page 3, strike lines 24 through 27 and substitute "ELIGIBLE INDIVIDUALS.".

Strike page 6.

Page 7, strike lines 1 through 6.

Reorder succeeding subsections accordingly.

Page 7, line 11, strike "(9)." and substitute "(8)."

Page 7, strike lines 12 through 17 and substitute:

"(9) THE DIVISION SHALL ESTABLISH A PROCESS TO REIMBURSE A PHARMACIST FOR THE COST OF DISPENSING INSULIN PURSUANT TO THIS SECTION. **10-16-151.5. Emergency prescription supply - eligibility.**"

Page 7, line 18, strike "(a)".

Page 7, strike lines 24 through 27.

Page 9, strike lines 4 through 27.

Page 10, strike lines 1 through 5.

Reorder succeeding subsections accordingly.

Page 10, line 10, strike "(7)." and substitute "(6)."

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Page 10, strike lines 11 through 15 and substitute:

"(7) THE DIVISION SHALL ESTABLISH A PROCESS TO REIMBURSE A PHARMACIST FOR THE COST OF DISPENSING INSULIN PURSUANT TO THIS SECTION."

Strike "OF INSURANCE" on: **Page 4**, lines 15, 20, and 22; **Page 7**, line 7; **Page 8**, line 9; and **Page 10**, line 6.

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

Senator Smallwood moved to amend the report of the Committee of the Whole to show that the following Zenzinger floor amendment, (L.029) to HB21-1307, did pass.

Amend reengrossed bill, page 2, lines 13 and 14, strike "12-280-137 and 12-280-138" and substitute "10-16-151.3 and 10-16-151.5".

Page 2, line 15, strike "**12-280-137.**" and substitute "**10-16-151.3.**".

Page 2, line 17, strike "12-280-138," and substitute "10-16-151.5,".

Page 2, strike lines 18 through 22.

Page 3, strike lines 1 through 9.

Page 3, line 11, strike "THIS ARTICLE 280" and substitute "ARTICLE 280 OF TITLE 12".

Reletter succeeding paragraphs accordingly.

Page 3, strike lines 15 through 21.

Page 3, strike lines 24 through 27 and substitute "ELIGIBLE INDIVIDUALS.".

Strike page 6.

Page 7, strike lines 1 through 6.

Re-number succeeding subsections accordingly.

Page 7, line 11, strike "(9)." and substitute "(8).".

Page 7, strike lines 12 through 17 and substitute:

"(9) THE DIVISION SHALL CONDUCT AN ACTUARIAL STUDY TO DETERMINE THE EFFECT, IF ANY, THE PROGRAM CREATED IN THIS SECTION HAS ON PREMIUMS.

(10) THE DIVISION SHALL ESTABLISH A PROCESS TO REIMBURSE A PHARMACIST FOR THE COST OF DISPENSING INSULIN PURSUANT TO THIS SECTION.

10-16-151.5. Emergency prescription supply - eligibility".

Page 7, line 18, strike "(a)".

Page 7, strike lines 24 through 27.

Page 9, strike lines 4 through 27.

Page 10, strike lines 1 through 5.

Re-number succeeding subsections accordingly.

Page 10, line 10, strike "(7)." and substitute "(6)."

Page 10, strike lines 11 through 15 and substitute:

"(7) THE DIVISION SHALL CONDUCT AN ACTUARIAL STUDY TO DETERMINE THE EFFECT, IF ANY, THE EMERGENCY PRESCRIPTION INSULIN SUPPLY PROVIDED BY THIS SECTION HAS ON PREMIUMS.

(8) THE DIVISION SHALL ESTABLISH A PROCESS TO REIMBURSE A PHARMACIST FOR THE COST OF DISPENSING INSULIN PURSUANT TO THIS SECTION."

Strike "OF INSURANCE" on: **Page 4**, lines 15, 20, and 22; **Page 7**, line 7; **Page 8**, line 9; and **Page 10**, line 6.

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | Y |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | Y | | |

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 | 34 | NO | 1 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | N |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1307 as amended

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

HB21-1101 by Representative(s) Ransom; also Senator(s) Buckner--Concerning preserving familial connections in actions initiated pursuant to the children's code, and, in connection therewith, making an appropriations.
State, Veterans, & Military Affairs

HB21-1196 by Representative(s) Pico and Valdez D., Arndt; also Senator(s) Zenzinger, Moreno--
 Concerning the updating of the effective date clause of Senate Bill 19-263, as amended by
 Senate Bill 20-152, for the purpose of ensuring that the bill accomplishes its intended legal
 effect of eliminating the requirement that the state treasurer execute lease-purchase
 agreements to fund transportation projects during the 2021-22 state fiscal year if a referred
 ballot issue that authorizes the state to issue transportation revenue anticipation notes is
 approved at the November 2021 statewide election.
 Finance

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SB21-293 by Senator(s) Hansen and Rankin; also Representative(s) Esgar--Concerning property
 taxation, and, in connection therewith, establishing subclasses of residential and
 nonresidential property; for the 2022 and 2023 property tax years, temporarily reducing the
 assessment rate for property classified as agricultural property or renewable energy
 production property from twenty-nine percent to twenty-six and four-tenths percent, for
 property classified as multi-family residential real property from seven and fifteen one-
 hundredths percent to six and eight-tenths percent, contingent on a related initiative not
 being approved by voters, and for all other residential property from seven and fifteen one-
 hundredths percent to six and ninety-five one-hundredths percent; restructuring the
 assessment rate laws; and expanding the property tax deferral program to allow taxpayers to
 defer increases in property taxes in limited circumstances.
 Finance

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HB21-1316 by Representative(s) Pico and Valdez D., Lynch, Woodrow; also Senator(s) Kirkmeyer and
 Moreno, Woodward, Zenzinger--Concerning changes to the term "lease-purchase" as it
 relates to state or local public agreements to clarify that such agreements are to be accounted
 for by the state controller as financed purchases of assets, and, in connection therewith,
 conforming the Colorado Revised Statutes with the current accounting standards set by the
 governmental accounting standards board.
 State, Veterans, & Military Affairs

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Senate in recess. Senate reconvened.

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COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB21-285** be
postponed indefinitely.

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Finance After consideration on the merits, the Committee recommends that **HB21-1196** be
referred to the Committee of the Whole with favorable recommendation and with a
 recommendation that it be placed on the Consent Calendar.

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State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB21-1316** be
referred to the Committee of the Whole with favorable recommendation and with a
 recommendation that it be placed on the Consent Calendar.

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State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB21-1101** be
referred to the Committee on Appropriations with favorable recommendation.

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MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor Jared Polis were read and assigned to committees as follows:

December 23, 2020

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
AIR QUALITY CONTROL COMMISSION

effective January 31, 2021 for terms expiring January 31, 2024:

Martha Rudolph of Denver, Colorado, a person with legal training, and a Democrat, reappointed;

Curtis Otto Rueter of Westminster, Colorado, a person with appropriate technical and industrial training or experience, and a Republican, reappointed;

Anthony Gerber of Denver, Colorado, to serve as a person with appropriate scientific experience, and a Democrat, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/7/21
Andrew Carpenter, Assistant Secretary of the Senate

Committee on Finance

August 12, 2020

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
AIR QUALITY CONTROL COMMISSION

for terms expiring January 31, 2023:

Michael Ogletree of Denver, Colorado, a person with appropriate scientific and technical training or experience, appointed;

Charles George Grobe of Craig, Colorado, to serve as a person with appropriate industrial experience, reappointed;

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Randal Ahrens of Broomfield, Colorado, to serve as a person with appropriate industrial experience, and with private sector experience, appointed;

Gerald Lee Arnold of Englewood, Colorado, to serve as a person with appropriate industrial experience, and with labor experience, appointed.

Sincerely,
(signed)

Jared Polis
Governor

Rec'd: 1/7/21

Andrew Carpenter, Assistant Secretary of the Senate

Committee on Finance

On motion of Senator Jaquez Lewis, the Senate adjourned until 9:00 a.m., Thursday, June 3, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

111th Legislative Day Thursday, June 3, 2021

| | | |
|------------------------|---|---|
| Prayer | By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver | 1 2 3 4 5 6 7 8 9 10 11 |
| Call to Order | By the President <i>Pro Tempore</i> at 9:00 a.m. | 12 13 14 15 |
| Roll Call | Present--33 Excused--2, Garcia, Scott Present later--2, Garcia, Scott Excused later--1, Liston Remote--1, Scott | 16 17 18 19 20 21 |
| Quorum | The President <i>Pro Tempore</i> announced a quorum present. | 22 23 |
| Pledge | By Senator Donovan | 24 25 |
| Reading of the Journal | On motion of Senator Kirkmeyer, reading of the Journal of Wednesday, June 2, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 26 27 28 29 30 |

SENATE SERVICES REPORT

Correctly Printed: SB21-293 34
Correctly Engrossed: SB21-264. 35
Correctly Reengrossed: SB21-290 and 292. 36
Correctly Revised: HB21-1194, 1234, 1258, 1262, 1265, 1288, 1301, 1306, 1307, 1311, 1312, 1317, 1322, and 1323. 37
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Correctly Rerevised: HB21-1162, 1189, 1269, 1279, 1282, 1283, 1290, and 1315. 39
Correctly Enrolled: SB21-202, 203, 204, 229, 230, 231, 236, 239, 253, and 265; SJR21-018. 40
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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: 52
53

HB21-1234 by Representative(s) Tipper and Bradfield, Larson, McLachlan, Young; also Senator(s) Moreno and Rankin--Concerning reducing student learning loss through the creation of high-impact tutoring programs, and, in connection therewith, making an appropriation. 54
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The question being "Shall the bill pass?", the roll call was taken with the following result: 58
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| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coram, Danielson, Donovan, Fenberg, Fields, Garcia, Ginal, Gonzales, Hansen, Hisey, Kirkmeyer, Lee, Lundeen, Pettersen, Priola, Rodriguez, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

HB21-1265 by Representative(s) Mullica and Van Winkle; also Senator(s) Pettersen and Woodward--Concerning a temporary deduction from state net taxable sales for certain retailers in the state in order to allow such retailers to retain the resulting sales tax collected as assistance for lost revenue as a result of the economic disruptions due to the presence of coronavirus disease 2019 (COVID-19) 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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cooke, Danielson, Garcia, Gardner, Ginal, Hisey, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Priola, Rankin, Rodriguez, Simpson, Smallwood, Story, and Winter.

HB21-1288 by Representative(s) Bacon and Duran, Herod; also Senator(s) Coleman--Concerning the creation of the Colorado startup loan 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 | 27 | NO | 7 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Danielson, Fenberg, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Lee, Pettersen, Rodriguez, Simpson, Sonnenberg, Story, and Winter.

HB21-1306 by Representative(s) Garnett and Geitner, Esgar, McLachlan; also Senator(s) Rodriguez and Lundeen, Bridges, Buckner, Pettersen, Zenzinger--Concerning approvals of certain entities to operate as postsecondary educational entities 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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Fields, Garcia, Gonzales, Rankin, and Sonnenberg.

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:

HB21-1321 by Representative(s) Kennedy and Weissman; also Senator(s) Moreno and Pettersen--Concerning voter transparency requirements to increase information about the fiscal impact of statewide ballot measures that would result in a change in district revenue, and, in connection therewith, making an appropriation.

Laid over until Friday, June 4, retaining its place on the calendar.

HB21-1322 by Representative(s) Snyder and Titone; also Senator(s) Pettersen--Concerning the restructuring of the gasoline and special fuel tax.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Moreno.

HB21-1323 by Representative(s) Cutter and Amabile; also Senator(s) Fenberg and Rankin--Concerning the creation of a Special Olympics license plate for motor vehicles, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Danielson, Garcia, Ginal, Gonzales, Story, Winter, and Woodward.

HB21-1194 by Representative(s) Tipper and Ricks; also Senator(s) Moreno--Concerning creation of the immigration legal defense 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 | 20 | NO | 14 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Fenberg, Fields, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Pettersen, Story, and Winter.

HB21-1258 by Representative(s) Michaelson Jenet and Van Winkle; also Senator(s) Buckner and Woodward--Concerning establishing a temporary program to facilitate youth mental health services in response to identified needs, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Winter, and Zenzinger.

HB21-1312 by Representative(s) Weissman and Sirota; also Senator(s) Hansen and Moreno--Concerning taxation, and, in connection therewith, narrowing the scope of the home office insurance premium tax rate reduction and the annuities consideration exemption for the

insurance premium tax; for purposes of the property tax, requiring the actual value of real property to reflect the value of the fee simple estate and requiring personal property to be based on the property's value in use; increasing the per-schedule exemption for business personal property tax and reimbursing local governments for the lost tax revenue; for purposes of the sales and use tax, codifying that the definition of tangible personal property includes digital goods and specifying that the tax on sales and purchases of tangible personal property includes amounts charged for mainframe computer access, photocopying, and packing and crating; disallowing the sales tax vendor fee for retailers with a substantial amount of taxable sales during the filing period; for the severance tax on oil and gas, requiring the net-back deductions used to determine gross income be direct costs actually paid by the taxpayer; phasing-out tax credits and exemptions for the severance tax on coal; and making an appropriation.

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.045), by Senator Moreno and Hansen.

Amend revised bill, page 12, line 4, strike "APRIL 16 NOTICE," and substitute "NOTIFICATION,".

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Fenberg, Gonzales, Lee, Pettersen, Story, and Winter.

HB21-1311 by Representative(s) Sirota and Weissman; also Senator(s) Hansen and Moreno-- Concerning income tax, and, in connection therewith, requiring additions to Colorado taxable income in amounts related to limiting certain federal itemized deductions, extending the limit on the federal deduction allowed under section 199A of the internal revenue code, limiting the deduction for contributions made to 529 plans, disallowing an enhanced federal deduction for food and beverage expenses at restaurants, and limiting the capital gains subtraction; allowing a subtraction from Colorado taxable income in amounts related to repealing the cap on the deduction for certain social security income; reducing state income tax revenue by increasing the earned income tax credit, funding the child tax credit, and allowing a temporary income tax credit for a business equal to a percentage of the conversion costs to convert the business to a worker-owned coop, an employee stock ownership plan, or an employee ownership trust; increasing state income tax revenue by modifying the computation of the corporate income tax receipts factor to make it more congruent with combined reporting; preventing corporations from using tax shelters in foreign jurisdictions for the purpose of tax avoidance; clarifying that certain captive insurance companies are not exempt from income tax; and making an appropriation.

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.054), by Senator Hansen.

Amend revised bill, page 21, line 1, strike "LIECHTENSTEIN,".

The amendment was **passed** on the following roll call vote:

| YES | 32 | NO | 3 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | Y |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of those elected to the Senate having voted in the affirmative, Senator Story was given permission to offer a third reading amendment.

Third Reading Amendment No. 2(L.053), by Senator Story.

Amend revised bill, page 4, line 18, strike "REPRESENTATIVE" and substitute "RISK-BASED".

Page 5, line 2, strike "REPRESENTATIVE" and substitute "RISK-BASED".

Page 7, line 2, before "(III)" insert "(f)".

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Fenberg, Fields, Garcia, Gonzales, Kolker, Lee, Pettersen, and Story.

HB21-1301 by Representative(s) Esgar and Holtorf; also Senator(s) Coram and Moreno--Concerning the removal of impediments to cannabis farming, and, in connection therewith, permitting contingency plans to reduce crop loss based on adverse weather and convening a working group to examine measures to reduce cross-pollination, and making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Coram was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.014), by Senator Coram.

Amend revised bill, page 6, strike line 20 and substitute:

"(b) THE STATE LICENSING AUTHORITY".

Page 7, strike lines 11 and 12 and substitute:

"SECTION 3. In Colorado Revised Statutes, 44-10-103, add (6.5) as follows:".

Page 7, strike lines 23 through 27.

Page 8, strike lines 1 through 21 and substitute:

"SECTION 4. In Colorado Revised Statutes, add 44-10-107 as follows:

44-10-107. Cannabinoids. IT IS UNLAWFUL TO DISTRIBUTE OR SELL PRODUCTS CONTAINING INTOXICATING CANNABINOIDS INCLUDING BUT NOT LIMITED TO DELTA-8 TETRAHYDROCANNABINOL, DELTA-9 TETRAHYDROCANNABINOL, DELTA-10 TETRAHYDROCANNABINOL, EXO-TETRAHYDROCANNABINOL, AND OTHER TETRAHYDROCANNABINOL ISOMERS, SALTS, OR DERIVATIVES THAT HAVE A CONCENTRATION GREATER THAN THREE-TENTHS OF ONE PERCENT, WHETHER FROM REGULATED MARIJUANA, INDUSTRIAL HEMP, INDUSTRIAL HEMP PRODUCTS, OR OTHERWISE, EXCEPT IF DISTRIBUTED OR SOLD IN COMPLIANCE WITH THE TERMS, CONDITIONS, LIMITATIONS, AND RESTRICTIONS SET FORTH IN SECTION 16 OF ARTICLE XVIII OF THE STATE CONSTITUTION OR THIS ARTICLE 10.".

Re-number succeeding sections accordingly.

Page 9, line 23, strike "(1)(j.5)" and substitute "(1)(i.5), (1)(j.5)".

Page 9, after line 27 add:

"(i.5) REQUIREMENTS FOR THE MANUFACTURE, CONVERSION, DISTRIBUTION, AND SALE OF PRODUCTS CONTAINING INTOXICATING CANNABINOIDS INCLUDING BUT NOT LIMITED TO DELTA-8 TETRAHYDROCANNABINOL, DELTA-9 TETRAHYDROCANNABINOL, DELTA-10 TETRAHYDROCANNABINOL, EXO-TETRAHYDROCANNABINOL, AND OTHER TETRAHYDROCANNABINOL ISOMERS, SALTS, OR DERIVATIVES THAT HAVE A CONCENTRATION GREATER THAN THREE-TENTHS OF ONE PERCENT, WHETHER FROM REGULATED MARIJUANA, INDUSTRIAL HEMP, INDUSTRIAL HEMP PRODUCTS, OR OTHERWISE;".

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Ginal, Gonzales, Holbert, Jaquez Lewis, and Rankin.

HB21-1262 by Representative(s) Lontine and Lynch, Esgar; also Senator(s) Garcia and Sonnenberg-- Concerning monetary support for agricultural events 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cooke, Coram, Fenberg, Gardner, Ginal, Hisey, Jaquez Lewis, Kirkmeyer, Priola, Rankin, Scott, Simpson, Smallwood, and Woodward.

HB21-1317 by Representative(s) Garnett and Caraveo, Geitner; also Senator(s) Hansen and Lundeen, Priola--Concerning the regulation of marijuana for safe consumption, and, in connection therewith, making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Pettersen was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.061), by Senator Pettersen.

Amend revised bill, page 14, line 19, after the period insert "THE METHODOLOGY SHALL INCLUDE MEANS TO IDENTIFY PRESCRIPTION DRUGS, AND OTHER FEDERALLY SCHEDULED SUBSTANCES THAT HAVE A SUBSTANTIAL POTENTIAL FOR OVERDOSE AND ADDICTION, BY USING EVIDENCE-BASED PRACTICES."

Page 14, line 20, strike "2022," and substitute "2022; EXCEPT THAT THE METHODOLOGY TO IDENTIFY PRESCRIPTION DRUGS, AND OTHER FEDERALLY SCHEDULED SUBSTANCES THAT HAVE A SUBSTANTIAL POTENTIAL FOR OVERDOSE AND ADDICTION, BY USING EVIDENCE-BASED PRACTICES SHALL BE COMPLETED BY NOVEMBER 1, 2022,".

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Coram, Danielson, Fenberg, Fields, Garcia, Gardner, Ginal, Hisey, Kirkmeyer, Kolker, Lee, Liston, Pettersen, Scott, Simpson, Story, and Woodward.

HB21-1307 by Representative(s) Roberts, McCluskie; also Senator(s) Donovan and Jaquez Lewis-- Concerning measures to increase access to prescription insulin for persons with diabetes.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 22 | NO | 13 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | N |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Danielson, Garcia, Gonzales, Kolker, Pettersen, and Story.

(For further action, see Reconsideration of HB21-1307.)

RECONSIDERATION OF HB21-1307

HB21-1307 by Representative(s) Roberts, McCluskie; also Senator(s) Donovan and Jaquez Lewis-- Concerning measures to increase access to prescription insulin for persons with diabetes.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Third Reading -- Final Passage, on **HB21-1307**.

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:

HB21-1307 by Representative(s) Roberts, McCluskie; also Senator(s) Donovan and Jaquez Lewis-- Concerning measures to increase access to prescription insulin for persons with diabetes.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 20 | NO | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | N |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, HB21-1071 and SB21-264 were laid over to the end of the Senate calendar of Thursday, June 3, 2021.

COMMITTEE OF REFERENCE REPORTS

Appropriations After consideration on the merits, the Committee recommends that **HB21-1030** 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, line 2 strike "section." and substitute "section and is based on an assumption that the division will require an additional 0.5 FTE."

Appropriations After consideration on the merits, the Committee recommends that **HB21-1110** 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 **HB21-1134** be **referred** to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB21-1166** 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 **HB21-1171** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 8, strike lines 7 through 13 and substitute:

"SECTION 4. Appropriation. (1) For the 2021-22 state fiscal year, \$89,775 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 0.5 FTE. To implement this act, the division may use this appropriation for the kidney disease task force related to chronic disease prevention programs.

(2) For the 2021-22 state fiscal year, \$1,882 is appropriated to the legislative department for use by the general assembly. This appropriation is from the general fund. To implement this act, the general assembly may use this appropriation for per diem and travel reimbursement costs."

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1198** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1209** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1230** 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 **HB21-1233** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1250** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 26, line 21, strike "TO THE FUND." and substitute "FOR THE GRANT PROGRAM."

Page 27, strike lines 8 through 11 and substitute:

"(2) "LAW ENFORCEMENT AGENCY" MEANS A MUNICIPAL POLICE DEPARTMENT OR A COUNTY SHERIFF'S OFFICE.

"(3) "MEDIA" MEANS A NEWS MEDIA ENTITY ASSOCIATED WITH A STATEWIDE ORGANIZATION REPRESENTING FCC-LICENSED BROADCASTING ENTITIES OR A STATEWIDE ORGANIZATION REPRESENTING A MAJORITY OF COLORADO NEWSPAPERS."

Renumber succeeding subsections accordingly.

Page 27, strike lines 19 through 27 and substitute "**communications - encryption policy**. A LAW ENFORCEMENT AGENCY THAT ENCRYPTS ALL OF ITS RADIO COMMUNICATIONS SHALL CREATE A COMMUNICATIONS ACCESS POLICY, THROUGH COLLABORATION WITH COLORADO-BASED MEDIA OUTLETS, THAT INCLUDES AN AGREEMENT GOVERNING ACCESS FOR THE MEDIA TO PRIMARY DISPATCH CHANNELS OR TALK GROUPS THROUGH COMMERCIALY AVAILABLE RADIO RECEIVERS, SCANNERS, OR ANY OTHER FEASIBLE TECHNOLOGY. THE POLICY MAY INCLUDE, BUT IS NOT LIMITED TO, VERIFICATION OF MEDIA CREDENTIALS; REASONABLE RESTRICTIONS ON THE USE OF THE COMMERCIALY AVAILABLE RADIO RECEIVERS, SCANNERS, OR OTHER FEASIBLE TECHNOLOGY; AND FINANCIAL OR OTHER COSTS RELATED TO THE SALE, LEASE, OR LOAN OF THE COMMERCIALY AVAILABLE RADIO RECEIVERS, SCANNERS, OR ANY OTHER FEASIBLE TECHNOLOGY."

Page 28, strike lines 1 through 4.

Page 28, strike lines 16 through 27 and substitute:

"SECTION 20. Appropriation. (1) For the 2021-22 state fiscal year, \$4,065,016 is appropriated to the department of public safety. This appropriation consists of \$3,101,748 from the general fund and \$963,268 from the highway users tax fund created in section 43-4-201 (1)(a), C.R.S., and appropriated pursuant to section 43-4-201 (3)(a)(I)(C) C.R.S. To implement this act, the department may use this appropriation as follows:

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- (a) \$36,300 from the general fund for use by the executive director's office for leased space;
- (b) \$602,148 from the highway users tax fund for use by the Colorado state patrol for sergeants, technicians, and troopers, which amount is based on an assumption that the department will require an additional 6.0 FTE;
- (c) \$97,086 from the highway users tax fund for use by the Colorado state patrol for civilians, which amount is based on an assumption that the department will require an additional 2.0 FTE;
- (d) \$133,042 from the highway users tax fund for use by the Colorado state patrol for operating expenses;
- (e) \$34,380 from the highway users tax fund for use by the Colorado state patrol for vehicle lease payments;
- (f) \$96,612 from the highway users tax fund for use by the Colorado state patrol for state patrol training academy;
- (g) \$2,000,000 from the general fund for use by the division of criminal justice for body-worn camera grant program;
- (h) \$42,720 from the general fund for use by the Colorado bureau of investigation for vehicle lease payments;
- (i) \$611,779 from the general fund for use by the Colorado bureau of investigation for personal services related to laboratory and investigative services, which amount is based on an assumption that the department will require an additional 5.5 FTE;
- (j) \$319,817 from the general fund for use by the Colorado bureau of investigation for operating expenses related to laboratory and investigative services; and
- (k) \$91,132 from the general fund for use by the Colorado bureau of investigation for overtime related to laboratory and investigative services."

Page 29, strike line 1.

Appropriations After consideration on the merits, the Committee recommends that **HB21-1260** 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 **HB21-1263** 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 **HB21-1275** 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 **HB21-1276** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the State, Veterans, and Military Affairs Committee Report, dated May 26, 2021, page 1, line 13, strike "(6)" and substitute "(6) (a)".

Page 2, line 24, strike "CONNECTION." and substitute "CONNECTION."

Page 2, after line 24 insert:

"(b) FOR THE 2021-22 STATE FISCAL YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE MONEY FROM THE MARIJUANA TAX CASH FUND CREATED IN SECTION 39-28.8-501 (1) TO THE DEPARTMENT FOR APPROPRIATION TO THE DIVISION FOR THE PURPOSES OF THIS SUBSECTION (6)."

Page 2, after line 25 insert:

"Page 19 of the reengrossed bill, strike lines 11 through 15 and substitute:

"(2) For the 2021-22 state fiscal year, \$228,207 is appropriated to the department of regulatory agencies for use by the division of insurance. This appropriation consists of \$215,207 from the marijuana tax cash fund created in

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section 39-28.8-501 (1), C.R.S., and \$13,000 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) \$130,972, which consists of \$117,972 from the marijuana tax cash fund and \$13,000 from the division of insurance cash fund, for personal services, which amount is based on an assumption that the division will require an additional 2.1 FTE; and

(b) \$97,235 from the marijuana tax cash fund for operating expenses."

Page 19 of the bill, line 19, strike "Section 15 of this act takes" and substitute "Sections 15 and 16 of this act take".

Page 19 of the bill, line 20, strike "takes" and substitute "take".

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1280** 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 **HB21-1281** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1289** 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 1 insert:

SECTION 1. Legislative declaration. (1) The general assembly finds and declares that, pursuant to 31 CFR 35.6 (e)(2), providing grants for the deployment of broadband infrastructure is an eligible use of money received by the state under the federal "American Rescue Plan Act of 2021", Pub.L. 117-2. For this purpose, Senate Bill 21-291 creates the economic recovery and relief cash fund to appropriate money to departments or transfer money to another cash fund for uses to address the negative economic impacts of COVID-19, including using the money for necessary investments in broadband infrastructure.

(2) Pursuant to 31 CFR 35.6 (b)(1)(viii), providing grants for establishing and operating telehealth capabilities is an eligible use of money received by the state under the federal "American Rescue Plan Act of 2021", Pub.L. 117-2. The economic recovery and relief cash fund created in Senate Bill 21-291 may be used for this purpose as well.

(3) The general assembly further finds and declares that, pursuant to subsection (1) of this section, the general assembly may transfer money from the economic recovery and relief cash fund created in section 24-75-228 (2)(a) to other cash funds for use in making broadband deployment grants in a manner that complies with federal regulations on use of the money."

Page 5, strike lines 18 and 19.

ReNUMBER succeeding subsections accordingly.

Page 11, line 2, after "fund" insert "- definition".

Page 12, after line 3 insert:

"(e) WITH RESPECT TO GRANTS AWARDED PURSUANT TO SUBSECTION (1)(b)(I) OF THIS SECTION AND FROM MONEY TRANSFERRED TO THE DIGITAL INCLUSION GRANT PROGRAM FUND FROM THE ECONOMIC RECOVERY AND RELIEF CASH FUND CREATED IN SECTION 24-75-228 (2)(a), GRANTS MAY ONLY BE AWARDED FOR BROADBAND PROJECTS THAT, PURSUANT TO TREASURY DEPARTMENT INTERIM REGULATIONS IMPLEMENTING THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, PROVIDE BROADBAND INFRASTRUCTURE THAT IS DESIGNED TO PROVIDE SERVICE TO UNSERVED OR UNDERSERVED HOUSEHOLDS AND BUSINESSES AND THAT IS DESIGNED TO, UPON COMPLETION:

(I) RELIABLY MEET OR EXCEED SYMMETRICAL ONE HUNDRED MEGABITS

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PER SECOND DOWNLOAD AND UPLOAD SPEEDS; OR

(II) IN CASES WHERE IT IS NOT PRACTICABLE, BECAUSE OF THE EXCESSIVE COST OF THE PROJECT OR GEOGRAPHY OR TOPOGRAPHY OF THE AREA TO BE SERVED BY THE PROJECT, PROVIDE SERVICE MEETING THE STANDARDS SET FORTH IN SUBSECTION (1)(e)(I) OF THIS SECTION THAT:

(A) RELIABLY MEETS OR EXCEEDS ONE HUNDRED MEGABITS PER SECOND DOWNLOAD SPEED AND IS BETWEEN AT LEAST TWENTY MEGABITS PER SECOND AND ONE HUNDRED MEGABITS PER SECOND UPLOAD SPEED; AND

(B) IS SCALABLE TO A MINIMUM OF ONE HUNDRED MEGABITS PER SECOND DOWNLOAD SPEED AND ONE HUNDRED MEGABITS PER SECOND UPLOAD SPEED.

(f) IF THE TREASURY DEPARTMENT MODIFIES ITS INTERIM REGULATIONS IMPLEMENTING THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, GRANTS AWARDED PURSUANT TO SUBSECTION (1)(e) OF THIS SECTION MAY ONLY BE AWARDED FOR BROADBAND PROJECTS THAT COMPLY WITH THE MODIFIED FEDERAL REGULATIONS.

(g) AS USED IN SUBSECTION (1)(e) OF THIS SECTION, "UNSERVED OR UNDERSERVED HOUSEHOLDS AND BUSINESSES" MEANS ONE OR MORE HOUSEHOLDS OR BUSINESSES THAT ARE NOT CURRENTLY SERVED BY A WIRELINE CONNECTION THAT RELIABLY DELIVERS AT LEAST TWENTY-FIVE MEGABITS PER SECOND DOWNSTREAM AND THREE MEGABITS PER SECOND UPSTREAM."

Page 12, line 5 strike "TREASURY." and substitute "TREASURY AND CONSISTS OF MONEY THE STATE RECEIVED FROM THE FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND CREATED IN THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2 AND ANY MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE."

Page 12, line 7 strike "GENERAL FUND" and substitute "ECONOMIC RECOVERY AND RELIEF CASH FUND CREATED IN SECTION 24-75-228 (2)(a)".

Page 15, line 17 strike "FUND." and substitute "FUND AND CONSISTS OF MONEY THE STATE RECEIVED FROM THE FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND CREATED IN THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2 AND ANY MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE."

Page 15, line 19 strike "GENERAL FUND" and substitute "ECONOMIC RECOVERY AND RELIEF CASH FUND CREATED IN SECTION 24-75-228 (2)(a)".

Page 15, line 27 strike "GENERAL FUND" and substitute "ECONOMIC RECOVERY AND RELIEF CASH FUND CREATED IN SECTION 24-75-228 (2)(a)".

Page 18, after line 15 insert:

"(e) WITH RESPECT TO GRANTS AWARDED PURSUANT TO THIS SUBSECTION (8.7) AND FROM MONEY TRANSFERRED TO THE BROADBAND STIMULUS ACCOUNT FROM THE ECONOMIC RECOVERY AND RELIEF CASH FUND CREATED IN SECTION 24-75-228 (2)(a), GRANTS MAY ONLY BE AWARDED FOR BROADBAND PROJECTS THAT, PURSUANT TO TREASURY DEPARTMENT INTERIM REGULATIONS IMPLEMENTING THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, PROVIDE BROADBAND INFRASTRUCTURE THAT IS DESIGNED TO PROVIDE SERVICE TO UNSERVED OR UNDERSERVED HOUSEHOLDS AND BUSINESSES AND THAT IS DESIGNED TO, UPON COMPLETION:

(I) RELIABLY MEET OR EXCEED SYMMETRICAL ONE HUNDRED MEGABITS PER SECOND DOWNLOAD AND UPLOAD SPEEDS; OR

(II) IN CASES WHERE IT IS NOT PRACTICABLE, BECAUSE OF THE EXCESSIVE COST OF THE PROJECT OR GEOGRAPHY OR TOPOGRAPHY OF THE AREA TO BE SERVED BY THE PROJECT, PROVIDE SERVICE MEETING THE STANDARDS SET FORTH IN SUBSECTION (8.7)(e)(I) OF THIS SECTION THAT:

(A) RELIABLY MEETS OR EXCEEDS ONE HUNDRED MEGABITS PER SECOND DOWNLOAD SPEED AND IS BETWEEN AT LEAST TWENTY MEGABITS PER SECOND AND ONE HUNDRED MEGABITS PER SECOND UPLOAD SPEED; AND

(B) IS SCALABLE TO A MINIMUM OF ONE HUNDRED MEGABITS PER SECOND DOWNLOAD SPEED AND ONE HUNDRED MEGABITS PER SECOND UPLOAD SPEED.

(f) IF THE TREASURY DEPARTMENT MODIFIES ITS INTERIM REGULATIONS IMPLEMENTING THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, GRANTS AWARDED PURSUANT TO SUBSECTION (1)(e) OF THIS SECTION

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MAY ONLY BE AWARDED FOR BROADBAND PROJECTS THAT COMPLY WITH THE MODIFIED FEDERAL REGULATIONS.

(g) AS USED IN SUBSECTION (8.7)(e) OF THIS SECTION, "UNSERVED OR UNDERSERVED HOUSEHOLDS AND BUSINESSES" MEANS ONE OR MORE HOUSEHOLDS OR BUSINESSES THAT ARE NOT CURRENTLY SERVED BY A WIRELINE CONNECTION THAT RELIABLY DELIVERS AT LEAST TWENTY-FIVE MEGABITS PER SECOND DOWNSTREAM AND THREE MEGABITS PER SECOND UPSTREAM."

Reletter succeeding paragraph accordingly.

Page 19, line 7 strike "FUND." and substitute "FUND AND CONSISTS OF MONEY THE STATE RECEIVED FROM THE FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND CREATED IN THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2 AND ANY MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE."

Page 19, line 10 strike "GENERAL FUND" and substitute "ECONOMIC RECOVERY AND RELIEF CASH FUND CREATED IN SECTION 24-75-228 (2)(a)".

Page 19, line 18 strike "GENERAL FUND" and substitute "ECONOMIC RECOVERY AND RELIEF CASH FUND CREATED IN SECTION 24-75-228 (2)(a)".

Page 22, after line 5 insert:

"(e) WITH RESPECT TO GRANTS AWARDED PURSUANT TO THIS SUBSECTION (9.5) AND FROM MONEY TRANSFERRED TO THE BROADBAND STIMULUS ACCOUNT FROM THE ECONOMIC RECOVERY AND RELIEF CASH FUND CREATED IN SECTION 24-75-228 (2)(a), GRANTS MAY ONLY BE AWARDED FOR BROADBAND PROJECTS THAT, PURSUANT TO TREASURY DEPARTMENT INTERIM REGULATIONS IMPLEMENTING THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, PROVIDE BROADBAND INFRASTRUCTURE THAT IS DESIGNED TO PROVIDE SERVICE TO UNSERVED OR UNDERSERVED HOUSEHOLDS AND BUSINESSES AND THAT IS DESIGNED TO, UPON COMPLETION:

(I) RELIABLY MEET OR EXCEED SYMMETRICAL ONE HUNDRED MEGABITS PER SECOND DOWNLOAD AND UPLOAD SPEEDS; OR

(II) IN CASES WHERE IT IS NOT PRACTICABLE, BECAUSE OF THE EXCESSIVE COST OF THE PROJECT OR GEOGRAPHY OR TOPOGRAPHY OF THE AREA TO BE SERVED BY THE PROJECT, PROVIDE SERVICE MEETING THE STANDARDS SET FORTH IN SUBSECTION (9.5)(e)(I) OF THIS SECTION THAT:

(A) RELIABLY MEETS OR EXCEEDS ONE HUNDRED MEGABITS PER SECOND DOWNLOAD SPEED AND IS BETWEEN AT LEAST TWENTY MEGABITS PER SECOND AND ONE HUNDRED MEGABITS PER SECOND UPLOAD SPEED; AND

(B) IS SCALABLE TO A MINIMUM OF ONE HUNDRED MEGABITS PER SECOND DOWNLOAD SPEED AND ONE HUNDRED MEGABITS PER SECOND UPLOAD SPEED.

(f) IF THE TREASURY DEPARTMENT MODIFIES ITS INTERIM REGULATIONS IMPLEMENTING THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, GRANTS AWARDED PURSUANT TO SUBSECTION (1)(e) OF THIS SECTION MAY ONLY BE AWARDED FOR BROADBAND PROJECTS THAT COMPLY WITH THE MODIFIED FEDERAL REGULATIONS.

(g) AS USED IN SUBSECTION (9.5)(e) OF THIS SECTION, "UNSERVED OR UNDERSERVED HOUSEHOLDS AND BUSINESSES" MEANS ONE OR MORE HOUSEHOLDS OR BUSINESSES THAT ARE NOT CURRENTLY SERVED BY A WIRELINE CONNECTION THAT RELIABLY DELIVERS AT LEAST TWENTY-FIVE MEGABITS PER SECOND DOWNSTREAM AND THREE MEGABITS PER SECOND UPSTREAM."

Reletter succeeding paragraph accordingly.

Page 22, line 10, strike "(3)" and substitute "(2)".

Page 23, strike lines 8 and 9.

Renumber succeeding subsections accordingly.

Page 23, line 13, strike "(3)" and substitute "(2)".

Page 25, line 27 strike "TREASURY." and substitute "TREASURY AND CONSISTS OF MONEY THE STATE RECEIVED FROM THE FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND CREATED IN THE FEDERAL "AMERICAN RESCUE PLAN

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ACT OF 2021", PUB.L. 117-2 AND ANY MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE."

Page 26, line 2 strike "GENERAL FUND" and substitute "ECONOMIC RECOVERY AND RELIEF CASH FUND CREATED IN SECTION 24-75-228 (2)(a)".

Page 26, after line 5 insert:

"(d) WITH RESPECT TO GRANTS AWARDED FROM MONEY TRANSFERRED TO THE INTERCONNECTIVITY GRANT PROGRAM FUND FROM THE ECONOMIC RECOVERY AND RELIEF CASH FUND CREATED IN SECTION 24-75-228 (2)(a), GRANTS MAY ONLY BE AWARDED FOR BROADBAND PROJECTS THAT, PURSUANT TO TREASURY DEPARTMENT INTERIM REGULATIONS IMPLEMENTING THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, PROVIDE BROADBAND INFRASTRUCTURE THAT IS DESIGNED TO PROVIDE SERVICE TO UNSERVED OR UNDERSERVED HOUSEHOLDS AND BUSINESSES AND THAT IS DESIGNED TO, UPON COMPLETION:

(I) RELIABLY MEET OR EXCEED SYMMETRICAL ONE HUNDRED MEGABITS PER SECOND DOWNLOAD AND UPLOAD SPEEDS; OR

(II) IN CASES WHERE IT IS NOT PRACTICABLE, BECAUSE OF THE EXCESSIVE COST OF THE PROJECT OR GEOGRAPHY OR TOPOGRAPHY OF THE AREA TO BE SERVED BY THE PROJECT, PROVIDE SERVICE MEETING THE STANDARDS SET FORTH IN SUBSECTION (4)(d)(I) OF THIS SECTION THAT:

(A) RELIABLY MEETS OR EXCEEDS ONE HUNDRED MEGABITS PER SECOND DOWNLOAD SPEED AND IS BETWEEN AT LEAST TWENTY MEGABITS PER SECOND AND ONE HUNDRED MEGABITS PER SECOND UPLOAD SPEED; AND

(B) IS SCALABLE TO A MINIMUM OF ONE HUNDRED MEGABITS PER SECOND DOWNLOAD SPEED AND ONE HUNDRED MEGABITS PER SECOND UPLOAD SPEED.

(e) IF THE TREASURY DEPARTMENT MODIFIES ITS INTERIM REGULATIONS IMPLEMENTING THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, GRANTS AWARDED PURSUANT TO SUBSECTION (4)(d) OF THIS SECTION MAY ONLY BE AWARDED FOR BROADBAND PROJECTS THAT COMPLY WITH THE MODIFIED FEDERAL REGULATIONS.

(f) AS USED IN SUBSECTION (4)(d) OF THIS SECTION, "UNSERVED OR UNDERSERVED HOUSEHOLDS AND BUSINESSES" MEANS ONE OR MORE HOUSEHOLDS OR BUSINESSES THAT ARE NOT CURRENTLY SERVED BY A WIRELINE CONNECTION THAT RELIABLY DELIVERS AT LEAST TWENTY-FIVE MEGABITS PER SECOND DOWNSTREAM AND THREE MEGABITS PER SECOND UPSTREAM."

Reletter succeeding paragraph accordingly.

Page 26, line 12, strike "(4)(d)" and substitute "(4)(e)".

Page 27, line 7 strike "C.R.S." and substitute "C.R.S., and of money the state received from the federal coronavirus state fiscal recovery fund."

Page 27, line 17, strike "C.R.S." and substitute "C.R.S., and of money the state received from the federal coronavirus state fiscal recovery fund."

Page 27, line 25, strike "C.R.S." and substitute "C.R.S., and of money the state received from the federal coronavirus state fiscal recovery fund."

Page 28, line 9, strike "C.R.S." and substitute "C.R.S., and of money the state received from the federal coronavirus state fiscal recovery fund."

Page 28, line 20, strike "C.R.S." and substitute "C.R.S., and of money the state received from the federal coronavirus state fiscal recovery fund."

Page 29, line 3, strike "C.R.S." and substitute "C.R.S., and of money the state received from the federal coronavirus state fiscal recovery fund."

Page 29, strike lines 11 through 20 and substitute "subsections (2) and (3) of this section, this act takes effect only if Senate Bill 21-291 becomes law, in which case this act takes effect on the effective date of this act or Senate Bill 21-291, whichever is later.

(2) Section 4 takes effect only if House Bill 21-1236 also becomes law, in which case section 4 takes effect on the effective date of this act, Senate Bill 21-291, or House Bill 21-1236, whichever is the latest.

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(3) (a) Sections 8 and 13 take effect only if House Bill 21-1109 also becomes law, in which case sections 8 and 13 take effect on the effective date of this act, Senate Bill 21-291, or House Bill 21-1109, whichever is the latest.

(b) Sections 6, 7, and 12 take effect only if House Bill 21-1109 does not become law, in which case sections 6, 7, and 12 take effect on the effective date of this act or Senate Bill 21-291, whichever is later."

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1294** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1302** 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 **HB21-1313** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1314** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 23, line 17 strike "\$1,107,723." and substitute "\$553,862."

Page 23, line 18 strike "\$1,107,723" and substitute "\$553,862".

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1318** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-060** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Business, Labor, and Technology Committee Report, dated April 5, 2021, page 1, after line 4 insert:

"Page 3 of the printed bill, strike lines 13 and 14 and substitute:

"(5.7) "CRITICALLY UNSERVED", ".".

Page 1 of the report, after line 9 insert:

"Page 6 of the bill, line 10, before "DEVELOP" insert "CONTRACT WITH A NONPROFIT ORGANIZATION THAT HAS AN EXISTING PLATFORM OR SYSTEM FOR ADMINISTERING GRANT MONEY AND HAS EXPERIENCE IN ADMINISTERING INCOME-QUALIFIED UTILITY ASSISTANCE PROGRAMS AND IN VERIFYING INCOME FOR STATEWIDE ASSISTANCE PROGRAMS TO".

Page 2 of the report, after line 6, insert:

"Page 6 of the bill, line 21, strike "BOARD" and substitute "PROGRAM".

Page 7 of the bill, strike line 3 and substitute:

"(c) WITH REGARD TO THE NONPROFIT ORGANIZATION WITH WHICH THE BOARD CONTRACTS TO ADMINISTER THE REIMBURSEMENT PROGRAM, THE BOARD:

(I) SHALL USE MONEY IN THE FUND TO PAY THE NONPROFIT ORGANIZATION'S ADMINISTRATIVE COSTS IN AN AMOUNT NOT TO EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS PER YEAR. IF THE NONPROFIT ORGANIZATION EXPENDS ALL OF THE MONEY PROVIDED IN A GIVEN YEAR, THE NONPROFIT ORGANIZATION SHALL NOT ADMINISTER ADDITIONAL REIMBURSEMENTS FOR THE REMAINDER OF THAT YEAR.

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- (II) SHALL DETERMINE REPORTING REQUIREMENTS FOR THE NONPROFIT ORGANIZATION REGARDING ITS ADMINISTRATION OF THE PROGRAM; AND
- (III) NEED NOT COMPLY WITH THE "PROCUREMENT CODE", ARTICLES 101 TO 112 OF TITLE 24, IN CHOOSING THE NONPROFIT ORGANIZATION.
- (d) A PORTION OF THE HCSM MONEY ALLOCATED FOR".

Amend printed bill, page 16, before line 4 insert:

"SECTION 3. Appropriation. (1) For the 2021-22 state fiscal year, \$298,883 is appropriated to the department of regulatory agencies for use by the executive director's office and administrative services. This appropriation is from the broadband administrative fund created in section 40-15-509.5 (4)(a), C.R.S. and is based on an assumption that the department will require an additional 1.0 FTE. To implement this act, the office may use this appropriation for broadband deployment board administration."

Renumber succeeding section accordingly.

Page 1 of the printed bill, line 101, strike "DEPLOYMENT." and substitute "DEPLOYMENT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1264** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, strike lines 2 through 13.

Page 3, strike lines 1 through 10.

Renumber succeeding sections accordingly.

Page 4, after line 4 insert:

"SECTION 2. Legislative declaration. (1) The general assembly finds and declares that:

(a) The COVID-19 pandemic that spread to Colorado in February of 2020 has led to extensive job losses throughout the state;

(b) The devastating effects of the COVID-19 pandemic have disproportionately impacted communities of color as well as women and low-income, senior, and disabled populations in the state;

(c) In order to assist states in recovering from the impacts the COVID-19 pandemic has had on states' economies, on March 11, 2021, the federal government enacted the "American Rescue Plan Act of 2021" (ARPA), pursuant to which Colorado will receive \$3,828,761,790 from the federal coronavirus state fiscal recovery fund to be used for certain specified purposes, including "to respond to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19) or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality";

(d) Under the authority granted under section 602 (f) of the ARPA, the secretary of the United States treasury adopted regulations providing further guidance to states regarding the authorized uses of the money allocated to states from the federal coronavirus state fiscal recovery fund to respond to the public health emergency or its negative economic impacts, which include:

(I) Assistance to unemployed workers, including job training for individuals who want and are available for work;

(II) Aid to impacted industries to respond to the negative economic impacts of the COVID-19 public health emergency; and

(III) Programs, services, or other assistance for populations disproportionately impacted by the COVID-19 public health emergency, such as programs or services that address or mitigate the impact of the public health emergency on education;

(e) A program to award funding to work force development areas, local

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governments, institutions of higher education, and community-based nonprofit organizations to support reskilling, upskilling, and next-skilling workers who lost employment or have remained unemployed due to the COVID-19 public health emergency and its negative economic impacts, including providing short-term training to obtain an industry-recognized certificate and related services, that will aid unemployed workers, including those from communities disproportionately impacted by the public health emergency, and that will assist employers and nonprofit organizations working with these unemployed workers, is a program to respond to the public health emergency and its negative economic impacts on workers and industry;

(f) A program through which local work force development boards award grants to drive innovation to build in-demand skills, connect workers and learners to quality jobs, and drive employer engagement in talent development will provide job training assistance to unemployed workers and will aid impacted industries;

(g) Likewise, statewide innovation initiatives to support employers and trade associations in developing training programs for use in multiple counties, to align statewide activities in partnership with local work force development areas for skills-based hiring and talent development, and to engage and provide support to local work force development boards and community leaders in designing and implementing statewide work force innovative initiatives are programs, services, or other assistance to respond to the public health emergency and its negative economic impacts on workers and industry;

(h) Additionally, allocating federal funding to:

(I) Postsecondary career and technical education (CTE) providers to expand CTE equipment, facility, and industry capacity in key CTE job demand areas will encourage high-wage, demand-driven training and short-term program growth to meet post-pandemic demand and will provide job training to unemployed workers, assist industries negatively impacted by the public health emergency, and address the impacts of the public health emergency on education by expanding the availability of and access to CTE programs in key job demand areas; and

(II) The adult education and literacy program established in article 10 of title 22, Colorado Revised Statutes, that provides next-level education and training to many Colorado unemployed adults will provide training to adults disproportionately impacted by the COVID-19 public health emergency for better employment outcomes.

(2) Therefore, the general assembly determines that the programs enacted under the "Investments in Reskilling, Upskilling, and Next-skilling Workers Act" and the "Work Force Innovation Act" and the allocation of federal funding to expand CTE equipment, facility, and industry capacity in key CTE job demand areas and to the adult education and literacy program are appropriate uses of the money transferred to Colorado under the federal "American Rescue Plan Act of 2021" to respond to the COVID-19 public health emergency and its negative impacts on Colorado's economy, including its workers, industries, and education systems."

Re-number succeeding sections accordingly.

Page 4, line 5, strike "part 5" and substitute "parts 5 and 6".

Page 4, line 8, strike "STIMULUS".

Page 4, line 11, strike ""STIMULUS INVESTMENTS" and substitute ""INVESTMENTS".

Page 4, line 13, strike "PART 5," and substitute "PART 5 AND PART 6 OF THIS ARTICLE 46.3,".

Page 4, after line 14 insert:

"(1) "AMERICAN RESCUE PLAN ACT OF 2021" OR "ARPA" MEANS THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS THE ACT MAY BE SUBSEQUENTLY AMENDED."

Re-number succeeding subsections accordingly.

Page 4, line 27, strike "STIMULUS".

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Page 5, line 26, strike "**Stimulus investments**" and substitute "**Investments**".

Page 5, line 27, strike "STIMULUS".

Page 8, line 11, strike "2020-21" and substitute "2021-22".

Page 8, line 13, strike "GENERAL FUND" and substitute "WORKERS, EMPLOYERS, AND WORKFORCE CENTERS CASH FUND CREATED IN SECTION 24-75-231 (2)(a)".

Page 8, line 15, strike "2020-21" and substitute "2021-22".

Page 8, line 18, strike "THE NEXT TWO" and substitute "SUBSEQUENT" and strike "APPROPRIATION." and substitute "APPROPRIATION, SUBJECT TO THE REQUIREMENTS FOR OBLIGATING AND EXPENDING MONEY RECEIVED UNDER THE ARPA AS SPECIFIED IN SECTION 24-75-226 (4)(d).".

Page 8, after line 26 insert:

"(4) THE STATE COUNCIL SHALL COMPLY WITH THE REQUIREMENTS OF SECTION 24-75-226 (4) AND (5) REGARDING THE OBLIGATION, EXPENDITURE, AND TRACKING OF MONEY ALLOCATED TO THE STATE COUNCIL PURSUANT TO THIS SECTION."

Page 8, line 27, strike the second "DECEMBER" and substitute "EACH DECEMBER THEREAFTER THROUGH DECEMBER 2026,".

Page 9, line 1, strike "2023,".

Page 9, line 4, after "24-46.3-103 (3)." add "THE STATE COUNCIL SHALL COMPLY WITH THE REQUIREMENTS OF SECTION 24-75-226 (5) REGARDING REPORTING ON MONEY ALLOCATED TO THE STATE COUNCIL PURSUANT TO SECTION 24-46.3-504."

Page 9, strike line 12 and substitute "JULY 1, 2027.".

Page 9, after line 12 insert:

"PART 6

WORK FORCE INNOVATION ACT

24-46.3-601. Short title. THE SHORT TITLE OF THIS PART 6 IS THE "WORK FORCE INNOVATION ACT".

24-46.3-602. Definitions. AS USED IN THIS PART 6, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "ADULT EDUCATION PROGRAM" HAS THE SAME MEANING AS "ADULT EDUCATION AND LITERACY PROGRAMS", AS DEFINED IN SECTION 22-10-103 (1).

(2) "APPRENTICESHIP SPONSOR" MEANS AN EMPLOYER, ASSOCIATION, COMMITTEE, OR ORGANIZATION THAT OPERATES AN APPRENTICESHIP PROGRAM REGISTERED WITH THE UNITED STATES DEPARTMENT OF LABOR.

(3) "COLORADO WORK FORCE CENTER" MEANS AN AMERICAN JOBS CENTER ESTABLISHED PURSUANT TO THE FEDERAL "WORKFORCE INVESTMENT ACT OF 1998", 29 U.S.C. SEC. 2801 ET SEQ., AND REAUTHORIZED IN THE FEDERAL "WORKFORCE INNOVATION AND OPPORTUNITIES ACT OF 2014", PUB.L. 113-128, THAT IS OPERATING IN COLORADO AND OFFERS TRAINING REFERRALS, CAREER COUNSELING, JOB LISTINGS, AND SIMILAR EMPLOYMENT-RELATED SERVICES.

(4) "CONNECTING COLORADO DATABASE" MEANS THE LABOR EXCHANGE SYSTEM ADMINISTERED BY THE DEPARTMENT TO CONNECT INDIVIDUALS TO JOBS AND TO MANAGE DATA AND PRODUCE REPORTS REQUIRED BY THE UNITED STATES DEPARTMENT OF LABOR.

(5) "COVID-19" MEANS THE CORONAVIRUS DISEASE CAUSED BY THE SEVERE ACUTE RESPIRATORY SYNDROME CORONAVIRUS 2, ALSO KNOWN AS SARS-CoV-2.

(6) "COVID-19 PUBLIC HEALTH EMERGENCY" OR "PUBLIC HEALTH EMERGENCY" MEANS THE PERIOD BEGINNING ON JANUARY 1, 2020, AND EXTENDING UNTIL THE TERMINATION OF THE NATIONAL EMERGENCY CONCERNING THE COVID-19 OUTBREAK DECLARED PURSUANT TO THE FEDERAL "NATIONAL EMERGENCIES ACT", 50 U.S.C. SEC. 1601 ET SEQ.

(7) "ECONOMIC DEVELOPMENT CORPORATION" MEANS AN ORGANIZATION WHOSE MISSION IS TO PROMOTE ECONOMIC DEVELOPMENT WITHIN A SPECIFIC GEOGRAPHICAL AREA.

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- (8) "ELIGIBLE APPLICANT" MEANS:
 - (a) A PUBLIC OR PRIVATE SECTOR EMPLOYER, EMPLOYER ORGANIZATION, OR TRADE ASSOCIATION;
 - (b) AN APPRENTICESHIP SPONSOR;
 - (c) A COMMUNITY-BASED ORGANIZATION;
 - (d) A COLORADO WORK FORCE CENTER; OR
 - (e) A SECTOR PARTNERSHIP RECOGNIZED BY THE STATE COUNCIL.
- (9) "LOCAL EDUCATION PROVIDER" HAS THE SAME MEANING AS SET FORTH IN SECTION 22-20.5-102 (4).
- (10) "PROPRIETARY TRAINING PROVIDER" MEANS A TRAINING PROGRAM OPERATED BY THE PRIVATE SECTOR.
- (11) "SECTOR PARTNERSHIP" MEANS AN INDUSTRY-SPECIFIC, REGIONAL PARTNERSHIP LED BY BUSINESS IN PARTNERSHIP WITH ECONOMIC DEVELOPMENT, EDUCATION, AND WORK FORCE DEVELOPMENT ENTITIES.
- (12) "STATEWIDE WORK FORCE INNOVATION INITIATIVE" MEANS A STATEWIDE ACTIVITY DEVELOPED PURSUANT TO SECTION 24-46.3-605.
- (13) "SUBAPPLICANT" MEANS:
 - (a) AN INSTITUTION OF HIGHER EDUCATION;
 - (b) A PUBLIC LIBRARY;
 - (c) A LOCAL EDUCATION PROVIDER;
 - (d) AN ADULT EDUCATION PROGRAM;
 - (e) A PROPRIETARY TRAINING PROVIDER;
 - (f) AN ECONOMIC DEVELOPMENT CORPORATION; OR
 - (g) A NONPROFIT ORGANIZATION.
- (15) "WORK FORCE DEVELOPMENT BOARD" HAS THE SAME MEANING AS SET FORTH IN SECTION 8-83-203 (23).
- (16) "WORK FORCE INNOVATION GRANT PROGRAM" OR "GRANT PROGRAM" MEANS THE WORK FORCE INNOVATION GRANT PROGRAM CREATED IN SECTION 24-46.3-604.

24-46.3-603. Funding for work force innovation - grant program - statewide initiatives - allocation of ARPA money. (1) FOR THE 2021-22 STATE FISCAL YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE THIRTY-FIVE MILLION DOLLARS FROM THE WORKERS, EMPLOYERS, AND WORKFORCE CENTERS CASH FUND CREATED IN SECTION 24-75-231 (2)(a) TO THE DEPARTMENT FOR ALLOCATION TO THE STATE COUNCIL FOR THE FOLLOWING PURPOSES:

(a) SEVENTEEN MILLION FIVE HUNDRED THOUSAND DOLLARS FOR ALLOCATION TO WORK FORCE DEVELOPMENT BOARDS FOR THE WORK FORCE INNOVATION GRANT PROGRAM AND PURPOSES SPECIFIED IN SECTION 24-46.3-604 (1)(b); EXCEPT THAT A WORK FORCE DEVELOPMENT BOARD SHALL RETURN TO THE STATE COUNCIL ANY MONEY ALLOCATED TO AND NOT EXPENDED OR OBLIGATED BY THE WORK FORCE DEVELOPMENT BOARD BY JANUARY 1, 2024; AND

(b) SEVENTEEN MILLION FIVE HUNDRED THOUSAND DOLLARS, PLUS ANY AMOUNT RETURNED TO THE STATE COUNCIL PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION, FOR STATEWIDE WORK FORCE INNOVATION INITIATIVES.

(2) THE STATE COUNCIL AND DEPARTMENT MAY USE UP TO TWELVE PERCENT OF THE AMOUNT APPROPRIATED PURSUANT TO THIS SECTION FOR COSTS ASSOCIATED WITH IMPLEMENTING AND ADMINISTERING THIS PART 6 AND FOR THE EVALUATION ACTIVITIES REQUIRED PURSUANT TO SECTION 24-46.3-606.

(3) ANY MONEY APPROPRIATED PURSUANT TO THIS SECTION THAT IS NOT EXPENDED OR ENCUMBERED AT THE END OF THE 2021-22 STATE FISCAL YEAR REMAINS AVAILABLE FOR EXPENDITURE IN SUBSEQUENT FISCAL YEARS WITHOUT FURTHER APPROPRIATION, SUBJECT TO THE REQUIREMENTS FOR OBLIGATING AND EXPENDING MONEY RECEIVED UNDER THE ARPA AS SPECIFIED IN SECTION 24-75-226 (4)(d).

(4) THE STATE COUNCIL SHALL COMPLY WITH THE REQUIREMENTS OF SECTION 24-75-226 (4) AND (5) REGARDING THE OBLIGATION, EXPENDITURE, AND TRACKING OF AND REPORTING ON THE USE OF ANY ARPA MONEY ALLOCATED TO THE STATE COUNCIL PURSUANT TO THIS SECTION.

24-46.3-604. Work force innovation grant program - creation - local boards to administer - eligibility for grants - use of grants - grant proposal requirements - other innovation activities performed by local boards - reporting to statewide database. (1) (a) THE WORK FORCE INNOVATION GRANT PROGRAM IS HEREBY CREATED FOR THE PURPOSE OF PROMOTING INNOVATION IN ORDER TO IMPROVE OUTCOMES FOR LEARNERS AND WORKERS, INCLUDING UNDERSERVED POPULATIONS, BY PROMOTING PARTNERSHIPS AND HELPING PREPARE COLORADANS FOR WELL-PAYING, QUALITY JOBS. THE STATE COUNCIL SHALL ADMINISTER THE PROGRAM AND

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SHALL DISTRIBUTE THE MONEY ALLOCATED TO THE PROGRAM PURSUANT TO SECTION 24-46.3-603 (1)(a) TO WORK FORCE DEVELOPMENT BOARDS BASED ON A FORMULA THAT CONSIDERS THE FOLLOWING FACTORS IN EACH WORK FORCE DEVELOPMENT AREA:

- (I) THE SHARE OF UNEMPLOYMENT CLAIMS;
- (II) THE TOTAL JOBS LOST AND THE TOTAL JOBS LOST IN THE INDUSTRIES MOST IMPACTED BY THE PUBLIC HEALTH EMERGENCY; AND
- (III) OTHER FACTORS DETERMINED BY THE STATE COUNCIL.

(b) (I) THE WORK FORCE DEVELOPMENT BOARDS SHALL USE THE MONEY DISTRIBUTED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION:

(A) TO AWARD GRANTS TO ELIGIBLE APPLICANTS THROUGH A COMPETITIVE PROCESS, CONSISTENT WITH SUBSECTIONS (2) AND (3) OF THIS SECTION;

(B) FOR OUTCOMES-BASED OR PAY-FOR-PERFORMANCE CONTRACTS WITH GRANT RECIPIENTS, CONSISTENT WITH SUBSECTIONS (2) AND (3) OF THIS SECTION;

(C) FOR NEW PROGRAM DEVELOPMENT;

(D) TO EXPAND ACCESS TO EXISTING PROGRAMS;

(E) FOR OUTREACH AND ENGAGEMENT, ESPECIALLY TO MARGINALIZED OR DISPROPORTIONATELY IMPACTED POPULATIONS; AND

(F) FOR CAREER COACHING AND NAVIGATION FOR INDIVIDUALS.

(II) WORK FORCE DEVELOPMENT BOARDS MAY USE UP TO TEN PERCENT OF THE MONEY DISTRIBUTED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION FOR ADMINISTRATIVE COSTS ASSOCIATED WITH PERFORMING THE ACTIVITIES SPECIFIED IN SUBSECTION (1)(b)(I) OF THIS SECTION.

(2) (a) AN APPLICANT FOR A GRANT FROM A WORK FORCE DEVELOPMENT BOARD:

(I) MUST DEMONSTRATE THAT THE APPLICANT IS AN ELIGIBLE APPLICANT;

(II) MAY APPLY FOR A GRANT IN PARTNERSHIP WITH ONE OR MORE SUBAPPLICANTS; AND

(III) IS ENCOURAGED TO APPLY FOR A GRANT WITH PARTNERS IN ORDER TO SUPPORT TRANSFORMATIVE STRATEGIES FOCUSED ON SYSTEMIC ALIGNMENT WITH COLORADO WORK FORCE CENTERS.

(b) IF APPLYING WITH ONE OR MORE SUBAPPLICANTS, AN APPLICANT MUST IDENTIFY THE SPECIFIC ROLE EACH SUBAPPLICANT WILL SERVE AND THE REASON WHY THE APPLICANT AND SUBAPPLICANT HAVE PARTNERED IN THE APPLICATION, INCLUDING HOW THE LEAD APPLICANT WILL DISTRIBUTE MONEY TO SUBAPPLICANTS AND WHAT AMOUNTS WOULD BE SHARED AMONG THE APPLICANT AND SUBAPPLICANTS.

(c) THE WORK FORCE DEVELOPMENT BOARDS MAY PARTNER WITH EACH OTHER TO ADMINISTER GRANTS.

(d) ALL GRANTS AWARDED PURSUANT TO THIS SECTION MUST BE OBLIGATED BY DECEMBER 31, 2024, AND EXPENDED BY DECEMBER 31, 2026.

(3) THE WORK FORCE DEVELOPMENT BOARDS SHALL AWARD GRANTS TO ELIGIBLE APPLICANTS APPLYING FOR GRANTS FOR PROPOSALS THAT WILL BUILD IN-DEMAND SKILLS, CONNECT WORKERS AND LEARNERS TO QUALITY JOBS, AND DRIVE EMPLOYER ENGAGEMENT IN TALENT DEVELOPMENT IN ANY OF THE FOLLOWING AREAS:

(a) SUPPORTING WORK-BASED LEARNING, SKILL DEVELOPMENT, TRAINING COMPLETION, AND QUALITY JOB PLACEMENT THROUGH THE FOLLOWING:

(I) PROVIDING QUALITY EDUCATION AND TRAINING FOR RESKILLING, UPSKILLING, AND NEXT-SKILLING INDIVIDUALS WHO ARE IN COVID-19-IMPACTED HOUSEHOLDS AND UNDERSERVED POPULATIONS THAT WERE DISPROPORTIONATELY IMPACTED BY THE COVID-19 PUBLIC HEALTH EMERGENCY, WHICH MAY INCLUDE ENTREPRENEURSHIP; DIGITAL LITERACY AND INCLUSION ACTIVITIES; WORK FORCE READINESS; ON-THE-JOB TRAINING; SHORT-TERM, IN-DEMAND CREDENTIALS; OR APPRENTICESHIPS;

(II) BUILDING ACCOUNTABLE PARTNERSHIPS AND SYSTEMS TO DRAMATICALLY IMPROVE OUTCOMES OR DECREASE COSTS FOR WORKERS AND LEARNERS TO ACCESS QUALITY EDUCATION AND TRAINING;

(III) PROVIDING SUPPORTIVE SERVICES AND EQUIPMENT TO WORKERS AND LEARNERS WITH BARRIERS TO ACCESSING EDUCATION, TRAINING, AND JOB PLACEMENT;

(IV) INCREASING ACCESS TO CAREER COUNSELING AND NAVIGATION PROGRAMS FOR IN-SCHOOL AND OUT-OF-SCHOOL WORKERS AND LEARNERS;

(V) DEVELOPING NEW, WORK-BASED LEARNING PROGRAMS IN PARTNERSHIP WITH EMPLOYERS; OR

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(VI) INCREASING ACCESS TO ENGLISH-AS-A-SECOND-LANGUAGE AND OTHER CAREER READINESS PROGRAMS THAT ENABLE EQUITABLE ACCESS AND INTEGRATION;

(b) SUPPORTING EMPLOYERS AND SMALL BUSINESSES TO MITIGATE FINANCIAL HARDSHIPS RESULTING FROM THE PUBLIC HEALTH EMERGENCY OR PROVIDING GREATER OPPORTUNITIES FOR COMMUNITIES DISPROPORTIONATELY AFFECTED BY COVID-19 TO ENGAGE IN TALENT DEVELOPMENT THROUGH THE FOLLOWING:

(I) INCREASING ADOPTION OF SKILLS-BASED PRACTICES, INCLUDING INCENTIVIZING NEW SKILLS-BASED HIRES;

(II) DEVELOPING OR EXPANDING INCUMBENT WORKER TRAINING AND WORK-BASED LEARNING PROGRAMS IN PARTNERSHIP WITH COLORADO WORK FORCE CENTERS, TRAINING PROVIDERS, COMMUNITY-BASED ORGANIZATIONS, LOCAL EDUCATION PROVIDERS, AND INSTITUTIONS OF HIGHER EDUCATION; OR

(III) BUILDING NEW INTERNAL PATHWAYS FOR EXISTING EMPLOYEES; AND

(c) INCREASING PARTICIPATION BY UNDERSERVED COMMUNITIES, INCLUDING BLACK, INDIGENOUS, AND PEOPLE OF COLOR, PEOPLE WITH DISABILITIES, NEW AMERICANS, EX-OFFENDERS, AND OLDER WORKERS, THROUGH THE FOLLOWING:

(I) ADOPTING FOCUSED OUTREACH STRATEGIES SPECIFIC TO UNDERSERVED COMMUNITIES;

(II) INCREASING PARTNERSHIP WITH COMMUNITY-BASED ORGANIZATIONS THAT SERVE THESE POPULATIONS IN ORDER TO SUPPORT EXISTING TRUSTED MESSENGERS THAT CAN ENHANCE OUTREACH; OR

(III) IMPROVING LANGUAGE ACCESS, TO INCLUDE AMERICAN SIGN LANGUAGE, TO ENSURE OUTREACH AND PARTICIPATION.

(4) AN APPLICANT SHOULD ADDRESS THE FOLLOWING IN ITS PROJECT PROPOSAL:

(a) THE NEED FOR THE PROJECT, SPECIFYING HOW AND WHY THE PROJECT IS DESIGNED TO MEET THE NEED BASED ON DATA AND EVIDENCE;

(b) THE PROPOSED IMPACT OF THE PROJECT, INCLUDING HOW THE PROJECT WILL IMPROVE OUTCOMES FOR WORKERS AND STUDENTS OR INCREASE EMPLOYER ENGAGEMENT;

(c) THE PARTNERSHIPS FOSTERED BY THE PROJECT, INCLUDING THE DEGREE TO WHICH THE PROJECT HAS SUPPORT FROM COMMUNITY-BASED ORGANIZATIONS SUCH AS LOCAL CHAMBERS OF COMMERCE, NONPROFIT ORGANIZATIONS, BUSINESSES, OR FAITH-BASED ORGANIZATIONS;

(d) THE SUSTAINABILITY OF THE PROJECT, SPECIFYING HOW THE PROJECT WILL CONTINUE AFTER THE GRANT TERM EXPIRES;

(e) THE GOVERNANCE OF THE PROJECT, SPECIFYING HOW THE PROJECT WILL ENSURE APPROPRIATE ADMINISTRATION, MONITORING, REPORTING, AND COMPLIANCE FOR THE GRANT;

(f) THE INNOVATION OF THE PROJECT, SPECIFYING HOW THE PROJECT SUPPORTS INNOVATIVE, LOCALLY DRIVEN SOLUTIONS TO RESPOND TO COMMUNITY NEEDS; AND

(g) THE EQUITY OF THE PROJECT, SPECIFYING HOW THE PROJECT WILL IMPROVE EDUCATION AND ECONOMIC OUTCOMES FOR UNDERSERVED POPULATIONS OR COMMUNITIES.

(5) EACH WORK FORCE DEVELOPMENT BOARD THAT AWARDS GRANTS TO ELIGIBLE APPLICANTS PURSUANT TO THIS SECTION SHALL REPORT INFORMATION AS REQUIRED BY SECTION 24-46.3-606 TO THE CONNECTING COLORADO DATABASE TO TRACK PARTICIPANTS AND FACILITATE AN EVALUATION OF THE GRANT RECIPIENT'S USE OF THE GRANT AWARD AND THE OUTCOMES ACHIEVED.

(6) EACH ELIGIBLE APPLICANT THAT RECEIVES A GRANT PURSUANT TO THIS SECTION SHALL COMPLY WITH ANY REPORTING REQUIREMENTS AS DETERMINED BY THE STATE CONTROLLER PURSUANT TO SECTION 24-75-226.

24-46.3-605. Statewide work force innovation initiatives - development - stakeholder process - distribution of money for initiatives.

(1) THE STATE COUNCIL SHALL USE THE MONEY ALLOCATED PURSUANT TO SECTION 24-46.3-603 (1)(b) FOR STATEWIDE WORK FORCE INNOVATION INITIATIVES DESIGNED TO PERFORM THE ACTIVITIES SPECIFIED IN SUBSECTION (2) OF THIS SECTION TO ADDRESS THE NEGATIVE ECONOMIC IMPACTS OF THE COVID-19 PUBLIC HEALTH EMERGENCY.

(2) THE STATE COUNCIL SHALL CONDUCT A STAKEHOLDER PROCESS TO ENGAGE WORK FORCE DEVELOPMENT BOARDS AND COMMUNITY LEADERS IN THE DESIGN OF STATEWIDE INITIATIVES, WHICH MAY INCLUDE THE FOLLOWING ACTIVITIES:

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(a) SUPPORTING EMPLOYERS AND TRADE ASSOCIATIONS THAT OPERATE IN MULTIPLE COUNTIES IN DEVELOPING TRAINING PROGRAMS;

(b) MANAGING ALIGNMENT OF STATEWIDE ACTIVITIES IN PARTNERSHIP WITH WORK FORCE DEVELOPMENT AREAS FOR SKILLS-BASED HIRING AND TALENT DEVELOPMENT ACTIVITIES;

(c) CAPACITY BUILDING AND TECHNICAL ASSISTANCE ACTIVITIES, SUCH AS STAFF OR CONTRACTORS TO SUPPORT THE ADMINISTRATION OF LOCAL COMPETITIONS AND RELATED ACTIVITIES AND CONTRACTING WITH LOCAL OR NATIONAL EXPERTS ON EVIDENCE-BASED POLICY, RESULTS-BASED CONTRACTING, RIGOROUS EVALUATION DESIGN, AND IMPLEMENTATION SCIENCE;

(d) CAPACITY BUILDING AND TECHNICAL ASSISTANCE FOR COMMUNITY-BASED ORGANIZATIONS TO INCREASE KNOWLEDGE AND UNDERSTANDING OF WORK FORCE PROGRAMMING;

(e) TESTING SIMILAR PROGRAMS IN MULTIPLE LOCATIONS TO ASSESS WHAT WORKS SO THAT SUCCESSFUL PRACTICES USED IN SPECIFIC LOCATIONS CAN BE SCALED OR REPLICATED IN OTHER LOCATIONS;

(f) EXECUTING AND MANAGING CONTRACTS WITH EXTERNAL EVALUATORS IN ACCORDANCE WITH SECTION 24-46.3-606;

(g) PERFORMING MONITORING AND COMPLIANCE ACTIVITIES NECESSARY TO DEMONSTRATE FISCAL INTEGRITY; AND

(h) CONDUCTING OUTREACH AND COMMUNICATION CAMPAIGNS TO REACH COLORADANS, INCLUDING UNDERSERVED AND DISPROPORTIONATELY IMPACTED POPULATIONS, WHO MAY BENEFIT FROM AVAILABLE PROGRAMS.

(3) (a) THE STATE COUNCIL SHALL DISTRIBUTE MONEY IN ACCORDANCE WITH STATE AND FEDERAL PROCUREMENT GUIDELINES FOR STATEWIDE WORK FORCE INNOVATION INITIATIVES DEVELOPED PURSUANT TO THIS SECTION THAT WILL PERFORM ACTIVITIES SPECIFIED IN SUBSECTION (2) OF THIS SECTION.

(b) ANY PERSON THAT RECEIVES MONEY FOR A STATEWIDE WORK FORCE INNOVATION INITIATIVE PURSUANT TO THIS SECTION SHALL:

(I) REPORT INFORMATION AS REQUIRED BY SECTION 24-46.3-606 TO THE CONNECTING COLORADO DATABASE TO FACILITATE AN EVALUATION OF THE ACTIVITIES AND THE OUTCOMES ACHIEVED; AND

(II) COMPLY WITH ANY REPORTING REQUIREMENTS AS DETERMINED BY THE STATE CONTROLLER PURSUANT TO SECTION 24-75-226.

24-46.3-606. Evaluation - grant-funded projects and programs - statewide innovation initiatives. (1) THE STATE COUNCIL SHALL CONDUCT OR FACILITATE AN EVALUATION OF ALL PROGRAMS, PROJECTS, AND INITIATIVES FUNDED PURSUANT TO THIS PART 6 ON EITHER A STATEWIDE LEVEL OR WORK FORCE DEVELOPMENT AREA LEVEL.

(2) ANY WORK FORCE DEVELOPMENT BOARD OR PERSON THAT RECEIVES MONEY OR A GRANT PURSUANT TO SECTION 24-46.3-604 OR 24-46.3-605 MUST USE THE CONNECTING COLORADO DATABASE TO REPORT INFORMATION ABOUT HOW THE RECIPIENT USED THE MONEY, THE OUTCOMES ACHIEVED, AND ANY OTHER INFORMATION NECESSARY TO FACILITATE THE EVALUATION REQUIRED BY THIS SECTION.

(3) IN ADDITION TO THE REQUIREMENTS OF SECTION 24-75-226 (5), PROGRAMS, PROJECTS, AND INITIATIVES FUNDED PURSUANT TO THIS PART 6 MUST BE EVALUATED TO:

(a) DETERMINE WHETHER THE PROGRAM, PROJECT, OR INITIATIVE DEMONSTRATES AN IMPACT ON WORK FORCE DEVELOPMENT AND INNOVATION IN THE FOLLOWING AREAS:

(I) SKILL OR COMPETENCY ATTAINMENT;

(II) INDUSTRY-RECOGNIZED CREDENTIAL ATTAINMENT;

(III) GRADUATION OR CREDENTIAL ATTAINMENT RATES;

(IV) JOB PLACEMENT; AND

(V) JOB QUALITY;

(b) SPECIFY THE PERCENTAGE OF MONEY THAT WAS ALLOCATED, DISTRIBUTED, OR AWARDED TO INSTITUTIONS OF HIGHER EDUCATION THROUGH SCHOLARSHIPS OR OTHER MECHANISMS.

24-46.3-607. Repeal of part. THIS PART 6 IS REPEALED, EFFECTIVE JULY 1, 2027.

SECTION 4. In Colorado Revised Statutes, add 24-75-231 as follows:

24-75-231. Workers, employers, and workforce centers cash fund - creation - allowable uses - definitions - repeal. (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "AMERICAN RESCUE PLAN ACT OF 2021" MEANS THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS THE ACT MAY BE SUBSEQUENTLY AMENDED.

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(b) "COVID-19" MEANS THE CORONAVIRUS DISEASE CAUSED BY THE SEVERE ACUTE RESPIRATORY SYNDROME CORONAVIRUS 2, ALSO KNOWN AS SARS-CoV-2.

(c) "COVID-19 PUBLIC HEALTH EMERGENCY" OR "PUBLIC HEALTH EMERGENCY" MEANS THE PERIOD BEGINNING ON JANUARY 1, 2020, AND EXTENDING UNTIL THE TERMINATION OF THE NATIONAL EMERGENCY CONCERNING THE COVID-19 OUTBREAK DECLARED PURSUANT TO THE FEDERAL "NATIONAL EMERGENCIES ACT", 50 U.S.C. SEC. 1601 ET SEQ.

(d) "DEPARTMENT" MEANS A PRINCIPAL DEPARTMENT IDENTIFIED IN SECTION 24-1-110 AND THE JUDICIAL DEPARTMENT. THE TERM ALSO INCLUDES THE OFFICE OF THE GOVERNOR, INCLUDING ANY OFFICES CREATED THEREIN.

(e) "FUND" MEANS THE WORKERS, EMPLOYERS, AND WORKFORCE CENTERS CASH FUND CREATED IN SUBSECTION (2)(a) OF THIS SECTION OR AN IDENTICAL COMPANION FUND CREATED BY OPERATION OF SECTION 24-75-226 (4)(c).

(2) (a) THE WORKERS, EMPLOYERS, AND WORKFORCE CENTERS CASH FUND IS HEREBY CREATED IN THE STATE TREASURY. THE FUND CONSISTS OF MONEY CREDITED TO THE FUND IN ACCORDANCE WITH SUBSECTION (2)(b) OF THIS SECTION AND ANY OTHER MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE FUND. TO RESPOND TO THE PUBLIC HEALTH EMERGENCY OR ITS NEGATIVE ECONOMIC IMPACTS, THE GENERAL ASSEMBLY MAY APPROPRIATE MONEY FROM THE FUND TO RESPOND TO THE NEGATIVE ECONOMIC IMPACTS OF THE COVID-19 PUBLIC HEALTH EMERGENCY, INCLUDING FOR THE FOLLOWING PURPOSES:

(I) TO PROVIDE ASSISTANCE TO UNEMPLOYED WORKERS, INCLUDING JOB TRAINING FOR INDIVIDUALS WHO WANT TO AND ARE AVAILABLE FOR WORK;

(II) TO PROVIDE ASSISTANCE TO HOUSEHOLDS;

(III) FOR PROGRAMS, SERVICES, OR OTHER ASSISTANCE FOR POPULATIONS DISPROPORTIONATELY IMPACTED BY THE COVID-19 PUBLIC HEALTH EMERGENCY, SUCH AS PROGRAMS OR SERVICES THAT ADDRESS OR MITIGATE THE IMPACTS OF THE PUBLIC HEALTH EMERGENCY ON EDUCATION;

(IV) TO PROVIDE AID TO IMPACTED INDUSTRIES, SMALL BUSINESSES, AND NONPROFIT ORGANIZATIONS TO RESPOND TO THE NEGATIVE ECONOMIC IMPACTS OF THE COVID-19 PUBLIC HEALTH EMERGENCY THROUGH THE PROVISION OF RELATED EDUCATIONAL AND JOB TRAINING SERVICES; AND

(V) FOR ADMINISTRATIVE COSTS RELATED TO THE PURPOSES SPECIFIED IN SUBSECTIONS (2)(a)(I) TO (2)(a)(IV) OF THIS SECTION.

(b) (I) THREE DAYS AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (2)(b)(I), THE STATE TREASURER SHALL TRANSFER:

(A) TWO HUNDRED MILLION DOLLARS FROM THE "AMERICAN RESCUE PLAN ACT OF 2021" CASH FUND CREATED IN SECTION 24-75-226 TO THE FUND; AND

(B) TWENTY-FIVE MILLION DOLLARS FROM THE GENERAL FUND TO THE FUND.

(II) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE FUND TO THE FUND.

(3) A DEPARTMENT MAY EXPEND MONEY APPROPRIATED FROM THE FUND FOR PURPOSES PERMITTED UNDER THE "AMERICAN RESCUE PLAN ACT OF 2021" AND SHALL NOT USE THE MONEY FOR ANY PURPOSE PROHIBITED BY THAT ACT. A DEPARTMENT OR ANY PERSON WHO RECEIVES MONEY FROM THE FUND SHALL COMPLY WITH ANY REQUIREMENTS SET FORTH IN SECTION 24-75-226.

(4) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2027.

SECTION 5. In Colorado Revised Statutes, add part 2 to article 8 of title 23 as follows:

PART 2

CAREER AND TECHNICAL EDUCATION
EQUIPMENT, FACILITY, AND
INSTRUCTION CAPACITY FUNDING

23-8-201. Funding for technical education equipment, facilities, and instruction capacity - allocation to CTE providers - definitions - repeal.

(1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "COLORADO TALENT REPORT" MEANS THE ANNUAL COLORADO TALENT REPORT PREPARED PURSUANT TO SECTION 24-46.3-103 (3).

(b) "COMMISSION" MEANS THE COLORADO COMMISSION ON HIGHER EDUCATION ESTABLISHED IN SECTION 23-1-102.

(c) "CTE PROVIDER" MEANS ANY OF THE FOLLOWING THAT PROVIDES CAREER OR TECHNICAL EDUCATION PROGRAMS APPROVED BY THE BOARD:

(I) AN AREA TECHNICAL COLLEGE AS DEFINED IN SECTION 23-60-103

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- (1);
- (II) A COMMUNITY COLLEGE INCLUDED IN THE STATE SYSTEM OF COMMUNITY AND TECHNICAL COLLEGES PURSUANT TO SECTION 23-60-205;
- (III) COLORADO MESA UNIVERSITY ESTABLISHED PURSUANT TO SECTION 23-53-101; OR
- (IV) A LOCAL DISTRICT COLLEGE AS DEFINED IN SECTION 23-71-102
- (1)(a).
 - (d) "DEPARTMENT" MEANS THE DEPARTMENT OF HIGHER EDUCATION CREATED AND EXISTING PURSUANT TO SECTION 24-1-114.
 - (2) (a) FOR THE 2021-22 STATE FISCAL YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE TEN MILLION DOLLARS FROM THE WORKERS, EMPLOYERS, AND WORKFORCE CENTERS CASH FUND CREATED IN SECTION 24-75-231 (2)(a) TO THE DEPARTMENT FOR ALLOCATION BY THE BOARD IN ACCORDANCE WITH THE METHODOLOGY DEVELOPED PURSUANT TO SUBSECTION (2)(b) OF THIS SECTION TO CTE PROVIDERS TO EXPAND EQUIPMENT, FACILITY, AND INSTRUCTION CAPACITY IN KEY CAREER AND TECHNICAL EDUCATION JOB DEMAND AREAS AS IDENTIFIED IN THE COLORADO TALENT REPORT.
 - (b) THE BOARD SHALL DEVELOP A METHODOLOGY FOR DISTRIBUTING THE MONEY APPROPRIATED PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION TO CTE PROVIDERS, SUBJECT TO APPROVAL BY THE COMMISSION. THE METHODOLOGY MUST TAKE INTO CONSIDERATION FACTORS SUCH AS THE CAPACITY NEEDS OF CTE PROVIDERS, THE LENGTH OF WAIT LISTS, AND PROGRAMS OFFERED BY CTE PROVIDERS THAT PROVIDE TRAINING FOR JOB DEMAND AREAS AS IDENTIFIED IN THE COLORADO TALENT REPORT.
 - (c) ANY MONEY APPROPRIATED PURSUANT TO THIS SUBSECTION (2) THAT IS NOT EXPENDED OR ENCUMBERED AT THE END OF THE 2021-22 STATE FISCAL YEAR REMAINS AVAILABLE FOR EXPENDITURE IN SUBSEQUENT FISCAL YEARS WITHOUT FURTHER APPROPRIATION, SUBJECT TO THE REQUIREMENTS FOR OBLIGATING AND EXPENDING MONEY RECEIVED UNDER THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS THE ACT MAY BE SUBSEQUENTLY AMENDED, AS SPECIFIED IN SECTION 24-75-226 (4)(d).
 - (3) THE BOARD SHALL COMPLY WITH THE REQUIREMENTS OF SECTION 24-75-226 (4) AND (5) REGARDING THE OBLIGATION, EXPENDITURE, AND TRACKING OF AND REPORTING ON THE USE OF ANY MONEY APPROPRIATED TO THE DEPARTMENT AND ALLOCATED TO THE BOARD PURSUANT TO THIS SECTION.
 - (4) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2027."

Renumber succeeding sections accordingly.

Page 9, line 13, strike "For the 2020-21" and substitute "(1) For the 2021-22".

Page 9, line 16, strike "general fund." and substitute "workers, employers, and workforce centers cash fund created in section 24-75-231 (2)(a), C.R.S., and of money the state received from the federal coronavirus state fiscal recovery fund."

Page 9, after line 18 insert:

"(2) For the 2021-22 state fiscal year, \$35,000,000 is appropriated to the department of labor and employment for use by the Colorado work force development council. This appropriation is from the workers, employers, and workforce centers cash fund created in section 24-75-231 (2)(a), C.R.S., and of money the state received from the federal coronavirus state fiscal recovery fund. To implement this act, the council may use this appropriation for "Work Force Innovation Act" programs under part 6 of article 46.3 of title 24, C.R.S.

(3) For the 2021-22 state fiscal year, \$10,000,000 is appropriated to the department of higher education. This appropriation is from the workers, employers, and workforce centers cash fund created in section 24-75-231 (2)(a), C.R.S., and of money the state received from the federal coronavirus state fiscal recovery fund. To implement this act, the department may use this appropriation for career and technical education equipment, facility, and instruction capacity funding.

(4) (a) For the 2021-22 state fiscal year, \$5,000,000 is appropriated to the department of education. This appropriation is from the workers, employers, and workforce centers cash fund created in section 24-75-231 (2)(a), C.R.S., and of money the state received from the federal coronavirus state fiscal recovery fund. To implement this act, the department may use this appropriation for the adult education and literacy grant program.

(b) Any money appropriated pursuant to subsection (4)(a) of this

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section that is not expended or encumbered at the end of the 2021-22 state fiscal year remains available for expenditure in subsequent fiscal years without further appropriation.

SECTION 7. Effective date. This act takes effect upon passage; except that sections 2 through 6 of this act take effect only if Senate Bill 21-288 becomes law and, in which case, sections 2 through 6 of this act take effect either upon the effective date of this act or one day after the effective date of Senate Bill 21-288, whichever is later."

Renumber succeeding section accordingly.

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:

HB21-1216 by Representative(s) Valdez A. and Van Winkle; also Senator(s) Gonzales--Concerning the ability for certain marijuana licensees to change the designation of marijuana from retail to medical.

Amendment No. 1(L.015), by Senator Priola.

Amend reengrossed version, page 7, after line 1 insert:

"SECTION 6. Effective date. This act takes effect July 1, 2022."

Renumber succeeding section accordingly.

Amendment No. 2(L.016), by Senator Priola.

Amend reengrossed bill, page 7, after line 1 insert:

"SECTION 6. In Colorado Revised Statutes, **add** 44-10-205 as follows:

44-10-205. Change designation of marijuana from medical to retail - report - repeal. (1) ON OR BEFORE JANUARY 3, 2022, THE STATE LICENSING AUTHORITY SHALL SUBMIT TO THE GENERAL ASSEMBLY A REPORT ANALYZING THE FEASIBILITY OF ALLOWING CHANGING REGULATED MARIJUANA'S DESIGNATION FROM MEDICAL TO RETAIL BETWEEN MEDICAL MARIJUANA CULTIVATION FACILITIES AND RETAIL MARIJUANA CULTIVATION FACILITIES AND BETWEEN MEDICAL MARIJUANA PRODUCTS MANUFACTURERS AND RETAIL MARIJUANA PRODUCTS MANUFACTURERS. THE REPORT MUST INCLUDE THE IDENTIFICATION OF:

(a) POTENTIAL ECONOMIC IMPACTS, INCLUDING POTENTIAL IMPACTS ON REGULATED MARIJUANA BUSINESSES AND ON STATEWIDE AND REGIONAL REVENUE;

(b) POTENTIAL PRODUCTION MANAGEMENT IMPACTS;

(c) POTENTIAL IMPACTS ON WHOLESALE, PATIENT, AND CONSUMER PRICES FOR THE MEDICAL AND RETAIL MARIJUANA MARKETS;

(d) STAKEHOLDER PERSPECTIVES, INCLUDING SUPPORT OR OPPOSITION TO FUTURE STATUTORY CHANGES TO ALLOW CHANGING REGULATED MARIJUANA'S DESIGNATION FROM MEDICAL TO RETAIL BETWEEN MEDICAL MARIJUANA CULTIVATION FACILITIES AND RETAIL MARIJUANA CULTIVATION FACILITIES AND BETWEEN MEDICAL MARIJUANA PRODUCTS MANUFACTURERS AND RETAIL MARIJUANA PRODUCTS MANUFACTURERS;

(e) POTENTIAL IMPACTS OR CHALLENGES FOR LOCAL GOVERNMENTS; AND

(f) POTENTIAL ALTERNATIVES TO ALLOWING CHANGING REGULATED MARIJUANA'S DESIGNATION FROM MEDICAL TO RETAIL BETWEEN MEDICAL

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MARIJUANA CULTIVATION FACILITIES AND RETAIL MARIJUANA CULTIVATION FACILITIES AND BETWEEN MEDICAL MARIJUANA PRODUCTS MANUFACTURERS AND RETAIL MARIJUANA PRODUCTS MANUFACTURERS.

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2022."

Renumber succeeding section accordingly.

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB21-200 by Senator(s) Winter and Moreno; also Representative(s) Jackson--Concerning measures to further environmental protections, and, in connection therewith, adopting measures to reduce emissions of greenhouse gases and adopting protections for disproportionately impacted communities.

Laid over until Friday, June 4, retaining its place on the calendar.

HB21-1254 by Representative(s) Valdez A. and Larson; also Senator(s) Winter and Priola--Concerning regulation related to the ownership of a vehicle, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1216 as amended, HB21-1254

Laid over until 06/04/2021: SB21-200

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1030, HB21-1110, HB21-1166, HB21-1196, HB21-1230, HB21-1260, HB21-1263, HB21-1275, HB21-1280, HB21-1302, and HB21-1316 were made Special Orders -- Consent Calendar at 11:47 a.m.

Committee of the Whole The hour of 11:47 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:

- HB21-1030** by Representative(s) McCluskie and McKean, Baisley, Bird, Bockenfeld, Carver, Catlin, Cutter, Kennedy, Kipp, Larson, Lontine, Michaelson Jenet, Pelton, Rich, Roberts, Sandridge, Soper, Titone, Van Winkle, Will, Young; also Senator(s) Buckner and Cooke, Danielson, Fenberg, Kirkmeyer, Kolker, Liston, Priola, Rankin, Story, Zenzinger-- Concerning expanding the peace officers behavioral health support grant program to include community partnerships, and, in connection therewith, making an appropriation.
- Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, June 3, page(s) 1304 and placed in members' bill files.)
- As amended, ordered revised and placed on the calendar for third reading and final passage.
- HB21-1110** by Representative(s) Ortiz, Bacon, Caraveo, Duran, Michaelson Jenet, Roberts, Titone, Woodrow; also Senator(s) Danielson--Concerning adding language to relevant Colorado statutes related to persons with disabilities to strengthen protections against discrimination on the basis of disability, and, in connection therewith, making an appropriation.
- Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, May 21, page(s) 1048 and placed in members' bill files.)
- As amended, ordered revised and placed on the calendar for third reading and final passage.
- HB21-1166** by Representative(s) Young and Will; also Senator(s) Ginal--Concerning training providers across the state in cross-system behavioral health crisis response as it relates to persons with intellectual and developmental disabilities, and, in connection therewith, making an appropriation.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1196** by Representative(s) Pico and Valdez D., Arndt; also Senator(s) Zenzinger, Moreno-- Concerning the updating of the effective date clause of Senate Bill 19-263, as amended by Senate Bill 20-152, for the purpose of ensuring that the bill accomplishes its intended legal effect of eliminating the requirement that the state treasurer execute lease-purchase agreements to fund transportation projects during the 2021-22 state fiscal year if a referred ballot issue that authorizes the state to issue transportation revenue anticipation notes is approved at the November 2021 statewide election.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1230** by Representative(s) Baisley and Titone; also Senator(s) Zenzinger and Woodward, Bridges--Concerning creation of a user-friendly state internet portal relating to state agency rules, and, in connection therewith, making an appropriation.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1260** by Representative(s) Garnett and Catlin; also Senator(s) Donovan and Simpson-- Concerning transfers of money from the general fund to implement the state water plan, and, in connection therewith, making an appropriation.
- Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, May 13, page(s) 911 and placed in members' bill files.)
- As amended, ordered revised and placed on the calendar for third reading and final passage.

- HB21-1263** by Representative(s) Roberts and Soper, Rich; also Senator(s) Rodriguez and Hisey-- Concerning the creation of the Colorado meeting and events incentive program, and, in connection therewith, making an appropriation. 1
 Ordered revised and placed on the calendar for third reading and final passage. 2-7
- HB21-1275** by Representative(s) Lontine and Will; also Senator(s) Ginal and Kirkmeyer--Concerning reimbursement for pharmacists' services under the medical assistance act, and, in connection therewith, making an appropriation. 8
 Ordered revised and placed on the calendar for third reading and final passage. 9-13
- HB21-1280** by Representative(s) Woodrow and Gonzales-Gutierrez; also Senator(s) Lee and Rodriguez--Concerning measures to assist defendants in securing release from jail through the bonding process, and, in connection therewith, making an appropriation. 14
 Ordered revised and placed on the calendar for third reading and final passage. 15-18
- HB21-1302** by Representative(s) Herod and Daugherty; also Senator(s) Winter--Concerning a grant program for small businesses affected by economic hardship caused by the COVID-19 pandemic, and, in connection therewith, making an appropriation. 19
 Ordered revised and placed on the calendar for third reading and final passage. 20-27
- HB21-1316** by Representative(s) Pico and Valdez D., Lynch, Woodrow; also Senator(s) Kirkmeyer and Moreno, Woodward, Zenzinger--Concerning changes to the term "lease-purchase" as it relates to state or local public agreements to clarify that such agreements are to be accounted for by the state controller as financed purchases of assets, and, in connection therewith, conforming the Colorado Revised Statutes with the current accounting standards set by the governmental accounting standards board. 28
 Ordered revised and placed on the calendar for third reading and final passage. 29-37

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1030 as amended, HB21-1110 as amended, HB21-1166, HB21-1196, HB21-1230, HB21-1260 as amended, HB21-1263, HB21-1275, HB21-1280, HB21-1302, HB21-1316

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB21-060, HB21-1134, HB21-1171, HB21-1198, HB21-1209, HB21-1233, HB21-1250, HB21-1264, HB21-1276, HB21-1281, HB21-1289, HB21-1294, HB21-1313, HB21-1314, and HB21-1318 were made Special Orders at 11:54 a.m.

Committee of the Whole The hour of 11:54 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:

- HB21-1134** by Representative(s) Ricks and Bradfield, Bacon; also Senator(s) Bridges--Concerning facilitating the reporting of tenants' rent payment information to consumer reporting agencies at the tenants' request, and, in connection therewith, making an appropriation.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1171** by Representative(s) Bradfield and Titone; also Senator(s) Buckner and Hisey--Concerning the creation of the kidney disease prevention and education task force, and, in connection therewith, making an appropriation.
- Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, June 3, page(s) 1304-1305 and placed in members' bill files.)
- As amended, ordered revised and placed on the calendar for third reading and final passage.
- HB21-1198** by Representative(s) Jodeh; also Senator(s) Buckner and Kolker--Concerning health-care billing requirements for indigent patients receiving services not reimbursed through the Colorado indigent care program, and, in connection therewith, establishing procedures before initiating collections proceedings against a patient and making and reducing appropriations.
- Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, May 25, page(s) 1122 and placed in members' bill files.)
- 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.)
- HB21-1209** by Representative(s) Gonzales-Gutierrez and Daugherty; also Senator(s) Lee--Concerning offenders who committed an offense when under twenty-one years of age, and, in connection therewith, making an appropriation.
- 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.)
- HB21-1233** by Representative(s) Roberts and Will; also Senator(s) Donovan and Winter--Concerning modifications to the requirements for claiming an income tax credit for the donation of a perpetual conservation easement, and, in connection therewith, making an appropriation.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB21-1276** by Representative(s) Kennedy and Herod; also Senator(s) Pettersen and Priola--Concerning the prevention of substance use disorders, and, in connection therewith, making an appropriation.
- Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, May 27, page(s) 1157-1158 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, June 3, page(s) 1306-1307 and placed in members' bill files.)

Amendment No. 3(L.024), by Senator Pettersen.

Amend the Appropriations Committee Report dated, June 3, 2021, page 1, strike lines 11 through 18.

Page 2, strike lines 1 through 5 and substitute:

""Page 19 of the reengrossed bill, after line 15 insert:

"(3) For the 2021-22 state fiscal year, \$215,207 is appropriated to the department of regulatory agencies. The appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S. To implement this act, the division of professions and occupations may use this appropriation as follows:

(a) \$117,972 for use by the division of professions and occupations for personal services, which amount is based on an assumption that the division will require 2.1 FTE;

(b) \$15,235 for use by the division of professions and occupations for operating expenses; and

(c) \$82,000 for use by the executive director's office for information technology asset management."."

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1281 by Representative(s) Cutter and Will; also Senator(s) Pettersen--Concerning the creation of the community behavioral health disaster preparedness and response program in the department of public health and environment to ensure behavioral health is adequately represented within disaster preparedness and response efforts across the state, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1294 by Representative(s) Bird and Gonzales-Gutierrez, Duran, Amabile, Arndt, Bacon, Benavidez, Burnett, Caraveo, Cutter, Froelich, Hooton, Jackson, Kennedy, Kipp, McCormick, Ortiz, Sirota, Snyder, Weissman, Woodrow, Young; also Senator(s) Rodriguez--Concerning an evaluation of the statewide systems used to measure the performance of the elementary and secondary public education system of the state, and, in connection therewith, making an appropriation.

Amendment No. 1(L.008), by Senator Bridges.

Amend reengrossed bill, page 2, after line 6 insert:

"(I) IN THE 2018-19 SCHOOL YEAR, STATEWIDE ASSESSMENT DATA SHOWS CONSIDERABLE ACHIEVEMENT GAPS AS MEASURED BY ASSESSMENT SCORES FOR COLORADO STUDENTS. THE ASSESSMENT SCORES ON THE STATEWIDE ASSESSMENT IN ENGLISH LANGUAGE ARTS DEMONSTRATED THAT APPROXIMATELY FORTY-FIVE PERCENT OF ALL COLORADO STUDENTS WERE PERFORMING AT GRADE LEVEL, WHILE APPROXIMATELY THIRTY PERCENT OF LATINO OR BLACK STUDENTS AND APPROXIMATELY TWENTY-EIGHT PERCENT OF LOW-INCOME STUDENTS WERE PERFORMING AT GRADE LEVEL. SIMILARLY, THE ASSESSMENT SCORES ON THE STATEWIDE ASSESSMENT IN MATHEMATICS DEMONSTRATED THAT APPROXIMATELY THIRTY-FIVE PERCENT OF ALL STUDENTS WERE PERFORMING AT GRADE LEVEL, WHILE APPROXIMATELY EIGHTEEN PERCENT OF LATINO OR BLACK STUDENTS AND APPROXIMATELY EIGHTEEN PERCENT OF LOW-INCOME STUDENTS WERE PERFORMING AT GRADE LEVEL.

(II) HOWEVER, IN COLORADO THERE ARE ALSO EXAMPLES OF SCHOOLS AND SCHOOL DISTRICTS IN WHICH A HIGH PERCENTAGE OF LOW-INCOME STUDENTS AND STUDENTS OF COLOR BREAK WITH THESE TRENDS AND MEET OR EXCEED GRADE-LEVEL EXPECTATIONS ON STATEWIDE ASSESSMENTS; AND

(III) IN 1965, CONGRESS PASSED THE "ELEMENTARY AND SECONDARY EDUCATION ACT OF 1965", 20 U.S.C. SEC. 6301 ET SEQ., TO ADDRESS PERSISTENT INEQUITIES FOR HISTORICALLY UNDERSERVED STUDENTS.

RESEARCH SHOWS THAT DISPARITIES IN ACADEMIC ACHIEVEMENT ARE OFTEN CAUSED BY DISPARITIES IN OPPORTUNITIES, SUCH AS THE INEQUITABLE DISTRIBUTION OF FUNDING, PRESCHOOL ACCESS, ADVANCED COURSE WORK, HIGHLY EFFECTIVE TEACHERS, AND WRAPAROUND SERVICES. RESEARCH ALSO SHOWS THAT LATINO AND BLACK STUDENTS ARE MORE LIKELY TO HAVE LESS-EXPERIENCED AND LOWER-PAID TEACHERS AS A RESULT OF A GAP IN FUNDING AND MORE LIKELY TO BE DISCIPLINED MORE HARSHLY IN SCHOOL.

(b) THE GENERAL ASSEMBLY FURTHER FINDS THAT:"

Reletter succeeding paragraph accordingly.

Page 3, after line 11, insert:

"(IV) ONE OF THE MAIN GOALS OF THE STATEWIDE SYSTEM OF STANDARDS AND ASSESSMENTS AND THE STATEWIDE EDUCATION ACCOUNTABILITY SYSTEM IS TO IDENTIFY THE AREAS IN WHICH SCHOOLS AND SCHOOL DISTRICTS ARE STRUGGLING, DUE TO SEVERAL FACTORS, TO BEST SERVE THEIR STUDENTS AND ENSURE THAT THOSE SCHOOLS AND SCHOOL DISTRICT ARE ABLE TO BEST SERVE THEIR STUDENTS;"

Renumber succeeding subparagraphs accordingly.

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1313 by Representative(s) Benavidez and Gonzales-Gutierrez; also Senator(s) Gonzales-- Concerning permitting the office of the child protection ombudsman to initiate investigations on behalf of unaccompanied immigrant children who are housed in state-licensed residential child care facilities, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1314 by Representative(s) Herod and Gray; also Senator(s) Moreno and Rodriguez--Concerning the authority of the department of revenue to take action against certain documents, and, in connection therewith, making an appropriation.

Amendment No. 1, Finance Committee Amendment.

(Printed in Senate Journal, May 27, page(s) 1159-1160 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, June 3, page(s) 1311 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1318 by Representative(s) Herod and Ortiz; also Senator(s) Garcia and Jaquez Lewis-- Concerning the creation of the outdoor equity grant program, and, in connection therewith, funding the grant program from lottery money, and making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

SB21-060 by Senator(s) Donovan; also Representative(s) Roberts--Concerning broadband deployment, and, in connection therewith, making an appropriation.

Amendment No. 1, Business, Labor & Technology Committee Amendment.

(Printed in Senate Journal, April 6, page(s) 437-438 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, June 3, page(s) 1311-1312 and placed in members' bill files.)

Amendment No. 3(L.006), by Senator Donovan.

Strike the Appropriations Committee Report, dated June 3, 2021.

Strike the Business, Labor, and Technology Committee Report, dated April 5,

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2021.

Amend printed bill, strike everything after the enacting clause and substitute:

"SECTION 1. In Colorado Revised Statutes, 40-15-509.5, add (6.5) and (8)(a)(V) as follows:

40-15-509.5. Broadband service - report - broadband deployment board - broadband administrative fund - creation - program to provide reimbursement for broadband service - definitions - rules - repeal.

(6.5) (a) ON OR BEFORE JANUARY 1, 2022, THE BOARD SHALL CONTRACT WITH A NONPROFIT ORGANIZATION THAT HAS AN EXISTING PLATFORM OR SYSTEM FOR ADMINISTERING GRANT MONEY AND HAS EXPERIENCE IN ADMINISTERING INCOME-QUALIFIED UTILITY ASSISTANCE PROGRAMS AND IN VERIFYING INCOME FOR STATEWIDE ASSISTANCE PROGRAMS TO DEVELOP A PROGRAM TO REIMBURSE COLORADO SUBSCRIBERS, AT UP TO SIX HUNDRED DOLLARS PER HOUSEHOLD PER YEAR, FOR ACCESS TO BROADBAND SERVICE TO HOUSEHOLDS THAT:

(I) INCLUDE ONE OR MORE CHILDREN ENROLLED IN KINDERGARTEN THROUGH TWELFTH GRADE WHO ARE 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., AS AMENDED;

(II) HAVE AN INCOME THAT DOES NOT EXCEED THE HIGHER OF THE FEDERAL POVERTY LEVEL OR THIRTY PERCENT OF AREA MEDIAN INCOME; OR

(III) ARE LOCATED IN CRITICALLY UNSERVED AREAS OF THE STATE. A HOUSEHOLD IS ELIGIBLE FOR REIMBURSEMENT UNDER THIS SUBSECTION (6.5)(a)(III) ONLY:

(A) FOR BROADBAND SERVICE PROVIDED BY A SATELLITE PROVIDER;

(B) WITH RESPECT TO THE HOUSEHOLD'S PRIMARY RESIDENCE; AND

(C) IF THE BOARD DETERMINES THAT BUILD-OUT OF BROADBAND SERVICE IS UNLIKELY.

(b) A HOUSEHOLD MEETING THE CRITERIA DESCRIBED IN SUBSECTION (6.5)(a) OF THIS SECTION MAY APPLY TO THE PROGRAM ANNUALLY IN THE FORM AND MANNER DETERMINED BY THE BOARD TO REQUEST REIMBURSEMENT TO COVER UP TO ONE-HALF OF THE COST OF BROADBAND SERVICE, NOT TO EXCEED A TOTAL REIMBURSEMENT OF SIX HUNDRED DOLLARS PER YEAR. A HOUSEHOLD THAT HAS RECEIVED REIMBURSEMENT PURSUANT TO THIS SUBSECTION (6.5) MUST DEMONSTRATE THAT IT STILL MEETS THE CRITERIA SET FORTH IN SUBSECTION (6.5)(a) OF THIS SECTION TO RECEIVE REIMBURSEMENT IN A SUBSEQUENT YEAR.

(c) WITH REGARD TO THE NONPROFIT ORGANIZATION WITH WHICH THE BOARD CONTRACTS TO ADMINISTER THE REIMBURSEMENT PROGRAM, THE BOARD:

(I) SHALL USE MONEY IN THE FUND TO PAY THE NONPROFIT ORGANIZATION'S ADMINISTRATIVE COSTS IN AN AMOUNT NOT TO EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS PER YEAR. IF THE NONPROFIT ORGANIZATION EXPENDS ALL OF THE MONEY PROVIDED IN A GIVEN YEAR, THE NONPROFIT ORGANIZATION SHALL NOT ADMINISTER ADDITIONAL REIMBURSEMENTS FOR THE REMAINDER OF THE YEAR.

(II) SHALL DETERMINE REPORTING REQUIREMENTS FOR THE NONPROFIT ORGANIZATION REGARDING ITS ADMINISTRATION OF THE PROGRAM; AND

(III) NEED NOT COMPLY WITH THE "PROCUREMENT CODE", ARTICLES 101 TO 112 OF TITLE 24, IN CHOOSING THE NONPROFIT ORGANIZATION.

(d) A PORTION OF THE HCSM MONEY ALLOCATED FOR BROADBAND DEPLOYMENT SHALL BE RESERVED FOR REIMBURSEMENT PURSUANT TO THIS SUBSECTION (6.5).

(8) The board shall direct the commission to transfer money, in a manner consistent with this section, from the account for broadband deployment established in the HCSM to approved grant applicants. The board shall develop criteria for awarding money for new projects to deploy broadband in unserved areas, including:

(a) (V) ON OR BEFORE NOVEMBER 1, 2021, THE DEPARTMENT OF TRANSPORTATION SHALL SUBMIT A MAP OR MAPS TO THE BOARD IDENTIFYING ANY BROADBAND INFRASTRUCTURE OR EXCESS CAPACITY THAT THE DEPARTMENT COULD LEASE FOR THE DEPLOYMENT OF BROADBAND IN THE STATE.

SECTION 2. In Colorado Revised Statutes, 24-37.5-119, as relocated and amended by House Bill 21-1109, add (7.5) and (9)(a)(VIII) as follows:

24-37.5-119. Broadband service - report - broadband deployment board - broadband administrative fund - creation - rules - program to provide reimbursement for broadband service - legislative declaration -

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definitions - repeal. (7.5) (a) ON OR BEFORE JANUARY 1, 2022, THE BOARD SHALL CONTRACT WITH A NONPROFIT ORGANIZATION THAT HAS AN EXISTING PLATFORM OR SYSTEM FOR ADMINISTERING GRANT MONEY AND HAS EXPERIENCE IN ADMINISTERING INCOME-QUALIFIED UTILITY ASSISTANCE PROGRAMS AND IN VERIFYING INCOME FOR STATEWIDE ASSISTANCE PROGRAMS TO DEVELOP A PROGRAM TO REIMBURSE COLORADO SUBSCRIBERS, AT UP TO SIX HUNDRED DOLLARS PER HOUSEHOLD PER YEAR, FOR ACCESS TO BROADBAND SERVICE TO HOUSEHOLDS THAT:

(I) INCLUDE ONE OR MORE CHILDREN ENROLLED IN KINDERGARTEN THROUGH TWELFTH GRADE WHO ARE 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., AS AMENDED;

(II) HAVE AN INCOME THAT DOES NOT EXCEED THE HIGHER OF THE FEDERAL POVERTY LEVEL OR THIRTY PERCENT OF AREA MEDIAN INCOME; OR

(III) ARE LOCATED IN CRITICALLY UNSERVED AREAS OF THE STATE. A HOUSEHOLD IS ELIGIBLE FOR REIMBURSEMENT UNDER THIS SUBSECTION (7.5)(a)(III) ONLY:

(A) FOR BROADBAND SERVICE PROVIDED BY A SATELLITE PROVIDER;

(B) WITH RESPECT TO THE HOUSEHOLD'S PRIMARY RESIDENCE; AND

(C) IF THE BOARD DETERMINES THAT BUILD-OUT OF BROADBAND SERVICE IS UNLIKELY.

(b) A HOUSEHOLD MEETING THE CRITERIA DESCRIBED IN SUBSECTION (7.5)(a) OF THIS SECTION MAY APPLY TO THE PROGRAM ANNUALLY IN THE FORM AND MANNER DETERMINED BY THE BOARD TO REQUEST REIMBURSEMENT TO COVER UP TO ONE-HALF OF THE COST OF BROADBAND SERVICE, NOT TO EXCEED A TOTAL REIMBURSEMENT OF SIX HUNDRED DOLLARS PER YEAR. A HOUSEHOLD THAT HAS RECEIVED REIMBURSEMENT PURSUANT TO THIS SUBSECTION (7.5) MUST DEMONSTRATE THAT IT STILL MEETS THE CRITERIA SET FORTH IN SUBSECTION (7.5)(a) OF THIS SECTION TO RECEIVE REIMBURSEMENT IN A SUBSEQUENT YEAR.

(c) WITH REGARD TO THE NONPROFIT ORGANIZATION WITH WHICH THE BOARD CONTRACTS TO ADMINISTER THE REIMBURSEMENT PROGRAM, THE BOARD:

(I) SHALL USE MONEY IN THE FUND TO PAY THE NONPROFIT ORGANIZATION'S ADMINISTRATIVE COSTS IN AN AMOUNT NOT TO EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS PER YEAR. IF THE NONPROFIT ORGANIZATION EXPENDS ALL OF THE MONEY PROVIDED IN A GIVEN YEAR, THE NONPROFIT ORGANIZATION SHALL NOT ADMINISTER ADDITIONAL REIMBURSEMENTS FOR THE REMAINDER OF THE YEAR.

(II) SHALL DETERMINE REPORTING REQUIREMENTS FOR THE NONPROFIT ORGANIZATION REGARDING ITS ADMINISTRATION OF THE PROGRAM; AND

(III) NEED NOT COMPLY WITH THE "PROCUREMENT CODE", ARTICLES 101 TO 112 OF THIS TITLE 24, IN CHOOSING THE NONPROFIT ORGANIZATION.

(d) A PORTION OF THE HCSM MONEY ALLOCATED FOR BROADBAND DEPLOYMENT SHALL BE RESERVED FOR REIMBURSEMENT PURSUANT TO THIS SUBSECTION (7.5).

(9) The board shall direct the commission to transfer money, in a manner consistent with this section, from the HCSM account dedicated for broadband deployment pursuant to subsection (3) of this section to approved grant applicants. The board shall develop criteria for awarding money for new projects to deploy broadband in unserved areas, including:

(a) (VIII) ON OR BEFORE NOVEMBER 1, 2021, THE DEPARTMENT OF TRANSPORTATION SHALL SUBMIT A MAP OR MAPS TO THE BOARD IDENTIFYING ANY BROADBAND INFRASTRUCTURE OR EXCESS CAPACITY THAT THE DEPARTMENT COULD LEASE FOR THE DEPLOYMENT OF BROADBAND IN THE STATE.

SECTION 3. Appropriation. For the 2021-22 state fiscal year, \$298,883 is appropriated to the department of regulatory agencies for use by the executive director's office and administrative services. This appropriation is from the broadband administrative fund created in section 40-15-509.5 (4)(a), C.R.S., and is based on an assumption that the department will require an additional 1.0 FTE. To implement this act, the office may use this appropriation for broadband deployment board administration.

SECTION 4. Appropriation. For the 2021-22 state fiscal year, \$298,883 is appropriated to the office of the governor for use by the office of information technology. This appropriation is from the broadband administrative fund created in section 24-37.5-119 (4), C.R.S., and is based on an assumption that the department will require an additional 1.0 FTE. To implement this act, the office may use this appropriation for broadband

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deployment board administration.

SECTION 5. Effective date. (1) This act takes effect upon passage except that:

(a) Sections 2 and 4 of this act take effect only if House Bill 21-1109 becomes law, in which case sections 2 and 4 take effect on the effective date of this act or House Bill 21-1109, whichever is later; and

(b) Sections 1 and 3 of this act take effect only if House Bill 21-1109 does not become law, in which case sections 1 and 3 take effect on the effective date of this act.

SECTION 6. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety."

Page 1, line 101, strike "**DEPLOYMENT.**" and substitute "**DEPLOYMENT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB21-1289 by Representative(s) Kennedy and Baisley, Titone; also Senator(s) Bridges and Priola-- Concerning broadband deployment, and, in connection therewith, codifying the Colorado broadband office in the office of information technology; creating the digital inclusion grant program, the broadband stimulus grant program, and the interconnectivity grant program; and making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, June 3, page(s) 1307-1311 and placed in members' bill files.)

Amendment No. 2(L.011), by Senator Bridges.

Amend reengrossed bill, page 7, line 3, strike "(7)(g)(II)," and substitute "(7)(g)(II) INCLUDING THE AURARIA HIGHER EDUCATION CENTER GOVERNED PURSUANT TO ARTICLE 70 OF TITLE 23,".

Page 15, line 1, strike "(7)(g)(II)," and substitute "(7)(g)(II) INCLUDING THE AURARIA HIGHER EDUCATION CENTER GOVERNED PURSUANT TO ARTICLE 70 OF TITLE 23,".

Amendment No. 3(L.014), by Senator Bridges.

Amend the Appropriations Committee Report, dated June 3, 2021, page 1, after line 21 insert:

"Renumber succeeding sections accordingly.

Page 4 of the reengrossed bill, after line 14 insert:

"SECTION 6. In Colorado Revised Statutes, **add 24-37.5-119** as follows:

24-37.5-119. Digital access to government services - strategic plan - reporting - legislative declaration - definitions - repeal. (1) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT:

(a) THE COVID-19 PANDEMIC HAS HIGHLIGHTED THE FACT THAT COLORADO RESIDENTS NEED DIGITAL ACCESS TO GOVERNMENT SERVICES TO ALLOW THEM TO SAFELY ACCESS GOVERNMENT SERVICES WHILE CARRYING ON NECESSARY BUSINESS AND OTHER ACTIVITIES;

(b) EVEN AS THE COVID-19 PANDEMIC SUBSIDES, IT REMAINS IMPORTANT TO PROVIDE DIGITAL ACCESS TO GOVERNMENT SERVICES TO MODERNIZE GOVERNMENT OPERATIONS, SAVE TAXPAYERS TIME AND MONEY, AND IMPROVE ACCESSIBILITY TO GOVERNMENT SERVICES AND INFORMATION THROUGHOUT THE STATE; AND

(c) THE OFFICE IS WELL POSITIONED TO ADVANCE AND INNOVATE THE STATE'S ADOPTION OF, AND INCREASE ITS OFFERINGS FOR, DIGITAL ACCESS TO GOVERNMENT SERVICES, WHICH OFFERINGS WOULD FURTHER MAXIMIZE THE VALUE OF THE STATE'S INVESTMENT IN BROADBAND DEPLOYMENT.

(2) (a) THE OFFICE SHALL ENTER INTO AN ENTERPRISE AGREEMENT WITH A THIRD-PARTY VENDOR TO DEVELOP AND IMPLEMENT A STRATEGIC PLAN TO

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EXPAND AND IMPROVE DIGITAL ACCESS TO GOVERNMENT SERVICES THROUGH THE USE OF BROADBAND.

(b) IN DEVELOPING THE STRATEGIC PLAN, THE OFFICE AND THE VENDOR SHALL CONSULT WITH STAKEHOLDERS THROUGHOUT THE STATE THAT REPRESENT VARIOUS INTERESTED PARTIES INCLUDING:

- (I) RESIDENTS OF THE STATE;
- (II) GROUPS REPRESENTING OR ADVOCATING FOR HISTORICALLY MARGINALIZED COMMUNITIES OR RESIDENTS OF THE STATE;
- (III) AGENCIES;
- (IV) THE STATEWIDE INTERNET PORTAL AUTHORITY CREATED PURSUANT TO SECTION 24-37.7-102; AND
- (V) LOCAL AND REGIONAL GOVERNMENT OFFICIALS.

(3) (a) ON OR BEFORE JULY 1, 2022, THE OFFICE SHALL REPORT TO THE JOINT TECHNOLOGY COMMITTEE ON THE DEVELOPMENT AND IMPLEMENTATION OF THE STRATEGIC PLAN.

(b) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2022.

(4) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "AGENCY" HAS THE MEANING SET FORTH IN SECTION 24-4-102 (3).

(b) "COVID-19" MEANS THE CORONAVIRUS DISEASE 2019 CAUSED BY THE SEVERE ACUTE RESPIRATORY SYNDROME CORONAVIRUS 2, ALSO KNOWN AS SARS-COV-2."

ReNUMBER succeeding sections accordingly."

Page 7 of the report, strike lines 26 through 32.

Strike page 8 of the report and substitute "of this section, this act takes effect only if Senate Bill 21-291 becomes law, in which case this act takes effect on the effective date of this act or Senate Bill 21-291, whichever is later.

(2) Section 5 of this act takes effect only if House Bill 21-1236 also becomes law, in which case section 5 takes effect on the effective date of this act, Senate Bill 21-291, or House Bill 21-1236, whichever is the latest.

(3) (a) Sections 10 and 15 of this act take effect only if House Bill 21-1109 also becomes law, in which case sections 10 and 15 take effect on the effective date of this act, Senate Bill 21-291, or House Bill 21-1109, whichever is the latest.

(b) Sections 8, 9, and 14 of this act take effect only if House Bill 21-1109 does not become law, in which case sections 8, 9, and 14 take effect on the effective date of this act or Senate Bill 21-291, whichever is later."."

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1264 by Representative(s) Sullivan and Young; also Senator(s) Kolker and Hisey--Concerning the allocation of state money for workforce development activities to increase the skills of Colorado workers, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, June 3, page(s) 1312-1321 and placed in members' bill files.)

Amendment No. 2(L.005), by Senator Kolker.

Amend the Appropriations Committee Report, dated June 3, 2021, page 14, strike lines 32 and 33.

Reletter succeeding paragraphs accordingly.

Page 15, lines 11 and 12, strike "METHODOLOGY DEVELOPED PURSUANT TO SUBSECTION (2)(b) OF THIS SECTION" and substitute "PROGRAM APPROVAL PROCESS IDENTIFIED IN SECTIONS 23-8-102 AND 23-60-202".

Page 15, strike lines 16 through 23.

Reletter succeeding paragraph accordingly.

Amendment No. 3(L.006), by Senator Kolker.

Amend the Appropriations Committee Report, dated June 3, 2021, page 15, line 37, strike "2027." and substitute "2027."

SECTION 6. In Colorado Revised Statutes, 22-5-106, **amend** (1)(b) as follows:

22-5-106. Financing, budgeting, and accounting. (1) (b) A board of cooperative services may finance all or a portion of the costs of an approved career and technical education program from funds received pursuant to PART 1 OF article 8 of title 23.

SECTION 7. In Colorado Revised Statutes, 22-32-118, **amend** (2)(b) as follows:

22-32-118. Summer schools - continuation, evening, and community education programs. (2) (b) In addition to the authority granted to a board of education in ~~paragraph (a) of this subsection (2)~~ SUBSECTION (2)(a) OF THIS SECTION, a board may establish and maintain community education programs in cooperation with any unit of local government, quasi-governmental agency, institution of higher education, or civic organization and may pay for such programs by a fee or tuition charged or out of moneys of the school district. Attendance in community education programs shall not be considered in computing pupil enrollment under article 54 of this ~~title and articles 8 and 60~~ TITLE 22 AND PART 1 OF ARTICLE 8 AND ARTICLE 60 of title 23. ~~C.R.S.~~

SECTION 8. In Colorado Revised Statutes, 22-38-115, **amend** (2) as follows:

22-38-115. Funding. (2) A pilot school may have access to any public or private funding sources available for vocational training, including any funds available pursuant to PART 1 OF article 8 of title 23. ~~C.R.S.~~

SECTION 9. In Colorado Revised Statutes, 22-54-107, **amend** (3) as follows:

22-54-107. Buy-out of categorical programs - total program reserve fund levy. (3) For purposes of this section, "categorical program support funds that the district would otherwise be eligible to receive from the state" means amounts that the district would have received from the state but that will be received instead from property tax revenues by reason of this section and includes funds pursuant to the "Exceptional Children's Educational Act", article 20 of this title 22; funds pursuant to the "English Language Proficiency Act", article 24 of this title 22; transportation aid pursuant to article 51 of this title 22; small attendance center aid pursuant to section 22-54-122; and career and technical education aid pursuant to PART 1 OF article 8 of title 23. Funds received by an administrative unit under the "Exceptional Children's Educational Act", article 20 of this title 22, as reimbursement for services provided to children counted in the pupil enrollment of a district are considered as funds that a district would otherwise be eligible to receive for purposes of this subsection (3).

SECTION 10. In Colorado Revised Statutes, 22-55-102, **amend** the introductory portion and (4)(g) as follows:

22-55-102. Definitions. As used in this ~~article~~ ARTICLE 55, unless the context otherwise requires:

(4) "Categorical programs" includes only the following programs:

(g) Career and technical education as described in PART 1 OF article 8 of title 23; ~~C.R.S.~~

SECTION 11. In Colorado Revised Statutes, 23-8-102, **amend** (1) introductory portion, (1)(a), and (4) as follows:

23-8-102. School districts, boards of cooperative services, and institute charter schools conducting career and technical education courses - eligibility for state money. (1) An education provider of the state conducting a course of career and technical education approved pursuant to section 23-8-103 by the board is entitled to career and technical education program support from ~~moneys~~ MONEY appropriated for that purpose by the general assembly. The amount of career and technical education program support that an education provider is entitled to receive pursuant to ~~the provisions of this article~~ THIS PART 1 shall be computed as follows:

(a) The cost of providing the approved career and technical education programs of the education provider shall be computed in accordance with ~~paragraph (c) of this subsection (1)~~ SUBSECTION (1)(c) OF THIS SECTION. The cost so computed shall be divided by the number of full-time equivalent students to be served by the programs, and the result shall be designated, for purposes of this ~~article~~ PART 1, as the education provider's career and technical education program cost per full-time equivalent student.

(4) ~~Moneys~~ MONEY made available under this ~~article~~ PART 1 shall be

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distributed quarterly on the basis of the report of actual expenditures furnished to the board by participating education providers at the end of the previous fiscal year. As soon as practicable after July 1 of each year, beginning in 1971, each participating education provider shall file with the board a report of actual expenditures for all career and technical education programs for which the education provider is eligible to receive moneys MONEY pursuant to the provisions of this article THIS PART 1 during the preceding twelve-month period.

SECTION 12. In Colorado Revised Statutes, 23-8-103, **amend** (3) and (4) as follows:

23-8-103. Standards for eligibility for grants - rules. (3) In approving career and technical education programs and career and technical education program support moneys MONEY under this article PART 1, the board shall attempt to avoid unnecessary duplication in either facilities or staffing for career and technical education in an education provider or within an area of this state; and, where feasible, sharing of facilities shall be required by the board.

(4) The board shall adopt such rules as may be necessary to administer the provisions of this article THIS PART 1.

SECTION 13. In Colorado Revised Statutes, 23-8-104, **amend** (2) introductory portion and (2)(e) as follows:

23-8-104. Reports. (2) Notwithstanding section 24-1-136 (11)(a)(I), on or before February 28, 2009, and on or before February 28 each year thereafter, the board shall submit a report to the joint budget committee and to the education committees of the house of representatives and the senate, or any successor committees, on the implementation and results of programs funded pursuant to this article PART 1, including:

(e) Other aspects of the programs that will enable the general assembly to evaluate the results, cost effectiveness, and viability of the approved programs and to determine whether or not this article PART 1 should be extended.

SECTION 14. In Colorado Revised Statutes, 23-60-306, **amend** (5) as follows:

23-60-306. Colorado customized training program - creation - policy - functions of the state board for community colleges and occupational education - report. (5) The provisions PART 1 of article 8 of this title 23, concerning state assistance for career and technical education program support, shall DOES not apply to the Colorado customized training program.

SECTION 15. In Colorado Revised Statutes, 23-60-307, **amend** (6) as follows:

23-60-307. Colorado existing industry training program - creation - policy - functions of the state board for community colleges and occupational education. (6) The provisions PART 1 of article 8 of this title 23, concerning state assistance for career and technical education program support, shall DOES not apply to the Colorado existing industry training program.

SECTION 16. In Colorado Revised Statutes, 24-4-102, **amend** the introductory portion and (3)(a) as follows:

24-4-102. Definitions. As used in this article ARTICLE 4, unless the context otherwise requires:

(3) "Agency" means any board, bureau, commission, department, institution, division, section, or officer of the state, except those in the legislative branch or judicial branch and except:

(a) State educational institutions administered pursuant to title 23, ~~C.R.S.~~, except PART 1 OF article 8, parts 2 and 3 of article 21, and parts 2 to 4 of article 31 of title 23; ~~C.R.S.~~

SECTION 17. In Colorado Revised Statutes, 24-32-703, **amend** (8) as follows:

24-32-703. Definitions. As used in this part 7, unless the context otherwise requires:

(8) "State agency" means any board, bureau, commission, department, institution, division, section, office, or officer of the state, except those in the legislative branch or judicial branch and except state educational institutions administered pursuant to title 23, ~~C.R.S.~~, excluding PART 1 OF article 8, parts 2 and 3 of article 21, and parts 2 to 4 of article 31 of title 23. ~~C.R.S.~~

SECTION 18. In Colorado Revised Statutes, 29-3.5-101, **amend** the introductory portion and (3) as follows:

29-3.5-101. Definitions. As used in this article ARTICLE 3.5, unless the context otherwise requires:

(3) "State agency" means any board, bureau, commission, department, institution, division, section, or officer of the state, except those in the legislative branch or judicial branch and except state educational institutions

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administered pursuant to title 23, ~~C.R.S.~~, except PART 1 OF article 8, parts 2 and 3 of article 21, and parts 2 to 4 of article 31 of title 23. ~~C.R.S.~~".

Strike "6" and substitute "19" on: **Page 16** of the committee report, lines 34 and 35.

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1250 by Representative(s) Herod and Gonzales-Gutierrez; also Senator(s) Fields--Concerning measures to address law enforcement accountability, and, in connection therewith, making an appropriation.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, May 26, page(s) 1129-1130 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, June 3, page(s) 1305-1306 and placed in members' bill files.)

Amendment No. 3(L.065), by Senator Fields and Gardner.

Amend reengrossed bill, page 23, line 3, strike "INVESTIGATION." and substitute "INVESTIGATION BY THE PEACE OFFICER'S EMPLOYING LAW ENFORCEMENT AGENCY, A DISTRICT ATTORNEY, OR THE ATTORNEY GENERAL THAT COULD RESULT IN BEING ENTERED INTO THE DATABASE IN THIS SUBSECTION (1)(r);".

Page 23, after line 3 insert:

"(F) RESIGNATION OR RETIREMENT FOLLOWING AN INCIDENT THAT LEADS TO THE OPENING OF AN INVESTIGATION WITHIN SIX MONTHS FOLLOWING THE PEACE OFFICER'S RESIGNATION OR RETIREMENT THAT COULD RESULT IN BEING ENTERED INTO THE DATABASE IN THIS SUBSECTION (1)(r); OR

(G) BEING THE SUBJECT OF A CRIMINAL INVESTIGATION FOR A CRIME THAT COULD RESULT IN REVOCATION OR SUSPENSION OF CERTIFICATION PURSUANT TO SECTION 24-31-305 OR 24-31-904 OR THE FILING OF CRIMINAL CHARGES FOR SUCH A CRIME. THE INVESTIGATING LAW ENFORCEMENT AGENCY SHALL NOTIFY THE P.O.S.T. BOARD OF THE INVESTIGATION OR FILING OF CRIMINAL CHARGES AS SOON AS PRACTICABLE, IN A MANNER PRESCRIBED IN P.O.S.T. BOARD RULE, SO LONG AS SUCH NOTIFICATION IS UNLIKELY TO DISRUPT OR IMPEDE AN INVESTIGATION."

Amendment No. 4(L.066), by Senator Gardner.

Amend reengrossed bill, page 9, line 23, strike "JANUARY 1," and substitute "APRIL 1,".

Amendment No. 5(L.070), by Senator Gardner.

Amend reengrossed bill, page 3, strike lines 12 through 20 and substitute:

"(2.5) "EXONERATED" MEANS DISMISSAL OF CHARGES BY THE COURT OR APPROPRIATE PROSECUTOR OR A NOT GUILTY VERDICT IN A CRIMINAL PROSECUTION, A FINDING OF NO LIABILITY IN A CIVIL ACTION, A FINDING OF NO CULPABILITY OR NO LIABILITY OR SIMILAR DETERMINATION IN AN ADMINISTRATIVE PROCEEDING, OR A FINDING OF NOT SUSTAINED IN AN INTERNAL INVESTIGATION; EXCEPT THAT A FINDING OF NO CULPABILITY OR NO LIABILITY IN AN ADMINISTRATIVE PROCEEDING OR A FINDING OF NOT SUSTAINED IN AN INTERNAL INVESTIGATION DOES NOT MEAN "EXONERATED" IF THE OFFICER IS FOUND GUILTY IN A SUBSEQUENT CRIMINAL PROSECUTION FOR THE SAME CONDUCT OR FOUND LIABLE FOR THE SAME CONDUCT IN A CIVIL ACTION."

As amended, ordered revised 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

HB21-1198 by Representative(s) Jodeh; also Senator(s) Buckner and Kolker--Concerning health-care billing requirements for indigent patients receiving services not reimbursed through the Colorado indigent care program, and, in connection therewith, establishing procedures before initiating collections proceedings against a patient and making and reducing appropriations.

Senator Buckner moved to amend the report of the Committee of the Whole to show that the following amendment to HB21-1198 did pass, and that HB21-1198, as amended, did pass.

Amend reengrossed bill, page 8, line 4, after "**enforcement -**" insert "**report -**".

Page 8, line 8, after "**ethnicity,**" insert "**age,**".

Page 8, line 12, after "**ethnicity,**" insert "**age,**".

Page 8, line 15, after "**ethnicity,**" insert "**age,**".

Page 12, line 16, strike "**public.**" and substitute "**public and shall annually report the information as a part of its presentation to its committees of reference at a hearing held pursuant to section 2-7-203 (2)(a) of the "State Measurement for Accountable, Responsive, and Transparent (SMART) Government Act."**

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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

HB21-1209 by Representative(s) Gonzales-Gutierrez and Daugherty; also Senator(s) Lee--Concerning offenders who committed an offense when under twenty-one years of age, and, in connection therewith, making an appropriation.

Senator Fields moved to amend the report of the Committee of the Whole to show that the following Cooke floor amendment, (L.011) to HB21-1209, did pass, and that HB21-1209, as amended, did pass.

Amend reengrossed bill, page 9, line 12, strike "**date.**" and substitute "**date. (1).**"

Page 9, after line 20 insert:

"(2) Sections 2 and 3 of this act apply to offenders convicted on or after the applicable effective date of this act."

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | Y | Kolker | N | Scott | Y | | |

Senator Cooke moved to amend the report of the Committee of the Whole to show that the following Cooke floor amendment, (L.010) to HB21-1209, did pass, and that HB21-1209, as amended, did pass.

Amend reengrossed bill, page 2, line 8, strike "that children" and substitute "~~that children~~ WHO".

Page 2, line 9, strike "and" and substitute "~~and~~ THAT JUVENILES".

Page 5, line 21, strike "ONLY" and substitute "NOT".

Page 6, line 27, strike "~~twenty-five~~ TWENTY-THREE" and substitute "twenty-five".

Page 7, line 5, strike "~~thirty~~ TWENTY-EIGHT" and substitute "thirty".

Page 9, strike lines 12 through 20 and substitute:

"SECTION 7. Act subject to petition - effective date. This act takes effect June 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 2022 and, in such case, will take effect June 1, 2024, or on the date of the official declaration of the vote thereon by the governor, whichever is later."

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | N | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | Y | Rodriguez | N | President | N |
| Fields | Y | Kolker | N | Scott | Y | | |

Senator Cooke moved to amend the report of the Committee of the Whole to show that the following Cooke floor amendment, (L.012) to HB21-1209, did pass, and that HB21-1209, as amended, did pass.

Amend reengrossed bill, page 5, line 25, after the period add "FOR PURPOSES OF THIS SUBSECTION (1)(a)(IV), "CALENDAR YEAR" MEANS TWELVE CONSECUTIVE MONTHS WITHOUT ANY TIME CREDIT DEDUCTIONS."

Page 6, line 1, after "(8)(c)" insert "and (8)(d)".

Page 7, after line 21 insert:

"(d) FOR PURPOSES OF THIS SUBSECTION (8), "CALENDAR YEAR" MEANS

TWELVE CONSECUTIVE MONTHS WITHOUT ANY TIME CREDIT DEDUCTIONS."

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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-060 as amended; HB21-1134, HB21-1171 as amended, HB21-1198 as amended, HB21-1209 as amended, HB21-1233, HB21-1276 as amended, HB21-1281, HB21-1294 as amended, HB21-1313, HB21-1314 as amended, HB21-1318, HB21-1289 as amended, HB21-1264 as amended, HB21-1250 as amended

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:

HB21-1071 by Representative(s) Kennedy; also Senator(s) Fenberg and Winter--Concerning the use of ranked choice voting in nonpartisan elections.

A majority of those elected to the Senate having voted in the affirmative, Senator Fenberg was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.017), by Senator Fenberg.

Amend revised bill, page 4, line 11, strike "MARCH 31, 2022," and substitute "DECEMBER 31, 2022,".

Page 7, line 9, strike "MARCH 31, 2022," and substitute "DECEMBER 31, 2022,".

Page 8, line 2, strike "MARCH 31, 2022," and substitute "DECEMBER 31, 2022,".

Page 10, line 9, strike "JANUARY 1, 2025," and substitute "JULY 1, 2026,".

Page 12, line 6, strike "DECEMBER 31, 2022," and substitute "APRIL 1, 2023,".

Page 12, line 10, strike "DECEMBER 31, 2023," and substitute "JANUARY 1, 2025,".

Page 14, line 5, strike "DECEMBER 31, 2022," and substitute "APRIL 1, 2023,".

Page 14, line 18, strike "DECEMBER 31, 2023," and substitute "JANUARY 1, 2025,".

Page 15, after line 5 insert:

"SECTION 15. In Colorado Revised Statutes, 24-21-104.5, **add** (3) as follows:

24-21-104.5. General fund appropriation - cash fund appropriation - elections - legislative intent. (3) THE GENERAL ASSEMBLY SHALL ANNUALLY APPROPRIATE MONEY FROM THE GENERAL FUND TO THE DEPARTMENT OF STATE AS NECESSARY TO PAY FOR THE COSTS OF IMPLEMENTING THE PROVISIONS OF HOUSE BILL 21-1071, ENACTED IN 2021."

Re-number succeeding sections accordingly.

Page 17, strike lines 24 through 27.

Page 18, strike lines 1 through 11 and substitute:

"SECTION 19. **Act subject to petition - effective date.** This act takes effect July 1, 2022; 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 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Page 1, strike lines 102 and 103 and substitute "ELECTIONS."

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | N | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges and Gonzales.

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, SB21-264 was laid over until the end of the Senate calendar of Thursday, June 3, 2021.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

HB21-1324 by Representative(s) Pelton and Roberts; also Senator(s) Rodriguez and Hisey--Concerning measures to facilitate the use of innovative energy technologies by investor-owned utilities in Colorado, and, in connection therewith, authorizing the public utilities commission to review and approve investor-owned utilities' applications for low-emission innovative energy technologies based on meeting specified criteria.
State, Veterans, & Military Affairs

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

June 3, 2021

Mr. President:

The House voted to adhere to its position on HB21-1028. The bill is transmitted herewith.

The House has voted not to concur in the Senate amendments to HB21-1027 and requests that a conference committee be appointed. The Speaker has appointed Representatives Roberts, chairman, Larson, and A. Valdez as House conferees on the First Conference Committee on HB21-1027. The bill is transmitted herewith.

The House has voted not to concur in the Senate amendments to HB21-1007 and requests that a conference committee be appointed. The Speaker has appointed Representatives Sullivan, chairman, Ortiz, and Neville as House conferees on the First Conference Committee on HB21-1007. The bill is transmitted herewith. The House has voted to grant the House conferees on the First Conference Committee on HB21-1007 to consider matters not at issue between the two houses.

The House has voted not to concur in the Senate amendments to HB21-1251 and requests that a conference committee be appointed. The Speaker has appointed Representatives Caraveo, chairman, Herod, and Lynch as House conferees on the First Conference Committee on HB21-1251. The bill is transmitted herewith.

The House has voted not to concur in the Senate amendments to HB21-1301 and requests that a conference committee be appointed. The Speaker has appointed Representatives Esgar, chairman, Caraveo, and Holtorf as House conferees on the First Conference Committee on HB21-1301. The bill is transmitted herewith.

The House has voted not to concur in the Senate amendments to HB21-1065 and requests that a conference committee be appointed. The Speaker has appointed Representatives Ortiz, chairman, Benavidez, and Carver as House conferees on the First Conference Committee on HB21-1065. The bill is transmitted herewith.

The House has voted to concur in the Senate amendments to HB21-1024 and has repassed the bill as so amended.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-250, amended as printed in House Journal, May 26, 2021, and amended on Third Reading as printed in House Journal, June 3, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-174, amended as printed in House Journal, June 1, 2021, and amended on Third

Reading as printed in House Journal, June 3, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-268 and 238, amended as printed in House Journal, June 2, 2021, and amended on Third Reading as printed in House Journal, June 3, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-245, 286, 249, 173, 248, 283, 256, 252, and 072, amended as printed in House Journal, June 1, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-131, 129, 116, 278, 016, and 255, amended as printed in House Journal, June 2, 2021.

The House has passed on Third Reading and returns herewith SB21-254, 270, 069, 235, 287, 284, 154, 234, 009, 251, 241 274, 275, 025, 276, 277, and 244.

The House has laid over SB21-247 until July 8, 2021, deeming it lost. The bill is returned herewith.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, SB21-016, 072, 116, 129, 131, 173, 174, 238, 245, 248, 249, 250, 252, 255, 256, 268, 278, 283, and 286.

COMMITTEE OF REFERENCE REPORTS

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB21-1324** 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 3, after the comma insert "SUBJECT TO THE RETAIL RATE STABILITY PROVISIONS OF SECTION 40-2-125.5 (5),".

Finance

After consideration on the merits, the Committee recommends that **SB21-293** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 9, strike lines 8 through 19 and substitute:

"(2) Section 39-1-104.2 (3)(q), Colorado Revised Statutes, as amended in section 3 of this act, takes effect only if, at the November 2021 statewide election, a majority of voters approve a measure concerning property tax reductions, and, in which case, section 39-1-104.2 (3)(q) takes effect simultaneously with the measure.

(3) Section 4 of this act takes effect only if, at the November 2021 statewide election, a majority of voters do not approve a measure concerning property tax reductions or if there is no such measure on the ballot for the election, and, in either case, section 4 takes effect on December 31, 2021."

Finance

The Committee on Finance has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE
AIR QUALITY CONTROL COMMISSION

for terms expiring January 31, 2023:

Michael Ogletree of Denver, Colorado, a person with appropriate scientific and technical

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training or experience, appointed;

Charles George Grobe of Craig, Colorado, to serve as a person with appropriate industrial experience, reappointed;

Randal Ahrens of Broomfield, Colorado, to serve as a person with appropriate industrial experience, and with private sector experience, appointed;

Gerald Lee Arnold of Englewood, Colorado, to serve as a person with appropriate industrial experience, and with labor experience, 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 confirmed:

MEMBERS OF THE
AIR QUALITY CONTROL COMMISSION

effective January 31, 2021 for terms expiring January 31, 2024:

Martha Rudolph of Denver, Colorado, a person with legal training, and a Democrat, reappointed;

Curtis Otto Rueter of Westminster, Colorado, a person with appropriate technical and industrial training or experience, and a Republican, reappointed;

Anthony Gerber of Denver, Colorado, to serve as a person with appropriate scientific experience, and a Democrat, appointed.

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 **HB21-1005** 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 15, strike "\$130,505" and substitute "\$75,118".

Page 10, line 18, strike "1.8 FTE." and substitute "0.4 FTE.".

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1014** 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 6, strike "\$83,100" and substitute "\$89,298".

Page 10, line 9, strike "\$53,100" and substitute "\$55,800".

Page 10, line 10 strike "support; and" and substitute "support; (b) \$3,498 for drivers license documents; and".

Page 10, line 11, strike "(b)" and substitute "(c)".

Page 10, line 15, strike "(1)(b)" and substitute "(1)(c)".

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Appropriations After consideration on the merits, the Committee recommends that **HB21-1101** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. 1
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Appropriations After consideration on the merits, the Committee recommends that **HB21-1111** 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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Appropriations After consideration on the merits, the Committee recommends that **HB21-1261** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. 10
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Amend reengrossed bill, page 2, line 6, strike "~~July 1, 2020~~," and substitute "July 1, 2020, AND FOR FISCAL YEARS COMMENCING ON OR AFTER JULY 1, 2021, BUT PRIOR TO THE FISCAL YEAR COMMENCING ON". 15
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Page 2, strike lines 13 through 17. 19
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ReNUMBER succeeding section accordingly. 21
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Page 1, strike lines 102 and 103 and substitute "**FOR BEETLE KILL WOOD PRODUCTS**". 23
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Appropriations After consideration on the merits, the Committee recommends that **HB21-1271** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. 26
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Amend reengrossed bill, page 7, after line 4 insert: 31
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"(j) On March 11, 2021, the federal government enacted the "American Rescue Plan Act of 2021", Pub.L. 117-2, referred to in this section as the "federal act", pursuant to which Colorado will receive \$3,828,761,790 from the federal coronavirus state fiscal recovery fund to be used for certain specified purposes; 33
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(k) These specified purposes include providing programs, services, or other assistance for populations disproportionately impacted by the COVID-19 public health emergency; 39
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(l) More specifically, pursuant to 31 C.F.R. 35.6 (b), these specified purposes include programs or services that address housing insecurity, lack of affordable housing, or homelessness, including supportive housing or other programs or services to improve access to stable affordable housing among individuals who are homeless; the development of affordable housing to increase the supply of affordable housing developments that are livable, vibrant, and driven by community benefits; and housing vouchers and assistance relocating to neighborhoods with higher levels of economic opportunity and to reduce concentrated areas of low economic opportunity; 42
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(m) The three grant programs funded by the bill will enable local governments across the state at various stages of development in their ability to provide affordable housing to create and implement the programs or services that address housing insecurity, lack of affordable housing, or homelessness to enable populations, households, or geographic areas disproportionately affected by the COVID-19 public health emergency to obtain affordable housing. Accordingly, pursuant to 31 C.F.R. 35.6 (b), the assistance that will be provided by the three grant programs funded by the bill is an eligible use of money received by the state under the federal act." 51
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Page 14, line 26, after "FUND" insert "AND THE AFFORDABLE HOUSING AND HOME OWNERSHIP CASH FUND CREATED IN SECTION 24-75-229 (3)(a), THAT ORIGINATES FROM MONEY THE STATE RECEIVED FROM THE FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND,". 61
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Page 15, line 5, strike "EIGHT" and substitute "FOUR". 66
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Page 22, line 7, after "GENERAL FUND" insert "AND THE AFFORDABLE HOUSING AND HOME OWNERSHIP CASH FUND CREATED IN SECTION 24-75-229 (3)(a), THAT 68
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ORIGINATES FROM MONEY THE STATE RECEIVED FROM THE FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND,".

Page 22, strike lines 21 through 25 and substitute "TRANSFER:

(I) THIRTY MILLION DOLLARS FROM THE AFFORDABLE HOUSING AND HOME OWNERSHIP CASH FUND CREATED IN SECTION 24-75-229 (3)(a), THAT ORIGINATES FROM MONEY THE STATE RECEIVED FROM THE FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND, TO THE COLORADO HERITAGE COMMUNITIES FUND CREATED IN SUBSECTION (1) OF THIS SECTION; AND

(II) NINE MILLION THREE HUNDRED THOUSAND DOLLARS FROM THE GENERAL FUND TO THE COLORADO HERITAGE COMMUNITIES FUND CREATED IN SUBSECTION (1) OF THIS SECTION.

(b) THE DIVISION OF LOCAL GOVERNMENT IN THE DEPARTMENT SHALL USE THE MONEY TRANSFERRED PURSUANT TO SUBSECTION (6)(a) OF THIS SECTION FOR THE CREATION,".

Page 23, strike lines 3 through 9 and substitute:

"(c) ON THE EFFECTIVE DATE OF THIS SUBSECTION (6), OR AS SOON AS PRACTICABLE THEREAFTER, THE STATE TREASURER SHALL TRANSFER:

(I) FIVE MILLION DOLLARS FROM THE AFFORDABLE HOUSING AND HOME OWNERSHIP CASH FUND CREATED IN SECTION 24-75-229 (3)(a), THAT ORIGINATES FROM MONEY THE STATE RECEIVED FROM THE FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND, TO THE COLORADO HERITAGE COMMUNITIES FUND CREATED IN SUBSECTION (1) OF THIS SECTION; AND

(II) TWO MILLION ONE HUNDRED THOUSAND DOLLARS FROM THE GENERAL FUND TO THE COLORADO HERITAGE COMMUNITIES FUND CREATED IN SUBSECTION (1) OF THIS SECTION.

(d) THE DIVISION OF LOCAL GOVERNMENT IN THE DEPARTMENT SHALL USE THE MONEY TRANSFERRED PURSUANT TO SUBSECTION (6)(c) OF THIS SECTION FOR THE CREATION, IMPLEMENTATION, AND".

Page 23, line 12, after the period add "WITH RESPECT TO ANY MONEY TRANSFERRED INTO THE COLORADO HERITAGE COMMUNITIES FUND PURSUANT TO THIS SUBSECTION (6)(b), THE DIVISION MAY USE ANY MONEY THAT IS UNEXPENDED OR UNENCUMBERED AS OF JUNE 30, 2024 FOR PURPOSES OF THE LOCAL GOVERNMENT AFFORDABLE HOUSING DEVELOPMENT INCENTIVES GRANT PROGRAM CREATED IN SECTION 24-32-130 (2) AS NEEDED IN ACCORDANCE WITH SECTION 24-32-130.".

Page 24, line 14, strike "\$9,300,000" and substitute "\$39,300,000".

Page 24, line 21, strike "2,100,000" and substitute "\$7,100,000".

Page 25, after line 1 insert:

"SECTION 13. Effective date. This act takes effect on passage; except that section 24-32-3207 (6)(a)(I) and (6)(c)(I) in section 9 of this act requiring transfers from the affordable housing and home ownership cash fund created in section 24-75-229 (3)(a) take effect only if House Bill 21-1329 becomes law, and, in which case, section 24-32-3207 (6) (a)(I) and (6)(c)(I) take effect either upon the effective date of this act or one day after the effective date of House Bill 21-1329, whichever is later.".

Re-number succeeding section accordingly.

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1285** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 8, after line 9 insert:

" (3) (a) Except as set forth in subsection (3)(c) of this section, for the 2021-22 state fiscal year, up to \$12,000,000 is appropriated to the office of the governor for use by economic development programs. This appropriation is from the creative industries cash fund created in section 24-48.5-301 (2)(a), C.R.S. To implement this act, the office may use this appropriation for the arts relief program established pursuant to section 24-48.5-316, C.R.S.

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(b) Except as set forth in subsection (3)(c) of this section, for the 2021-22 state fiscal year, up to \$1,000,000 is appropriated to the office of the governor for economic development programs. This appropriation is from the Colorado office of film, television, and media operational account cash fund created in section 24-48.5-116 (5)(a), C.R.S. To implement this act, the office may use this appropriation for the Colorado office of film, television, and media in accordance with section 24-48.5-116 (5)(b), C.R.S.

(c) The money appropriated by this subsection (3) becomes available if transfers authorized by section 24-32-129 (3)(b), C.R.S. are completed."

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1286** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB21-293** be referred to the Committee of the Whole with favorable recommendation.

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:

SB21-264

by Senator(s) Hansen; also Representative(s) Valdez A. and Burnett--Concerning the adoption of programs by gas utilities to reduce greenhouse gas emissions.

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 17, line 24, strike "(1)(e)(XI)" and substitute "(1)(e)(X.7)".

Page 19, after line 22 insert:

"(IV) NOTWITHSTANDING SUBSECTION (6)(a)(I) OF THIS SECTION, THE COMMISSION SHALL NOT REQUIRE A UTILITY WITH FEWER THAN TWO HUNDRED FIFTY THOUSAND METERS TO SPEND MORE THAN AN AMOUNT EQUAL TO TWO PERCENT OF THE UTILITY'S TOTAL ANNUAL REVENUES FROM FULL-SERVICE CUSTOMERS TO COMPLY WITH THE 2025 EMISSION REDUCTIONS REQUIREMENTS OF SUBSECTION (3)(b)(II) OF THIS SECTION, NET OF COSTS ASSOCIATED WITH A COMMISSION-APPROVED DEMAND-SIDE MANAGEMENT PLAN, AVOIDED FUEL COSTS, AND AVOIDED CAPITAL INFRASTRUCTURE COSTS. NOTWITHSTANDING SUBSECTION (6)(d)(III) OF THIS SECTION, A UTILITY SUBJECT TO THIS SUBSECTION (6)(d)(IV) MAY VOLUNTARILY REQUEST TO SPEND A HIGHER AMOUNT TO COMPLY WITH THE 2025 CLEAN HEAT TARGETS, AND THE COMMISSION MAY APPROVE THE REQUESTED AMOUNT IF THE COMMISSION FINDS THAT THE SPENDING COMES AT A REASONABLE COST AND RATE IMPACT AND IS IN THE PUBLIC INTEREST."

Page 24, line 9, strike "(1)(e)(X.4) and (1)(e)(X.7)" and substitute "(1)(e)(X.4), (1)(e)(X.7), and (1)(e)(X.8)".

Page 25, lines 5 and 6, strike "PLAN AND CONSISTENT WITH THE CLEAN HEAT TARGETS," and substitute "PLAN,".

Page 25, line 7, after "REGARDING" insert "THE EMISSION REDUCTIONS UNDER ANY APPROVED CLEAN HEAT PLAN, THE CLEAN HEAT TARGETS, AND".

Page 25, after line 12 insert:

"(X.8) (A) THE DEFINITIONS IN SECTION 40-3.2-107 (2) APPLY TO THIS SUBSECTION (1)(e)(X.8) AND SUBSECTION (1)(e)(X.7) OF THIS SECTION.

(B) A MUNICIPAL GAS DISTRIBUTION UTILITY SHALL IMPLEMENT A CLEAN HEAT PLAN PROGRAM. THE PURPOSE OF A CLEAN HEAT PLAN IS TO

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REDUCE CARBON DIOXIDE AND METHANE EMISSIONS TO MEET THE STATE'S GREENHOUSE GAS POLLUTION REDUCTION GOALS IN SECTION 25-7-102 (2)(g). THE CLEAN HEAT PLAN MUST INCLUDE A PROJECTION OF THE UTILITY'S GREENHOUSE GAS EMISSIONS THROUGH 2050.

(C) A MUNICIPAL GAS DISTRIBUTION UTILITY SHALL SUBMIT ITS CLEAN HEAT PLAN TO THE DIVISION NO LATER THAN AUGUST 1, 2023, FOR THE DIVISION TO VERIFY THAT THE PLAN DEMONSTRATES THAT, BY 2025, THE UTILITY WILL ACHIEVE AT LEAST A FOUR PERCENT TOTAL REDUCTION IN GREENHOUSE GAS EMISSIONS CAUSED BY THE UTILITY'S RETAIL GAS SALES BELOW 2015 LEVELS, OF WHICH NOT MORE THAN ONE PERCENT CAN COME FROM RECOVERED METHANE. THE UTILITY MAY PROPOSE A COST CAP OF TWO PERCENT OF TOTAL ANNUAL REVENUE FROM FULL-SERVICE GAS CUSTOMERS IN ACHIEVING THE 2025 TARGET. THE PLAN SUBMITTED TO THE DIVISION MUST ALSO SHOW THAT, BY 2030, THE UTILITY WILL ACHIEVE AT LEAST A TWENTY-TWO PERCENT REDUCTION IN GREENHOUSE GAS EMISSIONS CAUSED BY THE UTILITY'S RETAIL GAS SALES BELOW 2015 LEVELS BY 2030, OF WHICH NOT MORE THAN FIVE PERCENT CAN BE FROM RECOVERED METHANE. THE UTILITY MAY PROPOSE A COST CAP OF TWO AND ONE-HALF PERCENT OF TOTAL ANNUAL REVENUE FROM FULL-SERVICE GAS CUSTOMERS IN ACHIEVING THE 2030 TARGET. IF THE DIVISION'S CALCULATIONS SHOW THAT A CLEAN HEAT PLAN SUBMITTED BY A MUNICIPAL GAS DISTRIBUTION UTILITY DOES NOT ACHIEVE THE RELEVANT CLEAN HEAT TARGETS, THE UTILITY SHALL REVISE ITS PLAN TO STRIVE TO MAXIMIZE EMISSION REDUCTIONS WITHOUT EXCEEDING THE COST CAP.

(D) THE UTILITY SHALL PROVIDE TO THE DIVISION AN ANNUAL REPORT OF CARBON DIOXIDE EMISSIONS ASSOCIATED WITH CUSTOMER END-USES AND, SEPARATELY, METHANE EMISSIONS ASSOCIATED WITH THE UTILITY'S DISTRIBUTION SYSTEM."

The amendment was **passed** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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.

Senator Coram requested his name be removed as a co-prime sponsor on SB21-264.

Senate in recess.

Senate reconvened.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-016 by Senator(s) Pettersen and Moreno; also Representative(s) Esgar and Mullica--Concerning services related to preventive health care, and, in connection therewith, requiring coverage for certain preventive measures, screenings, and treatments that are administered, dispensed, or prescribed by health care providers and facilities and making an appropriation.

Senator Moreno moved that the Senate concur in House amendments to **SB21-016**, as printed in House journal, June 2, page(s) 1720. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-072 by Senator(s) Hansen and Coram; also Representative(s) Valdez A. and Catlin--Concerning the expansion of electric transmission facilities to enable Colorado to meet its clean energy goals, and, in connection therewith, creating the Colorado electric transmission authority, requiring transmission utilities to join organized wholesale markets, and allowing additional classes of transmission utilities to obtain revenue through the colocation of broadband facilities within their existing rights-of-way.

Senator Coram moved that the Senate concur in House amendments to **SB21-072**, as printed in House journal, June 1, page(s) 1681-1684. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-116 by Senator(s) Danielson; also Representative(s) Benavidez and McLachlan--Concerning the prohibition of American Indian mascots in Colorado.

Senator Danielson moved that the Senate concur in House amendments to **SB21-116**, as printed in House journal, June 2, page(s) 1718. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-129 by Senator(s) Garcia; also Representative(s) Ortiz--Concerning establishing a pilot program to reduce the suicide rate among veterans, and, in connection therewith, making an appropriation.

Senator Fenberg moved that the Senate concur in House amendments to **SB21-129**, as printed in House journal, June 2, page(s) 1718. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-131

by Senator(s) Gonzales, Jaquez Lewis, Rodriguez; also Representative(s) Gonzales-Gutierrez, Benavidez, Caraveo, Ortiz--Concerning measures to protect personal identifying information kept by state agencies, and, in connection therewith, making an appropriation.

Senator Gonzales moved that the Senate concur in House amendments to **SB21-131**, as printed in House journal, June 2, page(s) 1717-1718. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-173 by Senator(s) Gonzales and Moreno, Fenberg, Kolker, Pettersen, Story, Winter, Lee; also Representative(s) Caraveo and Gonzales-Gutierrez, Duran, Jackson, Lontine, Michaelson Jenet, Roberts, Sirota, Woodrow--Concerning rights related to residential rental agreements, and, in connection therewith, making an appropriation.

Senator Gonzales moved that the Senate concur in House amendments to **SB21-173**, as printed in House journal, June 1, page(s) 1670-1671. The motion was **adopted** by the following roll call vote:

| YES | 33 | NO | 1 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-174 by Senator(s) Cooke and Ginal; also Representative(s) Bird and Carver--Concerning adoption of written policies by law enforcement agencies for constitutionally required peace officer credibility disclosure notifications.

Senator Cooke moved that the Senate concur in House amendments to **SB21-174**, as printed in House journal, June 1, page(s) 1673-1674. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-238

by Senator(s) Garcia and Zenzinger, Priola, Simpson, Bridges, Buckner, Coleman, Coram, Donovan, Fenberg, Fields, Jaquez Lewis, Lee, Story, Winter, Gonzales; also Representative(s) Esgar and Gray--Concerning the front range passenger rail district, and, in connection therewith, creating the district for the purpose of planning, designing, developing, financing, constructing, operating, and maintaining a passenger rail system, specifying the territory, governing structure, powers, and duties of the district, and reducing an appropriation.

Senator moved that the Senate concur in House amendments to **SB21-238**, as printed in House journal, June 2, page(s) 1720-1721. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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 the last Senate action on SB21-238.)

SB21-245

by Senator(s) Donovan and Rankin, Hisey; also Representative(s) McCluskie and Will, Catlin, Esgar, McLachlan, Roberts--Concerning backcountry search and rescue services in Colorado, and, in connection therewith, making an appropriation.

Senator Donovan moved that the Senate concur in House amendments to **SB21-245**, as printed in House journal, June 1, page(s) 1667. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-248 by Senator(s) Donovan and Simpson; also Representative(s) McCormick and Holtorf-- Concerning assistance for agriculture in Colorado, and, in connection therewith, establishing a loan program in the department of agriculture, transferring money from the general fund to a new agricultural future loan program cash fund to be used for the loan program, and making an appropriation.

Senator Donovan moved that the Senate not concur in House amendments to **SB21-248**, as printed in House journal, June 1, page(s) 1671, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The President appointed Senators Garcia, Chair, Donovan, and Simpson as Senate conferees on the first conference committee on **SB21-248**.

SB21-249 by Senator(s) Fenberg and Donovan, Bridges, Hansen; also Representative(s) Will and Tipper, Cutter--Concerning the creation of an optional discounted parks and public lands access pass that is purchased at the time a motor vehicle is registered, and, in connection therewith, using the pass fees to finance a number of goals of the division of parks and wildlife related to increased conservation of, safety at, and access to state parks and public lands; and making an appropriation.

Senator Fenberg moved that the Senate concur in House amendments to **SB21-249**, as printed in House journal, June 1, page(s) 1669-1670. The motion was **adopted** by the following roll call vote:

| YES | 27 | NO | 7 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 29 | NO | 5 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-252 by Senator(s) Fenberg and Holbert; also Representative(s) Titone and Lontine--Concerning the establishment of a state grant program to promote projects in commercial centers throughout the state that will revitalize community spaces and, in connection therewith, making an appropriation.

Senator Fenberg moved that the Senate concur in House amendments to **SB21-252**, as printed in House journal, June 1, page(s) 1681. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-255 by Senator(s) Winter; also Representative(s) Herod and Titone--Concerning providing menstrual hygiene products at no expense to students, and, in connection therewith, making an appropriation.

Senator Winter moved that the Senate concur in House amendments to **SB21-255**, as printed in House journal, June 2, page(s) 1720. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-256 by Senator(s) Fenberg and Moreno; also Representative(s) Hooton and Daugherty, McCormick--Concerning permitting regulation of firearms by local governing bodies.

Senator Fenberg moved that the Senate concur in House amendments to **SB21-256**, as printed in House journal, June 1, page(s) 1673. The motion was **adopted** by the following roll call vote:

| YES | 33 | NO | 1 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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 the last Senate action on SB21-256.)

RECONSIDERATION OF SB21-256

SB21-256 by Senator(s) Fenberg and Moreno; also Representative(s) Hooton and Daugherty, McCormick--Concerning permitting regulation of firearms by local governing bodies.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Consideration of House Amendments -- Repassage, on **SB21-256**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Consideration of House Amendments -- Concurrence, on **SB21-256**.

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)

SB21-256 by Senator(s) Fenberg and Moreno; also Representative(s) Hooton and Daugherty, McCormick--Concerning permitting regulation of firearms by local governing bodies.

Senator Fenberg moved that the Senate concur in House amendments to **SB21-256**, as printed in House journal, June 1, page(s) 1673. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-268 by Senator(s) Zenzinger and Lundeen; also Representative(s) McLachlan and McCluskie-- Concerning the financing of public schools, and, in connection therewith, making an appropriation.

Senator Lundeen moved that the Senate concur in House amendments to **SB21-268**, as printed in House journal, June 2, page(s) 1719. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-278 by Senator(s) Moreno, Hansen, Rankin; also Representative(s) Herod, McCluskie-- Concerning reimbursement for placement of children in out-of-home placement, and, in connection therewith, making an appropriation.

Senator Moreno moved that the Senate concur in House amendments to **SB21-278**, as printed in House journal, June 2, page(s) 1719-1720. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-283

by Senator(s) Moreno, Hansen, Rankin; also Representative(s) McCluskie, Herod-- Concerning cash fund solvency, and, in connection therewith, creating the cash fund solvency fund to allow the state controller to transfer money to certain cash funds with anticipated cash deficits, which amounts will be later repaid, transferring money to the marijuana cash fund, and making and reducing an appropriation.

Senator Moreno moved that the Senate concur in House amendments to **SB21-283**, as printed in House journal, June 1, page(s) 1672. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 30 | NO | 4 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-286 by Senator(s) Moreno and Rankin, Hansen; also Representative(s) Herod and McCluskie-- Concerning the distribution of money received under the federal "American Rescue Plan Act of 2021" for home- and community-based services, and, in connection therewith, making and reducing an appropriation.

Senator Moreno moved that the Senate concur in House amendments to **SB21-286**, as printed in House journal, June 1, page(s) 1669. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

CONSIDERATION OF HOUSE ADHERENCE

HB21-1028 by Representative(s) Bird and Rich; also Senator(s) Story and Woodward--Concerning the preparation by the division of housing within the department of local affairs of an annual public report that provides information on money administered by the state to promote the provision of affordable housing.

Senator Story moved that the Senate recede from its position on **HB21-1028**. The motion was **adopted** by the following roll call vote:

| YES | 20 | NO | 14 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

The question being "Shall the bill be repassed?", the roll call was taken with the following result:

| YES | 27 | NO | 7 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **repassed**.

RECONSIDERATION OF SB21-238

SB21-238 by Senator(s) Garcia and Zenzinger, Priola, Simpson, Bridges, Buckner, Coleman, Coram, Donovan, Fenberg, Fields, Jaquez Lewis, Lee, Story, Winter, Gonzales; also Representative(s) Esgar and Gray--Concerning the front range passenger rail district, and, in connection therewith, creating the district for the purpose of planning, designing, developing, financing, constructing, operating, and maintaining a passenger rail system, specifying the territory, governing structure, powers, and duties of the district, and reducing an appropriation.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Consideration of House Amendments -- Repassage, on **SB21-238**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-238 by Senator(s) Garcia and Zenzinger, Priola, Simpson, Bridges, Buckner, Coleman, Coram, Donovan, Fenberg, Fields, Jaquez Lewis, Lee, Story, Winter, Gonzales; also Representative(s) Esgar and Gray--Concerning the front range passenger rail district, and, in connection therewith, creating the district for the purpose of planning, designing, developing, financing, constructing, operating, and maintaining a passenger rail system, specifying the territory, governing structure, powers, and duties of the district, and reducing an appropriation.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

APPOINTMENTS TO CONFERENCE COMMITTEES

The President appointed Senators Danielson, Chair, Rodriguez, and Woodward as Senate conferees on the first conference committee on **HB21-1007**.

The President appointed Senators Garcia, Chair, Jaquez Lewis, and Gardner as Senate conferees on the first conference committee on **HB21-1065**.

The President appointed Senators Moreno, Chair, Winter, and Coram as Senate conferees on the first conference committee on **HB21-1301**.

The President appointed Senators Bridges, Chair, Garcia, and Holbert as Senate conferees on the first conference committee on **HB21-1027**.

CONFERENCE COMMITTEE GRANTED FURTHER POWERS

HB21-1007 by Representative(s) Sullivan and Ortiz; also Senator(s) Danielson and Rodriguez-- Concerning a state apprenticeship registration program in the department of labor and employment, and, in connection therewith, making an appropriation.

Senator Danielson moved that the Senate conferees on the first conference committee on **HB21-1007** 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**.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Gonzales, Chair, Fields, and Gardner as Senate conferees on the first conference committee on **HB21-1251**.

On motion of Majority Leader Fenberg, the Senate adjourned until 10:00 a.m., Friday, June 4, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

112th Legislative Day Friday, June 4, 2021

Prayer 10
 By Senator Bridges 11

Call to Order 12
 By the President at 10:00 a.m. 13

Roll Call 14
 Present--34 15
 Excused--1, Winter 16
 Present later--1, Winter 17
 Excused later--1, Liston 18
 Remote--3, Liston, Scott, Woodward 19

Quorum 20
 The President announced a quorum present. 21

On motion of Majority Leader Fenberg, 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

Pledge 23
 By President Garcia's son, Xan. 24

Reading of the Journal 25
 On motion of Senator Kirkmeyer, reading of the Journal of Thursday, June 3, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. 26

SENATE SERVICES REPORT

Correctly Engrossed: SB21-060. 27
Correctly Reengrossed: SB21-264. 28
Correctly Revised: HB21-1030, 1110, 1134, 1166, 1171, 1196, 1198, 1209, 1216, 1230, 1233, 1250, 1254, 1260, 1263, 1264, 1275, 1276, 1280, 1281, 1289, 1294, 1302, 1313, 1314, 1316, and 1318. 29
Correctly Rerevised: HB21-1071, 1194, 1234, 1258, 1262, 1265, 1288, 1301, 1306, 1307, 1311, 1312, 1317, 1322, and 1323. 30
Correctly Enrolled: SB21-009, 025, 069, 154, 234, 235, 241, 244, 251, 254, 260, 270, 274, 275, 276, 277, 284, and 287. 31

**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: 32

HB21-1030 by Representative(s) McCluskie and McKean, Baisley, Bird, Bockenfeld, Carver, Catlin, Cutter, Kennedy, Kipp, Larson, Lontine, Michaelson Jenet, Pelton, Rich, Roberts, Sandridge, Soper, Titone, Van Winkle, Will, Young; also Senator(s) Buckner and Cooke, Danielson, Fenberg, Kirkmeyer, Kolker, Liston, Priola, Rankin, Story, Zenzinger--
 Concerning expanding the peace officers behavioral health support grant program to include community partnerships, and, in connection therewith, making an appropriation. 33

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The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Coram, Ginal, Hansen, Jaquez Lewis, Moreno, Pettersen, Simpson, Smallwood, Sonnenberg, and Woodward.

HB21-1110 by Representative(s) Ortiz, Bacon, Caraveo, Duran, Michaelson Jenet, Roberts, Titone, Woodrow; also Senator(s) Danielson--Concerning adding language to relevant Colorado statutes related to persons with disabilities to strengthen protections against discrimination on the basis of disability, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Coram, Donovan, Fenberg, Fields, Garcia, Ginal, Gonzales, Hansen, Kolker, Lee, Moreno, Pettersen, Priola, Rankin, Story, Winter, and Zenzinger.

HB21-1166 by Representative(s) Young and Will; also Senator(s) Ginal--Concerning training providers across the state in cross-system behavioral health crisis response as it relates to persons with intellectual and developmental 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Cooke, Donovan, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Priola, Rankin, Simpson, Story, and Winter.

HB21-1196 by Representative(s) Pico and Valdez D., Arndt; also Senator(s) Zenzinger, Moreno-- Concerning the updating of the effective date clause of Senate Bill 19-263, as amended by Senate Bill 20-152, for the purpose of ensuring that the bill accomplishes its intended legal effect of eliminating the requirement that the state treasurer execute lease-purchase agreements to fund transportation projects during the 2021-22 state fiscal year if a referred ballot issue that authorizes the state to issue transportation revenue anticipation notes is approved at the November 2021 statewide election.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Pettersen and Woodward.

HB21-1230 by Representative(s) Baisley and Titone; also Senator(s) Zenzinger and Woodward, Bridges--Concerning creation of a user-friendly state internet portal relating to state agency rules, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coram, Danielson, Ginal, Hansen, Kirkmeyer, Kolker, Lee, Moreno, Pettersen, Priola, Rankin, Simpson, Smallwood, and Story.

HB21-1260 by Representative(s) Garnett and Catlin; also Senator(s) Donovan and Simpson--Concerning transfers of money from the general fund to implement the state water plan, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cooke, Fenberg, Garcia, Gonzales, Hansen, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Lundeen, Moreno, Priola, Rankin, and Story.

HB21-1263 by Representative(s) Roberts and Soper, Rich; also Senator(s) Rodriguez and Hisey-- Concerning the creation of the Colorado meeting and events incentive 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Donovan, Fenberg, Garcia, Gonzales, Hansen, Kolker, Moreno, Priola, Rankin, Simpson, Winter, and Zenzinger.

HB21-1275 by Representative(s) Lontine and Will; also Senator(s) Ginal and Kirkmeyer--Concerning reimbursement for pharmacists' services under the medical assistance 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cooke, Coram, Donovan, Fields, Jaquez Lewis, Kolker, Moreno, Priola, Rankin, Simpson, Story, and Zenzinger.

HB21-1280 by Representative(s) Woodrow and Gonzales-Gutierrez; also Senator(s) Lee and Rodriguez--Concerning measures to assist defendants in securing release from jail through the bonding process, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, and Moreno.

HB21-1302 by Representative(s) Herod and Daugherty; also Senator(s) Winter--Concerning a grant program for small businesses affected by economic hardship caused by the COVID-19 pandemic, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Fenberg, Fields, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Story, and Zenzinger.

HB21-1316 by Representative(s) Pico and Valdez D., Lynch, Woodrow; also Senator(s) Kirkmeyer and Moreno, Woodward, Zenzinger--Concerning changes to the term "lease-purchase" as it relates to state or local public agreements to clarify that such agreements are to be accounted for by the state controller as financed purchases of assets, and, in connection therewith, conforming the Colorado Revised Statutes with the current accounting standards set by the governmental accounting standards 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: 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:

HB21-1216 by Representative(s) Valdez A. and Van Winkle; also Senator(s) Gonzales--Concerning the ability for certain marijuana licensees to change the designation of marijuana from retail to medical.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 25 | NO | 10 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Ginal, Holbert, Jaquez Lewis, Rodriguez, and Smallwood.

(For further action, see Reconsideration of HB21-1216.)

HB21-1254 by Representative(s) Valdez A. and Larson; also Senator(s) Winter and Priola--Concerning regulation related to the ownership of a 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 | 22 | NO | 13 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Moreno.

HB21-1134 by Representative(s) Ricks and Bradfield, Bacon; also Senator(s) Bridges--Concerning facilitating the reporting of tenants' rent payment information to consumer reporting agencies at the tenants' request, 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 | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Fenberg, Gonzales, Hansen, Moreno, Rodriguez, and Story.

HB21-1171 by Representative(s) Bradfield and Titone; also Senator(s) Buckner and Hisey--Concerning the creation of the kidney disease prevention and education 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 | 25 | NO | 10 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Danielson, Ginal, Pettersen, Story, and Zenzinger.

HB21-1198 by Representative(s) Jodeh; also Senator(s) Buckner and Kolker--Concerning health-care billing requirements for indigent patients receiving services not reimbursed through the Colorado indigent care program, and, in connection therewith, establishing procedures before initiating collections proceedings against a patient and making and reducing appropriations.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 20 | NO | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Donovan, Fields, Ginal, Gonzales, Jaquez Lewis, Moreno, Rodriguez, and Story.

HB21-1233 by Representative(s) Roberts and Will; also Senator(s) Donovan and Winter--Concerning modifications to the requirements for claiming an income tax credit for the donation of a perpetual conservation easement, and, in connection therewith, making an appropriation.

Laid over until Monday, June 7, retaining its place on the calendar.

HB21-1276 by Representative(s) Kennedy and Herod; also Senator(s) Pettersen and Priola--Concerning the prevention of substance use disorders, 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Fenberg, Garcia, Gonzales, Lee, Moreno, Rodriguez, and Story.

(For further action, see Reconsideration of HB21-1276.)

HB21-1281 by Representative(s) Cutter and Will; also Senator(s) Pettersen--Concerning the creation of the community behavioral health disaster preparedness and response program in the department of public health and environment to ensure behavioral health is adequately represented within disaster preparedness and response efforts across 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 | 24 | NO | 11 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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, Gonzales, Jaquez Lewis, Story, Winter, and Zenzinger.

HB21-1294 by Representative(s) Bird and Gonzales-Gutierrez, Duran, Amabile, Arndt, Bacon, Benavidez, Burnett, Caraveo, Cutter, Froelich, Hooton, Jackson, Kennedy, Kipp, McCormick, Ortiz, Sirota, Snyder, Weissman, Woodrow, Young; also Senator(s) Rodriguez--Concerning an evaluation of the statewide systems used to measure the performance of the elementary and secondary public education system 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 | 23 | NO | 12 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Garcia, Gonzales, Moreno, Pettersen, Story, and Zenzinger.

(For further action, see Reconsideration of HB21-1294.)

HB21-1313 by Representative(s) Benavidez and Gonzales-Gutierrez; also Senator(s) Gonzales--Concerning permitting the office of the child protection ombudsman to initiate investigations on behalf of unaccompanied immigrant children who are housed in state-licensed residential child care 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 | 24 | NO | 11 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Danielson, Fields, Garcia, Ginal, Hansen, Jaquez Lewis, Lee, Moreno, Pettersen, Story, and Winter.

HB21-1314 by Representative(s) Herod and Gray; also Senator(s) Moreno and Rodriguez--Concerning the authority of the department of revenue to take action against certain documents, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Fenberg, Fields, Gonzales, Hansen, Jaquez Lewis, and Story.

HB21-1318 by Representative(s) Herod and Ortiz; also Senator(s) Garcia and Jaquez Lewis--Concerning the creation of the outdoor equity grant program, and, in connection therewith, funding the grant program from lottery money, 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Fenberg, Fields, Ginal, Gonzales, Moreno, Pettersen, Priola, Story, and Winter.

SB21-060 by Senator(s) Donovan; also Representative(s) Roberts--Concerning broadband deployment, 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Fenberg, Fields, Garcia, Jaquez Lewis, Moreno, Pettersen, and Story.

HB21-1289 by Representative(s) Kennedy and Baisley, Titone; also Senator(s) Bridges and Priola-- Concerning broadband deployment, and, in connection therewith, codifying the Colorado broadband office in the office of information technology; creating the digital inclusion grant program, the broadband stimulus grant program, and the interconnectivity grant program; 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Garcia, Ginal, Jaquez Lewis, Moreno, Pettersen, Rankin, Simpson, and Sonnenberg.

HB21-1264 by Representative(s) Sullivan and Young; also Senator(s) Kolker and Hisey--Concerning the allocation of state money for workforce development activities to increase the skills of Colorado workers, and, in connection therewith, making 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.008), by Senator Kolker.

Amend revised bill, page 35, line 5, strike "effective date" and substitute "passage".

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Ginal, Gonzales, Hansen, Jaquez Lewis, Lee, Moreno, Pettersen, Story, and Zenzinger.

RECONSIDERATION OF HB21-1216

HB21-1216 by Representative(s) Valdez A. and Van Winkle; also Senator(s) Gonzales--Concerning the ability for certain marijuana licensees to change the designation of marijuana from retail to medical.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **HB21-1216**.

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:

HB21-1216 by Representative(s) Valdez A. and Van Winkle; also Senator(s) Gonzales--Concerning the ability for certain marijuana licensees to change the designation of marijuana from retail to medical.

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.017), by Senator Gonzales.

Amend revised bill, page 8, strike line 8 and substitute:

"SECTION 7. **Effective date.** This act takes effect July 1, 2022; except that section 6 takes effect upon passage."

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner and Moreno.

RECONSIDERATION OF HB21-1276

HB21-1276 by Representative(s) Kennedy and Herod; also Senator(s) Pettersen and Priola--Concerning the prevention of substance use disorders, and, in connection therewith, making an appropriation.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **HB21-1276**.

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:

HB21-1276 by Representative(s) Kennedy and Herod; also Senator(s) Pettersen and Priola--Concerning the prevention of substance use disorders, and, in connection therewith, making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Pettersen was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.025), by Senator Pettersen.

Amend revised bill, page 14, line 9, strike "SEPTEMBER" and substitute "DECEMBER".

Page 15, strike lines 7 through 11 and substitute "REGULATIONS.".

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Petterson | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

RECONSIDERATION OF HB21-1294

HB21-1294 by Representative(s) Bird and Gonzales-Gutierrez, Duran, Amabile, Arndt, Bacon, Benavidez, Bennett, Caraveo, Cutter, Froelich, Hooton, Jackson, Kennedy, Kipp, McCormick, Ortiz, Sirota, Snyder, Weissman, Woodrow, Young; also Senator(s) Rodriguez--Concerning an evaluation of the statewide systems used to measure the performance of the elementary and secondary public education system of the state, and, in connection therewith, making an appropriation.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **HB21-1294**.

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:

HB21-1294 by Representative(s) Bird and Gonzales-Gutierrez, Duran, Amabile, Arndt, Bacon, Benavidez, Bennett, Caraveo, Cutter, Froelich, Hooton, Jackson, Kennedy, Kipp, McCormick, Ortiz, Sirota, Snyder, Weissman, Woodrow, Young; also Senator(s) Rodriguez--Concerning an evaluation of the statewide systems used to measure the performance of the elementary and secondary public education system 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 | 25 | NO | 10 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Petterson | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the Third Reading of Bills -- Final Passage Calendar (HB21-1209, HB21-1250, and HB21-1321) was laid over until the end of the Senate calendar, of Friday, June 4, 2021.

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1101, HB21-1111, and HB21-1261 were made Special Orders -- Consent Calendar at 12:15 p.m.

Committee of the Whole The hour of 12:15 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 -- 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:

HB21-1101 by Representative(s) Ransom; also Senator(s) Buckner--Concerning preserving familial connections in actions initiated pursuant to the children's code, and, in connection therewith, making an appropriations.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1111 by Representative(s) McKean; also Senator(s) Bridges and Gonzales--Concerning the possession of certain personal information by governmental entities.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, June 1, page(s) 1252 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1261 by Representative(s) Catlin and Cutter; also Senator(s) Coram and Ginal--Concerning the extension of the sales and use tax exemption for beetle kill wood products.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, June 3, page(s) 1342 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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1101, HB21-1111 as amended, HB21-1261 as amended

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1005, HB21-1014, HB21-1271, HB21-1285, and HB21-1286 were made Special Orders at 12:15 p.m.

Committee of the Whole The hour of 12:22 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:

HB21-1005 by Representative(s) Mullica and Caraveo; also Senator(s) Garcia--Concerning the establishment of the health care services reserve corps task force, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, June 3, page(s) 1341 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1014 by Representative(s) Michaelson Jenet and Baisley; also Senator(s) Danielson--Concerning the ability of a person to voluntarily disclose disability information to the department of revenue, and, in connection therewith, making an appropriation.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, May 26, page(s) 1132-1133 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, June 3, page(s) 1341 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1271 by Representative(s) McCluskie and Jodeh; also Senator(s) Gonzales--Concerning the establishment of programs offering state assistance to local governments to promote the development of innovative affordable housing strategies in a manner that is compatible with best local land use practices, and, in connection therewith, making an appropriation.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, May 12, page(s) 880 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, June 3, page(s) 1342-1343 and placed in members' bill files.)

Amendment No. 3(L.007), by Senator Gonzales.

Strike the Local Government Committee Report, dated May 11, 2021, and substitute:

"Amend reengrossed bill, page 7, line 25, strike "ADJUSTED" and substitute "AREA".

Page 7, line 26, strike "AND".

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Page 8, strike lines 2 through 4 and substitute:

"ONE HUNDRED FORTY PERCENT OF THE AREA MEDIAN INCOME OF HOUSEHOLDS OF THAT SIZE IN THE COUNTY IN WHICH THE HOUSING IS LOCATED; OR
(III) HOUSING THAT INCORPORATES MIXED-INCOME DEVELOPMENT."

Page 8, after line 14 insert:

"(f) "MIXED INCOME DEVELOPMENT" MEANS HOUSING THAT INCORPORATES MIXED INCOME DEVELOPMENT IN THAT SOME, BUT NOT ALL, HOUSING UNITS WITHIN A PARTICULAR DEVELOPMENT HAVE RESTRICTED RATES AT OR BELOW THE INCOME LEVELS SPECIFIED IN SUBSECTION (1)(a) OF THIS SECTION IN ADDITION TO SOME UNITS THAT ARE ABOVE SUCH INCOME LEVELS WITH OR WITHOUT SUCH RESTRICTED RATES."

Reletter succeeding subsection accordingly.

Page 9, line 24, strike "ADJUSTED" and substitute "AREA".

Page 10, line 1, strike "INTO" and substitute "TO INCLUDE".

Page 10, line 7, strike "CHANGES" and substitute "CHARGES".

Page 10, line 17, after "PROPOSED" insert "AFFORDABLE".

Page 10, line 19, strike "HOUSING" and substitute "ZONING".

Page 10, strike line 21 and substitute "ON PARCELS IN SINGLE FAMILY ZONING DISTRICTS THAT MEET THE SAFETY AND INFRASTRUCTURE CAPACITY CONSIDERATIONS OF LOCAL GOVERNMENTS;"

Page 11, line 14, strike "PROGRAM;" and substitute "PROGRAM AND THE CRITERIA USED TO DETERMINE ELIGIBILITY;"

Page 12, line 18, strike "AND".

Page 12, line 23, strike "AFFORDABILITY." and substitute:

"AFFORDABILITY; AND
(XII) SUPPORTS SUSTAINABLE DEVELOPMENT PATTERNS SUCH AS INFILL AND THE REDEVELOPMENT OF EXISTING BUILDINGS."

Page 13, strike line 17 and substitute "SERVICE TO ASSESS THE HOUSING NEEDS OF ITS COMMUNITY, INCLUDING CONSIDERATIONS OF EQUITY, OR TO MAKE".

Page 15, line 5, strike "EIGHT" and substitute "FOUR".

Page 15, line 6, after "ADMINISTERING" insert "OR EVALUATING".

Page 18, strike lines 15 through 17 and substitute "AND RELATED PROFESSIONALS TO ENABLE LOCAL GOVERNMENTS TO ACHIEVE AN UNDERSTANDING OF THE HOUSING NEEDS OF THEIR COMMUNITIES, INCLUDING THE EQUITY IMPACTS OF THEIR LAND USE POLICIES AND REGULATIONS, TAKE STEPS TO ENGAGE THEIR ENTIRE COMMUNITIES IN"."

Amendment No. 4(L.010), by Senator Gonzales.

Amend the Appropriations Committee Report, dated June 3, 2021, page 3, line 11, strike "THIS SUBSECTION (6)(b)" and substitute "SUBSECTION (6)(c) OF THIS SECTION,"

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1285 by Representative(s) Benavidez and Herod; also Senator(s) Jaquez Lewis and Buckner-- Concerning the allocation of general fund money to provide support to creative arts industries, and, in connection therewith, making an appropriation.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, May 25, page(s) 1125 and placed in members' bill files.)

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Amendment No. 2, Appropriations Committee Amendment.
 (Printed in Senate Journal, June 3, page(s) 1343-1344 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1286 by Representative(s) Kipp and Valdez A., Bernett; also Senator(s) Priola and Pettersen--
 Concerning measures to improve energy efficiency, and, in connection therewith, requiring
 owners of large buildings to collect and report on energy-use benchmarking data and
 comply with rules regarding performance standards related to energy and greenhouse gas
 emissions and modifying statutory requirements regarding energy performance contracts.

Amendment No. 1, Finance Committee Amendment.
 (Printed in Senate Journal, June 1, page(s) 1253-1256 and placed in members' bill files.)

Amendment No. 2(L.031), by Senator Priola.

Amend the Finance Committee Report, dated June 1, 2021, page 1, after line 12 insert:

"Page 7 of the reengrossed bill, strike lines 9 through 11 and substitute:

"(g) (I) "CAMPUS" MEANS A COLLECTION OF TWO OR MORE BUILDINGS THAT ARE OWNED AND OPERATED BY THE SAME PERSON AND THAT HAVE A SHARED PURPOSE AND FUNCTION AS A SINGLE PROPERTY.

(II) "CAMPUS" INCLUDES TWO OR MORE OF THE BUILDINGS THAT COMPRISE THE CAPITOL COMPLEX.".

Page 4 of the report, line 19 strike "NOVEMBER 15, 2022," and substitute "JANUARY 31, 2023,".

Page 4, line 21 strike "MAY" and substitute "JUNE".

Page 5, line 6 strike "MAY" and substitute "JUNE".

Page 7, line 4, strike "(8)(b)," and substitute "(8)(c),".

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-1005 as amended, HB21-1014 as amended, HB21-1271 as amended, HB21-1285 as amended, HB21-1286 as amended

Senate in recess. Senate reconvened.

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB21-293 was made Special Orders at 2:15 p.m.

Committee of the Whole

The hour of 2:15 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:

SB21-293

by Senator(s) Hansen and Rankin; also Representative(s) Esgar--Concerning property taxation, and, in connection therewith, establishing subclasses of residential and nonresidential property; for the 2022 and 2023 property tax years, temporarily reducing the assessment rate for property classified as agricultural property or renewable energy production property from twenty-nine percent to twenty-six and four-tenths percent, for property classified as multi-family residential real property from seven and fifteen one-hundredths percent to six and eight-tenths percent, contingent on a related initiative not being approved by voters, and for all other residential property from seven and fifteen one-hundredths percent to six and ninety-five one-hundredths percent; restructuring the assessment rate laws; and expanding the property tax deferral program to allow taxpayers to defer increases in property taxes in limited circumstances.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, June 3, page(s) 1340 and placed in members' bill files.)

Amendment No. 2(L.010), by Senator Hansen.

Amend printed bill, page 6, line 20, strike "AND SIX-TENTHS".

Amendment No. 3(L.003), by Senator Hansen.

Amend printed bill, page 6, line 25, after "3.5," insert "INCLUDING THE LIMITATIONS SET FORTH IN SUBSECTION (1)(c)(II) OF THIS SECTION,".

Page 7, line 7, after "3.5," insert "THE MINIMUM AMOUNT OF REAL PROPERTY TAXES THAT MAY BE DEFERRED UNDER THIS SUBSECTION (1)(c) AT ONE TIME IS ONE HUNDRED DOLLARS, AND".

Page 7, line 8, after "(1)(c)" insert "FOR ALL YEARS".

Page 7, line 10, after "SAME" insert "TOTAL".

Page 9, after line 5 insert:

"SECTION 9. In Colorado Revised Statutes, **add** 39-3.5-120 as follows:

39-3.5-120. Expansion of deferral program - consultation - repeal.

(1) THE GOVERNOR'S OFFICE, IN CONSULTATION WITH THE STATE TREASURER, SHALL COMMISSION A STUDY OF THE PROPERTY TAX DEFERRAL PROGRAM CREATED IN THIS ARTICLE 3.5 AND MAKE RECOMMENDATIONS FOR POSSIBLE CHANGES TO THE PROGRAM TO THE GENERAL ASSEMBLY BY JANUARY 1, 2022. THE STUDY SHALL EXPLORE BEST PRACTICES TO STRUCTURE AND ADMINISTER A LOW-INTEREST LOAN PROGRAM TO ASSIST QUALIFYING HOMEOWNERS IN PAYING ANNUAL PROPERTY TAXES ON THEIR PRINCIPAL RESIDENCE. THE STUDY SHALL INCLUDE, BUT NOT BE LIMITED TO, ESTIMATED PARTICIPATION RATES, CASH FLOW ANALYSIS, ESTIMATED AVERAGE LOAN SIZE, ESTIMATED LOAN DURATION AND WHETHER DURATION SHOULD BE LIMITED, ESTIMATED SECURED DEBT FOR PRIMARY RESIDENCES, INCOME-BASED ELIGIBILITY ALTERNATIVES, A MARKET ANALYSIS FOR THE STATE TO SECURITIZE THE DEBT, AN ESTIMATE OF

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THE IMPACT AN EXPANDED PROGRAM WILL HAVE ON THE STATE'S ANNUAL BUDGET, AND PROJECTED COSTS OF IMPLEMENTATION, INCLUDING COSTS FOR TECHNOLOGY AND STAFF, FOR THE STATE TREASURER AND COUNTY TREASURERS.

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2022."

Renumber succeeding sections accordingly.

On request of Senator Gonzales, the following amendment was severed.

Severed section #1, Page 1, lines 1 through 37, and **Severed section #1**, Page 2, lines 1 through 26 was withdrawn.

Severed section #2, Page 2, lines 27 through 40, and **Severed section #2**, Page 3, line 1 was passed.

Amendment No. 4(L.017), by Senator Gonzales.

Amend the Finance Committee Report, dated June 3, 2021, page 1, line 3, strike "3" and substitute "4".

Page 1, line 7, strike "4" and substitute "5".

Page 1, line 10, strike "4" and substitute "5".

Amend printed bill, page 3, after line 1 insert:

"SECTION 1. In Colorado Revised Statutes, **add 1-40-137** as follows:

1-40-137. Initiative and legislation interaction - voter education - legislative declaration. (1) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT:

(a) ON APRIL 21, 2021, THE TITLE BOARD SET A TITLE FOR THE PROPOSED INITIATIVE IN THE 2021-2022 INITIATIVE CYCLE THAT IS INFORMALLY NUMBERED AND CAPTIONED AS "#27 PROPERTY TAX ASSESSMENT RATE REDUCTION AND VOTER-APPROVED REVENUE CHANGE". AMONG OTHER THINGS, THE MEASURE AMENDS SECTION 39-1-104.2 (3)(q) TO REDUCE THE ASSESSMENT RATE FOR ALL RESIDENTIAL REAL PROPERTY FROM 7.15% TO 6.5% AND AMENDS SECTION 39-1-104 (1) TO REDUCE THE ASSESSMENT RATE FOR ALL NONRESIDENTIAL PROPERTY FROM 29% TO 26.4%. THE BALLOT TITLE FOR THIS INITIATED MEASURE IS AS FOLLOWS: "SHALL THERE BE A CHANGE TO THE COLORADO REVISED STATUTES CONCERNING PROPERTY TAX REDUCTIONS, AND, IN CONNECTION THEREWITH, REDUCING PROPERTY TAX REVENUE BY AN ESTIMATED \$1.03 BILLION IN 2023 AND BY COMPARABLE AMOUNTS THEREAFTER BY REDUCING THE RESIDENTIAL PROPERTY TAX ASSESSMENT RATE FROM 7.15% TO 6.5% AND REDUCING THE PROPERTY TAX ASSESSMENT RATE FOR ALL OTHER PROPERTY, EXCLUDING PRODUCING MINES AND LANDS OR LEASEHOLDS PRODUCING OIL OR GAS, FROM 29% TO 26.4% AND ALLOWING THE STATE TO ANNUALLY RETAIN AND SPEND UP TO \$25 MILLION OF EXCESS STATE REVENUE, IF ANY, FOR STATE FISCAL YEARS 2022-23 THROUGH 2026-27 AS A VOTER-APPROVED REVENUE CHANGE TO OFFSET LOST REVENUE RESULTING FROM THE PROPERTY TAX RATE REDUCTIONS AND TO REIMBURSE LOCAL GOVERNMENTS FOR REVENUE LOST DUE TO THE HOMESTEAD EXEMPTIONS FOR QUALIFYING SENIORS AND DISABLED VETERANS?"

(b) THE GENERAL ASSEMBLY, THROUGH THE ENACTMENT OF SENATE BILL 21-293, ENACTED IN 2021, CONCURRENTLY AMENDED SECTION 39-1-104.2 (3)(q) SO THAT THE PROVISION ONLY APPLIES TO MULTI-FAMILY RESIDENTIAL REAL PROPERTY, WHICH IS A SUBCLASS OF RESIDENTIAL REAL PROPERTY AND SECTION 39-1-104 (1), SO THAT THE PROVISION ONLY APPLIES TO LODGING PROPERTY, WHICH IS A SUBCLASS OF NONRESIDENTIAL PROPERTY. OTHER RESIDENTIAL REAL PROPERTY AND NONRESIDENTIAL PROPERTY IS ASSESSED UNDER DIFFERENT STATUTORY SECTIONS AND WOULD NOT BE SUBJECT TO THE PROVISIONS OF THE INITIATED MEASURE.

(c) THUS, THE BALLOT QUESTION FOR THE INITIATED MEASURE WOULD NOT ACCURATELY DESCRIBE ITS EFFECT WHEN LIMITED BY SENATE BILL 21-293, AND THIS COULD LEAD TO SIGNIFICANT VOTER CONFUSION.

(d) ALTHOUGH THE BLUE BOOK PREPARED BY LEGISLATIVE COUNCIL STAFF IS AN EXCELLENT RESOURCE FOR EDUCATING VOTERS ABOUT BALLOT MEASURES, IT ALONE MAY NOT BE SUFFICIENT TO ADDRESS THIS COMPLEX SITUATION, AND ADDITIONAL MEASURES ARE NECESSARY.

(2) NOTWITHSTANDING ANY LAW TO THE CONTRARY, IF, UNDER THE PROVISIONS OF THIS ARTICLE 40, THE INITIATED MEASURE REDUCING PROPERTY

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TAX REVENUE IS ON THE BALLOT AT THE NOVEMBER 2021 STATEWIDE ELECTION, THE SECRETARY OF STATE SHALL UNDERTAKE A CAMPAIGN TO EDUCATE VOTERS ABOUT HOW THE INITIATED MEASURE HAS BEEN MODIFIED BY SENATE BILL 21-293, THE CLASSES OF RESIDENTIAL REAL PROPERTY AND NONRESIDENTIAL REAL PROPERTY THAT WILL BE AFFECTED, AND THE ADJUSTED FISCAL IMPACT OF THE INITIATED MEASURE.

(3) THE VOTER EDUCATION REQUIRED BY THIS SECTION SUPPLEMENTS THE BALLOT INFORMATION BOOKLET PREPARED IN ACCORDANCE WITH SECTION 1-40-124.5."

Renumber succeeding sections accordingly.

Page 9, after line 5 insert:

"SECTION 10. In Colorado Revised Statutes, 39-5-121, add (3) as follows:

39-5-121. Notice of valuation - legislative declaration - repeal.

(3) (a) ON OR BEFORE MARCH 1, 2022, 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 RATIO OF VALUATION FOR ASSESSMENT FOR THE DIFFERENT CLASSES AND SUBCLASSES, AND THE PROPERTY TAX YEARS THAT THE VARIOUS RATIOS OF VALUATION FOR ASSESSMENT APPLY. THE ASSESSOR SHALL INCLUDE THE DESCRIPTION ALONG WITH A NOTICE OF VALUATION THAT IS REQUIRED TO BE SENT IN THE 2021 CALENDAR YEAR UNDER SUBSECTION (1) OR (1.5) OF THIS SECTION.

(b) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE JULY 1, 2023."

Renumber succeeding sections accordingly.

Amendment No. 5(L.013), by Senator Hansen.

Amend printed bill, page 5, line 15, after the period add "MULTI-FAMILY RESIDENTIAL REAL PROPERTY IS A SUBCLASS OF RESIDENTIAL REAL PROPERTY."

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB21-293 as amended

REPORT OF CONFERENCE COMMITTEES

HB21-1301 by Representative(s) Esgar and Holtorf; also Senator(s) Coram and Moreno--Concerning the removal of impediments to cannabis farming, and, in connection therewith, permitting contingency plans to reduce crop loss based on adverse weather and convening a working group to examine measures to reduce cross-pollination, and making an appropriation.

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB21-1301

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 HB21-1301, concerning the removal of impediments to cannabis farming, and, in connection therewith, permitting contingency plans to reduce crop loss based on adverse weather and convening a working group to examine measures to reduce cross-pollination, 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 7, strike lines 24 through 27.

Page 8, strike lines 1 through 10.

Re-number succeeding sections accordingly.

Page 9, line 12, strike "(1)(i.5), (1)(j.5)," and substitute "(1)(j.5)".

Page 9, strike lines 17 through 25.

Respectfully submitted,

House Committee:
(signed)
Rep. Esgar, Chair
Rep. Caraveo
Rep. Holtorf

Senate Committee:
(signed)
Sen. Moreno, Chair
Sen. Winter

HB21-1251 by Representative(s) Caraveo and Herod, Benavidez, Jackson, Jodeh, Mullica, Woodrow; also Senator(s) Fields and Gonzales--Concerning the appropriate use of ketamine upon a person in a prehospital setting, and, in connection therewith, making an appropriation.

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB21-1251

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 HB21-1251, concerning the appropriate use of ketamine upon a person in a prehospital setting, 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

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amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 9, line 14, after "USING" insert "OR DIRECTING THE USE OF".

Page 10, line 9, after "THE" insert "USE OF OR THE DIRECTED".

Page 10, line 13, after the first "THE" insert "USE OF OR THE DIRECTED".

MESSAGE FROM THE HOUSE

June 4, 2021

Mr. President:

The Speaker has appointed Representatives McCormick, chairman, Roberts, and Holtorf, as House conferees on the First Conference Committee on SB21-248.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1309, 1325, and 1329, amended as printed in House Journal, June 3, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB21-1326 and 1330, amended as printed in House Journal, June 3, 2021, and amended on Third Reading as printed in House Journal, June 4, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1328.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-194, amended as printed in House Journal, June 3, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-280, amended as printed in House Journal, June 3, 2021, and amended on Third Reading as printed in House Journal, June 4, 2021.

The House has adopted and returns herewith SJR21-023.

The House has adopted and returns herewith SJR21-021, amended as printed in House Journal, June 4, 2021.

The House has adopted and transmits herewith HJR21-1011, as printed in House Journal, May 13, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, HB21-1328.

Without comment, as amended, HB21-1309, 1325, 1326, 1329, 1330.

Without comment, as amended, SB21-194 and 280.

MESSAGE FROM THE GOVERNOR

Friday, June 4, 2021

Colorado Senate
The 73rd General Assembly
First Regular Session
State Capitol
Denver, Colorado 80203

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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:

SB21-011 Pharmacist Prescribe Dispense Opiate Antagonist
 Approved on Friday, June 4, 2021 at 12:30 P.M.

SB21-035 Restrictions On Third-party Food Delivery Services
 Approved on Friday, June 4, 2021 at 12:30 P.M.

Sincerely,
 (signed)
 Jared Polis
 Governor

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB21-1301 by Representative(s) Esgar and Holtorf; also Senator(s) Coram and Moreno--Concerning the removal of impediments to cannabis farming, and, in connection therewith, permitting contingency plans to reduce crop loss based on adverse weather and convening a working group to examine measures to reduce cross-pollination, and making an appropriation.

Senator Moreno moved for the adoption of the first report of the first conference committee on **HB21-1301**, as printed in Senate journal, June 4, page(s) 1381. The motion was **adopted** by the following roll call vote:

| YES | 22 | NO | 12 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 32 | NO | 2 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

HB21-1251 by Representative(s) Caraveo and Herod, Benavidez, Jackson, Jodeh, Mullica, Woodrow; also Senator(s) Fields and Gonzales--Concerning the appropriate use of ketamine upon a person in a prehospital setting, and, in connection therewith, making an appropriation.

Senator Gonzales moved for the adoption of the first report of the first conference committee on **HB21-1251**, as printed in Senate journal, June 4, page(s) 1381-1382. The motion was **adopted** by the following roll call vote:

| YES | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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:

HB21-1209 by Representative(s) Gonzales-Gutierrez and Daugherty; also Senator(s) Lee--Concerning offenders who committed an offense when under twenty-one years of age, and, in connection therewith, making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Lee was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.016), by Senator Lee.

Amend revised bill, page 4, line 9, strike "and (1)(a)(I)(C) and" and substitute "(1)(a)(I)(C), and (2) introductory portion; and".

Page 5, line 7, strike "(9)" and substitute "(9),".

Page 5, line 9, strike "16-22-102 (9);" and substitute "16-22-102 (9), OR AN OFFENSE IN WHICH THE UNDERLYING FACTS SUPPORT THE FACT THAT THE OFFENDER COMMITTED, PARTICIPATED IN, OR AIDED OR ABETTED IN THE COMMISSION OF A SEXUAL OFFENSE EVEN IF THE OFFENDER WAS NOT CONVICTED OF A SEXUAL OFFENSE;".

Page 5, after line 27, insert:

"(2) Upon receiving a petition from an offender described in subsection (1) of this section, the executive director or ~~his or her~~ THE EXECUTIVE DIRECTOR'S designee shall review the petition and determine whether to place the offender in the specialized program. THE EXECUTIVE DIRECTOR OR THE EXECUTIVE DIRECTOR'S DESIGNEE SHALL NOT PLACE AN OFFENDER IN THE PROGRAM IF THE DEPARTMENT CLASSIFIED THE OFFENDER AS A SEX OFFENDER PURSUANT TO DEPARTMENT ADMINISTRATIVE REGULATION. In making this determination, the executive director or ~~his or her~~ THE EXECUTIVE DIRECTOR'S designee shall consider the following criteria:".

The amendment was **passed** on the following roll call vote:

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| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of those elected to the Senate having voted in the affirmative, Senator Cooke was given permission to offer a third reading amendment.

Third Reading Amendment No. 2(L.015), by Senator Cooke.

Amend the revised bill, age 7, line 3, strike "~~twenty-five~~ TWENTY-THREE" and substitute "twenty-five".

Page 7, line 8, strike "~~thirty~~ TWENTY-EIGHT" and substitute "thirty".

The amendment was **passed** on the following roll call vote:

| YES | 33 | NO | 1 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | E | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | N | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 19 | NO | 15 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | N | Liston | E | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | N | Kolker | Y | Scott | N | | |

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.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

HB21-1309 by Representative(s) Roberts and Carver; also Senator(s) Lee and Gardner--Concerning measures related to permitting continuing a criminal trial because of the COVID-19 pandemic.
State, Veterans, & Military Affairs

HB21-1325 by Representative(s) McCluskie and Herod, Garnett, Esgar, McLachlan; also Senator(s) Zenzinger and Rankin, Lundeen--Concerning establishing a school finance legislative interim committee to consider changes to the method for funding public schools to improve student achievement, and, in connection therewith, making an appropriation.
Finance

- HB21-1326** by Representative(s) McLachlan and Will; also Senator(s) Story--Concerning 2020-21 state fiscal year transfers from the general fund to support outdoor recreation, and, in connection therewith, making an appropriation. 1
Finance 2
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- HB21-1328** by Representative(s) Herod and Van Winkle; also Senator(s) Fields and Priola--Concerning the effective date of Senate Bill 20-123. 6
State, Veterans, & Military Affairs 7
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9
- HB21-1329** by Representative(s) Gonzales-Gutierrez and Woodrow; also Senator(s) Holbert and Gonzales--Concerning the use of money the state receives from the federal government under the "American Rescue Plan Act of 2021" to make investments in housing to assist persons disproportionately impacted by the COVID-19 public health emergency facing housing insecurity, and, in connection therewith, making an appropriation. 10
State, Veterans, & Military Affairs 11
12
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16
- HB21-1330** by Representative(s) McCluskie and Ricks; also Senator(s) Zenzinger and Kirkmeyer-- Concerning measures to support student success in obtaining postsecondary credentials, and, in connection therewith, making an appropriation. 17
Finance 18
19
20

Senate in recess. Senate reconvened.

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Friday, June 4, 2021, was laid over until Monday, June 7, 2021, retaining its place on the calendar.

Third Reading of Bills -- Final Passage: HB21-1250, HB21-1321
General Orders -- Second Reading of Bills: SB21-200
Consideration of House Amendments to Senate Bills: SB21-250

TRIBUTES

- Honoring:
- Western Governors University -- By Senator Robert Rodriguez 37
 - Grace Staberg -- By Senator Bob Rankin 38
 - Boulder High School Football Team -- By Senator Stephen Fenberg 39
 - Isabelle Woloson -- By Senator Stephen Fenberg 40
 - Sebastien Mazur -- By Senator Stephen Fenberg 41
 - Whitney Toutenhoofd -- By Senator Stephen Fenberg 42
 - John and Julia Story -- By President Leroy M. Garcia 43
 - Steve Turner -- By Senator Dominick Moreno and Representative Daneya Esgar 44
 - Lucie Roussel -- By Senator Joann Ginal 45
 - Gracie Johnson -- By Senator Joann Ginal 46
 - Mike Cortes and Gloria Rubio Cortes -- By Senator Robert Rodriguez 47
 - Earl Anderson -- By Senator John Cooke 48
 - Nyla Bristow -- By Senator John Cooke 49
 - Harold Evans -- By Senator John Cooke 50
 - Dick Lookhart -- By Senator John Cooke 51

On motion of Majority Leader Fenberg, the Senate adjourned until 10:00 a.m., Monday, June 7, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

 115th Legislative Day

Monday, June 7, 2021

| | | |
|------------------------|---|---|
| Prayer | By Senator Bridges | 1 |
| Call to Order | By the President at 10:00 a.m. | 2 |
| Roll Call | Present--33 Excused--2, Cooke, Rodriguez Present later--2, Cooke, Rodriguez Excused later--3, Donovan, Kirkmeyer, Scott Remote--1, Story | 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 |
| Quorum | The President announced a quorum present. | 22 |
| Pledge | By Senator Kolker | 23 24 |
| Reading of the Journal | On motion of Senator Liston, reading of the Journal of Friday, June 4, 2021, was dispensed with and the Journal was approved as corrected by the Secretary. | 25 26 27 28 29 30 |

SENATE SERVICES REPORT

Correctly Engrossed: SB21-293. 34
Correctly Reengrossed: SB21-060. 35
Correctly Revised: HB21-1005, 1014, 1101, 1111, 1261, 1271, 1285, and 1286. 36
Correctly Rerevised: HB21-1030, 1110, 1134, 1166, 1171, 1196, 1198, 1209, 1216, 1230, 1254, 1260, 1263, 1264, 1275, 1276, 1280, 1281, 1289, 1294, 1302, 1313, 1314, 1316, and 1318. 37
Correctly Enrolled: SB21-016, 072, 116, 129, 131, 173, 174, 238, 245, 249, 252, 255, 256, 268, 278, 283, and 286. 38
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COMMITTEE OF REFERENCE REPORTS

| | | |
|---------|---|--|
| Finance | After consideration on the merits, the Committee recommends that HB21-1325 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 45 46 47 48 49 50 51 52 |
| Finance | After consideration on the merits, the Committee recommends that HB21-1326 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 53 54 55 56 |
| Finance | After consideration on the merits, the Committee recommends that HB21-1330 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. | 57 58 59 60 |

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

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SJR21-026 by Senator(s) Fenberg, Garcia, Holbert; also Representative(s) Esgar, Garnett, McKean-- Concerning the appointment of a joint committee to notify the governor that the first regular session of the seventy-third general assembly is about to adjourn sine die.
Laid over until Tuesday, June 8, 2021.

HJR21-1011 by Representative(s) Holtorf; also Senator(s) Simpson--Concerning the designation of a portion of United States Highway 160 as the "Deputy Travis Russell and Deputy Sergeant Matthew Troy Moreno Memorial Highway".
Laid over until the end of the Senate calendar of Monday, June 7, 2021.

COMMITTEE OF REFERENCE REPORTS

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB21-1329** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 5, line 4, strike "BILL," and substitute "SECTION,".

Page 5, line 10, strike "24-32-717, C.R.S.," and substitute "24-32-717".

Page 5, lines 11 and 12, strike "24-32-721, C.R.S." and substitute "24-32-721.".

Page 5, after line 20 insert:

"(g) PURSUANT TO 31 C.F.R. 35.6 (b)(6), THE TRANSFER TO THE EVICTION LEGAL DEFENSE FUND REQUIRED BY SUBSECTION (3.5) OF THIS SECTION FOR THE PURPOSE OF PROVIDING LEGAL REPRESENTATION TO INDIGENT TENANTS TO RESOLVE CIVIL LEGAL MATTERS ARISING ON AND AFTER MARCH 1, 2020, FOR AN EVICTION OR IMPENDING EVICTION RELATED TO THE PUBLIC HEALTH EMERGENCY CAUSED BY THE COVID-19 PUBLIC HEALTH EMERGENCY, IS INTENDED TO ADDRESS HOUSING INSECURITY, LACK OF AFFORDABLE HOUSING, OR HOMELESSNESS TO ASSIST PERSONS DISPROPORTIONATELY AFFECTED BY THE PUBLIC HEALTH EMERGENCY IN OBTAINING AFFORDABLE HOUSING. ACCORDINGLY, THE GENERAL ASSEMBLY FURTHER FINDS, DETERMINES, AND DECLARES THAT THE TRANSFER REQUIRED BY SUBSECTION (3.5) OF THIS SECTION IS AN ELIGIBLE USE OF MONEY RECEIVED BY THE STATE UNDER THE "AMERICAN RESCUE PLAN ACT OF 2021", PUB. L. 117-2."

Page 7, after line 23 insert:

"(4) THREE DAYS AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (4), THE STATE TREASURER SHALL TRANSFER ONE MILLION FIVE HUNDRED THOUSAND DOLLARS FROM THE FUND TO THE EVICTION LEGAL DEFENSE FUND CREATED IN SECTION 13-40-127 (2)."

ReNUMBER succeeding subsections accordingly.

Page 9, line 15, strike the second "THE".

Page 9, after line 16 insert:

"SECTION 3. In Colorado Revised Statutes, 13-40-127, **add** (9) as follows:

13-40-127. Eviction legal assistance - fund - rules - report - definitions - repeal. (9) (a) IN ACCORDANCE WITH SECTION 24-75-229 (4), THREE DAYS AFTER THE EFFECTIVE DATE OF SECTION 24-75-229 (4), THE STATE TREASURER SHALL TRANSFER ONE MILLION FIVE HUNDRED THOUSAND DOLLARS FROM THE AFFORDABLE HOUSING AND HOME OWNERSHIP CASH FUND CREATED IN SECTION 24-75-229 (3)(a) TO THE FUND FOR THE PURPOSE OF PROVIDING LEGAL REPRESENTATION TO INDIGENT TENANTS TO RESOLVE CIVIL LEGAL MATTERS ARISING ON AND AFTER MARCH 1, 2020, FOR AN EVICTION OR IMPENDING EVICTION RELATED TO THE PUBLIC HEALTH EMERGENCY CAUSED BY THE COVID-19 PUBLIC HEALTH EMERGENCY. THE MONEY TRANSFERRED TO THE

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FUND PURSUANT TO THIS SUBSECTION (9)(a) MUST BE MAINTAINED IN A SEPARATE ACCOUNT AND MUST BE USED ONLY FOR THE PURPOSES SPECIFIED IN THIS SUBSECTION (9)(a). THE GENERAL ASSEMBLY SHALL APPROPRIATE THE MONEY TRANSFERRED TO THE FUND PURSUANT TO THIS SUBSECTION (9)(a) TO THE ADMINISTRATOR FOR USE IN ACCORDANCE WITH THIS SUBSECTION (9)(a). THE ADMINISTRATOR SHALL USE THE MONEY BY DECEMBER 31, 2024, FOR THE PURPOSES SPECIFIED IN THIS SUBSECTION (9)(a).

(b) NOT LATER THAN SEPTEMBER 1, 2021, THE ADMINISTRATOR SHALL USE THE MONEY TRANSFERRED TO THE FUND UNDER SUBSECTION (9)(a) OF THIS SECTION TO MAKE GRANT AWARDS FOR THE USES SPECIFIED IN (9)(a) OF THIS SECTION TO:

(I) QUALIFYING ORGANIZATIONS THAT HAVE PREVIOUSLY BEEN AWARDED A GRANT FROM THE FUND IN THE 2020-21 STATE FISCAL YEAR; AND

(II) NEWLY QUALIFYING ORGANIZATIONS.

(c) ANY MONEY TRANSFERRED TO THE FUND IN ACCORDANCE WITH SUBSECTION (9)(a) OF THIS SECTION THAT HAS NOT BEEN EXPENDED OR ENCUMBERED AS OF JUNE 30, 2021, MUST REVERT TO THE AFFORDABLE HOUSING AND HOME OWNERSHIP CASH FUND CREATED IN SECTION 24-75-229 (3)(a).

(d) THIS SUBSECTION (9) IS REPEALED, EFFECTIVE JULY 1, 2025."

Renumber succeeding sections accordingly.

Page 9, line 18, strike "\$100,000,000" and substitute "\$98,500,000".

Page 10, after line 8 insert:

"(3) For the 2021-22 state fiscal year, \$1,500,000 is appropriated to the judicial department for use by the eviction legal defense fund grant program. This appropriation is from the affordable housing and home ownership cash fund created in section 24-75-229 (3)(a) and of money the state received from the federal coronavirus state fiscal recovery fund. To implement this act, the department may use this appropriation for the purpose of providing legal representation to indigent tenants as specified in section 13-40-127 (3) and (9), C.R.S. Any money appropriated in this section not expended as of June 30, 2021, must revert to the affordable housing and home ownership cash fund created in section 24-75-229 (3)(a)."

Page 10, line 11, strike the second "effective date" and substitute "passage".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1328** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB21-1309** be referred to the Committee of the Whole with favorable recommendation.

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:

HB21-1101 by Representative(s) Ransom; also Senator(s) Buckner--Concerning preserving familial connections in actions initiated pursuant to the children's code, and, in connection therewith, making an 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | E | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Garcia, Ginal, Gonzales, Lee, Moreno, Pettersen, Priola, and Smallwood.

HB21-1111 by Representative(s) McKean; also Senator(s) Bridges and Gonzales--Concerning the possession of certain personal information by governmental 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | E | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

HB21-1261 by Representative(s) Catlin and Cutter; also Senator(s) Coram and Ginal--Concerning the extension of the sales and use tax exemption for beetle kill wood products.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | E | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Garcia, Gardner, Hisey, Holbert, Kirkmeyer, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Winter, and Woodward.

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:

RECONSIDERATION OF HB21-1209

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Third Reading -- Final Passage, on **HB21-1209**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

HB21-1209 by Representative(s) Gonzales-Gutierrez and Daugherty; also Senator(s) Lee--Concerning offenders who committed an offense when under twenty-one years of age, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 18 | NO | 16 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | N | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | E | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | N | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner.

RECONSIDERATION OF HB21-1251

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Re-passage, on **HB21-1251**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

HB21-1251 by Representative(s) Caraveo and Herod, Benavidez, Jackson, Jodeh, Mullica, Woodrow; also Senator(s) Fields and Gonzales--Concerning the appropriate use of ketamine upon a person in a prehospital 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 | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | E | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

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:

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of SB21-293 on Third Reading of Bills -- Final Passage.

SB21-293

by Senator(s) Hansen and Rankin; also Representative(s) Esgar and Gray--Concerning property taxation, and, in connection therewith, establishing subclasses of residential and nonresidential property; for the 2022 and 2023 property tax years, temporarily reducing the assessment rate for property classified as agricultural property or renewable energy production property from twenty-nine percent to twenty-six and four-tenths percent, for property classified as multi-family residential real property from seven and fifteen one-hundredths percent to six and eight-tenths percent, contingent on the assessment rate not otherwise being reduced by an initiated measure, and for all other residential real property from seven and fifteen one-hundredths percent to six and ninety-five one-hundredths percent; restructuring the assessment rate laws; expanding the property tax deferral program to allow taxpayers to defer increases in property taxes in limited circumstances; and making an appropriation.

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.021), by Senator Hansen.

Amend engrossed bill, page 10, before line 18 insert:

"SECTION 11. Appropriation. For the 2021-22 state fiscal year, \$75,000 is appropriated to the office of the governor for use by the office of state planning and budgeting. This appropriation is from the general fund. To implement this act, the office of state planning and budgeting may use this appropriation for personal services."

Re-number succeeding sections accordingly.

Page 2, line 102, strike "AND".

Page 2, line 105, strike "CIRCUMSTANCES." and substitute "CIRCUMSTANCES; AND MAKING AN APPROPRIATION."

The amendment was **passed** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 | |
|-----------|----|--------------|---|-----------|---|------------|---|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y | 1 |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y | 2 |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y | 3 |
| Cooke | E | Hansen | Y | Moreno | Y | Story | Y | 4 |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y | 5 |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y | 6 |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y | 7 |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y | 8 |
| Fields | Y | Kolker | Y | Scott | Y | | | 9 |

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. 2(L.019), by Senator Hansen.

Amend engrossed bill, page 3, line 21, strike "REAL AND PERSONAL".

Page 4, line 1, strike "PROPERTY." and substitute "PROPERTY FOR PURPOSES OF THE VALUATION FOR ASSESSMENT.".

Page 4, line 2, strike "AN" and substitute "A PARTIAL".

Page 4, line 7, strike "PROPERTY." and substitute "PROPERTY FOR PURPOSES OF THE VALUATION FOR ASSESSMENT.".

Page 4, line 9, strike "PROPERTY." and substitute "PROPERTY FOR PURPOSES OF THE VALUATION FOR ASSESSMENT.".

Page 4, line 15, after "ASSESSMENT" insert "OF THIS PROPERTY".

Page 4, line 17, strike "(I)".

Page 4, strike lines 20 and 21.

Page 5, after line 4 insert:

"(d) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES, "NONRESIDENTIAL PROPERTY" MEANS ALL TAXABLE REAL AND PERSONAL PROPERTY IN THE STATE OTHER THAN RESIDENTIAL REAL PROPERTY, PRODUCING MINES, OR LANDS OR LEASEHOLDS PRODUCING OIL OR GAS. NONRESIDENTIAL PROPERTY INCLUDES THE SUBCLASSES OF AGRICULTURAL PROPERTY, LODGING PROPERTY, AND RENEWABLE ENERGY PRODUCTION PROPERTY FOR PURPOSES OF THE RATIO OF VALUATION FOR ASSESSMENT.".

Page 5, strike lines 12 and 13 and substitute ""MULTI-FAMILY RESIDENTIAL REAL PROPERTY" MEANS RESIDENTIAL REAL PROPERTY THAT IS A DUPLEX, TRIPLEX OR MULTI-STRUCTURE OF FOUR OR MORE UNITS, ALL OF".

Page 5, line 16, strike "PROPERTY." and substitute "PROPERTY FOR PURPOSES OF THE RATIO OF VALUATION FOR ASSESSMENT.".

Page 5, line 26, after "RESIDENTIAL" insert "REAL".

Page 9, line 23, strike "CASH FLOW" and insert "CASH-FLOW".

Page 10, line 13, after "SHALL" insert "EITHER".

Page 10, line 15, strike "2021" and substitute "2022".

Page 10, line 16, strike "SECTION." and substitute "SECTION OR MAKE IT AVAILABLE ON THE ASSESSOR'S WEBSITE.".

Page 1, lines 111 and 112, strike "A RELATED INITIATIVE NOT BEING APPROVED BY VOTERS," and substitute "THE ASSESSMENT RATE NOT OTHERWISE BEING REDUCED BY AN INITIATED MEASURE,".

Page 1, line 112, after "RESIDENTIAL" insert "REAL".

The amendment was **passed** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | E | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of those elected to the Senate having voted in the affirmative, Senator Rankin was given permission to offer a third reading amendment.

Third Reading Amendment No. 3(L.020), by Senator Hansen.

Amend engrossed bill, page 3, line 8, strike "(1);" and substitute "(1) and (4);"

Page 5, after line 4 insert:

"(4) Except as provided in section 39-7-109, nonproducing severed mineral interests are to be valued at twenty-nine percent of actual value in the same manner as other real property SPECIFIED IN SUBSECTION (1.8)(b) OF THIS SECTION. Such valuation shall be determined by the assessing officer only upon preponderant evidence shown by such officer that the cost approach, market approach, and income approach result in uniform and just and equal valuation."

Page 10, line 5, after "39-5-121," insert "**amend** (1)(a)(I); and".

Page 10, strike line 8 and substitute: "(1) (a) (I) No later than May 1 in each year, the assessor shall mail to each person who owns land or improvements a notice setting forth the valuation of such land or improvements. For agricultural property, the notice must separately state the actual value of such land or improvements in the previous year, the actual value in the current year, and the amount of any adjustment in actual value. For all other property, the notice must state the total actual value of such land and improvements together in the previous year, the total actual value in the current year, and the amount of any adjustment in total actual value. The notice must not state the valuation for assessment of such land or improvements or combination of land and improvements. Based upon the classification of such taxable property, the notice must also set forth ~~either the APPROPRIATE ratio of valuation for assessment to be applied to said actual value of all taxable real property other than residential real property prior to the calculation of property taxes for the current year or the projected ratio of valuation for assessment to be applied to said actual value of residential real property prior to the calculation of property taxes for the current year~~ and that any change or adjustment of the projected ratio of valuation for assessment for residential real property must not constitute grounds for the protest or abatement of taxes. With the approval of the board of county commissioners, the assessor may include in the notice an estimate of the taxes owed for the current property tax year. If such estimate is included, the notice must clearly state that the tax amount is merely an estimate based upon the best available information. The notice must state, in bold-faced type, that the taxpayer has the right to protest any adjustment in valuation but not the estimate of taxes if such an estimate is included in the notice, the classification of the property that determines the assessment percentage to be applied, and the dates and places at which the assessor will hear such protest. The notice must also set forth the following: That, to preserve the taxpayer's right to protest, the taxpayer shall notify the assessor either in writing or in person of the taxpayer's objection and protest; that such notice must be delivered, postmarked, or given in person no later than June 1; and that, after such date, the taxpayer's right to object and protest the adjustment in valuation is lost. The notice must be mailed together with a form that, if completed by the taxpayer, allows the taxpayer to explain the basis for the taxpayer's valuation of the property. Such form may be

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completed by the taxpayer to initiate an appeal of the assessor's valuation. However, in accordance with section 39-5-122 (2), completion of this form does not constitute the exclusive means of appealing the assessor's valuation. For the years that intervene between changes in the level of value, if the difference between the actual value of such land or improvements in the previous year and the actual value of such land or improvements in the intervening year as set forth in such notice constitutes an increase in actual value of more than seventy-five percent, the assessor shall mail together with the notice an explanation of the reasons for such increase in actual value.

(3) (a) ON OR BEFORE MARCH 1, 2022, THE ADMINISTRATOR SHALL".

Page 10, after line 17 insert:

"SECTION 11. In Colorado Revised Statutes, 39-1-103, **amend** (10.5)(b) introductory portion as follows:

39-1-103. Actual value determined - when. (10.5) (b) Therefore, notwithstanding any other provision of this ~~article~~ ARTICLE 1, a bed and breakfast shall be assessed as provided in this subsection (10.5). The commercial lodging area of a bed and breakfast shall be assessed at the rate for ~~nonagricultural or nonresidential improvements~~ LODGING PROPERTY. Any part of the bed and breakfast that is not a commercial lodging area shall be considered a residential improvement and assessed accordingly. The actual value of each portion of the bed and breakfast shall be determined by the application of the appropriate approaches to appraisal specified in subsection (5) of this section. The actual value of the land containing a bed and breakfast shall be determined by the application of the appropriate approaches to appraisal specified in subsection (5) of this section. The land containing a bed and breakfast shall be assessed as follows:

SECTION 12. In Colorado Revised Statutes, 39-5-122, **amend** (2) as follows:

39-5-122. Taxpayer's remedies to correct errors. (2) If any person is of the opinion that his or her property has been valued too high, has been twice valued, or is exempt by law from taxation or that property has been erroneously assessed to such person, he or she may appear before the assessor and object, complete the form mailed with his or her notice of valuation pursuant to section 39-5-121 (1) or (1.5), or file a written letter of objection and protest by mail with the assessor's office before the last day specified in the notice, stating in general terms the reason for the objection and protest. Reasons for the objection and protest may include, but shall not be limited to, the installation and operation of surface equipment relating to oil and gas wells on agricultural land. Any change or adjustment of any ratio of valuation for assessment ~~for residential real property pursuant to section 39-1-104.2~~ shall not constitute grounds for an objection. If the form initiating an appeal or the written letter of objection and protest is filed by mail, it shall be presumed that it was received as of the day it was postmarked. If the form initiating an appeal or the written letter of objection and protest is hand-delivered, the date it was received by the assessor shall be stamped on the form or letter. As stated in the public notice given by the assessor pursuant to subsection (1) of this section, the taxpayer's notification to the assessor of his or her objection and protest to the adjustment in valuation must be delivered, postmarked, or given in person by June 1 in the case of real property. In the case of personal property, the notice must be postmarked or physically delivered by June 30. All such forms and letters received from protesters shall be presumed to be on time unless the assessor can present evidence to show otherwise. The county shall not prescribe the written form of objection and protest to be used. The protester shall have the opportunity on the days specified in the public notice to present his or her objection in writing or protest in person and be heard, whether or not there has been a change in valuation of such property from the previous year and whether or not any change is the result of a determination by the assessor for the current year or by the state board of equalization for the previous year. If the assessor finds any valuation to be erroneous or otherwise improper, the assessor shall correct the error. If the assessor declines to change any valuation that the assessor has determined, the assessor shall state his or her reasons in writing on the form described in section 39-8-106, shall insert the information otherwise required by the form, and shall mail two copies of the completed form to the person presenting the objection and protest so denied on or before the last regular working day of the assessor in June in the case of real property and on or before July 10 in the case of personal property; except that, if a county has made an election pursuant to section 39-5-122.7 (1), the assessor shall mail the copies on or before August 15 in the case of both real and personal property.

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SECTION 13. In Colorado Revised Statutes, 39-10-114, **amend** (1)(a)(D)(C) as follows:

39-10-114. Abatement - cancellation of taxes. (1) (a) (I) (C) The change or adjustment of any ratio of valuation for assessment for residential real property pursuant to the provisions of section 39-1-104.2 shall not constitute grounds for abatement of taxes as provided in sub-subparagraph (A) of this subparagraph (F) SUBSECTION (1)(a)(D)(A) OF THIS SECTION."

Renumber succeeding sections accordingly.

The amendment was **passed** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | E | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | N | Lundeen | N | Sonnenberg | N |
| Cooke | E | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Fenberg, and Priola.

HB21-1233 by Representative(s) Roberts and Will; also Senator(s) Donovan and Winter--Concerning modifications to the requirements for claiming an income tax credit for the donation of a perpetual conservation easement, 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 | 6 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | * |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | E | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

* Abstaining from voting under Senate Rule 17(c) -- Senator Simpson

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Priola.

HB21-1005 by Representative(s) Mullica and Caraveo; also Senator(s) Garcia--Concerning the establishment of the health care services reserve corps 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 | 23 | NO | 11 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | E | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Ginal, Jaquez Lewis, Pettersen, and Winter.

HB21-1014 by Representative(s) Michaelson Jenet and Baisley; also Senator(s) Danielson--Concerning the ability of a person to voluntarily disclose disability information to the department of revenue, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Ginal, Gonzales, Pettersen, Story, Winter, and Zenzinger.

HB21-1271 by Representative(s) McCluskie and Jodeh; also Senator(s) Gonzales--Concerning the establishment of programs offering state assistance to local governments to promote the development of innovative affordable housing strategies in a manner that is compatible with best local land use practices, 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 | 14 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Fenberg, Garcia, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Story, and Winter.

HB21-1285 by Representative(s) Benavidez and Herod; also Senator(s) Jaquez Lewis and Buckner-- Concerning the allocation of general fund money to provide support to creative arts 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 | 24 | NO | 11 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Donovan, Fenberg, Fields, Garcia, Ginal, Hansen, Kolker, Lee, Pettersen, Story, and Zenzinger.

HB21-1286 by Representative(s) Kipp and Valdez A., Bernett; also Senator(s) Priola and Pettersen-- Concerning measures to improve energy efficiency, and, in connection therewith, requiring owners of large buildings to collect and report on energy-use benchmarking data and comply with rules regarding performance standards related to energy and greenhouse gas emissions and modifying statutory requirements regarding energy performance contracts.

A majority of those elected to the Senate having voted in the affirmative, Senator Priola was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.032), by Senator Priola.

Amend revised bill, page 9, line 19, strike "(8)(b)" and substitute "(8)(c)".

Page 17, line 3, strike "(8)(b)" and substitute "(8)(c)".

Page 26, line 15, strike "(8)(b)." and substitute "(8)(c).".

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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, Jaquez Lewis, Lee, Story, and Winter.

RECONSIDERATION OF HB21-1251

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Repassage, on **HB21-1251**.

With unanimous consent of all members present having voted in the affirmative, reconsideration was granted.

HB21-1251 by Representative(s) Caraveo and Herod, Benavidez, Jackson, Jodeh, Mullica, Woodrow; also Senator(s) Fields and Gonzales--Concerning the appropriate use of ketamine upon a person in a prehospital 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 | 20 | NO | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

MESSAGE FROM THE HOUSE

June 7, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB21-1320, HB21-1327, and HCR21-1002, amended as printed in House Journal, June 4, 2021.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, HB21-1320 and 1327.
Without comment, as amended, HCR21-1002.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title and referred to the committee indicated:

HCR21-1002 by Representative(s) Geitner and Kennedy; also Senator(s) Lundeen and Bridges--
Submitting to the registered electors of the state of Colorado an amendment to the
Colorado constitution concerning the extension of the property tax exemption for
qualifying seniors and disabled veterans to the gold star spouses of deceased members of
the United States armed forces.
State, Veterans, & Military Affairs

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

HB21-1320 by Representative(s) Tipper and Benavidez; also Senator(s) Lee--Concerning the
continuation of the sex offender management board, and, in connection therewith,
implementing the recommendations of the 2019 sunset report by the department of
regulatory agencies.
Finance

HB21-1327 by Representative(s) Ortiz and Van Winkle; also Senator(s) Kolker and Woodward--
Concerning the authority of a pass-through business entity to elect to pay state income taxes
at the entity level, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

June 7, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
SB21-018, 146, 199, 169, 027, and 032, amended as printed in House Journal, June 3,
2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
SB21-289, 291, 242, 243, amended as printed in House Journal, June 3, 2021, and
amended on Third Reading as printed in House Journal, June 7, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
SB21-103, amended as printed in House Journal, June 4, 2021, and amended on Third
Reading as printed in House Journal, June 7, 2021.

The House has passed on Third Reading and returns herewith SB21-158.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, SB21-018, 027, 032, 103, 146, 169, 199, 242, 243, 289,
and 291.

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COMMITTEE OF REFERENCE REPORTS

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- Appropriations After consideration on the merits, the Committee recommends that **HB21-1325** 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 **HB21-1326** be **referred** to the Committee of the Whole with favorable recommendation.
- Appropriations After consideration on the merits, the Committee recommends that **HB21-1329** 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 the State, Veterans, & Military Affairs Committee Report, dated June 4, 2021, page 3, line 4 strike "2021," and substitute "2022,".
 - Page 3, line 13 strike "affordable housing and home" and substitute "eviction legal defense fund created in section 13-40-127 (2), C.R.S.,".
 - Page 3, line 14 strike "ownership cash fund created in section 24-75-229 (3)(a)".
 - Page 3, line 19, after "expended" insert "or encumbered".
 - Page 3, line 19 strike "2021," and substitute "2022,".
- Appropriations After consideration on the merits, the Committee recommends that **HB21-1330** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
- State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB21-1327** be **referred** to the Committee on Appropriations with favorable recommendation.
- State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HCR21-1002** be **postponed indefinitely**.
- Finance After consideration on the merits, the Committee recommends that **HB21-1320** be **referred** to the Committee on Appropriations with favorable recommendation.

REPORT OF CONFERENCE COMMITTEES

HB21-1007 by Representative(s) Sullivan and Ortiz; also Senator(s) Danielson and Rodriguez-- Concerning a state apprenticeship registration program in the department of labor and employment, and, in connection therewith, making an appropriation.

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB21-1007

THIS REPORT AMENDS THE
REREVISED BILL

To the President of the Senate and the

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Speaker of the House of Representatives:

Your first conference committee appointed on HB21-1007, concerning a state apprenticeship registration program in the department of labor and employment, and, in connection therewith, making an appropriation, has met and reports that it has agreed upon the following:

1. That the House accede to the Senate amendments made to the bill, as the amendments appear in the rerevised bill.

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended:

Amend rerevised bill, page 20, strike lines 5 through 8.

Page 20, strike lines 20 through 27.

Renumber succeeding sections accordingly.

Page 21, after line 8 insert:

"SECTION 4. In Colorado Revised Statutes, 8-83-303, **amend** (2) as follows:

8-83-303. Definitions. As used in this part 3, unless the context otherwise requires:

(2) "Apprenticeship program" means a Colorado-based apprenticeship training program that is registered with the United States department of labor's office of apprenticeship OR A STATE APPRENTICESHIP PROGRAM RECOGNIZED BY THE UNITED STATES DEPARTMENT OF LABOR."

Renumber succeeding sections accordingly.

Page 21, after line 18 insert:

"SECTION 6. In Colorado Revised Statutes, 22-35-103, **amend** (1) as follows:

22-35-103. Definitions. As used in this article 35, unless the context otherwise requires:

(1) "Apprenticeship program" means a Colorado-based apprenticeship program that is registered with the United States department of labor; LABOR'S office of apprenticeship OR A STATE APPRENTICESHIP PROGRAM RECOGNIZED BY THE UNITED STATES DEPARTMENT OF LABOR."

Renumber succeeding sections accordingly.

Page 22, after line 7 insert:

"SECTION 8. In Colorado Revised Statutes, 24-46.3-104, **amend** (2)(a) as follows:

24-46.3-104. Career pathways - design - definitions - legislative declaration. (2) As used in this section, unless the context otherwise requires:

(a) "Apprenticeship" means a registered apprenticeship program with a written plan that is designed to move an apprentice from a low- or no-skill entry-level position to full occupational proficiency. The program must comply with the parameters established under the "National Apprenticeship Act", 29 U.S.C. sec. 50, as amended, and its promulgating regulations, and administered by the United State's department of labor's office of apprenticeship OR MUST BE A STATE APPRENTICESHIP PROGRAM RECOGNIZED BY THE UNITED STATES DEPARTMENT OF LABOR. An individual business, an employer association, or a labor organization sponsors a registered apprenticeship. Upon finishing a training program, the apprentice earns a "completion of registered apprenticeship" certificate, which is an industry-issued and nationally recognized credential that validates proficiency in an apprenticeable occupation, OR IS AWARDED A CERTIFICATE OF COMPLETION PURSUANT TO ARTICLE 15.7 OF TITLE 8.

SECTION 9. In Colorado Revised Statutes, 24-92-115, **amend** (1)(c) as follows:

24-92-115. Apprenticeship utilization requirements - mechanical,

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electrical, and plumbing contracts - public projects - definition. (1) (c) For the purposes of subsection (1)(a)(II) of this section, "graduating" means the completion of a multi-year program, including the requisite classroom course work and on-the-job training requirements and a certificate of completion issued by the United States department of labor's office of apprenticeship OR AWARDED PURSUANT TO ARTICLE 15.7 OF TITLE 8."

Renumber succeeding sections accordingly.

Page 23, after line 15 insert:

"SECTION 13. In Colorado Revised Statutes, 30-20-1105, **amend** (3) as follows:

30-20-1105. Integrated project delivery contracting process - prequalification of participating entities - apprentice training. (3) Where an apprentice training program certified by the office of apprenticeship ~~located~~ in the employment and training administration in the United States department of labor OR A STATE APPRENTICESHIP PROGRAM RECOGNIZED BY THE UNITED STATES DEPARTMENT OF LABOR exists in the county, or a comparable program for the training of apprentices is available in the county:

(a) Each participating entity shall demonstrate to the agency that it has access to ~~either~~ the certified OR RECOGNIZED program or a comparable alternative; and

(b) Each participating entity shall demonstrate that each of its subcontractors, at any tier, selected to perform work under a contract with a value of two hundred fifty thousand dollars or more has access to ~~either~~ the certified OR RECOGNIZED program or a comparable alternative."

Renumber succeeding sections accordingly.

Respectfully submitted,

House Committee:
(signed)
Rep. Sullivan, Chair
Rep. Ortiz

Senate Committee:
(signed)
Sen. Danielson, Chair
Sen. Rodriguez

HB21-1027 by Representative(s) Larson and Roberts; also Senator(s) Bridges and Priola--Concerning the authorization for certain alcohol license holders to offer alcohol beverages for consumption off the licensed premises, and, in connection therewith, making an appropriation.

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB21-1027

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 HB21-1027, concerning the authorization for certain alcohol license holders to offer alcohol beverages for consumption off the licensed premises, 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 amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 2, line 9, strike "8" and substitute "7".

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Page 3, line 23, strike "2023." and substitute "2025."

Respectfully submitted,

House Committee:
(signed)
Rep. Roberts, Chair
Rep. Larson
Rep. Boesenecker

Senate Committee:
(signed)
Sen. Bridges, Chair
Sen. Garcia
Sen. Holbert

HB21-1065 by Representative(s) Ortiz and Carver; also Senator(s) Garcia and Gardner--Concerning the authority of a private employer to adopt a veterans' preference employment policy when hiring new employees, and, in connection therewith, making an appropriation.

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB21-1065

THIS REPORT ADOPTS THE
REENGROSSED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB21-1065, concerning the authority of a private employer to adopt a veterans' preference employment policy when hiring new employees, has met and reports that it has agreed upon the following:

That the Senate recede from its amendments made to the bill and that the reengrossed bill be adopted without change.

Respectfully submitted,

House Committee:
(signed)
Rep. Ortiz, Chair
Rep. Benavidez

Senate Committee:
(signed)
Sen. Garcia, Chair
Sen. Jaquez Lewis

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB21-1010, 1021, 1087, 1115, 1200, 1225, 1267.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **HB21-1266** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 5, after line 5 insert:

- "(2) The general assembly also hereby:
- (a) Finds that prompt action is essential for Colorado to meet its

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climate goals, given, among other things, the slow turnover of equipment, vehicles, appliances, and other technologies that burn or release fossil fuels. The general assembly further recognizes that climate change is a cumulative emissions problem. This is because long-lived climate pollutants can persist for centuries in the atmosphere, thus committing us to warming for generations to come. As we continue to emit greenhouse gases into the atmosphere over the next decade, and even over the next few years, we will continue to exacerbate the climate damages we are already seeing and increase the risk of catastrophic disruption. Therefore, early action to reduce the pollutants that contribute to climate change, thereby reducing overall atmospheric greenhouse gas concentrations, is essential. Colorado needs to secure reductions in pollution over time in amounts that align with the estimated carbon dioxide budgets identified by the United Nations' intergovernmental panel on climate change consistent with limiting the average global warming, in comparison to accepted historical average temperatures, to one and one-half degrees Celsius.

(b) Determines that:

(I) Due to historical systems and practices that intentionally targeted Black, Latino, Asian American, and Indigenous people, communities of color, and low-income communities, there continues to be a racial and socioeconomic inequity in regard to the impacts of climate change and pollution. As documented in multiple peer-reviewed scientific studies, communities with predominantly Black, Latino, Asian American, or Indigenous populations suffer from higher rates of air pollution and damage due to changing and more severe weather and have been systematically excluded from governance and decision making. It is therefore the responsibility of the state to include and engage these communities more fully in policymaking at every level and to ensure that environmental policy works toward restorative justice and benefitting these communities. The general assembly recognizes that the key to addressing these historic wrongs is to rapidly reduce pollution in disproportionately impacted communities, including from electric power, industrial, and manufacturing sources.

(II) The public should have a meaningful opportunity to participate in rule-making proceedings before the air quality control commission. This requires that members of the public be provided with timely access to information needed to understand proposed rules and to develop alternative proposals;

(III) The commission is encouraged to use language that is understandable to citizens who do not have specialized knowledge of the matters before the commission; and

(c) Declares that:

(I) Nothing in this act:

(A) Alters the greenhouse gas emission reduction goals previously established in section 25-7-102 (2)(g), C.R.S., in either amount or timing; or

(B) Detracts from the commission's existing authority to require more than the minimum greenhouse gas emission reduction goals and deadlines previously established in section 25-7-102 (2)(g), C.R.S.; and

(II) This act adds to, but does not otherwise alter, the air quality control commission's authority and obligation to publish and promulgate rules pursuant to sections 25-7-105, 25-7-102 (2)(g), and 25-7-140."

Page 8, line 22, strike "TWENTY-THREE" and substitute "TWENTY-SEVEN".

Page 9, line 17, strike "TWELVE" and substitute "SIXTEEN".

Page 9, line 22, strike "TWO" and substitute "THREE".

Page 15, after line 3 insert:

SECTION 6. In Colorado Revised Statutes, 25-7-114.1, **amend** (1), (2), and (3) introductory portion as follows:

25-7-114.1. Air pollutant emission notices - rules. (1) (a) No person shall permit emission of air pollutants from, or construction or alteration of, any facility, process, or activity except residential structures from which air pollutants are, or are to be, emitted unless and until an air pollutant emission notice has been filed with the division with respect to such emission. THE COMMISSION MAY REQUIRE THAT AIR POLLUTANT EMISSION NOTICES FOR GREENHOUSE GAS, AS DEFINED IN SECTION 25-7-140 (6), REPORT THE PREVIOUS CALENDAR YEAR'S EMISSIONS OF GREENHOUSE GAS IN THE FORM OF CARBON DIOXIDE EQUIVALENT. An air pollutant emission notice shall be IS valid for a

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period of NO MORE THAN five years.

(b) WITH REGARD TO THE CHANGES MADE IN 2021 BY HOUSE BILL 21-1266:

(I) NOTHING:

(A) ALTERS THE GREENHOUSE GAS EMISSION REDUCTION GOALS PREVIOUSLY ESTABLISHED IN SECTION 25-7-102 (2)(g), IN EITHER AMOUNT OR TIMING; OR

(B) DETRACTS FROM THE AIR QUALITY CONTROL COMMISSION'S EXISTING AUTHORITY TO REQUIRE MORE THAN THE MINIMUM GREENHOUSE GAS EMISSION REDUCTION GOALS AND DEADLINES PREVIOUSLY ESTABLISHED IN SECTION 25-7-102 (2)(g); AND

(II) THE CHANGES ADD TO, BUT DO NOT OTHERWISE ALTER, THE AIR QUALITY CONTROL COMMISSION'S AUTHORITY AND OBLIGATION TO PROMULGATE AND PUBLISH RULES PURSUANT TO SECTIONS 25-7-102 (2)(g), 25-7-105, AND 25-7-140.

(2) ~~All sources existing on or before December 31, 1992, shall file an updated air pollutant emission notice with the division on or before December 31, 1992. In addition,~~ A revised emission notice shall be filed whenever a significant change in emissions, in processes, or in the facility is anticipated or has occurred OR AS THE COMMISSION OTHERWISE DETERMINES TO BE NECESSARY. The revised air pollutant emission notice ~~shall be~~ IS valid for NO MORE THAN five years or until the underlying permit expires. The commission shall exempt those sources or categories of sources ~~which~~ THAT it determines to be of minor significance from the requirement that an air pollutant emission notice be filed.

(3) The commission shall promulgate a list of air pollutants ~~which~~ THAT are required to be reported in an air pollutant emission notice. NO LATER THAN DECEMBER 31, 2022, THE COMMISSION SHALL INCLUDE GREENHOUSE GAS, AS DEFINED IN SECTION 25-7-140(6), IN THE LIST OF AIR POLLUTANTS REQUIRED TO BE REPORTED IN AN AIR POLLUTANT EMISSION NOTICE AND SHALL IDENTIFY THE CATEGORIES OF SOURCES FOR WHICH AND THE THRESHOLDS BELOW WHICH GREENHOUSE GAS DOES NOT NEED TO BE REPORTED IN AN AIR POLLUTANT EMISSION NOTICE. AN AIR POLLUTANT EMISSION NOTICE FOR GREENHOUSE GASES NEED NOT BE REQUIRED FOR A FACILITY OR ENTITY THAT IS OTHERWISE EXEMPT FROM REPORTING GREENHOUSE GAS EMISSIONS TO THE DIVISION PURSUANT TO A RULE ADOPTED BY THE COMMISSION. Prior to the commission's promulgation of such a list of air pollutants to be reported in an air pollutant emission notice, sources shall report any emissions of the following ~~which~~ THAT are in excess of de minimis quantities:

SECTION 7. In Colorado Revised Statutes, 25-7-114.4, **add** (5) as follows:

25-7-114.4. Permit applications - contents - rules - definitions.

(5) **Provisions for permits for sources that affect disproportionately impacted communities.** (a) **Rules.** (I) NO LATER THAN JUNE 1, 2023, THE COMMISSION SHALL ADOPT RULES TO IMPLEMENT THE REQUIREMENTS OF THIS SUBSECTION (5).

(II) THE COMMISSION MAY SET THRESHOLDS OF AFFECTED POLLUTANTS BELOW WHICH THE REQUIREMENTS OF THIS SECTION DO NOT APPLY.

(III) IN ADOPTING RULES TO IMPLEMENT THIS SUBSECTION (5), THE COMMISSION SHALL IDENTIFY DISPROPORTIONATELY IMPACTED COMMUNITIES.

(IV) THE COMMISSION SHALL PERIODICALLY, BUT NOT LESS OFTEN THAN EVERY THREE YEARS, REVISIT ITS IDENTIFICATION OF DISPROPORTIONATELY IMPACTED COMMUNITIES AND DETERMINATIONS OF AFFECTED POLLUTANTS.

(b) **Applicability and requirements.** (I) THE REQUIREMENTS OF THIS SUBSECTION (5)(b) APPLY TO PERMITS FOR SOURCES OF AFFECTED POLLUTANTS IN DISPROPORTIONATELY IMPACTED COMMUNITIES.

(II) (A) THE COMMISSION'S RULES MUST PROVIDE FOR ENHANCED MODELING AND MONITORING REQUIREMENTS FOR NEW AND MODIFIED SOURCES OF AFFECTED POLLUTANTS IN DISPROPORTIONATELY IMPACTED COMMUNITIES THAT ARE IDENTIFIED OR APPROVED AT THE TIME OF PERMIT APPLICATION. IN ADOPTING THE RULES, THE COMMISSION SHALL ALSO CONSIDER REQUIRING ENHANCED MONITORING FOR EXISTING SOURCES OF AFFECTED POLLUTANTS.

(B) THE COMMISSION'S RULES MUST IDENTIFY THE TYPES OF MONITORING TECHNOLOGY THAT CAN BE USED BY THE SOURCES OF AFFECTED POLLUTANTS AND MUST ALLOW FOR THE USE OF ALTERNATIVE METHODS OF MONITORING AS APPROVED BY THE DIVISION.

(c) **Fees.** SOURCES OF AFFECTED POLLUTANTS SUBJECT TO THE REQUIREMENTS OF THIS SUBSECTION (5) SHALL PAY A PROCESSING FEE IN

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CONFORMITY WITH SECTION 25-7-114.7 (2)(a)(III) TO COVER THE DIVISION'S AND COMMISSION'S DIRECT AND INDIRECT COSTS OF IMPLEMENTING THE REQUIREMENTS OF THIS SECTION. THESE FEES SHALL BE CREDITED TO THE STATIONARY SOURCES CONTROL FUND IN ACCORDANCE WITH SECTION 25-7-114.7 (2)(b)(I).

(d) **Definitions.** AS USED IN THIS SUBSECTION (5), UNLESS THE CONTEXT OTHERWISE REQUIRES:

(I) "AFFECTED POLLUTANTS" MEANS THOSE AIR POLLUTANTS AS DETERMINED BY THE COMMISSION WITH THE POTENTIAL TO CAUSE OR CONTRIBUTE TO SIGNIFICANT HEALTH OR ENVIRONMENTAL IMPACTS. THE TERM INCLUDES:

(A) VOLATILE ORGANIC COMPOUNDS;

(B) OXIDES OF NITROGEN;

(C) HAZARDOUS AIR POLLUTANTS AS IDENTIFIED BY THE COMMISSION, INCLUDING BENZENE, TOLUENE, ETHYLBENZENE AND XYLENE; AND

(D) PARTICULATE MATTER THAT IS TWO AND ONE-HALF MICRONS OR SMALLER.

(II) "COST-BURDENED" MEANS A HOUSEHOLD THAT SPENDS MORE THAN THIRTY PERCENT OF ITS INCOME ON HOUSING.

(III) "DISPROPORTIONATELY IMPACTED COMMUNITY" MEANS A COMMUNITY THAT:

(A) 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

(B) 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-IMMIGRANT, ANTI-BLACK, ANTI-LATINO, ANTI-ASIAN AMERICAN, OR ANTI-INDIGENOUS LAWS; OR IS ONE IN WHICH 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.

(IV) "LOW INCOME" MEANS THE MEDIAN HOUSEHOLD INCOME IS LESS THAN OR EQUAL TO TWO HUNDRED PERCENT OF THE FEDERAL POVERTY GUIDELINE.

(V) "SOURCE OF AFFECTED POLLUTANTS" MEANS A STATIONARY SOURCE THAT EMITS ANY AFFECTED POLLUTANT IN AN AMOUNT SUCH THAT A CONSTRUCTION PERMIT IS REQUIRED UNDER COMMISSION RULES.

SECTION 8. In Colorado Revised Statutes, 25-7-114.5, **amend** (12.5)(a)(I) introductory portion, (12.5)(a)(I)(C), (12.5)(a)(I)(D), and (12.5)(b); and **add** (12.5)(a)(I)(E) as follows:

25-7-114.5. Application review - public participation.

(12.5) (a) (I) Except for sources involved in agricultural, horticultural, or floricultural production such as farming, seasonal crop drying, animal feeding, or pesticide application, upon determination by the division that the criteria set forth in ~~paragraph (b) of this subsection (12.5)~~ SUBSECTION (12.5)(b) OF THIS SECTION applies to a source that is not required to obtain a renewable operating permit, the division may reopen such construction permit for the purpose of imposing any or all of the following additional terms and conditions:

(C) Operating and maintenance requirements; ~~and~~

(D) Emission control requirements pursuant to section 25-7-109.3; AND

(E) ADDITIONAL MONITORING REQUIREMENTS FOR SOURCES AFFECTING DISPROPORTIONATELY IMPACTED COMMUNITIES.

(b) With the exception of those sources involved in agricultural, horticultural, or floricultural production such as farming, seasonal crop drying, animal feeding, and pesticide application, a source's construction permit may be reopened for cause for the purposes of ~~paragraph (a) of this subsection (12.5)~~ SUBSECTION (12.5)(a) OF THIS SECTION only upon a determination by the division that the location of the source is significant in terms of its proximity to residential or business areas OR A DISPROPORTIONATELY IMPACTED COMMUNITY, and one or more of the following criteria apply to the permitted source:

(I) The control equipment utilized by the source requires an unusually high degree of maintenance or operational sensitivity when compared to control equipment in general; ~~or~~

(II) The design characteristics of the source require an unusually high degree of maintenance or operational sensitivity when compared to the design characteristics of all sources in general; ~~or~~

(III) The application of the control equipment utilized is unique or untested; ~~or~~

(IV) The operational variability of the source may impact the effectiveness of the controls; ~~or~~

(V) The emissions from the source will threaten public health, as determined pursuant to section 25-7-109.3; OR

(VI) THE EMISSIONS FROM THE SOURCE WILL AFFECT A DISPROPORTIONATELY IMPACTED COMMUNITY AS DEFINED IN SECTION 25-7-114.4 (5)(d)(III).

SECTION 9. In Colorado Revised Statutes, 25-7-114.7, **amend** (1)(a)(II), (2)(a)(I) introductory portion, (2)(b)(III) introductory portion, and (2)(b)(III)(G); and **add** (2)(a)(VII), (2)(b)(III)(I), (2)(b)(III)(J), and (2)(h) as follows:

25-7-114.7. Emission fees - fund - rules - definition - repeal. (1) As used in this section, unless the context otherwise requires:

(a) Indirect and direct costs include, but are not limited to:

(II) Implementing and enforcing the terms and conditions of any ~~such~~ permit OR RULE, not including court costs or other legal costs associated with any enforcement action;

(2) (a) (I) EXCEPT AS SPECIFIED IN SUBSECTION (2)(a)(VII) OF THIS SECTION, the commission shall designate by rule those classes of sources of air pollution that are exempt from the requirement to pay an annual emission fee. Every owner or operator of an air pollution source not otherwise exempt in accordance with such commission rules shall pay an annual fee as follows:

(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 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.

(b) (III) The division shall expend the portion of the fee revenue collected pursuant to subsections (2)(a)(I)(A), (2)(a)(I)(B), ~~and~~ (2)(a)(III), AND (2)(a)(VII) of this section and section 25-7-114.1 (6)(a) attributable to the increases authorized in 2020 by Senate Bill 20-204 AND IN 2021 BY HOUSE BILL 21-1266 for the following purposes:

(G) Expanding the division's capacity to quickly respond to and better understand public health issues that are related to exposure to air toxics, such as benzene and other volatile organic compounds; ~~and~~

(I) ENABLING OUTREACH TO AND ENGAGEMENT OF DISPROPORTIONATELY IMPACTED COMMUNITIES; AND

(J) PAYING FOR THE ENVIRONMENTAL JUSTICE OMBUDSPERSON CREATED IN SECTION 25-1-132.

(h) WITH REGARD TO THE CHANGES MADE IN 2021 BY HOUSE BILL 21-1266:

(I) NOTHING:

(A) ALTERS THE GREENHOUSE GAS EMISSION REDUCTION GOALS PREVIOUSLY ESTABLISHED IN SECTION 25-7-102 (2)(g), IN EITHER AMOUNT OR TIMING; OR

(B) DETRACTS FROM THE AIR QUALITY CONTROL COMMISSION'S EXISTING AUTHORITY TO REQUIRE MORE THAN THE MINIMUM GREENHOUSE GAS EMISSION REDUCTION GOALS AND DEADLINES PREVIOUSLY ESTABLISHED IN SECTION 25-7-102 (2)(g); AND

(II) THE CHANGES ADD TO, BUT DO NOT OTHERWISE ALTER, THE AIR QUALITY CONTROL COMMISSION'S AUTHORITY AND OBLIGATION TO PROMULGATE AND PUBLISH RULES PURSUANT TO SECTIONS 25-7-102 (2)(g), 25-7-105, AND 25-7-140.

SECTION 10. In Colorado Revised Statutes, 25-7-115, **amend** (3)(b) as follows:

25-7-115. Enforcement. (3) (b) If, after any such conference, a

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violation or noncompliance is determined to have occurred, the division shall issue an order requiring the owner or operator or any other responsible person to comply, unless the owner or operator demonstrates that ~~such~~ THE violation occurred during a period of start-up, shutdown, or malfunction and timely notice was given to the division of ~~such~~ THE condition. ~~Such~~ THE order may include termination, modification, or revocation and reissuance of the subject permit, ~~and~~ the assessment of civil penalties in accordance with section 25-7-122, ~~Such~~ AND, IN ADDITION TO CIVIL PENALTIES, A REQUIREMENT TO PERFORM ONE OR MORE PROJECTS TO MITIGATE VIOLATIONS RELATED TO EXCESS EMISSIONS. THE order may also require the calculation of a noncompliance penalty under subsection (5) of this section. Unless enforcement of its order has been stayed as provided in ~~paragraph (b) of subsection (4)~~ SUBSECTION (4)(b) of this section, the division may seek enforcement, pursuant to section 25-7-121 or 25-7-122, of the applicable ~~regulation~~ RULE of the commission, order issued pursuant to section 25-7-121 or 25-7-122 ~~of~~ OR the applicable ~~regulation~~ RULE of the commission, order issued pursuant to section 25-7-118, requirement of the state implementation plan, provision of this ~~article~~ ARTICLE 7, or terms or conditions of a permit required pursuant to this ~~article~~ ARTICLE 7 in the district court for the district where the affected air pollution source is located. The court shall issue an appropriate order, which may include a schedule for compliance by the owner or operator of the source.

SECTION 11. In Colorado Revised Statutes, add 25-1-132 as follows:

25-1-132. Environmental justice - ombudsperson - advisory board - grant program - definitions - repeal. (1) **Environmental justice ombudsperson.** (a) THERE IS HEREBY CREATED IN THE DEPARTMENT THE POSITION OF AN ENVIRONMENTAL JUSTICE OMBUDSPERSON. THE OMBUDSPERSON REPORTS TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT. THE DEPARTMENT SHALL PROVIDE ADMINISTRATIVE SUPPORT FOR THE OMBUDSPERSON. THE OMBUDSPERSON OTHERWISE FUNCTIONS INDEPENDENTLY IN EXERCISING ITS POWERS.

(b) THE GOVERNOR SHALL APPOINT THE OMBUDSPERSON AS SOON AS PRACTICABLE BUT NO LATER THAN FEBRUARY 1, 2022, AND AS NECESSARY THEREAFTER TO FILL A VACANCY. PRIOR TO AN APPOINTMENT, THE GOVERNOR OR THE GOVERNOR'S DESIGNEE SHALL CONSULT WITH, AND MAY RECEIVE RECOMMENDATIONS FROM, THE ADVISORY BOARD, THE GENERAL ASSEMBLY, REPRESENTATIVES OF DISPROPORTIONATELY IMPACTED COMMUNITIES, AND OTHER RELEVANT STAKEHOLDERS REGARDING THE SELECTION OF THE OMBUDSPERSON.

(c) THE OMBUDSPERSON MUST BE QUALIFIED BY TRAINING OR EXPERIENCE IN ENVIRONMENTAL JUSTICE, AND SHOULD HAVE BEEN A RESIDENT OF ONE OR MORE DISPROPORTIONATELY IMPACTED COMMUNITIES OR HAVE WORKED TO ADVANCE ENVIRONMENTAL JUSTICE WITHIN DISPROPORTIONATELY IMPACTED COMMUNITIES.

(d) THE OMBUDSPERSON SHALL:

(I) COLLABORATE WITH THE ADVISORY BOARD ESTABLISHED IN SUBSECTION (2) OF THIS SECTION, FOR THE PURPOSE OF PROMOTING ENVIRONMENTAL JUSTICE FOR THE PEOPLE OF COLORADO;

(II) SERVE AS AN ADVOCATE FOR DISPROPORTIONATELY IMPACTED COMMUNITIES AND AS A LIAISON BETWEEN DISPROPORTIONATELY IMPACTED COMMUNITIES AND THE DEPARTMENT, INCLUDING WITH RESPECT TO COMMUNICATIONS REGARDING THE GRANT PROGRAM TO FUND ENVIRONMENTAL MITIGATION PROJECTS;

(III) WORK TO IMPROVE THE RELATIONSHIPS AND INTERACTIONS BETWEEN DISPROPORTIONATELY IMPACTED COMMUNITIES AND THE DEPARTMENT;

(IV) INCREASE THE FLOW OF INFORMATION BETWEEN THE DEPARTMENT AND DISPROPORTIONATELY IMPACTED COMMUNITIES CONCERNING THE ENVIRONMENT AND DEPARTMENTAL PROGRAMS USING METHODS OF OUTREACH THAT INCLUDE, AT A MINIMUM:

(A) DISSEMINATING INFORMATION THROUGH LOCAL SCHOOLS, SOCIAL MEDIA, LOCAL SOCIAL AND ACTIVITY CLUBS, LIBRARIES, OR OTHER LOCAL SERVICES; AND

(B) PRIORITIZING IN-PERSON MEETINGS IN COMMUNITIES WITH POPULATIONS THAT ARE PREDOMINANTLY BLACK, INDIGENOUS, LATINO, OR ASIAN AMERICANS THAT HAVE A MEDIAN INCOME BELOW THE STATE'S AVERAGE, OR THAT ARE IN RURAL LOCATIONS;

(V) IDENTIFY WAYS TO ENABLE MEANINGFUL PARTICIPATION BY DISPROPORTIONATELY IMPACTED COMMUNITIES IN THE DECISION-MAKING PROCESSES OF THE DEPARTMENT;

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(VI) COORDINATE WITH THE OFFICE OF HEALTH EQUITY, CREATED IN SECTION 25-4-2204;

(VII) MAINTAIN A TELEPHONE NUMBER, WEBSITE, E-MAIL ADDRESS, AND MAILING ADDRESS FOR THE RECEIPT OF COMPLAINTS AND INQUIRIES FOR MATTERS PERTAINING TO ENVIRONMENTAL JUSTICE;

(VIII) ESTABLISH PROCEDURES TO ADDRESS COMPLAINTS PERTAINING TO ENVIRONMENTAL JUSTICE TO THE EXTENT PRACTICABLE;

(IX) CONSULT WITH THE DIVISION OF ADMINISTRATION IN REPORTING TO THE AIR QUALITY CONTROL COMMISSION, CREATED IN SECTION 25-7-104, ON EQUITABLE PROGRESS TOWARD THE STATE'S GREENHOUSE GAS REDUCTION GOALS; AND

(X) SERVE IN AN ADVISORY CAPACITY, AS REQUESTED, TO OTHER STATE AGENCIES CONDUCTING OUTREACH TO AND ENGAGEMENT OF DISPROPORTIONATELY IMPACTED COMMUNITIES IN LIGHT OF A PROPOSED AGENCY ACTION.

(2) **Environmental justice advisory board.** (a) THERE IS HEREBY CREATED IN THE DEPARTMENT THE ENVIRONMENTAL JUSTICE ADVISORY BOARD.

(b) EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION (2), THE MEMBERS OF THE ADVISORY BOARD ARE APPOINTED BY THE GOVERNOR. THE GOVERNOR SHALL MAKE THE INITIAL APPOINTMENTS AS SOON AS PRACTICABLE, BUT NO LATER THAN FOUR MONTHS AFTER THE EFFECTIVE DATE OF THIS SECTION. AN APPOINTING AUTHORITY MAY REMOVE A MEMBER OF THE ADVISORY BOARD FOR MALFEASANCE IN OFFICE, FAILURE TO REGULARLY ATTEND MEETINGS, OR ANY CAUSE THAT RENDERS THE MEMBER UNABLE OR UNFIT TO DISCHARGE THE MEMBER'S DUTIES.

(c) THE ADVISORY BOARD CONSISTS OF THE FOLLOWING TWELVE MEMBERS WHO, TO THE EXTENT PRACTICABLE, MUST RESIDE IN DIFFERENT GEOGRAPHIC AREAS OF THE STATE, REFLECT THE RACIAL AND ETHNIC DIVERSITY OF THE STATE, AND HAVE EXPERIENCE WITH A RANGE OF ENVIRONMENTAL ISSUES, INCLUDING AIR POLLUTION, WATER CONTAMINATION, AND PUBLIC HEALTH IMPACTS:

(I) FOUR VOTING MEMBERS APPOINTED BY THE GOVERNOR, WHO MUST BE OR HAVE BEEN RESIDENTS OF A DISPROPORTIONATELY IMPACTED COMMUNITY;

(II) THREE VOTING MEMBERS APPOINTED BY THE GOVERNOR, ONE OF WHOM MUST BE FROM A NONGOVERNMENTAL ORGANIZATION THAT REPRESENTS STATEWIDE INTERESTS TO ADVANCE RACIAL JUSTICE, ONE OF WHOM MUST BE FROM A NONGOVERNMENTAL ORGANIZATION THAT REPRESENTS STATEWIDE INTERESTS TO ADVANCE ENVIRONMENTAL JUSTICE, AND ONE OF WHOM MUST REPRESENT WORKER INTERESTS IN DISPROPORTIONATELY IMPACTED COMMUNITIES;

(III) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT, OR THE EXECUTIVE DIRECTOR'S DESIGNEE, AS A NONVOTING MEMBER; AND

(IV) FOUR VOTING MEMBERS APPOINTED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT.

(d) (I) EXCEPT AS PROVIDED IN SUBSECTION (2)(d)(II) OF THIS SECTION, EACH MEMBER'S TERM OF APPOINTMENT IS FOUR YEARS. VOTING MEMBERS MAY SERVE NO MORE THAN TWO TERMS. THE GOVERNOR SHALL FILL ANY VACANCIES ON THE ADVISORY BOARD, INCLUDING FOR THE REMAINDER OF ANY UNEXPIRED TERM. A MEMBER APPOINTED TO FILL A VACANCY MAY SERVE THE REMAINDER OF THE UNEXPIRED TERM OF THE MEMBER WHOSE VACANCY IS BEING FILLED, AND THIS REMAINDER COUNTS AS ONE TERM FOR THAT APPOINTEE.

(II) IN ORDER TO ENSURE STAGGERED TERMS OF OFFICE, THE INITIAL TERM OF TWO MEMBERS APPOINTED BY THE GOVERNOR PURSUANT TO SUBSECTION (2)(c)(I) OF THIS SECTION, AS SPECIFIED BY THE GOVERNOR, AND TWO MEMBERS APPOINTED PURSUANT TO SUBSECTION (2)(c)(IV) OF THIS SECTION AS SPECIFIED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT IS TWO YEARS.

(e) (I) EACH VOTING MEMBER OF THE ADVISORY BOARD APPOINTED PURSUANT TO SUBSECTION (2)(c) OF THIS SECTION IS ENTITLED TO RECEIVE A PER DIEM OF TWO HUNDRED DOLLARS FOR ATTENDANCE AT REGULARLY SCHEDULED MEETINGS OF THE BOARD DURING THE 2021-22 STATE FISCAL YEAR. FOR EACH STATE FISCAL YEAR THEREAFTER, THE PER DIEM AMOUNT SHALL BE ANNUALLY ADJUSTED FOR INFLATION BASED ON THE 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 APPLICABLE SUCCESSOR INDEX. VOTING MEMBERS OF THE BOARD ARE ALSO ENTITLED TO RECEIVE REIMBURSEMENT FOR ACTUAL AND NECESSARY EXPENSES INCURRED WHILE PERFORMING OFFICIAL

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DUTIES.

(II) THE NONVOTING MEMBER OF THE ADVISORY BOARD MAY NOT RECEIVE A PER DIEM, BUT MAY BE REIMBURSED FOR ACTUAL AND NECESSARY EXPENSES INCURRED WHILE PERFORMING OFFICIAL DUTIES.

(f) THE ADVISORY BOARD SHALL ELECT A CHAIR FROM AMONG ITS MEMBERS EVERY YEAR. THE ADVISORY BOARD SHALL MEET AT LEAST ONCE EVERY QUARTER. THE CHAIR MAY SCHEDULE ALL SUCH ADDITIONAL MEETINGS AS ARE NECESSARY FOR THE ADVISORY BOARD TO COMPLETE ITS DUTIES.

(g) THE ADVISORY BOARD SHALL:

(I) SERVE IN AN ADVISORY CAPACITY TO THE OMBUDSPERSON IN THE PERFORMANCE OF THE DUTIES OF THE OMBUDSPERSON;

(II) HOLD A PORTION OF ADVISORY BOARD MEETINGS FOR THE OMBUDSPERSON TO JOINTLY RECEIVE STAKEHOLDER INPUT INTO THE ACTIVITIES AND PRIORITIES OF THE OMBUDSPERSON;

(III) DEVELOP A PUBLIC COMPLAINT PROCESS RELATED TO THE PERFORMANCE OF THE OMBUDSPERSON;

(IV) DEVELOP RECOMMENDATIONS TO ADDRESS ANY OTHER MATTERS RELATING TO ADVERSE ENVIRONMENTAL EFFECTS ON DISPROPORTIONATELY IMPACTED COMMUNITIES AS REFERRED TO THE ADVISORY BOARD BY THE GOVERNOR OR THE EXECUTIVE DIRECTOR OF THE DEPARTMENT;

(V) DEVELOP POLICIES AS ARE NECESSARY FOR THE CONDUCT OF ITS AFFAIRS AND ITS MEETINGS, AND POST ALL POLICIES ON ITS WEBSITE, INCLUDING A CONFLICT OF INTEREST POLICY FOR ITS MEMBERS, WHICH MUST REQUIRE THE DISCLOSURE OF ANY POTENTIAL FINANCIAL INTEREST OF ANY MEMBER OR RELATIVE OF ANY MEMBER IN A PROPOSED ENVIRONMENTAL MITIGATION PROJECT. A BOARD MEMBER WHO HAS A PERSONAL OR FINANCIAL INTEREST IN AN ENVIRONMENTAL MITIGATION PROJECT UNDER CONSIDERATION SHALL RECUSE THE BOARD MEMBER FROM ANY VOTE ON THAT PROJECT.

(VI) ADVISE THE DEPARTMENT ON MATTERS TO ENABLE THE DEPARTMENT TO INTERACT WITH DISPROPORTIONATELY IMPACTED COMMUNITIES IN THE BEST MANNER POSSIBLE;

(VII) SUPPORT THE IMPLEMENTATION OF A GRANT PROGRAM TO FUND ENVIRONMENTAL MITIGATION PROJECTS FROM THE COMMUNITY IMPACT CASH FUND CREATED IN SECTION 25-7-129 IN ACCORDANCE WITH THIS SUBSECTION (2)(g)(VII) BY PERFORMING THE FOLLOWING DUTIES:

(A) THE ADVISORY BOARD SHALL DEVELOP GUIDELINES FOR A GRANT PROGRAM TO FUND ENVIRONMENTAL MITIGATION PROJECTS, WITH INPUT FROM THE DEPARTMENT. THE GUIDELINES MUST INCLUDE: PROCEDURES FOR APPLICANTS TO SUBMIT APPLICATIONS TO THE BOARD, AND FOR SELECTION OF ENVIRONMENTAL MITIGATION PROJECTS TO FUND; PROVISIONS TO ENSURE THAT THE APPLICATIONS ARE CONCISE, STRAIGHTFORWARD, OBJECTIVE, INCLUSIVE, AND ACCESSIBLE TO ALL INTERESTED PARTIES; A REQUIREMENT THAT THE APPLICANT DISCLOSE ANY CONFLICT OF INTEREST, SUCH AS A PERSONAL OR FINANCIAL RELATIONSHIP WITH ANY MEMBER OF THE ADVISORY BOARD; AND IDENTIFICATION OF ANY INFORMATION NECESSARY TO BE INCLUDED IN AN APPLICATION TO ENSURE THE ADVISORY BOARD CAN PREPARE THE REPORT REQUIRED BY SUBSECTION (2)(g)(VII)(C) OF THIS SECTION.

(B) THE ADVISORY BOARD SHALL REVIEW EACH APPLICATION THAT IT RECEIVES AND MAY AWARD GRANTS, SUBJECT TO APPROPRIATIONS AND AVAILABLE FUNDING, TO APPLICANTS TO FUND ENVIRONMENTAL MITIGATION PROJECTS IN DISPROPORTIONATELY IMPACTED COMMUNITIES.

(C) THE ADVISORY BOARD SHALL COMPILE AN ANNUAL REPORT THAT DETAILS INFORMATION ABOUT THE ENVIRONMENTAL MITIGATION PROJECTS THAT ARE AWARDED GRANTS, INCLUDING: DETAILS ABOUT THE DISPROPORTIONATELY IMPACTED COMMUNITY IN WHICH THE PROJECT WILL TAKE PLACE, INCLUDING INFORMATION ABOUT POLLUTION LEVELS, HEALTH DISPARITIES, AND DEMOGRAPHICS; THE RELATIONSHIP BETWEEN THE COMMUNITY, THE PROJECT, AND ANY VIOLATIONS THAT GAVE RISE TO PENALTIES PAID INTO THE COMMUNITY IMPACT CASH FUND CREATED IN SECTION 25-7-129; THE STATUS OF THE PROJECT, THE ENGAGEMENT BETWEEN THE PROJECT AND THE COMMUNITY, AND THE REACTION OF THE DISPROPORTIONATELY IMPACTED COMMUNITY TO THE PROJECT; AND OTHER DETAILS AS THE ADVISORY BOARD DEEMS APPROPRIATE. THE ANNUAL REPORT SHALL BE MADE PUBLICLY ACCESSIBLE, INCLUDING ON THE ADVISORY BOARD'S WEBSITE.

(h) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2027. BEFORE THE REPEAL, THE ADVISORY BOARD AND ITS FUNCTIONS ARE SCHEDULED FOR REVIEW IN ACCORDANCE WITH SECTION 2-3-1203.

(3) **Records and meetings.** THE ADVISORY BOARD AND THE

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OMBUDSPERSON ARE SUBJECT TO ALL THE APPLICABLE REQUIREMENTS OF THE "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF TITLE 24, AND THE OPEN MEETINGS LAW CONTAINED IN PART 4 OF ARTICLE 6 OF TITLE 24.

(4) **Definitions.** AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "ADVISORY BOARD" MEANS THE ENVIRONMENTAL JUSTICE ADVISORY BOARD CREATED IN SUBSECTION (2) OF THIS SECTION.

(b) "ENVIRONMENTAL MITIGATION PROJECT" MEANS ANY PROJECT THAT AVOIDS, MINIMIZES, MEASURES, OR MITIGATES ADVERSE ENVIRONMENTAL IMPACTS IN A DISPROPORTIONATELY IMPACTED COMMUNITY, INCLUDING, WITHOUT LIMITATION, HEALTH EFFECTS, HEALTH DISPARITIES, AND OTHER ENVIRONMENTAL IMPACTS OR THAT PROMOTES EQUITABLE PARTICIPATION IN A RULE-MAKING PROCEEDING THAT MAY AFFECT A DISPROPORTIONATELY IMPACTED COMMUNITY.

(c) "OMBUDSPERSON" MEANS THE ENVIRONMENTAL JUSTICE OMBUDSPERSON APPOINTED PURSUANT TO SUBSECTION (1) OF THIS SECTION.

SECTION 12. In Colorado Revised Statutes, **amend** 25-7-129 as follows:

25-7-129. Disposition of fines - community impact cash fund - repeal. (1) THERE IS HEREBY CREATED IN THE STATE TREASURY THE COMMUNITY IMPACT CASH FUND, REFERRED TO IN THIS SECTION AS THE "FUND". THE FUND CONSISTS OF MONEY CREDITED TO THE FUND PURSUANT TO SUBSECTION (2) OF THIS SECTION, AND ANY OTHER MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE FUND. THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE FUND TO THE FUND. ANY UNEXPENDED AND UNENCUMBERED MONEY REMAINING IN THE FUND AT THE END OF ANY FISCAL YEAR REMAINS IN THE FUND.

(2) (a) All receipts from penalties or fines collected under ~~the provisions of sections 25-7-115, 25-7-122, and 25-7-123 shall be credited to the general fund of the state~~ IN THE FOLLOWING MANNER:

(I) FOR STATE FISCAL YEAR 2021-22, TWENTY PERCENT OF THE RECEIPTS FROM PENALTIES OR FINES COLLECTED DURING THE FISCAL YEAR SHALL BE CREDITED TO THE FUND, AND EIGHTY PERCENT TO THE GENERAL FUND;

(II) FOR STATE FISCAL YEAR 2022-23, FORTY PERCENT OF THE RECEIPTS FROM PENALTIES OR FINES COLLECTED DURING THE FISCAL YEAR SHALL BE CREDITED TO THE FUND, AND SIXTY PERCENT TO THE GENERAL FUND;

(III) FOR STATE FISCAL YEAR 2023-24, SIXTY PERCENT OF THE RECEIPTS FROM PENALTIES OR FINES COLLECTED DURING THE FISCAL YEAR SHALL BE CREDITED TO THE FUND, AND FORTY PERCENT TO THE GENERAL FUND;

(IV) FOR STATE FISCAL YEAR 2024-25, EIGHTY PERCENT OF THE RECEIPTS FROM PENALTIES OR FINES COLLECTED DURING THE FISCAL YEAR SHALL BE CREDITED TO THE FUND, AND TWENTY PERCENT TO THE GENERAL FUND; AND

(V) FOR STATE FISCAL YEAR 2025-26 AND ANY STATE FISCAL YEAR THEREAFTER, ONE HUNDRED PERCENT OF THE RECEIPTS FROM PENALTIES OR FINES COLLECTED DURING THE FISCAL YEAR SHALL BE CREDITED TO THE FUND.

(b) THIS SUBSECTION (2)(b) AND SUBSECTIONS (2)(a)(I), (2)(a)(II), (2)(a)(III), AND (2)(a)(IV) OF THIS SECTION ARE REPEALED, EFFECTIVE SEPTEMBER 1, 2027.

(3) (a) BEGINNING IN FISCAL YEAR 2022-23, THE DEPARTMENT MAY EXPEND MONEY FROM THE FUND TO PROVIDE GRANTS FOR ENVIRONMENTAL MITIGATION PROJECTS PURSUANT TO SECTION 25-1-132 (2)(g)(VII).

(b) MONEY IN THE FUND MAY ALSO PAY FOR THE DIRECT AND INDIRECT COSTS OF THE ENVIRONMENTAL JUSTICE ADVISORY BOARD CREATED IN SECTION 25-1-132 (2), INCLUDING PER DIEM AND EXPENSES OF THE ADVISORY BOARD, AND THE DEPARTMENT'S COSTS FOR ADMINISTERING THE GRANT PROGRAM CREATED IN SECTION 25-1-132 (2)(g)(VII).

(c) MONEY IN THE FUND IS EXEMPT FROM SECTION 24-75-402 (3).

(d) THE DEPARTMENT MAY SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES SET FORTH IN THIS SUBSECTION (3).

(e) MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE DEPARTMENT TO ACCOMPLISH THE PURPOSES SET FORTH IN THIS SUBSECTION (3).

SECTION 13. In Colorado Revised Statutes, 25-7-105, **amend** (1) introductory portion, (1)(e)(I), and (1)(e)(VII); and **add** (1)(d.5), (1)(e)(VIII)(G), (1)(e)(VIII)(H), (1)(e)(VIII)(I), (1)(e)(VIII)(J), (1)(e)(VIII.5), (1)(e)(XI)(B.5),

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(1)(e)(XII), (1)(e)(XIII), (1)(f), and (1)(g) as follows:

25-7-105. Duties of commission - rules - legislative declaration - definitions. (1) Except as provided in sections 25-7-130 and 25-7-131, the commission shall promulgate such rules and regulations as are consistent with the legislative declaration set forth in section 25-7-102 and necessary for the proper implementation and administration of this article 7, including, but not limited to:

(d.5) ADDITIONAL PERMITTING REQUIREMENTS FOR SOURCES THAT AFFECT DISPROPORTIONATELY IMPACTED COMMUNITIES AS DEFINED IN SECTION 25-7-114.4 (5)(d)(III) IN CONFORMITY WITH SECTION 25-7-114.4 (5).

(e) (I) Statewide greenhouse gas pollution abatement. AS THE COMMISSION ADOPTS RULES PURSUANT TO THIS SUBSECTION (1)(e), IT SHALL PURSUE NEAR-TERM REDUCTIONS IN GREENHOUSE GAS EMISSIONS AS PART OF THE EFFORT TO REDUCE TOTAL CUMULATIVE EMISSIONS OVER TIME.

(VII) Notwithstanding section 24-1-136 (11)(a)(I), the division, at the direction of the commission, shall report to the general assembly every odd-numbered year after May 30, 2019, regarding: Progress toward the goals set forth in section 25-7-102 (2)(g); any newly available, final cost-benefit or regulatory analysis, developed under section 24-4-103 (2.5) or (4.5), for rules adopted to attain the goals; RECOMMENDATIONS ON FUTURE COMMISSION RULES OR POLICIES TO REDUCE GREENHOUSE GAS EMISSIONS SUFFICIENT TO ACHIEVE THE GOALS SET FORTH IN SECTION 25-7-102 (2)(g); and any recommendations on future legislative action to address climate change, ~~such as~~ INCLUDING implementation of climate adaptation policies or accelerating deployment of cleaner technologies. THE DIVISION SHALL MAKE ITS PROPOSED REPORT AVAILABLE FOR PUBLIC REVIEW PRIOR TO PRESENTATION TO THE GENERAL ASSEMBLY. BEGINNING WITH THE REPORT IN 2023, IF THE REPORT INDICATES THAT EMISSION REDUCTIONS REQUIRED BY SECTION 25-7-102 (1)(e)(XII) AND (1)(e)(XIII) ARE NOT BEING MET, THE DIVISION SHALL DEVELOP AND PROPOSE ADDITIONAL REQUIREMENTS TO THE COMMISSION, NO LATER THAN SIX MONTHS FROM THE SUBMISSION OF THE REPORT TO THE GENERAL ASSEMBLY, WHICH REQUIREMENTS MUST ADDRESS ANY SHORTFALL BETWEEN THE EMISSION REDUCTIONS ACHIEVED AND THE EMISSION REDUCTIONS NECESSARY TO MEET THE REQUIREMENTS OF SUBSECTIONS (1)(e)(XII) AND (1)(e)(XIII) OF THIS SECTION. IN EVEN-NUMBERED YEARS WHEN A REPORT IS NOT MADE PURSUANT TO THIS SUBSECTION (1)(e)(VII), THE DIVISION SHALL PROVIDE AN UPDATE TO THE COMMISSION ON PROGRESS TOWARD THE EMISSION REDUCTION REQUIREMENTS IN SUBSECTIONS (1)(e)(XII) AND (1)(e)(XIII) OF THIS SECTION BASED ON ANNUAL DATA REPORTED TO THE DIVISION.

(VIII) (G) THE COMMISSION IS ENCOURAGED TO PURSUE PROGRAMS AND POLICIES THAT ARE CONSISTENT WITH THIS SUBSECTION (1)(e)(VIII) AND THAT INCENTIVIZE VOLUNTARY ADDITIONAL NEAR-TERM GREENHOUSE GAS REDUCTIONS FROM ELECTRIC UTILITIES WITH THE AIM OF REDUCING GREENHOUSE GAS EMISSIONS FROM ELECTRIC UTILITIES BY AT LEAST FORTY-EIGHT PERCENT BY 2025 AND EIGHTY PERCENT BY 2030, INCLUDING EMISSIONS ASSOCIATED WITH IMPORTED ELECTRICITY, AS COMPARED TO A 2005 BASELINE AND ACCELERATING NEAR-TERM REDUCTIONS IN GREENHOUSE GAS EMISSIONS TO INCREASE CUMULATIVE REDUCTIONS FROM ELECTRIC UTILITIES. NOTHING IN THIS SUBSECTION (1)(e)(VIII)(G) LIMITS THE AUTHORITY OF THE PUBLIC UTILITIES COMMISSION.

(H) IN VERIFYING CLEAN ENERGY PLANS OR A WHOLESALE GENERATION AND TRANSMISSION COOPERATIVE ELECTRIC RESOURCE PLAN SUBMITTED IN ACCORDANCE WITH SUBSECTION (1)(e)(VIII)(I) OF THIS SECTION, THE DIVISION SHALL PREVENT DOUBLE COUNTING OF EMISSION REDUCTIONS AMONG UTILITIES AND SHALL CONSIDER ELECTRICITY GENERATED BY RENEWABLE ENERGY RESOURCES AS HAVING ZERO GREENHOUSE GAS EMISSIONS ONLY IF: THE ELECTRICITY IS ACCOMPANIED BY ANY ASSOCIATED RENEWABLE ENERGY CREDIT, AND THE RENEWABLE ENERGY CREDIT IS RETIRED ON BEHALF OF THE UTILITY'S CUSTOMERS IN THE YEAR GENERATED; OR THE ELECTRICITY IS GENERATED BY RETAIL DISTRIBUTED GENERATION, AS DEFINED IN SECTIONS 40-2-124 (1)(a)(VIII) AND 40-2-127 (2)(b)(I)(A) AND (2)(b)(I)(B) AND THE RETAIL CUSTOMER RETAINS THE RENEWABLE ENERGY CREDIT AS PART OF A VOLUNTARY RENEWABLE ENERGY PROGRAM.

(I) EACH WHOLESALE GENERATION AND TRANSMISSION ELECTRIC COOPERATIVE SHALL FILE WITH THE PUBLIC UTILITIES COMMISSION AND THE DIVISION AN ELECTRIC RESOURCE PLAN THAT WILL ACHIEVE AT LEAST AN EIGHTY PERCENT REDUCTION OF GREENHOUSE GAS EMISSIONS ASSOCIATED WITH THE COOPERATIVE'S SALES OF ELECTRICITY TO CUSTOMERS WITHIN COLORADO BY 2030, RELATIVE TO 2005 LEVELS.

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(J) AN ELECTRIC UTILITY THAT IS NOT A QUALIFYING RETAIL UTILITY AS DEFINED IN SECTION 40-2-125.5 (2)(c)(I) THAT IS REQUIRED TO SUBMIT A CLEAN ENERGY PLAN OR A WHOLESALE GENERATION AND TRANSMISSION COOPERATIVE THAT INTENDS TO FILE A CLEAN ENERGY PLAN PURSUANT TO THIS SUBSECTION (1)(e) SHALL PROVIDE WRITTEN NOTICE TO THE DIVISION OF INTENT TO FILE A CLEAN ENERGY PLAN BY AUGUST 1, 2021. AN INVESTOR-OWNED UTILITY THAT HAS NOT ALREADY FILED A CLEAN ENERGY PLAN AND THAT INDICATES AN INTENT TO FILE A CLEAN ENERGY PLAN SHALL FILE A CLEAN ENERGY PLAN WITH THE PUBLIC UTILITIES COMMISSION WITH ITS NEXT RESOURCE PLAN FILING. THE DIVISION SHALL VERIFY EMISSION REDUCTIONS AS PART OF THE PUBLIC UTILITIES COMMISSION PROCEEDING THAT REVIEWS THE RESOURCE PLAN. A UTILITY THAT IS NOT INVESTOR-OWNED OR A WHOLESALE GENERATION AND TRANSMISSION COOPERATIVE UTILITY THAT PROVIDED WRITTEN NOTICE OF INTENT TO FILE A VOLUNTARY CLEAN ENERGY PLAN SHALL PROVIDE ALL INFORMATION THE DIVISION DEEMS NECESSARY TO EVALUATE AND VERIFY THE EMISSION REDUCTIONS CLAIMED AS PART OF A CLEAN ENERGY PLAN NO LATER THAN DECEMBER 31, 2021. THE DIVISION SHALL, IN CONSULTATION WITH THE PUBLIC UTILITIES COMMISSION, FULLY EVALUATE AND VERIFY THE CLEAN ENERGY PLAN. THE UTILITY MUST SUBMIT THE VERIFIED CLEAN ENERGY PLAN TO THE PUBLIC UTILITIES COMMISSION IN ACCORDANCE WITH SECTION 40-2-125.5 (5)(g)(I) NO LATER THAN JULY 1, 2022.

(VIII.5) (A) THIS SUBSECTION (1)(e)(VIII.5)(A) AND SUBSECTIONS (1)(e)(VIII.5)(B), AND (1)(e)(VIII.5)(C) OF THIS SECTION APPLY ONLY TO AN ELECTRIC UTILITY THAT SERVES AT LEAST FIFTY THOUSAND COLORADO RETAIL CUSTOMERS AND OBTAINS LESS THAN EIGHTY PERCENT OF THE LOAD NECESSARY TO SERVE COLORADO RETAIL CUSTOMERS FROM AN ELECTRIC UTILITY THAT HAS FILED A CLEAN ENERGY PLAN AND OWNS OR PLANS TO INVEST IN, IN WHOLE OR IN PART, AN ELECTRIC GENERATING UNIT WITH A NAMEPLATE CAPACITY LARGER THAN FIFTY MEGAWATTS THAT DIRECTLY EMITS GREENHOUSE GASES INTO THE ATMOSPHERE, INCLUDING GENERATING UNITS THAT BURN OIL, GAS, OR COAL. THE REQUIREMENTS OF SUBSECTIONS (1)(e)(VIII.5)(B) AND (1)(e)(VIII.5)(C) OF THIS SECTION BECOME APPLICABLE IF AN ELECTRIC UTILITY SATISFIES THE CRITERIA SPECIFIED IN THIS SUBSECTION (1)(e)(VIII.5)(A) UPON LEAVING A PROVIDER WHO HAS FILED A CLEAN ENERGY PLAN. THE ELECTRIC UTILITY SHALL PROVIDE NOTICE OF INTENT TO FILE A CLEAN ENERGY PLAN TO THE DIVISION WITHIN SIX MONTHS AFTER BECOMING SUBJECT TO THIS SUBSECTION (1)(e)(VIII.5). THE ELECTRIC UTILITY SHALL FILE A CLEAN ENERGY PLAN PURSUANT TO SUBSECTION (1)(e)(VIII) OF THIS SECTION WITHIN ONE YEAR AFTER BECOMING SUBJECT TO THIS SUBSECTION (1)(e)(VIII.5).

(B) IF AN ELECTRIC UTILITY DOES NOT PROVIDE WRITTEN NOTICE OF INTENT TO FILE A CLEAN ENERGY PLAN WITH THE DIVISION OR DOES NOT SUBMIT A CLEAN ENERGY PLAN AFTER EXPRESSING WRITTEN INTENT TO FILE A PLAN, THE COMMISSION SHALL, WITHIN FIFTEEN MONTHS AFTER THE ELECTRIC UTILITY'S FAILURE TO PROVIDE WRITTEN NOTICE OR SUBMIT A PLAN, ADOPT A RULE TO REDUCE GREENHOUSE GAS EMISSIONS CAUSED BY THE ELECTRIC UTILITY'S COLORADO RETAIL ELECTRICITY SALES OF AT LEAST FORTY-EIGHT PERCENT BY 2025 AND EIGHTY PERCENT BY 2030, INCLUDING EMISSIONS ASSOCIATED WITH IMPORTED ELECTRICITY, AS COMPARED TO A 2005 BASELINE. THE COMMISSION SHALL DESIGN THE RULES TO ACCELERATE NEAR-TERM REDUCTIONS IN GREENHOUSE GAS EMISSIONS IN ORDER TO REDUCE TOTAL CUMULATIVE EMISSIONS BETWEEN THE DATE OF ADOPTION AND 2030.

(C) CLEAN ENERGY PLAN FILINGS MUST INCLUDE PROJECTED EMISSIONS FOR EACH CALENDAR YEAR THROUGH 2030 TO INFORM THE STATEWIDE GREENHOUSE GAS PLANNING PROCESS. THE DIVISION SHALL EVALUATE THE REPORTED EMISSIONS AND SUPPLEMENTAL INFORMATION IN THE ELECTRIC UTILITY'S ANNUAL GREENHOUSE GAS REPORTING DATA SUBMISSION MADE PURSUANT TO THE COMMISSION'S RULES TO DETERMINE WHETHER AN ELECTRIC UTILITY IS PROGRESSING CONSISTENT WITH THE ANNUAL EMISSIONS PROJECTED BY THE PLAN AND REMAINS ON TRACK TO ACHIEVE THE REDUCTIONS OF THE CLEAN ENERGY PLAN BY 2030. IF THE DIVISION DETERMINES THAT THE ELECTRIC UTILITY IS NOT PROGRESSING AS PLANNED, THE ELECTRIC UTILITY'S ANNUAL GREENHOUSE GAS EMISSIONS EXCEED ANNUAL EMISSIONS PROJECTED AS PART OF AN APPROVED CLEAN ENERGY PLAN FOR TWO CONSECUTIVE YEARS, OR THE ELECTRIC UTILITY'S ANNUAL GREENHOUSE GAS EMISSION REDUCTIONS ARE NOT ON TRACK TO ACHIEVE AT LEAST AN EIGHTY PERCENT REDUCTION BELOW 2005 LEVELS IN GREENHOUSE GAS EMISSIONS BY 2030, THE DIVISION SHALL INCLUDE THIS INFORMATION IN THE NEXT GREENHOUSE GAS PROGRESS BRIEFING TO THE COMMISSION AND THE COMMISSION SHALL, WITHIN NINE MONTHS AFTER

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RECEIVING THE BRIEFING FROM THE DIVISION, ADOPT RULES THAT REQUIRE AN UPDATED CLEAN ENERGY PLAN TO BE FILED THAT DEMONSTRATES ACHIEVEMENT OF THE 2030 TARGETS AND THE CUMULATIVE EMISSION REDUCTIONS THAT WERE PROJECTED IN THE INITIAL CLEAN ENERGY PLAN. THE UPDATED CLEAN ENERGY PLAN, ONCE VERIFIED BY THE DIVISION, BECOMES THE OPERATIVE PLAN FOR PURPOSES OF SUBSECTION (1)(e)(VIII) OF THIS SECTION REGARDING THE COMMISSION'S REGULATORY REQUIREMENTS.

(D) NOTWITHSTANDING SUBSECTIONS (1)(e)(VIII.5)(A) TO (1)(e)(VIII.5)(C) OF THIS SECTION, A QUALIFIED RETAIL UTILITY WITH A CLEAN ENERGY PLAN THAT HAS BEEN APPROVED AND VERIFIED IN ACCORDANCE WITH SECTION 40-2-125.5 AND SUBSECTION (1)(e)(VIII)(C) OF THIS SECTION AND A WHOLESALE GENERATION AND TRANSMISSION COOPERATIVE WITH AN ELECTRIC RESOURCE PLAN THAT HAS BEEN FILED IN ACCORDANCE WITH SUBSECTION (1)(e)(VIII)(I) OF THIS SECTION AND HAVE BEEN APPROVED ARE NOT SUBJECT TO SUBSECTIONS (1)(e)(VIII.5)(A) TO (1)(e)(VIII.5)(C) OF THIS SECTION. PROGRESS OF EMISSION REDUCTIONS FOR AN ELECTRIC UTILITY THAT IS AN INVESTOR-OWNED RETAIL UTILITY WITH A CLEAN ENERGY PLAN THAT HAS BEEN APPROVED AND VERIFIED IN ACCORDANCE WITH SECTION 40-2-125.5 AND SUBSECTION (1)(e)(VIII)(C) OF THIS SECTION OR A WHOLESALE GENERATION AND TRANSMISSION COOPERATIVE WITH AN ELECTRIC RESOURCE PLAN THAT HAS BEEN FILED IN ACCORDANCE WITH SUBSECTION (1)(e)(VIII)(I) OF THIS SECTION AND HAVE BEEN APPROVED SHALL BE ASSESSED THROUGH THE RECURRING RESOURCE PLANNING PROCESS AT THE PUBLIC UTILITIES COMMISSION.

(XI) As used in this subsection (1)(e):

(B.5) "INDUSTRIAL AND MANUFACTURING SECTOR" MEANS ENERGY COMBUSTION AND ENERGY USE BY INDUSTRY, INCLUDING: COMBUSTION FROM COAL, DIESEL, GASOLINE, HEAT, LIQUIFIED PETROLEUM GAS, NATURAL GAS, REFINERY FEEDSTOCKS, AND RESIDUAL FUEL OIL; AND INDUSTRIAL PROCESSES, INCLUDING CEMENT MANUFACTURE, ELECTRIC TRANSMISSION AND DISTRIBUTION EQUIPMENT, IRON AND STEEL PRODUCTION, LIME MANUFACTURE, LIMESTONE AND DOLOMITE USE, OZONE DEPLETING SUBSTANCES SUBSTITUTES, SEMICONDUCTOR MANUFACTURE, SODA ASH, AND UREA CONSUMPTION. THE TERM DOES NOT INCLUDE OIL AND GAS EXPLORATION, PRODUCTION, PROCESSING, TRANSMISSION, AND STORAGE OPERATIONS OTHER THAN ENERGY COMBUSTION EMISSIONS THAT ARE INCLUDED IN THE INDUSTRIAL AND MANUFACTURING SECTOR.

(XII) NO LATER THAN JANUARY 1, 2022, THE COMMISSION SHALL ADOPT, AND THE DIVISION SHALL BEGIN IMPLEMENTING, COMPREHENSIVE RULES THAT WILL REDUCE STATEWIDE GREENHOUSE GAS EMISSIONS FROM OIL AND GAS EXPLORATION, PRODUCTION, PROCESSING, TRANSMISSION, AND STORAGE OPERATIONS IN THE STATE BELOW THE 2005 BASELINE ESTABLISHED FOR THE OIL AND GAS EMISSIONS COVERED BY THE "OIL AND GAS FUGITIVE EMISSIONS" CATEGORY IN THE INITIAL INVENTORY DEVELOPED BY THE DIVISION PURSUANT TO SECTION 25-7-140 (2)(a)(II), TAKING INTO ACCOUNT SUBSECTIONS (1)(e)(II) TO (1)(e)(VI) OF THIS SECTION, BY AT LEAST THIRTY-SIX PERCENT BY 2025 AND SIXTY PERCENT BY 2030. THE COMMISSION SHALL DESIGN THE RULES TO PRIORITIZE NEAR-TERM REDUCTIONS IN GREENHOUSE GAS EMISSIONS. THE RULES MUST INCLUDE:

(A) PROTECTIONS FOR DISPROPORTIONATELY IMPACTED COMMUNITIES, ACHIEVING REDUCTION OF GREENHOUSE GASES AND CO-POLLUTANTS; AND

(B) MORE ROBUST MONITORING, LEAK DETECTION, AND REPAIR REQUIREMENTS, REPORTING, AND RECORD-KEEPING REQUIREMENTS TO ENSURE THAT THE DIVISION CAN ACCURATELY QUANTIFY GREENHOUSE GAS EMISSIONS DURING ALL OPERATING CONDITIONS, INCLUDING EQUIPMENT MALFUNCTIONS; AND

(C) ADDITIONAL DIRECT EMISSION REDUCTION CONTROLS.

(XIII) IN IMPLEMENTING THIS SUBSECTION (1)(e), THE COMMISSION SHALL ADOPT RULES TO REDUCE STATEWIDE GREENHOUSE GAS EMISSIONS FROM THE INDUSTRIAL AND MANUFACTURING SECTOR IN THE STATE BY AT LEAST TWENTY PERCENT BY 2030 BELOW THE 2005 BASELINE ESTABLISHED PURSUANT TO SECTION 25-7-140 (2)(a)(II), TAKING INTO ACCOUNT THE FACTORS SET OUT IN SUBSECTIONS (1)(e)(II) TO (1)(e)(VI) OF THIS SECTION. THE RULES MUST INCLUDE PROTECTIONS FOR DISPROPORTIONATELY IMPACTED COMMUNITIES AND PRIORITIZE EMISSION REDUCTIONS THAT WILL REDUCE EMISSIONS OF CO-POLLUTANTS THAT ADVERSELY AFFECT DISPROPORTIONATELY IMPACTED COMMUNITIES, BE DESIGNED TO ACCELERATE NEAR-TERM REDUCTIONS, AND SECURE MEANINGFUL EMISSION REDUCTIONS FROM THIS SECTOR TO BE REALIZED BEGINNING NO LATER THAN SEPTEMBER 30, 2024. THE RULES MUST:

(A) BE CONSISTENT WITH THE REQUIREMENTS OF SUBSECTION

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(1)(e)(IX) OF THIS SECTION; AND

(B) REQUIRE A FIVE PERCENT REDUCTION IN THE GREENHOUSE GAS EMISSIONS ASSOCIATED WITH ENERGY-INTENSIVE, TRADE-EXPOSED MANUFACTURING SOURCES THAT CURRENTLY EMPLOY BEST AVAILABLE EMISSION CONTROL TECHNOLOGIES FOR GREENHOUSE GAS EMISSIONS AND BEST AVAILABLE ENERGY EFFICIENCY PRACTICES, AS DETERMINED BY THE COMMISSION, PURSUANT TO SUBSECTION (1)(e)(IX)(A) OF THIS SECTION.

(f) (I) **Definitions.** THE DEFINITIONS IN SUBSECTION (1)(e)(XI) OF THIS SECTION APPLY TO THIS SUBSECTION (1)(f). AS USED IN THIS SUBSECTION (1)(f), UNLESS THE CONTEXT REQUIRES OTHERWISE:

(A) "GHG CREDIT" MEANS A TRADEABLE COMPLIANCE INSTRUMENT IN A PHYSICAL OR ELECTRONIC FORMAT, THE USE OF WHICH IS AUTHORIZED PURSUANT TO A REGULATORY PROGRAM ADOPTED BY THE COMMISSION THAT REPRESENTS THE REDUCTION OF ONE METRIC TON OF CARBON-DIOXIDE EQUIVALENT OF GREENHOUSE GAS BY A REGULATED SOURCE.

(B) "REGULATED SOURCE" MEANS A SOURCE OF GREENHOUSE GAS THAT IS SUBJECT TO A RULE ADOPTED BY THE COMMISSION UNDER SUBSECTION (1)(e) OF THIS SECTION THAT IMPOSES SPECIFIC AND QUANTIFIABLE GREENHOUSE GAS REDUCTION OBLIGATIONS UPON THAT SOURCE OR GROUP OF SOURCES.

(C) "TRADING PROGRAM" MEANS A COMMISSION-ADOPTED REGULATORY PROGRAM THAT ALLOWS FOR REGULATED SOURCES TO MEET THEIR GREENHOUSE GAS COMPLIANCE OBLIGATIONS UNDER SUBSECTION (1)(e) OF THIS SECTION THROUGH THE CREATION, PURCHASE, ACQUISITION, OR EXCHANGE OF, OR OTHER COMMERCIAL-TYPE TRANSACTION INVOLVING, A GHG CREDIT WITH OTHER REGULATED SOURCES.

(II) **Greenhouse gas accounting system.** EXCEPT AS SPECIFIED IN SUBSECTION (1)(f)(III) OF THIS SECTION, BEFORE THE COMMISSION ADOPTS A RULE OR PROGRAM THAT PROVIDES FOR THE USE OF A TRADING PROGRAM, THE COMMISSION SHALL ADOPT A RULE THAT DIRECTS THE DIVISION TO CREATE A COMPREHENSIVE AND CENTRALIZED ACCOUNTING SYSTEM TO TRACK EMISSIONS FROM, AT A MINIMUM, ALL REGULATED SOURCES IN THE STATE COVERED BY OR THAT MAY OTHERWISE PARTICIPATE IN THAT TRADING PROGRAM, WHICH SYSTEM MUST:

(A) ENABLE THE DIVISION AND THE PUBLIC TO TRACK EMISSION REDUCTIONS, TRADES, AND OTHER TRANSACTIONS BY SOURCES UTILIZING GHG CREDITS OR OTHERWISE PARTICIPATING IN A TRADING PROGRAM, AND TO TRACK ANY TRANSACTIONS THAT TAKE PLACE CONSISTENT WITH THE REQUIREMENTS SET FORTH IN THIS SUBSECTION (1)(f), INCLUDING ALL RULES PROMULGATED PURSUANT TO THIS SUBSECTION (1)(f);

(B) ENABLE THE DIVISION TO PREVENT DOUBLE-COUNTING OF GREENHOUSE GAS EMISSION REDUCTIONS; AND

(C) IDENTIFY REGULATED SOURCES THAT ADVERSELY AFFECT DISPROPORTIONATELY IMPACTED COMMUNITIES THROUGH THEIR EMISSIONS OF LOCALLY HARMFUL AIR POLLUTANTS.

(III) THE COMMISSION MAY ADOPT A TRADING PROGRAM AMONG REGULATED SOURCES AS NECESSARY TO TIMELY IMPLEMENT SUBSECTION (1)(e)(IX) OF THIS SECTION IF THAT PROGRAM:

(A) IS ULTIMATELY INTEGRATED INTO THE COMPREHENSIVE AND CENTRALIZED ACCOUNTING SYSTEM DEVELOPED PURSUANT TO SUBSECTION (1)(f)(II) OF THIS SECTION;

(B) ENABLES THE DIVISION TO TRACK THE EMISSIONS OF, AND EMISSION REDUCTIONS, TRADES, AND OTHER TRANSACTIONS BY, ALL REGULATED SOURCES PARTICIPATING IN THE TRADING PROGRAM;

(C) ENABLES THE DIVISION TO PREVENT DOUBLE COUNTING OF GREENHOUSE GAS EMISSION REDUCTIONS; AND

(D) IDENTIFIES REGULATED SOURCES THAT ADVERSELY AFFECT DISPROPORTIONATELY IMPACTED COMMUNITIES THROUGH THEIR EMISSIONS OF LOCALLY HARMFUL AIR POLLUTANTS.

(g) WITH REGARD TO THE CHANGES MADE IN 2021 BY HOUSE BILL 21-1266:

(I) NOTHING:

(A) ALTERS THE GREENHOUSE GAS EMISSION REDUCTION GOALS PREVIOUSLY ESTABLISHED IN SECTION 25-7-102 (2)(g), IN EITHER AMOUNT OR TIMING; OR

(B) DETRACTS FROM THE COMMISSION'S EXISTING AUTHORITY TO REQUIRE MORE THAN THE MINIMUM GREENHOUSE GAS EMISSION REDUCTION GOALS AND DEADLINES PREVIOUSLY ESTABLISHED IN SECTION 25-7-102 (2)(g); AND

(II) THE CHANGES ADD TO, BUT DO NOT OTHERWISE ALTER, THE

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COMMISSION'S AUTHORITY AND OBLIGATION TO PROMULGATE AND PUBLISH RULES PURSUANT TO THIS SECTION AND SECTIONS 25-7-102 (2)(g) AND 25-7-140.

SECTION 14. In Colorado Revised Statutes, 25-7-109.3, **amend** (2) as follows:

25-7-109.3. Colorado hazardous air pollutant control and reduction program - rules. (2) EXCEPT AS PROVIDED IN SECTION 25-7-114.4 (5), the commission may only promulgate ~~regulations~~ RULES pertaining to hazardous air pollutants as defined in section 25-7-103 (13) in accordance with this section. In order to minimize additional regulatory and compliance costs to the state's economy, any program created by the commission pursuant to this section ~~shall~~ MUST contain a provision ~~which~~ THAT exempts those sources or categories of sources ~~which~~ THAT it determines to be of minor significance from the requirements of the program. Consistent with the provisions of section 25-7-105.1, the commission shall authorize synthetic minor sources of hazardous air pollutants by the issuance of construction permits or prohibitory ~~OR OTHER~~ rules. ~~or other regulations~~. Such permits ~~OR~~ rules ~~or regulations~~ ~~shall~~ MUST only be as stringent as necessary to establish synthetic minor status. The commission shall expeditiously implement this subsection (2) to assure that all sources may be able to timely qualify as a synthetic minor source, thereby avoiding the costs of the operating permit program.

SECTION 15. In Colorado Revised Statutes, 25-7-110.5, **amend** (4)(e); and **add** (4)(f) and (4)(g) as follows:

25-7-110.5. Required analysis of proposed air quality rules. (4) (e) EXCEPT AS PROVIDED IN SUBSECTION (4)(f) OF THIS SECTION, the economic impact analysis required by this subsection (4) ~~shall~~ MUST not consist of an analysis of any nonmarket costs or external costs asserted to occur notwithstanding compliance by a source with applicable environmental regulations.

(f) FOR A RULE THAT IMPLEMENTS SECTION 25-7-105 (1)(e) THAT MAY MATERIALLY AFFECT GREENHOUSE GAS EMISSIONS, THE ECONOMIC IMPACT ANALYSIS REQUIRED BY THIS SUBSECTION (4) MUST INCLUDE AN ANALYSIS OF THE SOCIAL COST OF GREENHOUSE GASES RELATED TO THE ESTIMATED EMISSION REDUCTIONS FROM THE PROPOSED RULE. THE ANALYSIS MUST USE THE MOST RECENT ASSESSMENT OF THE SOCIAL COST FOR THOSE GREENHOUSE GASES FOR WHICH THE FEDERAL GOVERNMENT HAS DETERMINED THE COST, AND THE CONSIDERATION OF THE SOCIAL COST OF GREENHOUSE GASES MUST BE CONSISTENT WITH EXISTING LAW AND INCLUDE USE OF A DISCOUNT RATE OF NO MORE THAN TWO AND ONE-HALF PERCENT; EXCEPT THAT THE SOCIAL COST OF GREENHOUSE GASES THAT IS USED MAY NOT BE LOWER THAN THAT ESTABLISHED IN 2016, USING A TWO AND ONE-HALF PERCENT DISCOUNT RATE, BY THE FEDERAL INTERAGENCY WORKING GROUP ON THE SOCIAL COST OF CARBON OR THAN THE FINAL SOCIAL COST OF GREENHOUSE GASES, USING A TWO AND ONE-HALF PERCENT OR LOWER EFFECTIVE DISCOUNT RATE, ESTABLISHED BY THE FEDERAL INTERAGENCY WORKING GROUP ON THE SOCIAL COST OF GREENHOUSE GASES PURSUANT TO FEDERAL EXECUTIVE ORDER 13990, DATED JANUARY 20, 2021, WHICHEVER IS HIGHER.

(g) WITH REGARD TO THE CHANGES MADE IN 2021 BY HOUSE BILL 21-1266:

(I) NOTHING:

(A) ALTERS THE GREENHOUSE GAS EMISSION REDUCTION GOALS PREVIOUSLY ESTABLISHED IN SECTION 25-7-102 (2)(g), IN EITHER AMOUNT OR TIMING; OR

(B) DETRACTS FROM THE AIR QUALITY CONTROL COMMISSION'S EXISTING AUTHORITY TO REQUIRE MORE THAN THE MINIMUM GREENHOUSE GAS EMISSION REDUCTION GOALS AND DEADLINES PREVIOUSLY ESTABLISHED IN SECTION 25-7-102 (2)(g); AND

(II) THE CHANGES ADD TO, BUT DO NOT OTHERWISE ALTER, THE AIR QUALITY CONTROL COMMISSION'S AUTHORITY AND OBLIGATION TO PROMULGATE AND PUBLISH RULES PURSUANT TO SECTIONS 25-7-102 (2)(g), 25-7-105, AND 25-7-140.

SECTION 16. In Colorado Revised Statutes, 25-7-140, **amend** (2)(a)(I) and (2)(a)(II); and **add** (2)(a)(IV) as follows:

25-7-140. Greenhouse gas emissions - data collection - legislative declaration - rules - reporting - forecasting - public information - definitions. (2) **Rules.** (a) The commission shall:

(I) ~~By June 1, 2020;~~ Adopt rules requiring greenhouse gas-emitting entities to monitor and publicly report their emissions as the commission deems appropriate to support Colorado's greenhouse gas emission inventory efforts and

to facilitate implementation of rules that will timely achieve Colorado's greenhouse gas emission reduction goals. The commission shall consider what information is already being publicly reported by the federal environmental protection agency and tailor new reporting requirements to fill any gaps in data, as it determines is appropriate, to allow for maintaining and updating state inventories that are sufficiently comprehensive and robust. The rules must include requirements for providers of retail or wholesale electric service in the state of Colorado to track and report emissions from all generation sources within the state and elsewhere that electricity consumption by their customers in this state causes to be emitted. The commission may require emitting entities to report the amount of emissions of each of the seven individual components of greenhouse gases as well as the carbon dioxide equivalent of those emissions.

(II) Direct the division to update the statewide inventory of greenhouse gas emissions by sector, up to on an annual basis as determined by the commission, but in no event less frequently than every two years. The division shall update the inventory in a manner that allows reasonable tracking of progress in reducing greenhouse gas emissions over time. The commission shall take reasonable steps to ensure that emission abatement that counts toward meeting the state's greenhouse gas emission reduction goals is durable and rigorously tracked. The inventory must include a forecast of Colorado's greenhouse gas emissions for the milestone year of 2025, as well as 2030, 2035, 2040, and 2045. THE DIVISION SHALL MAKE PUBLICLY AVAILABLE THE DATA UPON WHICH PROJECTIONS ARE BASED, INCLUDING THE SOURCES OF THAT DATA, THE INPUTS FOR ANY MODEL USED, AND A DESCRIPTION OF THE ANALYSIS UNDERLYING THE PROJECTIONS. THE FORECAST MUST INCLUDE AT LEAST ONE SCENARIO THAT DOES NOT INCLUDE EMISSION REDUCTIONS PROJECTED TO OCCUR FROM ANY FEDERAL, STATE, OR LOCAL LAW, RULE, REGULATION, POLICY, OR PROGRAM THAT IS NOT IN PLACE AS OF THE DATE OF PUBLICATION OF THE INVENTORY. The initial inventory required under this subsection (2) must include a recalculation of Colorado's 2005 greenhouse gas emissions to serve as a baseline for measuring progress against Colorado's greenhouse gas emission reduction goals.

(IV) WITH REGARD TO THE CHANGES MADE IN 2021 BY HOUSE BILL 21-1266:

(A) NOTHING ALTERS THE GREENHOUSE GAS EMISSION REDUCTION GOALS PREVIOUSLY ESTABLISHED IN SECTION 25-7-102 (2)(g), IN EITHER AMOUNT OR TIMING, OR DETRACTS FROM THE COMMISSION'S EXISTING AUTHORITY TO REQUIRE MORE THAN THE MINIMUM GREENHOUSE GAS EMISSION REDUCTION GOALS AND DEADLINES PREVIOUSLY ESTABLISHED IN SECTION 25-7-102 (2)(g); AND

(B) THE CHANGES ADD TO, BUT DO NOT OTHERWISE ALTER, THE COMMISSION'S AUTHORITY AND OBLIGATION TO PROMULGATE AND PUBLISH RULES PURSUANT TO THIS SECTION AND SECTIONS 25-7-102 (2)(g), AND 25-7-105.

SECTION 17. In Colorado Revised Statutes, 2-3-1203, **add** (18.5)(a)(II) as follows:

2-3-1203. Sunset review of advisory committees - legislative declaration - definition - repeal. (18.5) (a) The following statutory authorizations for the designated advisory committees will repeal on September 1, 2027:

(II) THE ENVIRONMENTAL JUSTICE ADVISORY BOARD CREATED IN SECTION 25-1-132 (2).

SECTION 18. In Colorado Revised Statutes, 8-83-503, **add** (7) as follows:

8-83-503. Just transition office - advisory committee - repeal.

(7) THE OFFICE, IN CONSULTATION WITH THE ADVISORY COMMITTEE, SHALL DEVELOP A PROPOSED LONG-TERM BUDGET TO ADEQUATELY FINANCE THE JUST TRANSITION PLAN. THE OFFICE SHALL SUBMIT THE PROPOSED BUDGET TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT NO LATER THAN JULY 1, 2022. THE BUDGET MUST INCLUDE FINANCING OPTIONS FROM STATE, FEDERAL, AND OTHER SOURCES. THE DEPARTMENT SHALL CONSIDER THE PROPOSED BUDGET AS PART OF ITS BUDGET PROPOSAL FOR STATE FISCAL YEAR 2023-24.

SECTION 19. In Colorado Revised Statutes, **repeal and reenact, with amendments,** 24-38.5-101 as follows:

24-38.5-101. Colorado energy office - creation. (1) THERE IS HEREBY CREATED WITHIN THE OFFICE OF THE GOVERNOR THE COLORADO ENERGY OFFICE, THE HEAD OF WHICH IS THE DIRECTOR OF THE COLORADO ENERGY OFFICE. THE DIRECTOR OF THE OFFICE SHALL BE ASSISTED BY A DEPUTY

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DIRECTOR AND A STAFF TO FULFILL THE OFFICE'S MISSION TO:

(a) SUPPORT COLORADO'S TRANSITION TO A MORE EQUITABLE, LOW-CARBON, AND CLEAN ENERGY ECONOMY AND PROMOTE RESOURCES THAT REDUCE AIR POLLUTION AND GREENHOUSE GAS EMISSIONS, INCLUDING POLLUTION AND EMISSIONS FROM ELECTRICITY GENERATION, BUILDINGS, INDUSTRY, AGRICULTURE, AND TRANSPORTATION;

(b) PROMOTE ECONOMIC DEVELOPMENT AND HIGH QUALITY JOBS IN COLORADO THROUGH ADVANCING CLEAN ENERGY, TRANSPORTATION ELECTRIFICATION, AND OTHER TECHNOLOGIES THAT REDUCE AIR POLLUTION AND GREENHOUSE GAS EMISSIONS, INCLUDING HELPING TO FINANCE THOSE INVESTMENTS;

(c) PROMOTE ENERGY EFFICIENCY;

(d) PROMOTE AN EQUITABLE TRANSITION TOWARD ZERO EMISSION BUILDINGS;

(e) PROMOTE AN EQUITABLE TRANSITION TO TRANSPORTATION ELECTRIFICATION, ZERO EMISSION VEHICLES, TRANSPORTATION SYSTEMS, AND LAND USE PATTERNS THAT REDUCE ENERGY USE AND GREENHOUSE GAS EMISSIONS;

(f) INCREASE ENERGY SECURITY;

(g) SUPPORT LOWER LONG-TERM CONSUMER COSTS AND SUPPORT REDUCED ENERGY COST BURDEN FOR LOWER-INCOME COLORADANS; AND

(h) PROTECT THE ENVIRONMENT AND PUBLIC HEALTH.

SECTION 20. In Colorado Revised Statutes, 24-75-402, **add** (5)(tt) as follows:

24-75-402. Cash funds - limit on uncommitted reserves - reduction in the amount of fees - exclusions. (5) Notwithstanding any provision of this section to the contrary, the following cash funds are excluded from the limitations specified in this section:

(1). (tt) THE COMMUNITY IMPACT CASH FUND CREATED IN SECTION 25-7-129

SECTION 21. In Colorado Revised Statutes, 40-2-129, **add** (4) as follows:

40-2-129. New resource acquisitions - factors in determination - local employment - "best value" metrics. (4) (a) THE STATE AUDITOR SHALL CONDUCT OR CAUSE TO BE CONDUCTED A PERFORMANCE AUDIT OF THE COMMISSION'S IMPLEMENTATION OF THE "BEST VALUE" EMPLOYMENT METRICS REQUIREMENTS OF THIS SECTION, INCLUDING REVIEW OF:

(I) THE PROJECTS SUBJECT TO SUBSECTION (1)(a) OF THIS SECTION THAT HAVE BEEN APPROVED IN THE PREVIOUS TEN YEARS;

(II) WHETHER THE WORK DONE USED CONTRACTORS THAT MET THE CRITERIA SPECIFIED IN THIS SECTION;

(III) ANY SHORTFALLS IN ENFORCEMENT CAPACITY OR IMPLEMENTATION BY THE COMMISSION;

(IV) CURRENT ENFORCEMENT PROCEDURES FOR INVESTOR-OWNED UTILITIES, INDEPENDENT POWER PRODUCERS, AND WHOLESALE GENERATION AND TRANSMISSION ELECTRIC COOPERATIVES; AND

(V) WHETHER AND HOW DELAYED RULE-MAKING PROCEEDINGS HAVE PREVENTED THE "BEST VALUE" EMPLOYMENT METRICS REQUIREMENTS OF THIS SECTION FROM BEING IMPLEMENTED.

(b) THE GOVERNOR'S OFFICE, THE COMMISSION, AND COMMISSION STAFF SHALL COOPERATE WITH STAKEHOLDERS AND THE STATE AUDITOR IN CONDUCTING THE AUDIT AND MAKING RECOMMENDATIONS FOR REFORMS OF, OR POTENTIAL ALTERNATIVES TO, THE IMPLEMENTATION AND ENFORCEMENT OF "BEST VALUE" EMPLOYMENT METRICS.

(c) UPON COMPLETION OF A PERFORMANCE AUDIT, THE STATE AUDITOR SHALL SUBMIT A WRITTEN REPORT TO THE LEGISLATIVE AUDIT COMMITTEE, TOGETHER WITH ANY FINDINGS AND RECOMMENDATIONS."

Renumber succeeding sections accordingly.

Page 15, after line 20 insert:

"SECTION 23. Applicability. This act applies to conduct occurring on or after the effective date of this act."

Renumber succeeding section accordingly.

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Appropriations

After consideration on the merits, the Committee recommends that **HB21-1320** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB21-1327** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Call of the Senate.

Call raised.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB21-1007 by Representative(s) Sullivan and Ortiz; also Senator(s) Danielson and Rodriguez-- Concerning a state apprenticeship registration program in the department of labor and employment, and, in connection therewith, making an appropriation.

Senator Danielson moved for the adoption of the first report of the first conference committee on **HB21-1007**, as printed in Senate journal, June 7, page(s) 1401-1403. The motion was **adopted** by the following roll call vote:

| YES | 20 | NO | 15 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

HB21-1027 by Representative(s) Larson and Roberts; also Senator(s) Bridges and Priola--Concerning the authorization for certain alcohol license holders to offer alcohol beverages for consumption off the licensed premises, and, in connection therewith, making an appropriation.

Senator Bridges moved for the adoption of the first report of the first conference committee on **HB21-1027**, as printed in Senate journal, June 7, page(s) 1403-1404. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 1 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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: Holbert, Pettersen, and Zenzinger.

HB21-1065 by Representative(s) Ortiz and Carver; also Senator(s) Garcia and Gardner--Concerning the authority of a private employer to adopt a veterans' preference employment policy when hiring new employees, and, in connection therewith, making an appropriation.

Senator Fenberg moved that the Senate reject the first report of the first conference committee on **HB21-1065**, as printed in Senate journal, June 7, page(s) 1404, and that a second 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The President appointed Senators Garcia, Chair, Jaquez Lewis, and Gardner as Senate conferees on the second conference committee on **HB21-1065**.

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1328, HB21-1325, HB21-1327, HB21-1329, and HB21-1330 were made Special Orders -- Consent Calendar at 4:14 p.m.

Committee of the Whole

The hour of 4:14 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:

HB21-1328 by Representative(s) Herod and Van Winkle; also Senator(s) Fields and Priola--Concerning the effective date of Senate Bill 20-123.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1325 by Representative(s) McCluskie and Herod, Garnett, Esgar, McLachlan; also Senator(s) Zenzinger and Rankin, Lundeen--Concerning establishing a school finance legislative interim committee to consider changes to the method for funding public schools to improve student achievement, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1327 by Representative(s) Ortiz and Van Winkle; also Senator(s) Kolker and Woodward--Concerning the authority of a pass-through business entity to elect to pay state income taxes at the entity level, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1329 by Representative(s) Gonzales-Gutierrez and Woodrow; also Senator(s) Holbert and Gonzales--Concerning the use of money the state receives from the federal government under the "American Rescue Plan Act of 2021" to make investments in housing to assist persons disproportionately impacted by the COVID-19 public health emergency facing housing insecurity, and, in connection therewith, making an appropriation.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, June 7, page(s) 1388 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, June 7, page(s) 1401 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB21-1330 by Representative(s) McCluskie and Ricks; also Senator(s) Zenzinger and Kirkmeyer--Concerning measures to support student success in obtaining postsecondary credentials, 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1328, HB21-1325, HB21-1327, HB21-1329 as amended, HB21-1330

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1309, HB21-1320, and HB21-1326 were made Special Orders at 4:19 p.m.

Committee of the Whole

The hour of 4:19 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:

HB21-1320 by Representative(s) Tipper and Benavidez; also Senator(s) Lee--Concerning the continuation of the sex offender management board, and, in connection therewith, implementing the recommendations of the 2019 sunset report by the department of regulatory agencies.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1326 by Representative(s) McLachlan and Will; also Senator(s) Story--Concerning 2020-21 state fiscal year transfers from the general fund to support outdoor recreation, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB21-1309 by Representative(s) Roberts and Carver; also Senator(s) Lee and Gardner--Concerning measures related to permitting continuing a criminal trial because of the COVID-19 pandemic.

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 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1320, HB21-1326, HB21-1309

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 **HB21-1266** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 15, strike lines 4 through 20 and insert:

"SECTION 6. Appropriation. (1) For the 2021-22 state fiscal year, \$2,550,218 is appropriated to the department of public health and environment. This appropriation consists of \$2,172,376 from the general fund and \$377,842 from the community impact cash fund created in section 25-7-129 (1), C.R.S.. To implement this act, the department may use this appropriation as follows:

(a) \$1,417,544, which consists of \$1,070,172 from the general fund and \$347,372 from the community impact cash fund for use by the air pollution control division for personal services related to stationary sources, which amount is based on an assumption that the division will require an additional 20.4 FTE;

(b) \$510,353, which consists of \$479,882 from the general fund and \$30,470 from the community impact cash fund for use by the air pollution control division for operating costs related to stationary sources;

(c) \$382,680 from the general fund for the purchase of legal services; and

(d) \$239,642 from the general fund for the purchase of information technology services.

(2) For the 2021-22 state fiscal year, \$382,680 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 2.0 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.

(3) For the 2021-22 state fiscal year, \$239,642 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 public health and environment under subsection (1)(d) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of public health and environment.

(4) For the 2021-22 state fiscal year, \$146,703 is appropriated to the office of the governor for use by the Colorado energy office. This appropriation

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is from the general fund and is based on an assumption that the office will require an additional 1.8 FTE. To implement this act, the office may use this appropriation for program costs."

On motion of Majority Leader Fenberg, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB21-1266 were made Special Orders at 6:32 p.m.

Committee of the Whole

The hour of 6:32 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:

HB21-1266 by Representative(s) Jackson, Bacon, Benavidez, Caraveo, Cutter, Duran, Exum, Gonzales-Gutierrez, Gray, Jodeh, Kennedy, Kipp, Ortiz, Sirota, Titone, Valdez A., Woodrow; also Senator(s) Winter and Buckner--Concerning efforts to redress the effects of environmental injustice on disproportionately impacted communities, and, in connection therewith, making an appropriation.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, June 7, page(s) 1404-1419 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, June 7, page(s) 1424-1425 and placed in members' bill files.)

Amendment No. 3(L.013), by Senator Winter.

Amend the Finance Committee Report, dated June 7, 2021, page 3, line 26, strike "PROMULGATE AND PUBLISH" and substitute "PUBLISH AND PROMULGATE".

Page 8, line 19, strike "PROMULGATE AND PUBLISH" and substitute "PUBLISH AND PROMULGATE".

Page 22, line 35, after "THE" insert "AIR QUALITY CONTROL".

Page 22, line 39, after "THE" insert "AIR QUALITY CONTROL".

Page 22, lines 40 and 41, strike "PROMULGATE AND PUBLISH" and substitute "PUBLISH AND PROMULGATE".

Page 24, line 19, strike "PROMULGATE AND PUBLISH" and substitute "PUBLISH AND PROMULGATE".

Page 25, line 27, after "THE" insert "AIR QUALITY CONTROL".

Page 25, lines 32 and 33, strike "PROMULGATE AND PUBLISH" and substitute "PUBLISH AND PROMULGATE".

Page 25, line 31, after "THE" insert "AIR QUALITY CONTROL".

Amendment No. 4(L.023), by Senator Winter.

Amend the Finance Committee Report, dated June 7, 2021, page 16, line 20, strike "SECTION 25-7-102 (1)(e)(XII) AND (1)(e)(XIII)" and substitute "SUBSECTIONS (1)(e)(XII) AND (1)(e)(XIII) OF THIS SECTION."

Page 20, line 40, strike "2005" and substitute "2015".

Amendment No. 5(L.025), by Senator Winter.

Amend the Finance Committee Report, dated June 7, 2021, page 17, line 27, strike "INTENDS TO FILE A CLEAN ENERGY" and "IS REQUIRED TO FILE AN ELECTRIC RESOURCE".

Page 17, line 36, strike "THAT IS NOT" and substitute "OTHER THAN AN" and after "INVESTOR-OWNED" insert "UTILITY".

Page 17, line 38, after "PLAN" insert "PURSUANT TO THIS SUBSECTION (1)(e)(VIII)(J)".

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

HB21-1266 by Representative(s) Jackson, Bacon, Benavidez, Caraveo, Cutter, Duran, Exum, Gonzales-Gutierrez, Gray, Jodeh, Kennedy, Kipp, Ortiz, Sirota, Titone, Valdez A., Woodrow; also Senator(s) Winter and Buckner--Concerning efforts to redress the effects of environmental injustice on disproportionately impacted communities, and, in connection therewith, making an appropriation.

Senator Lundeen moved to amend the report of the Committee of the Whole to show that the following Senate floor Amendment, (L.021) to HB21-1266, did pass.

Amend the Finance Committee Report, dated June 7, 2021, page 20, line 24, strike "THIRTY-SIX" and substitute "TWENTY-SIX" and strike "SIXTY" and substitute "FIFTY".

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 | 19 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | E | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | E | | |

Senator Holbert moved to amend the report of the Committee of the Whole to show that the following Senate floor amendment, (L.024) to HB21-1266, did pass.

Amend reengrossed bill, page 15, line 20, after "environment" insert:

"SECTION 7. Effective date. Effective January 1 of the calendar year following the first year the People's Republic of China reduces its greenhouse gas emissions."

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 | 20 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | N | Woodward | Y |
| Donovan | E | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | E | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | E | | |

Senator Sonnenberg moved to amend the report of the Committee of the Whole to show that the following Senate floor amendment, (L.022) to HB21-1266, did pass.

Amend the Finance Committee Report, dated June 7, 2021, page 15, line 30, strike "and (1)(g)" and substitute "(1)(g), and (1)(h)".

Page 23, after line 1 insert:

"(h) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, THE COMMISSION SHALL NOT ADOPT ANY RULE PURSUANT TO SUBSECTION (1)(d.5), (1)(e), (1)(f), OR (1)(g) OF THIS SECTION THAT REGULATES AGRICULTURE OR AGRICULTURAL PROCESSING."

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 | 19 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | N | Ginal | N | Liston | Y | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | N | Story | N |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | N | Kirkmeyer | E | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | E | | |

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 | 21 | NO | 11 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1266 as amended

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:

HB21-1250 by Representative(s) Herod and Gonzales-Gutierrez; also Senator(s) Fields and Gardner-- Concerning measures to address law enforcement accountability, 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.075), by Senator Fields and Gardner.

Amend revised bill, page 31, after line 5 insert:

"SECTION 21. In Colorado Revised Statutes, add 24-32-129 as follows:

24-32-129. Best practices in policing study. (1) (a) THE DIVISION OF LOCAL GOVERNMENT SHALL CONTRACT WITH A NATIONALLY RECOGNIZED RESEARCH AND CONSULTING ENTITY THAT IS AN EXPERT IN DATA-DRIVEN, EVIDENCE-BASED POLICING AND IS COMMUNITY-BASED FOR AN INDEPENDENT STUDY TO ASSESS AND PROVIDE A REPORT AND FINDINGS ON EVIDENCED-BASED POLICING NATIONAL BEST PRACTICES IN DEFINED AREAS OF STUDY. THE CONSULTING ENTITY SHALL COMPLETE AN INTERIM STUDY NO LATER THAN DECEMBER 30, 2021, AND THE FINAL STUDY NO LATER THAN JULY 1, 2022. THE STUDY SHALL DETERMINE EVIDENCE-BASED BEST PRACTICES IN THE FOLLOWING AREAS TO PROMOTE GREATER POLICING FAIRNESS, EQUITY, AND EFFECTIVENESS:

(I) USE OF FORCE STRATEGIES, STANDARDS, AND TRAINING THAT VALUE THE SANCTITY OF HUMAN LIFE, PROMOTE DE-ESCALATION TACTICS, PROVIDE CLARITY FOR OFFICERS, PROTECT COMMUNITIES, AND MINIMIZE HARM TO OFFENDERS;

(II) CRIME AND COMMUNITY HARM REDUCTION STRATEGIES THAT INCLUDE PROBLEM ANALYSIS OF HIGH-RISK PEOPLE AND PLACES AND RACIAL AND ETHNIC BIAS IN POLICING WITH A FOCUS ON PREVENTION WHILE IMPROVING SAFETY AND POLICE-COMMUNITY INTERACTIONS;

(III) INITIATIVES TO SAFELY INCREASE COMMUNITY RESPONSE IN LIEU OF LAW ENFORCEMENT ENGAGEMENT FOR LOWER-LEVEL OFFENSES AND CALLS FOR SERVICE;

(IV) STRATEGIES TO EFFECTIVELY MOVE LAW ENFORCEMENT AND THE COMMUNITY FORWARD TOGETHER BY BUILDING A SHARED UNDERSTANDING AND IDENTIFYING COMMON SOLUTIONS TO BETTER PROTECT OUR VULNERABLE AND UNDERREPRESENTED COMMUNITIES, IN ADDITION TO THOSE SUFFERING FROM MENTAL ILLNESS OR EXPERIENCING HOMELESSNESS THROUGH NON-TRADITIONAL POLICING METHODOLOGIES;

(V) METHODS TO ENHANCE OFFICER RECEPTIVITY TO ENGAGE IN EVIDENCE-BASED POLICING PRACTICES THAT INVOLVE HARM REDUCTION AND REDUCE RELIANCE ON TRADITIONAL JUSTICE SYSTEM RESOURCES AND PROCESSES;

(VI) INNOVATIVE APPROACHES TO OFFICER MENTAL HEALTH, RECRUITMENT, AND RETENTION TO ADDRESS TRAUMA AND ENSURE OFFICER PREPAREDNESS FOR COMMUNITY ENGAGEMENT; AND

(VII) ANALYSIS OF RECRUITMENT AND QUALIFICATION STANDARDS FOR ENTRY-LEVEL POLICE OFFICER POSITIONS TO ATTRACT CANDIDATE POOLS WITH DIVERSE PERSPECTIVES AND ONGOING TRAINING AND QUALIFICATION REQUIREMENTS TO ENHANCE OFFICERS' WILLINGNESS TO ENGAGE IN JUSTICE STRATEGIES EMBRACING COMMUNITY COLLABORATION WHILE ALSO DECREASING AND IDENTIFYING SIGNS OF PROBLEMATIC BEHAVIORS.

(b) THE CONSULTING ENTITY MAY CONSULT WITH AND SEEK INPUT FROM:

(I) NATIONAL ORGANIZATIONS OF SOCIAL AND CIVIL JUSTICE;
(II) COLORADO DISTRICT ATTORNEYS AND THE COLORADO DISTRICT ATTORNEYS' COUNCIL;

(III) A STATEWIDE ORGANIZATION REPRESENTING MUNICIPALITIES;
(IV) A STATEWIDE ORGANIZATION REPRESENTING COUNTIES;
(V) NATIONAL ORGANIZATIONS REPRESENTING LAW ENFORCEMENT;
(VI) NATIONAL ORGANIZATIONS REPRESENTING LOCAL GOVERNMENTS;

AND

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(VII) ANY OTHER ENTITIES OR ORGANIZATIONS THE CONSULTING ENTITY DETERMINES ARE NECESSARY.

(c) (I) THE DIVISION SHALL RELAY ANY REFINED SCOPE OF WORK TO THE CONSULTING ENTITY AND THE RECOMMENDED RESEARCH ENTITIES FROM THE ADVISORY COMMITTEE AS DESCRIBED IN SUBSECTION (2) OF THIS SECTION.

(II) THE DIVISION SHALL DEVELOP A REQUEST FOR PROPOSAL TO CONTRACT WITH THE CONSULTING ENTITY, AWARD THE CONTRACT FOR THE STUDY DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION, AND OVERSEE THE FULFILLMENT OF THE CONTRACT TERMS. THE DIVISION SHALL AWARD THE CONTRACT NO LATER THAN THIRTY DAYS AFTER THE FINAL APPOINTMENT TO THE ADVISORY COMMITTEE.

(III) THE DIVISION SHALL PROVIDE THE CONSULTING ENTITY'S INTERIM AND FINAL STUDY FINDINGS TO THE HOUSE OF REPRESENTATIVES JUDICIARY COMMITTEE AND THE SENATE JUDICIARY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.

(2) (a) THE DIVISION SHALL CONVENE AN ADVISORY COMMITTEE FOR THE STUDY. THE ADVISORY COMMITTEE SHALL CONSIST OF:

(I) THE FOLLOWING MEMBERS APPOINTED BY THE PRESIDENT OF THE SENATE:

(A) A REPRESENTATIVE FROM A NON-PROFIT THAT IS AN ADVOCATE FOR POLICING REFORM AND CIVIL LIBERTIES;

(B) A REPRESENTATIVE FROM A COMMUNITY-BASED CRIMINAL JUSTICE ORGANIZATION;

(C) AN INDIVIDUAL NEGATIVELY IMPACTED BY THE CRIMINAL JUSTICE SYSTEM OR LAW ENFORCEMENT;

(D) A REPRESENTATIVE WHO ADVOCATES FOR JUVENILE JUSTICE; AND

(E) ONE MEMBER OF THE SENATE;

(II) THE FOLLOWING REPRESENTATIVES APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

(A) A REPRESENTATIVE OF THE COUNTY SHERIFFS RECOMMENDED BY THE DIRECTOR OF A STATEWIDE ORGANIZATION REPRESENTING SHERIFFS;

(B) A REPRESENTATIVE OF THE CHIEFS OF POLICE RECOMMENDED BY THE PRESIDENT OF A STATEWIDE ORGANIZATION REPRESENTING THE CHIEFS OF POLICE;

(C) A REPRESENTATIVE OF POLICE OFFICERS RECOMMENDED BY THE PRESIDENT OF A STATEWIDE ORGANIZATION REPRESENTING POLICE OFFICERS; AND

(D) A MEMBER OF THE HOUSE OF REPRESENTATIVES;

(III) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY, OR HIS OR HER DESIGNEE;

(IV) ONE MEMBER OF THE SENATE APPOINTED BY THE SENATE MINORITY LEADER; AND

(V) ONE MEMBER OF THE HOUSE OF REPRESENTATIVES BY THE HOUSE MINORITY LEADER.

(b) THE APPOINTING AUTHORITIES SHALL APPOINT THE MEMBERS OF THE ADVISORY COMMITTEE NO LATER THAN TEN DAYS AFTER THE EFFECTIVE DATE OF HOUSE BILL 21-1250.

(c) THE ADVISORY COMMITTEE SHALL SUBMIT TO THE DIVISION THE NAMES OF THREE RESEARCH OR STUDY ORGANIZATIONS WELL VERSED IN DATA-DRIVEN POLICING THAT THEY RECOMMEND BE REQUESTED TO SUBMIT PROPOSALS TO CONDUCT THE STUDY NO LATER THAN TEN DAYS AFTER THE FINAL APPOINTMENT TO THE ADVISORY COMMITTEE.

(d) THE ADVISORY COMMITTEE MAY REFINE THE SCOPE OF THE WORK OF THE STUDY IF NECESSARY. THE CONSULTING AUTHORITY SHALL PROVIDE PERIODIC UPDATES FROM THE STUDY ORGANIZATION OVER THE COURSE OF THE STUDY ON THE PROGRESS AND INTERIM FINDINGS. THE ADVISORY COMMITTEE MAY RESPOND TO THE PERIODIC UPDATES AS REQUESTED BY THE CONSULTING AUTHORITY.

(e) ONCE THE INTERIM STUDY AND FINAL STUDY IS COMPLETED, THE CONSULTING ENTITY SHALL PROVIDE THE DIVISION WITH ITS FINDINGS. THE DIVISION SHALL PROVIDE THE ADVISORY COMMITTEE WITH THE INTERIM AND FINAL STUDY FINDINGS. THE ADVISORY COMMITTEE SHALL REVIEW THE FINDINGS AND DETERMINE WHETHER TO RECOMMEND LEGISLATIVE ACTION, MAKE INTERNAL POLICY RECOMMENDATIONS TO LAW ENFORCEMENT ENTITIES, AND ANY OTHER ACTIONS IT DEEMS APPROPRIATE."

Renumber succeeding sections accordingly.

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Page 33, after line 6 insert:

"(3) For the 2021-22 state fiscal year, \$250,000 is appropriated to the department of local affairs for use by the division of local government. This appropriation is from the general fund. To implement this act, the division of local government may use this appropriation for FTE and associated administrative costs to implement section 24-32-129."

The amendment was **passed** on the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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. 2(L.084), by Senator Gardner.

Amend proposed floor amendment (HB1250_L.075), page 1, line 7, strike "AND IS COMMUNITY-BASED" and substitute "THAT IS COMMUNITY-FOCUSED".

Page 1, lines 20 and 21, strike "PLACES AND RACIAL AND ETHNIC BIAS" and substitute "PLACES, CONSIDERING RACIAL AND ETHNIC BIAS".

Page 1, lines 23 and 24, strike "IN LIEU OF LAW ENFORCEMENT ENGAGEMENT".

The amendment was **passed** on the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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. 3(L.076), by Senator Fields and Gardner.

Amend revised bill, page 31, after line 5 insert:

"SECTION 21. In Colorado Revised Statutes, **add** 24-31-114 as follows:

24-31-114. No-knock and forced entry study group - repeal. (1) ON OR BEFORE SEPTEMBER 1, 2021, THE ATTORNEY GENERAL SHALL CONVENE A STUDY GROUP TO STUDY PROCEDURES RELATED TO THE USE OF NO-KNOCK ENTRY WARRANTS AND FORCED ENTRY.

(2) (a) THE STUDY GROUP CONSISTS OF TWELVE MEMBERS AS FOLLOWS:

(I) A REPRESENTATIVE OF THE DISTRICT ATTORNEYS APPOINTED BY THE EXECUTIVE DIRECTOR OF THE COLORADO DISTRICT ATTORNEYS' COUNCIL;

(II) A REPRESENTATIVE OF COUNTY SHERIFFS APPOINTED BY THE DIRECTOR OF A STATEWIDE ORGANIZATION REPRESENTING SHERIFFS;

(III) A REPRESENTATIVE OF THE CHIEFS OF POLICE APPOINTED BY THE PRESIDENT OF A STATEWIDE ORGANIZATION OF CHIEFS OF POLICE;

(IV) A REPRESENTATIVE OF POLICE OFFICERS APPOINTED BY THE

PRESIDENT OF A STATEWIDE ORGANIZATION REPRESENTING POLICE OFFICERS;
 (V) THE STATE PUBLIC DEFENDER OR HIS OR HER DESIGNEE;
 (VI) A CRIMINAL DEFENSE ATTORNEY APPOINTED BY A STATEWIDE ORGANIZATION REPRESENTING CRIMINAL DEFENSE ATTORNEYS;
 (VII) TWO REPRESENTATIVES OF STATEWIDE ORGANIZATIONS ADVOCATING CRIMINAL JUSTICE OR SENTENCING REFORM APPOINTED BY THE ATTORNEY GENERAL; AND
 (VIII) FOUR LEGISLATIVE MEMBERS, ONE SENATOR APPOINTED BY THE SENATE PRESIDENT; ONE SENATOR APPOINTED BY THE SENATE MINORITY LEADER; ONE REPRESENTATIVE APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES; AND ONE REPRESENTATIVE APPOINTED BY THE MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES.

(b) THE APPOINTING AUTHORITIES SHALL MAKE APPOINTMENTS NO LATER THAN AUGUST 16, 2021.

(c) THE MEMBERS OF THE STUDY GROUP SHALL SERVE WITHOUT COMPENSATION.

(3) THE STUDY GROUP SHALL:

(a) SURVEY EVIDENCE-BASED POLICY AND NATIONAL BEST PRACTICES REGARDING PROCEDURES RELATED TO THE USE OF NO-KNOCK ENTRY WARRANTS AND FORCED ENTRY;

(b) REVIEW THE EFFICACY OF THE USE OF NO-KNOCK ENTRY WARRANTS AND FORCED ENTRY;

(c) SURVEY POLICIES AND PROCEDURES IN LAW ENFORCEMENT AGENCIES THROUGHOUT THE STATE REGARDING THE USE OF NO-KNOCK ENTRY WARRANTS AND FORCED ENTRY;

(d) GATHER STAKEHOLDER FEEDBACK REGARDING THE EXECUTION OF SEARCH WARRANTS THROUGH NO KNOCK OR FORCED ENTRY.

(e) DEVELOP RECOMMENDATIONS FOR POTENTIAL STATE LEGISLATION REGARDING PROCEDURES RELATED TO THE USE OF NO-KNOCK ENTRY WARRANTS AND FORCED ENTRY.

(4) THE STUDY GROUP SHALL REPORT ITS FINDINGS AND RECOMMENDATIONS TO THE ATTORNEY GENERAL ON OR BEFORE DECEMBER 31, 2021.

(5) THE ATTORNEY GENERAL SHALL INCLUDE THE STUDY GROUP'S FINDINGS IN ITS ANNUAL REPORT BEFORE THE HOUSE OF REPRESENTATIVES AND SENATE COMMITTEES OF REFERENCE PURSUANT TO SECTION 2-7-203 MADE DURING THE 2022 LEGISLATIVE SESSION.

(6) THIS SECTION IS REPEALED, EFFECTIVE JUNE 30, 2022."

Renumber succeeding subsections accordingly.

The amendment was **passed** on the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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, Cooke, Danielson, Fenberg, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Lundeen, Moreno, Story, and Zenzinger.

HB21-1321 by Representative(s) Kennedy and Weissman; also Senator(s) Moreno and Pettersen-- Concerning voter transparency requirements to increase information about the fiscal impact of statewide ballot measures that would result in a change in district revenue, and, in connection therewith, making an appropriation.

Laid over until Tuesday, June 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 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:

SB21-200 by Senator(s) Winter and Moreno; also Representative(s) Jackson--Concerning measures to further environmental protections, and, in connection therewith, adopting measures to reduce emissions of greenhouse gases and adopting protections for disproportionately impacted communities.

Laid over until Thursday, December 9, 2021.

HB21-1324 by Representative(s) Pelton and Roberts; also Senator(s) Rodriguez and Hisey--Concerning measures to facilitate the use of innovative energy technologies by investor-owned utilities in Colorado, and, in connection therewith, authorizing the public utilities commission to review and approve investor-owned utilities' applications for low-emission innovative energy technologies based on meeting specified criteria.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, June 3, page(s) 1340 and placed in members' bill files.)

Amendment No. 2(L.018), by Senator Rodriguez.

Strike the State, Veterans, and Military Affairs Committee Report, dated June 3, 2021, and substitute:

"Amend reengrossed bill, page 4, line 2, strike everything after the period.

Page 4 of the bill, strike lines 3 through 5 and substitute "ANY SUCH PROJECTS ARE ELIGIBLE FOR COST RECOVERY THROUGH THE CLEAN ENERGY PLAN REVENUE RIDER AND, IF APPROVED BY THE COMMISSION, PRUDENTLY INCURRED COSTS THAT DO NOT CONSTITUTE CLEAN ENERGY PLAN ACTIVITIES ARE ELIGIBLE FOR RECOVERY THROUGH AN ADJUSTMENT CLAUSE OR OTHER SIMILAR COST RECOVERY MECHANISM OTHER THAN THE CLEAN ENERGY PLAN REVENUE RIDER, IN ACCORDANCE WITH THE RETAIL RATE STABILITY PROVISIONS OF SECTION 40-2-125.5 (5), FOLLOWING THE PROJECT'S COMMENCEMENT OF COMMERCIAL OPERATION AND UNTIL ANY PROJECT IS PLACED IN BASE RATES. NOTHING IN THIS SECTION PROHIBITS OR DETERS COST-EFFECTIVE INNOVATIVE ENERGY TECHNOLOGY DEPLOYMENT."."

Amendment No. 2(L.020), by Senator Fenberg.

Amend page 6, line 13, strike "CARBON DIOXIDE" and substitute "GREENHOUSE GAS EMISSIONS".

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

HB21-1324 by Representative(s) Pelton and Roberts; also Senator(s) Rodriguez and Hisey--Concerning measures to facilitate the use of innovative energy technologies by investor-owned utilities in Colorado, and, in connection therewith, authorizing the public utilities commission to review and approve investor-owned utilities' applications for low-emission innovative energy technologies based on meeting specified criteria.

Senator Fenberg moved to amend the report of the Committee of the Whole to show that the following Senate floor amendment, (L.014) to HB21-1324, did pass.

Amend reengrossed bill, page 4, line 26, after "(III)" insert "(A)".

Page 5, after line 4 insert:

"(B) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE COMMISSION SHALL NOT PERMIT AN INVESTOR-OWNED UTILITY TO EARN A TOTAL RETURN FROM AN INNOVATIVE ENERGY TECHNOLOGY PROJECT THAT EXCEEDS THE TOTAL RETURN THE UTILITY WOULD HAVE EARNED FROM A PHOTOVOLTAIC SOLAR GENERATION FACILITY OF EQUIVALENT CAPACITY."

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 | 14 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | N |
| Coram | Y | Hisey | N | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | N | Zenzinger | N |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | N | President | N |
| Fields | N | Kolker | Y | Scott | E | | |

Senator Hansen moved to amend the report of the Committee of the Whole to show that the following Senate floor amendment, (L.010) to HB21-1324, did pass.

Amend reengrossed bill, page 4, strike line 5 and substitute "DEPLOYMENT; EXCEPT THAT, IF AN INNOVATIVE ENERGY TECHNOLOGY PROJECT IS ABANDONED OR CANCELLED, IN WHOLE OR IN PART, THE UTILITY IS NOT ENTITLED TO RECOVER ANY COSTS OF RESEARCH, PLANNING, DEVELOPMENT, CONSTRUCTION, START-UP, OR OPERATION IN CONNECTION WITH THE PROJECT."

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 | 14 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | N | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | N | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | N |
| Coram | Y | Hisey | N | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | N |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | N | President | N |
| Fields | N | Kolker | N | Scott | E | | |

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 | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

The Committee of the Whole took the following action:

Passed on second reading: HB21-1324 as amended

Laid over until 12/09/2021: SB21-200

On motion of Majority Leader Fenberg, and with a majority of those elected to the Senate having voted in the affirmative, HJR21-1011 was laid over until Tuesday, June 8, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-250

by Senator(s) Fenberg and Gonzales; also Representative(s) Lontine and Caraveo-- Concerning modifications to certain statutes governing the conduct of elections, and, in connection therewith, making an appropriation.

Senator Fenberg moved that the Senate concur in House amendments to **SB21-250**, as printed in House journal, May 26, page(s) 1572. The motion was **adopted** by the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 20 | NO | 12 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-194 by Senator(s) Buckner; also Representative(s) Herod--Concerning maternal health, and, in connection therewith, making an appropriation.

Senator Buckner moved that the Senate concur in House amendments to **SB21-194**, as printed in House journal, June 3, page(s) 1787. The motion was **adopted** by the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 20 | NO | 12 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-280 by Senator(s) Fields and Cooke; also Representative(s) Weissman and Soper--Concerning crimes that are bias-motivated.

Senator Cooke moved that the Senate concur in House amendments to **SB21-280**, as printed in House journal, June 3, page(s) 1788. The motion was **adopted** by the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SJR21-021 by Senator(s) Danielson; also Representative(s) Will--Concerning the general assembly's support of the state of Colorado's efforts to preserve the state's flora and fauna through the protection of wildlife habitat connectivity.

Senator Danielson moved that the Senate concur in House amendments to **SJR21-021**, as printed in House journal, June 4, page(s) 1872-1873. The motion was **adopted** by the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-018 by Senator(s) Moreno; also Representative(s) Esgar--Concerning continuing the necessary document program indefinitely, and, in connection therewith, making an appropriation.

Senator Moreno moved that the Senate concur in House amendments to **SB21-018**, as printed in House journal, June 3, page(s) 1788. The motion was **adopted** by the following roll call vote:

| YES | 31 | NO | 1 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 28 | NO | 4 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-027 by Senator(s) Pettersen and Danielson; also Representative(s) Gonzales-Gutierrez and Tipper--Concerning emergency supplies for Colorado babies and families, and, in connection therewith, providing diapering essentials through diaper distribution centers and making an appropriation.

Senator Pettersen moved that the Senate concur in House amendments to **SB21-027**, as printed in House journal, June 3, page(s) 1792. The motion was **adopted** by the following roll call vote:

| YES | 19 | NO | 13 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 19 | NO | 13 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-032 by Senator(s) Donovan; also Representative(s) Ortiz--Concerning establishing a mobile veterans-support unit grant program, and, in connection therewith, making an appropriation.

Senator Moreno moved that the Senate concur in House amendments to **SB21-032**, as printed in House journal, June 3, page(s) 1793. The motion was **adopted** by the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-103 by Senator(s) Fenberg and Winter; also Representative(s) Esgar--Concerning the continuation of the office of consumer counsel, and, in connection therewith, implementing the recommendations contained in the 2020 sunset report by the department of regulatory agencies regarding the office of consumer counsel and the utility consumers' board, and making an appropriation.

Senator Winter moved that the Senate concur in House amendments to **SB21-103**, as printed in House journal, June 4, page(s) 1853-1855. The motion was **adopted** by the following roll call vote:

| YES | 24 | NO | 8 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-146 by Senator(s) Lee; also Representative(s) Bacon--Concerning measures to improve prison release outcomes, and, in connection therewith, making and reducing an appropriation.

Senator Lee moved that the Senate concur in House amendments to **SB21-146**, as printed in House journal, June 3, page(s) 1788. The motion was **adopted** by the following roll call vote:

| YES | 30 | NO | 2 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-169 by Senator(s) Buckner; also Representative(s) Ricks and Esgar--Concerning protecting consumers from unfair discrimination in insurance practices.

Senator Buckner moved that the Senate concur in House amendments to **SB21-169**, as printed in House journal, June 3, page(s) 1790. The motion was **adopted** by the following roll call vote:

| YES | 19 | NO | 13 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 19 | NO | 13 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-199

by Senator(s) Jaquez Lewis and Winter, Gonzales, Bridges, Kolker, Pettersen; also Representative(s) Esgar and Gonzales-Gutierrez, Amabile, Bacon, Caraveo, Herod, Hooton, Jodeh, Michaelson Jenet, Ricks, Titone, Woodrow--Concerning measures to remove barriers to certain public opportunities, and, in connection therewith, making an appropriation.

Senator Jaquez Lewis moved that the Senate concur in House amendments to **SB21-199**, as printed in House journal, June 3, page(s) 1788-1789. The motion was **adopted** by the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-242 by Senator(s) Gonzales and Pettersen; also Representative(s) Gonzales-Gutierrez and Woodrow--Concerning the expansion of the allowable uses of the housing development grant fund, and, in connection therewith, making an appropriation.

Senator Gonzales moved that the Senate concur in House amendments to **SB21-242**, as printed in House journal, June 3, page(s) 1792. The motion was **adopted** by the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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 SB21-242.)

SB21-243 by Senator(s) Moreno; also Representative(s) McCluskie--Concerning annual appropriations to the department of public health and environment.

Senator Moreno moved that the Senate concur in House amendments to **SB21-243**, as printed in House journal, June 3, page(s) 1793. The motion was **adopted** by the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-289

by Senator(s) Moreno and Rankin; also Representative(s) Herod and Bird--Concerning the creation of a cash fund consisting of certain money that the state receives from the federal coronavirus state fiscal recovery fund so that the money is available for appropriation only in other legislation.

Senator Moreno moved that the Senate concur in House amendments to **SB21-289**, as printed in House journal, June 3, page(s) 1791. The motion was **adopted** by the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-291

by Senator(s) Fenberg and Holbert; also Representative(s) Roberts and Van Winkle-- Concerning the transfer of forty million dollars to the Colorado economic development fund for the purpose of providing grants to businesses and for investing in economic development opportunities in response to the negative economic impacts of the coronavirus pandemic from the newly created economic recovery and relief cash fund which fund consists of certain money that the state receives from the federal coronavirus state fiscal recovery fund, and, in connection therewith, making an appropriation.

Senator Fenberg moved that the Senate concur in House amendments to **SB21-291**, as printed in House journal, June 3, page(s) 1792. The motion was **adopted** by the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Cooke.

RECONSIDERATION OF SB21-242

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Consideration of House Amendments -- Repassage, on **SB21-242**.

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)

SB21-242 by Senator(s) Gonzales and Pettersen; also Representative(s) Gonzales-Gutierrez and Woodrow--Concerning the expansion of the allowable uses of the housing development grant fund, and, in connection therewith, making an appropriation.

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 20 | NO | 12 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | Y | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | E | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

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

On motion of Senator Pettersen, the following Governor's appointments were confirmed by a roll call vote:

Upon request of Senator Winter, Randal Ahrens was severed from the Air Quality Control Commission and voted on individually by the members.

MEMBERS OF THE
AIR QUALITY CONTROL COMMISSION

for terms expiring January 31, 2023:

Michael Ogletree of Denver, Colorado, a person with appropriate scientific and technical training or experience, appointed;

Charles George Grobe of Craig, Colorado, to serve as a person with appropriate industrial experience, reappointed;

Gerald Lee Arnold of Englewood, Colorado, to serve as a person with appropriate industrial experience, and with labor experience, appointed.

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

MEMBER OF THE
AIR QUALITY CONTROL COMMISSION

Randal Ahrens of Broomfield, Colorado, to serve as a person with appropriate industrial experience, and with private sector experience, appointed;

| YES | 22 | NO | 10 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | N | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | N | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | N | Winter | N |
| Danielson | N | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | N | Rankin | Y | Zenzinger | N |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | N | President | Y |
| Fields | Y | Kolker | N | Scott | E | | |

On motion of Senator Pettersen, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
AIR QUALITY CONTROL COMMISSION

effective January 31, 2021 for terms expiring January 31, 2024:

Martha Rudolph of Denver, Colorado, a person with legal training, and a Democrat, reappointed;

Curtis Otto Rueter of Westminster, Colorado, a person with appropriate technical and industrial training or experience, and a Republican, reappointed;

Anthony Gerber of Denver, Colorado, to serve as a person with appropriate scientific experience, and a Democrat, appointed.

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | Y | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | E | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | E | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | E | | |

MESSAGE FROM THE HOUSE

June 7, 2021

Mr. President:

The House has postponed indefinitely SB21-273. The bill is returned herewith.

The House has postponed indefinitely SB21-176. The bill is returned herewith.

REPORT OF CONFERENCE COMMITTEE

SB21-248 by Senator(s) Donovan and Simpson; also Representative(s) McCormick and Holtorf-- Concerning assistance for agriculture in Colorado, and, in connection therewith, establishing a loan program in the department of agriculture, transferring money from the general fund to a new agricultural future loan program cash fund to be used for the loan program, and making an appropriation.

FIRST REPORT OF FIRST CONFERENCE COMMITTEE ON SB21-248

***** 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 SB21-248, concerning assistance for agriculture in Colorado, and, in connection therewith, establishing a loan program in the department of agriculture, transferring money from the general fund to a new agricultural future loan program cash fund to be used for the loan program, 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 amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 3, strike lines 12 through 27 and substitute:

- "(5) "ELIGIBLE BUSINESS" MEANS A BUSINESS THAT:
- (a) EARNS A MAJORITY OF ITS REVENUE FROM AGRICULTURAL PROCESSING; AND
- (b) IN THE JUDGMENT OF THE DEPARTMENT:

(I) HAS MANAGERS AND EMPLOYEES WHO POSSESS SUFFICIENT EDUCATION, TRAINING, AND EXPERIENCE TO OPERATE THE BUSINESS; AND
(II) PROVIDES AN ECONOMIC BENEFIT TO COLORADO FARMERS OR RANCHERS."

Respectfully submitted,

Senate Committee:
(signed)
Sen. Garcia, Chair
Sen. Simpson

House Committee:
(signed)
Rep. McCormick, Chair
Rep. Roberts
Rep. Holtorf

On motion of Majority Leader Fenberg, the Senate adjourned until 10:00 a.m., Tuesday, June 8, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Seventy-third General Assembly
STATE OF COLORADO
 First Regular Session

 116th Legislative Day

 Tuesday, June 8, 2021

Prayer By the chaplain, Dan File, Capitol Commission, Lake City

Call to Order By the President at 10:00 a.m.

Roll Call Present--34
 Excused--1, Hansen
 Remote--2, Scott, Story

Quorum The President announced a quorum present.

On motion of Majority Leader Fenberg, 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 Majority Leader Fenberg's niece, Ava Greenberg.

Reading of the Journal On motion of Senator Liston, reading of the Journal of Monday, June 7, 2021, was dispensed with and the Journal was approved as corrected by the Secretary.

Musical Presentation By Ava Greenberg, performing "The Star-Spangled Banner".

SENATE SERVICES REPORT

Correctly Printed: SJR21-026.

Correctly Reengrossed: SB21-293.

Correctly Revised: HB21-1266, 1309, 1320, 1324, 1325, 1326, 1327, 1328, 1329, and 1330.

Correctly Rerevised: HB21-1005, 1014, 1101, 1111, 1233, 1250, 1261, 1271, 1285, and 1286.

Correctly Enrolled: SB21-158.

MESSAGE FROM THE HOUSE

June 8, 2021

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-233, 261, 232, 175, 262, 172, 087, 246, 190, and 272, amended as printed in House Journal, June 4, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-292 and 281, amended as printed in House Journal, June 4, 2021, and amended on Third Reading as printed in House Journal, June 7, 2021.

The House has passed on Third Reading and returns herewith SB21-279, 288, 282, 258, 269, 290, 057, 076, and 257.

The House has voted to concur in the Senate amendments to HB21-1141, 1181, 1206, 1242, 1232, 1094, 1278, 1305, 1012, 1069, 1228, 1298, 1208, 1105, 1215, 1229, 1303, 1311, 1312, and 1304 and has repassed the bills as so amended.

The House has voted to concur in the Senate amendments to HJR21-1013 and has repassed the resolution as so amended.

The House has adopted the First Report of the First Conference Committee on HB21-1301 and 1251, as printed in House Journal, June 4, 2021, and has repassed the bills as amended.

The House has adopted the First Report of the First Conference Committee on HB21-1007 and 1027, as printed in House Journal, June 7, 2021, and has repassed the bills as amended.

The House has adopted the First Report of the First Conference Committee on SB21-248, as printed in House Journal, June 7, 2021, 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; SB21-088, 240, 264, 060, 091, amended as printed in House Journal, June 7, 2021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB21-137, amended as printed in House Journal, June 7, 2021, and amended on Third Reading as printed in House Journal, June 8, 2021.

The House has passed on Third Reading and returns herewith SB21-271 and 293.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, SB21-087, 172, 175, 190, 232, 233, 246, 261, 262, 272, 281, and 292.

**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:

HB21-1328 by Representative(s) Herod and Van Winkle; also Senator(s) Fields and Priola--Concerning the effective date of Senate Bill 20-123.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 33 | NO | 1 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coleman and Garcia.

HB21-1325 by Representative(s) McCluskie and Herod, Garnett, Esgar, McLachlan; also Senator(s) Zenzinger and Rankin, Lundeen--Concerning establishing a school finance legislative interim committee to consider changes to the method for funding public schools to improve student achievement, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Garcia, Ginal, Gonzales, Kirkmeyer, Lee, Moreno, Priola, Rodriguez, Simpson, Story, and Woodward.

HB21-1329 by Representative(s) Gonzales-Gutierrez and Woodrow; also Senator(s) Holbert and Gonzales--Concerning the use of money the state receives from the federal government under the "American Rescue Plan Act of 2021" to make investments in housing to assist persons disproportionately impacted by the COVID-19 public health emergency facing housing insecurity, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Fenberg, Garcia, Ginal, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Priola, Rodriguez, Story, and Zenzinger.

HB21-1330 by Representative(s) McCluskie and Ricks; also Senator(s) Zenzinger and Kirkmeyer--Concerning measures to support student success in obtaining postsecondary credentials, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Fenberg, Garcia, Ginal, Lundeen, Moreno, Pettersen, Priola, Rankin, Simpson, Sonnenberg, Story, and Woodward.

HB21-1327 by Representative(s) Ortiz and Van Winkle; also Senator(s) Kolker and Woodward-- Concerning the authority of a pass-through business entity to elect to pay state income taxes at the entity level, 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cooke, Garcia, Hisey, Holbert, Kirkmeyer, Liston, Lundeen, Pettersen, Priola, Rankin, Rodriguez, Simpson, 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:

HB21-1321 by Representative(s) Kennedy and Weissman; also Senator(s) Moreno and Pettersen-- Concerning voter transparency requirements to increase information about the fiscal impact of statewide ballot measures that would result in a change in district revenue, and, in connection therewith, making an appropriation.

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.015), by Senator Moreno.

Amend revised bill, page 3, strike lines 5 through 27.

Strike page 4.

Page 5, strike lines 1 through 12.

Renumber succeeding sections accordingly.

Page 8, strike lines 20 and 21 and substitute "TABLE MUST USE THE FOLLOWING INCOME CATEGORIES:

(A) FEDERAL ADJUSTED GROSS INCOME OF FOURTEEN THOUSAND NINE HUNDRED NINETY-NINE DOLLARS OR LESS;

(B) FEDERAL ADJUSTED GROSS INCOME GREATER THAN OR EQUAL TO FIFTEEN THOUSAND DOLLARS AND LESS THAN THIRTY THOUSAND DOLLARS;

(C) FEDERAL ADJUSTED GROSS INCOME GREATER THAN OR EQUAL TO THIRTY THOUSAND DOLLARS AND LESS THAN FORTY THOUSAND DOLLARS;

(D) FEDERAL ADJUSTED GROSS INCOME GREATER THAN OR EQUAL TO FORTY THOUSAND DOLLARS AND LESS THAN FIFTY THOUSAND DOLLARS;

(E) FEDERAL ADJUSTED GROSS INCOME GREATER THAN OR EQUAL TO FIFTY THOUSAND DOLLARS AND LESS THAN SEVENTY THOUSAND DOLLARS;

(F) FEDERAL ADJUSTED GROSS INCOME GREATER THAN OR EQUAL TO SEVENTY THOUSAND DOLLARS AND LESS THAN ONE HUNDRED THOUSAND DOLLARS;

(G) FEDERAL ADJUSTED GROSS INCOME GREATER THAN OR EQUAL TO ONE HUNDRED THOUSAND DOLLARS AND LESS THAN ONE HUNDRED FIFTY THOUSAND DOLLARS;

(H) FEDERAL ADJUSTED GROSS INCOME GREATER THAN OR EQUAL TO

ONE HUNDRED FIFTY THOUSAND DOLLARS AND LESS THAN TWO HUNDRED THOUSAND DOLLARS;

(I) FEDERAL ADJUSTED GROSS INCOME GREATER THAN OR EQUAL TO TWO HUNDRED THOUSAND DOLLARS AND LESS THAN TWO HUNDRED FIFTY THOUSAND DOLLARS;

(J) FEDERAL ADJUSTED GROSS INCOME GREATER THAN OR EQUAL TO TWO HUNDRED FIFTY THOUSAND DOLLARS AND LESS THAN FIVE HUNDRED THOUSAND DOLLARS;

(K) FEDERAL ADJUSTED GROSS INCOME GREATER THAN OR EQUAL TO FIVE HUNDRED THOUSAND DOLLARS AND LESS THAN ONE MILLION DOLLARS; AND

(L) FEDERAL ADJUSTED GROSS INCOME GREATER THAN OR EQUAL TO ONE MILLION DOLLARS; AND".

The amendment was **passed** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Laid over until the end of the Third Reading of Bills -- Final Passage calendar of Tuesday, June 8, as amended.

HB21-1320 by Representative(s) Tipper and Benavidez; also Senator(s) Lee--Concerning the continuation of the sex offender management board, and, in connection therewith, implementing the recommendations of the 2019 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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cooke, Gardner, and Liston.

HB21-1326 by Representative(s) McLachlan and Will; also Senator(s) Story--Concerning 2020-21 state fiscal year transfers from the general fund to support outdoor recreation, 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | N | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Fenberg, Garcia, Ginal, Gonzales, Lee, Pettersen, and Priola.

HB21-1309 by Representative(s) Roberts and Carver; also Senator(s) Lee and Gardner--Concerning measures related to permitting continuing a criminal trial because of the COVID-19 pandemic.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 32 | NO | 2 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | N | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Hisey, Kirkmeyer, Priola, Rankin, Sonnenberg, and Woodward.

HB21-1324 by Representative(s) Pelton and Roberts; also Senator(s) Rodriguez and Hisey--Concerning measures to facilitate the use of innovative energy technologies by investor-owned utilities in Colorado, and, in connection therewith, authorizing the public utilities commission to review and approve investor-owned utilities' applications for low-emission innovative energy technologies based on meeting specified criteria.

A majority of those elected to the Senate having voted in the affirmative, Senator Rodriguez was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.022), by Senator Rodriguez.

Amend revised bill, page 4, line 17, strike the period and add "ABSENT A FINDING BY THE COMMISSION THAT SUCH COSTS WERE PRUDENTLY INCURRED, AND IN ANY COST RECOVERY PROCEEDING THE UTILITY SHALL BEAR THE BURDEN OF PROOF."

Page 5, line 22, after "FACILITY" insert "OR WIND GENERATION FACILITY".

The amendment was **passed** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Gonzales, Liston, Priola, Story, and Winter.

On motion of Majority Leader Fenberg, 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.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR21-1011 by Representative(s) Holtorf; also Senator(s) Simpson--Concerning the designation of a portion of United States Highway 160 as the "Deputy Travis Russell and Deputy Sergeant Matthew Troy Moreno Memorial Highway".

On motion of Senator Simpson, the resolution was read at length and **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Gonzales, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

MESSAGE FROM THE REVISOR OF STATUTES

We herewith transmit:

Without comment, as amended, SB21-060, 088, 091, 137, 240, and 264.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB21-119 and 260.

REPORT OF CONFERENCE COMMITTEES

HB21-1065 by Representative(s) Ortiz; also Senator(s) Garcia--Concerning the authority of a private employer to adopt a veterans' preference employment policy when hiring new employees, and, in connection therewith, making an appropriation.

FIRST REPORT OF SECOND CONFERENCE COMMITTEE
ON HB21-1065

THIS REPORT AMENDS THE
REENGROSSED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

Your second conference committee appointed on HB21-1065, concerning the authority of a private employer to adopt a veterans' preference employment policy when hiring new employees, has met and reports that it has agreed upon the following:

That the Senate recede from its amendments made to the bill, as the amendments appear in the rerevised bill, and that the following amendments be substituted therefor:

Amend reengrossed bill, page 2, line 5, strike "**definitions - repeal.**" and substitute "**definitions.**".

Page 3, strike line 27.

Page 4, strike line 1 and substitute "PART 4 OF ARTICLE 34 OF TITLE 24."

Page 4, strike lines 16 through 26.

Re-number succeeding section accordingly.

Respectfully submitted,

House Committee:
(signed)
Rep. Ortiz, Chair
Rep. Benavidez

Senate Committee:
(signed)
Sen. Garcia, Chair
Sen. Jaquez Lewis

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB21-087 by Senator(s) Danielson and Moreno, Fields, Pettersen; also Representative(s) McCormick and Caraveo, Duran, Kennedy, Sirota, Woodrow, Young--Concerning agricultural workers' rights, and, in connection therewith, making an appropriation.

Senator Moreno moved that the Senate concur in House amendments to **SB21-087**, as printed in House journal, June 4, page(s) 1881-1882. The motion was **adopted** by the following roll call vote:

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| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 19 | NO | 15 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Garcia.

SB21-172 by Senator(s) Danielson and Garcia; also Representative(s) Gonzales-Gutierrez and Ortiz-- Concerning creation of a fund to assist in increasing the amounts paid to persons employed by local education providers.

Senator Danielson moved that the Senate concur in House amendments to **SB21-172**, as printed in House journal, June 4, page(s) 1880-1881. The motion was **adopted** by the following roll call vote:

| YES | 22 | NO | 12 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-190 by Senator(s) Rodriguez and Lundeen; also Representative(s) Duran and Carver-- Concerning additional protection of data relating to personal privacy.

Senator Rodriguez moved that the Senate concur in House amendments to **SB21-190**, as printed in House journal, June 4, page(s) 1883. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-232 by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Kipp and Bird--Concerning an appropriation to the department of higher education for the Colorado opportunity scholarship initiative's displaced workers grant.

Senator Zenzinger moved that the Senate concur in House amendments to **SB21-232**, as printed in House journal, June 4, page(s) 1857. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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: Holbert.

SB21-233

by Senator(s) Rodriguez and Hansen; also Representative(s) Benavidez and Gonzales-Gutierrez--Concerning functions of the division of unemployment insurance, and, in connection therewith, requiring a feasibility study concerning a wage replacement program and making an appropriation.

Senator Rodriguez moved that the Senate concur in House amendments to **SB21-233**, as printed in House journal, June 4, page(s) 1855. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 19 | NO | 15 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-246

by Senator(s) Fenberg; also Representative(s) Valdez A. and Froelich--Concerning measures to encourage beneficial electrification, and, in connection therewith, directing the public utilities commission and Colorado utilities to promote compliance with current environmental and labor standards and making an appropriation.

Senator Fenberg moved that the Senate concur in House amendments to **SB21-246**, as printed in House journal, June 4, page(s) 1882. The motion was **adopted** by the following roll call vote:

| YES | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-261

by Senator(s) Fenberg and Priola; also Representative(s) Valdez A. and Amabile-- Concerning measures to increase the deployment of renewable energy generation facilities to meet Colorado's energy needs, and, in connection therewith, raising the allowable capacity of customer-sited renewable energy generation facilities, giving customers additional options for increasing the scale and flexibility of new installations, and making an appropriation.

Senator Fenberg moved that the Senate concur in House amendments to **SB21-261**, as printed in House journal, June 4, page(s) 1856-1857. The motion was **adopted** by the following roll call vote:

| YES | 23 | NO | 11 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-262

by Senator(s) Zenzinger and Gardner; also Representative(s) Bird and McKean--Concerning transparency for special districts.

Senator Zenzinger moved that the Senate concur in House amendments to **SB21-262**, as printed in House journal, June 4, page(s) 1880. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-272

by Senator(s) Hansen and Fenberg; also Representative(s) Bernett--Concerning the operations of the public utilities commission, and, in connection therewith, modernizing the commission's statutory directives regarding distributed generation of electricity; requiring additional disclosure from intervenors in adversarial proceedings; providing the commissioners with access to independent subject-matter experts; and making an appropriation.

Senator Fenberg moved that the Senate concur in House amendments to **SB21-272**, as printed in House journal, June 4, page(s) 1884-1887. The motion was **adopted** by the following roll call vote:

| YES | 28 | NO | 6 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Jaquez Lewis, Lee, Moreno, Pettersen, Priola, and Story.

SB21-281 by Senator(s) Hansen and Rankin, Moreno; also Representative(s) McCluskie and Ransom, Herod--Concerning severance tax revenue, and, in connection therewith, making an appropriation.

Senator Rankin moved that the Senate concur in House amendments to **SB21-281**, as printed in House journal, June 4, page(s) 1880. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-292 by Senator(s) Winter and Rankin; also Representative(s) Duran and Carver--Concerning the allocation of fifteen million dollars from the economic relief and recovery cash fund under the federal "American Rescue Plan Act of 2021" for purpose of funding victim's services programs to assist persons disproportionately impacted by the COVID-19 public health emergency, and, in connection therewith, making an appropriation.

Senator Winter moved that the Senate concur in House amendments to **SB21-292**, as printed in House journal, June 4, page(s) 1855. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-060 by Senator(s) Donovan; also Representative(s) Roberts--Concerning broadband deployment, and, in connection therewith, implementing a program to provide financial assistance for income-eligible households to access broadband service.

Senator Donovan moved that the Senate concur in House amendments to **SB21-060**, as printed in House journal, June 7, page(s) 1934. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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.

SB21-088 by Senator(s) Danielson and Fields; also Representative(s) Michaelson Jenet and Soper--Concerning establishing a civil cause of action for sexual misconduct against a minor, and, in connection therewith, making an appropriation.

Senator Danielson moved that the Senate concur in House amendments to **SB21-088**, as printed in House journal, June 7, page(s) 1921-1922. The motion was **adopted** by the following roll call vote:

| YES | 33 | NO | 1 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 31 | NO | 3 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-091 by Senator(s) Liston and Rodriguez, Coleman; also Representative(s) Bird and Larson, Lynch, Van Beber--Concerning limitations on credit transaction charges.

Senator Liston moved that the Senate concur in House amendments to **SB21-091**, as printed in House journal, June 7, page(s) 1935. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 30 | NO | 4 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | N | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | N | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | N | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | N | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-137 by Senator(s) Pettersen and Winter; also Representative(s) Michaelson Jenet and Kennedy--Concerning the "Behavioral Health Recovery Act of 2021", and, in connection therewith, making an appropriation.

Senator Pettersen moved that the Senate concur in House amendments to **SB21-137**, as printed in House journal, June 7, page(s) 1922-1923. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 30 | NO | 4 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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: Garcia.

SB21-240 by Senator(s) Danielson and Simpson; also Representative(s) Kipp and Catlin--Concerning the transfer of money from the general fund to the Colorado water conservation board construction fund for watershed protection programs, and, in connection therewith, making an appropriation.

Senator Simpson moved that the Senate concur in House amendments to **SB21-240**, as printed in House journal, June 7, page(s) 1923. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB21-264

by Senator(s) Hansen; also Representative(s) Valdez A. and Burnett--Concerning the adoption of programs by gas utilities to reduce greenhouse gas emissions, and, in connection therewith, making an appropriation.

Senator Fenberg moved that the Senate concur in House amendments to **SB21-264**, as printed in House journal, June 7, page(s) 1923. The motion was **adopted** by the following roll call vote:

| YES | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | N | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Story.

SB21-175

by Senator(s) Jaquez Lewis and Gonzales, Buckner; also Representative(s) Caraveo and Kennedy--Concerning the Colorado prescription drug affordability review board, and, in connection therewith, directing the board to review the affordability of certain drugs and establish upper payment limits for certain drugs; prohibiting certain entities from purchasing or reimbursing for any drug for distribution in the state at an amount that exceeds the upper payment limit established for the prescription drug; establishing penalties for violations; and making an appropriation.

Senator Gonzales moved that the Senate concur in House amendments to **SB21-175**, as printed in House journal, June 4, page(s) 1857-1858. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 19 | NO | 15 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Petterson | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | N |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

MESSAGE FROM THE HOUSE

June 8, 2021

Mr. President:

The House has adopted and returns herewith SJR21-020 and SJR21-025.

The House has voted to concur in the Senate amendments to HB21-1162, 1189, 1269, 1282, 1283, 1194, 1258, 1262, 1288, 1307, 1317, 1071, 1030, 1110, 1171, 1198, 1216, 1260, 1264, 1276, 1289, 1294, 1314, 1111, 1261, 1209, 1005, 1014, 1271, 1285, 1286, 1250, and 1329 and has repassed the bills as so amended.

The House has adopted and transmits herewith HJR21-1010, as printed in House Journal, May 13, 2021.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB21-248 by Senator(s) Donovan and Simpson; also Representative(s) McCormick and Holtorf-- Concerning assistance for agriculture in Colorado, and, in connection therewith, establishing a loan program in the department of agriculture, transferring money from the general fund to a new agricultural future loan program cash fund to be used for the loan program, and making an appropriation.

Senator Simpson moved for the adoption of the first report of the first conference committee on **SB21-248**, as printed in Senate journal, June 7, page(s) 1445-1446. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Petterson | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

RECONSIDERATION OF SB21-175

SB21-175 by Senator(s) Jaquez Lewis and Gonzales, Buckner; also Representative(s) Caraveo and Kennedy--Concerning the Colorado prescription drug affordability review board, and, in connection therewith, directing the board to review the affordability of certain drugs and establish upper payment limits for certain drugs; prohibiting certain entities from purchasing or reimbursing for any drug for distribution in the state at an amount that exceeds the upper payment limit established for the prescription drug; establishing penalties for violations; and making an appropriation.

Having voted on the prevailing side, Senator Fenberg moved for reconsideration of the last Senate action, Consideration of House Amendments -- Repassage, on **SB21-175**.

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)

SB21-175 by Senator(s) Jaquez Lewis and Gonzales, Buckner; also Representative(s) Caraveo and Kennedy--Concerning the Colorado prescription drug affordability review board, and, in connection therewith, directing the board to review the affordability of certain drugs and establish upper payment limits for certain drugs; prohibiting certain entities from purchasing or reimbursing for any drug for distribution in the state at an amount that exceeds the upper payment limit established for the prescription drug; establishing penalties for violations; and making an appropriation.

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 18 | NO | 16 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | N |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

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)

HB21-1065 by Representative(s) Ortiz; also Senator(s) Garcia--Concerning the authority of a private employer to adopt a veterans' preference employment policy when hiring new employees, and, in connection therewith, making an appropriation.

Senator Fenberg moved for the adoption of the first report of the second conference committee on **HB21-1065**, as printed in Senate journal, June 8, page(s) 1454. The motion was **adopted** by the following roll call vote:

| YES | 20 | NO | 14 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | N | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | N | | |

Senator Gardner requested his name be removed as co-prime sponsor on HB21-1065.

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 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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:

HB21-1321 by Representative(s) Kennedy and Weissman; also Senator(s) Moreno and Pettersen-- Concerning voter transparency requirements to increase information about the fiscal impact of statewide ballot measures that would result in a change in district revenue, and, in connection therewith, making an appropriation.

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. 2(L.020), by Senator Moreno.

Amend revised bill, page 3, line 3, strike "(3)(h)." and substitute "(3)(g).".

Page 5, line 14, strike "(3)(i), and (3)(j)" and substitute "and (3)(i)".

Page 5, line 17, strike "POLICY".

Page 5, strike lines 18 through 22 and substitute "BEGIN "SHALL THERE BE A REDUCTION TO THE (DESCRIPTION OF TAX) BY (THE PERCENTAGE BY WHICH THE TAX IS REDUCED IN THE FIRST FULL FISCAL YEAR THAT THE MEASURE REDUCES REVENUE) THEREBY REDUCING STATE REVENUE, WHICH WILL REDUCE FUNDING FOR STATE EXPENDITURES THAT INCLUDE BUT ARE NOT LIMITED TO (THE THREE LARGEST AREAS OF PROGRAM EXPENDITURE) BY AN ESTIMATED (PROJECTED DOLLAR FIGURE OF REVENUE REDUCTION TO THE STATE IN THE FIRST FULL FISCAL YEAR THAT THE MEASURE REDUCES REVENUE) IN TAX REVENUE...?". IF THE BALLOT MEASURE SPECIFIES THE PUBLIC SERVICES OR PROGRAMS THAT ARE

TO BE REDUCED BY THE TAX CHANGE, THOSE PUBLIC SERVICES OR PROGRAMS MUST BE STATED IN THE BALLOT TITLE. IF THE PUBLIC SERVICES OR PROGRAMS IDENTIFIED IN THE MEASURE ARE INSUFFICIENT TO ACCOUNT FOR THE FULL DOLLAR VALUE OF THE TAX CHANGE IN THE FIRST FULL FISCAL YEAR THAT THE MEASURE REDUCES REVENUE, THEN THE THREE LARGEST AREAS OF PROGRAM EXPENDITURE MUST BE STATED IN THE BILL TITLE ALONG WITH THE PUBLIC SERVICES OR PROGRAMS IDENTIFIED IN THE MEASURE. THE".

Page 5, line 26, strike "POLICY".

Page 5, strike line 27, and substitute "BEGIN "SHALL FUNDING AVAILABLE FOR".

Page 6, line 12, strike "POLICY".

Page 6, line 18, strike "POLICY".

Page 6, strike lines 25 through 27.

Page 7, strike line 1.

Reletter succeeding paragraphs accordingly.

Page 7, line 4, strike "(3)(g), OR (3)(h)" and substitute "OR (3)(g)".

Page 7, line 7, strike "REQUIRES, "AREAS" and insert "REQUIRES:
(I) "AREAS".

Page 7, line 9, strike ""PROGRAM EXPENDITURE"" and substitute ""THE THREE LARGEST AREAS OF PROGRAM EXPENDITURE"".

Page 7, after line 12 insert:

"(II) "TAX CHANGE" MEANS ANY INITIATED BALLOT ISSUE OR INITIATED BALLOT QUESTION THAT HAS A PRIMARY PURPOSE OF LOWERING OR INCREASING TAX REVENUES COLLECTED BY A DISTRICT, INCLUDING A REDUCTION OR INCREASE OF TAX RATES, MILL LEVIES, ASSESSMENT RATIOS, OR OTHER MEASURES, INCLUDING MATTERS PERTAINING TO TAX CLASSIFICATION, DEFINITIONS, CREDITS, EXEMPTIONS, MONETARY THRESHOLDS, QUALIFICATIONS FOR TAXATION, OR ANY COMBINATION THEREOF, THAT REDUCE OR INCREASE A DISTRICT'S TAX COLLECTIONS. "TAX CHANGE" DOES NOT MEAN AN INITIATED BALLOT ISSUE OR INITIATED BALLOT QUESTION THAT RESULTS IN A DECREASE OR INCREASE IN REVENUE TO A DISTRICT IN WHICH SUCH DECREASE OR INCREASE IS INCIDENTAL TO THE PRIMARY PURPOSE OF THE INITIATED BALLOT ISSUE OR INITIATED BALLOT QUESTION."

Page 8, line 22, strike "TAX POLICY CHANGE" and substitute "TAX CHANGE, AS DEFINED IN SECTION 1-40-106 (3)(i)(II),".

Page 8, strike line 25 and substitute "1-40-106 (3)(i)(I)".

The amendment was **passed** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Call of the Senate.

Call raised.

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 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | 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, Danielson, Donovan, Fenberg, Ginal, Gonzales, Kolker, Lee, Story, and Winter.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB21-1121, 1164, 1257, 1277, 1293.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SR21-007 by Senator(s) Gonzales; --Concerning the recognition and remembrance of those lost to COVID-19 in the Latino community.

On motion of Senator Gonzales, the resolution **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Garcia, Gardner, Ginal, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

HJR21-1010 by Representative(s) Michaelson Jenet and Soper; also Senator(s) Gardner and Moreno-- Concerning the commemoration of the Holocaust.

On motion of Senator Simpson, the resolution was read at length and **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fenberg, Fields, Garcia, Ginal, Gonzales, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

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:

HB21-1266 by Representative(s) Jackson and Weissman, Bacon, Caraveo, Cutter, Duran, Exum, Gonzales-Gutierrez, Gray, Jodeh, Kennedy, Kipp, Ortiz, Sirota, Titone, Valdez A., Woodrow; also Senator(s) Winter and Buckner--Concerning efforts to redress the effects of environmental injustice on disproportionately impacted communities, and, in connection therewith, making an appropriation.

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.027), by Senator Winter.

Amend revised bill, page 40, line 4, after the period add "THE DIVISION MAY APPROVE ALTERNATE DATA SUBMISSION AND FILING DEADLINES, TO BE NO LATER THAN DECEMBER 31, 2023, UPON REVIEWING INFORMATION SUPPLIED BY A UTILITY IN CONJUNCTION WITH THE UTILITY'S WRITTEN INTENTION TO FILE IF THE EMISSION REDUCTION CALCULATIONS ARE DEPENDENT ON DECISIONS OF ANOTHER UTILITY SUBJECT TO RESOURCE PLANNING REQUIREMENTS OF THE PUBLIC UTILITIES COMMISSION."

The amendment was **passed** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

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. 2(L.028), by Senator Winter.

Amend revised bill, page 7, line 26, strike "25-1-131" and substitute "25-1-131, 25-1-132,".

Page 16, after line 9 insert:

"SECTION 5. In Colorado Revised Statutes, 25-7-103, **add** (8.5) as follows:

25-7-103. Definitions. As used in this article 7, unless the context otherwise requires:

(8.5) "DISPROPORTIONATELY IMPACTED COMMUNITY" HAS THE MEANING SET FORTH IN SECTION 24-4-109 (2)(b)(II)."

Re-number succeeding sections accordingly.

Page 20, strike line 27.

Page 21, strike lines 1 through 22.

Re-number succeeding subparagraph accordingly.

Page 23, lines 11 and 12, strike "COMMUNITY AS DEFINED IN SECTION 25-7-114.4 (5)(d)(III)." and substitute "COMMUNITY."

Page 36, lines 22 and 23, strike "COMMUNITIES AS DEFINED IN SECTION 25-7-114.4 (5)(d)(III)" and substitute "COMMUNITIES".

The amendment was **passed** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 19 | NO | 15 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|----|-----------|---|------------|---|
| Bridges | Y | Gardner | N | Lee | Y | Simpson | N |
| Buckner | Y | Ginal | Y | Liston | N | Smallwood | N |
| Coleman | Y | Gonzales | Y | Lundeen | N | Sonnenberg | N |
| Cooke | N | Hansen | E | Moreno | Y | Story | Y |
| Coram | N | Hisey | N | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | N | Priola | Y | Woodward | N |
| Donovan | Y | Jaquez Lewis | Y | Rankin | N | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | N | Rodriguez | Y | President | N |
| Fields | Y | Kolker | Y | Scott | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Danielson, Donovan, Fenberg, Fields, Gonzales, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, and Story.

CONSIDERATION OF RESOLUTIONS

SJR21-026 by Senator(s) Fenberg, Garcia, Holbert; also Representative(s) Esgar, Garnett, McKean-- Concerning the appointment of a joint committee to notify the governor that the first regular session of the seventy-third general assembly is about to adjourn sine die.

On motion of Senator Fenberg, the resolution was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-----------|----|--------------|---|-----------|---|------------|---|
| Bridges | Y | Gardner | Y | Lee | Y | Simpson | Y |
| Buckner | Y | Ginal | Y | Liston | Y | Smallwood | Y |
| Coleman | Y | Gonzales | Y | Lundeen | Y | Sonnenberg | Y |
| Cooke | Y | Hansen | E | Moreno | Y | Story | Y |
| Coram | Y | Hisey | Y | Pettersen | Y | Winter | Y |
| Danielson | Y | Holbert | Y | Priola | Y | Woodward | Y |
| Donovan | Y | Jaquez Lewis | Y | Rankin | Y | Zenzinger | Y |
| Fenberg | Y | Kirkmeyer | Y | Rodriguez | Y | President | Y |
| Fields | Y | Kolker | Y | Scott | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cooke, Coram, Danielson, Donovan, Fields, Gardner, Ginal, Gonzales, Hisey, Jaquez Lewis, Kirkmeyer, Kolker, Lee, Liston, Lundeen, Moreno, Pettersen, Priola, Rankin, Rodriguez, Scott, Simpson, Smallwood, Sonnenberg, Story, Winter, Woodward, and Zenzinger.

Pursuant to SJR21-026, the President appointed Senators Buckner and Kirkmeyer to the committee to notify the Governor that the first regular session of the seventy-third general assembly is about to adjourn sine die.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

June 8, 2021

Mr. President:

The House has adopted the First Report of the Second Conference Committee on HB21-1065, as printed in House Journal, June 8, 2021, and has repassed the bill as amended.

The House has voted to concur in the Senate amendments to HB21-1324 and 1321 and has repassed the bills as so amended.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Tuesday, June 08, 2021, at 03:23 P.M.:
SB21-119 and 260.

TRIBUTES

Honoring:

- Zaira Najera -- By Senator Kerry Donovan
- KVRH-FM of Salida -- By Senator Kerry Donovan
- KWUZ-FM of Poncha Springs -- By Senator Kerry Donovan
- Edward F. Flaherty Jr. -- By Senator Senator Dominick Moreno

On motion of Senator Fenberg, and with the unanimous consent of those elected to the Senate having voted in the affirmative, the First Regular Session of the Seventy-Third General Assembly adjourned *sine die* at 4:06 p.m., Tuesday, June 8, 2021.

Approved:

Leroy M. Garcia
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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